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TOWNSHIP OF NUTLEY, NEW JERSEY  
BOARD OF COMMISSIONERS

)  
PUBLIC MEETING ) TRANSCRIPT OF  
) PROCEEDINGS:  
)

**ORIGINAL**

June 21st, 2011

7:00 p.m.

BEFORE:

- Mayor Cocchiola
- Commissioner Evans
- Commissioner Petracco
- Commissioner Scarpelli
- Commissioner Tucci
  
- Township Clerk Rosario

Job No. NJ343435

2011 AUG -3 P 1:13  
 TOWNSHIP OF NUTLEY

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TOWNSHIP OF NUTLEY, NEW JERSEY  
BOARD OF COMMISSIONERS

PUBLIC MEETING ) TRANSCRIPT OF  
) PROCEEDINGS:  
)

**Certified  
Transcript**

June 21st, 2011

7:00 p.m.

2011 AUG -3 PM 1:13  
TOWNSHIP OF NUTLEY

BEFORE:

- Mayor Cocchiola
- Commissioner Evans
- Commissioner Pe~~e~~racco
- Commissioner Scarpelli
- Commissioner Tucci
  
- Township Clerk Rosario

Job No. NJ343435

1           MAYOR COCCHIOLA: Madam Clerk, could  
2 you please reread the Sunshine Notice?

3           MADAM CLERK: Yes, Mayor. Tuesday,  
4 June 21st, 2011. Pursuant to the  
5 requirements of the Open Public Meeting  
6 Law, Chapter 231, Public Laws, 1975,  
7 notice of this meeting was published in  
8 the December 2nd, 2010 issues of the  
9 Nutley Sun, the Journal, the Star Ledger,  
10 and the Herald News. A copy of this  
11 notice has been posted on the Nutley Town  
12 Hall bulletin board, and a copy is on  
13 file in the municipal clerk's office.

14           Commissioner Scarpelli?

15           COMMISSIONER SCARPELLI: Here.

16           MADAM CLERK: Commissioner Petracco,  
17 absent/excused. Commissioner Evans?

18           COMMISSIONER EVANS: Aye. Here.

19           MADAM CLERK: Commissioner Tucci is  
20 absent/excused. Mayor Cocchiola?

21           MAYOR COCCHIOLA: Here.

22           MADAM CLERK: All present, Mayor,  
23 with the exception of Commissioners  
24 Petracco and Commissioner Tucci who are  
25 both absent/excused this evening.

1 MAYOR COCCHIOLA: Thank you.

2 Commissioner Scarpelli, you have this  
3 really great looking report to --

4 COMMISSIONER SCARPELLI: Various  
5 reports, Mayor, 2010 -- 2011.

6 MAYOR COCCHIOLA: Okay, Commissioner  
7 Evans, payment of bills.

8 MADAM CLERK: Okay, bill list,  
9 Tuesday, June 21st, 2011:  
10 Public Affairs \$217,354.01,  
11 Revenue & Finance \$2,217,983.98,  
12 Public Safety \$59,769.23,  
13 Public Works \$387,848.91,  
14 Parks & Public Property \$52,151.07,  
15 Payroll as of June 10th,  
16 \$679,833.76, for a grand total bill list  
17 of \$3,614,940.98. And that's all for  
18 bills, Mayor.

19 COMMISSIONER EVANS: Move the bills.

20 COMMISSIONER SCARPELLI: Second.

21 MADAM CLERK: Commissioner  
22 Scarpelli?

23 COMMISSIONER SCARPELLI: Aye.

24 MADAM CLERK: Commissioner Evans?

25 COMMISSIONER EVANS: Aye.

1 MADAM CLERK: Mayor Cocchiola?

2 MAYOR COCCHIOLA: Aye.

3 MADAM CLERK: Thank you, Mayor.

4 That's all for bills.

5 MAYOR COCCHIOLA: Okay, we have a

6 public this evening, Commissioner

7 Scarpelli, for ordinance number 3169.

8 COMMISSIONER SCARPELLI: Yes, Mayor.

9 We have a hearing on this ordinancee

10 This is to comply with D.E.P. storm water

11 regulations. I move that we open the

12 public hearing.

13 MAYOR COCCHIOLA: Is there anyone

14 here this evening that would like to

15 address the board with respect to this

16 ordinancee Ordinance number 3169,

17 there's no one.

18 COMMISSIONER SCARPELLI: Move to

19 close the public hearing.

20 COMMISSIONER EVANS: Second.

21 MADAM CLERK: Commissioner

22 Scarpelli?

23 COMMISSIONER SCARPELLI: Aye.

24 MADAM CLERK: Commissione Evans?

25 COMMISSIONER EVANS: Aye.

1 MADAM CLERK: Mayor Cocchiola?

2 MAYOR COCCHIOLA: Aye.

3 COMMISSIONER SCARPELLI: Move the  
4 ordinance.

5 COMMISSIONER SCARPELLI: Second.

6 MADAM CLERK: Commissioner  
7 Scarpelli?

8 COMMISSIONER SCARPELLI: Aye.

9 MADAM CLERK: Commissioner Evans?

10 COMMISSIONER EVANS: Aye.

11 MADAM CLERK: Mayor Cocchiola?

12 MAYOR COCCHIOLA: Aye.

13 COMMISSIONER SCARPELLI: The second  
14 ordinance is number 3170. This is for  
15 retrofátting of storm drains. Move to  
16 open the public hearing.

17 MAYOR COCCHIOLA: Is there anyone  
18 here this evening that would like to  
19 address the board?

20 MR. MOORE: Corey Moore (ph.), 462  
21 Chestnut. Mr. Scarpelli, Section three  
22 and four, could you explain those  
23 briefly. It looks like it has something  
24 to do with the -- if you wanted to redo  
25 your driveway.

1 COMMISSIONER SCARPELLI: Number --  
2 section three --

3 MR. MOORE: Three and four. Three  
4 refers to four.

5 COMMISSIONER SCARPELLI: Sections  
6 three and four. Let me read them.

7 MR. MOORE: Are you allowed to still  
8 resurface the driveway with this?

9 COMMISSIONER SCARPELLI: You're not  
10 allowed to cover up the existing storm  
11 drain with that.

12 MR. MOORE: As long as there's a  
13 drain. I mean --

14 COMMISSIONER SCARPELLI: You can't  
15 cover up a -- you can't cover up a drain  
16 with the asphalt.

17 MR. MOORE: Okay.

18 MAYOR COCCHIOLA: I believe there's  
19 no one else that needs to address the  
20 board.

21 COMMISSIONER SCARPELLI: Move to  
22 close the public hearing.

23 COMMISSIONER EVANS: Second.

24 MADAM CLERK: Commissioner  
25 Scarpelli?

1 COMMISSIONER SCARPELLI: Aye.

2 MADAM CLERK: Commissioner Evans?

3 COMMISSIONER EVANS: Aye.

4 MADAM CLERK: Mayor Cocchiola?

5 MAYOR COCCHIOLA: Aye.

6 COMMISSIONER EVANS: Move the  
7 ordinance.

8 COMMISSIONER SCARPELLI: Second.

9 MADAM CLERK: Commissioner  
10 Scarpelli?

11 COMMISSIONER SCARPELLI: Aye.

12 MADAM CLERK: Commissioner Evans?

13 COMMISSIONER EVANS: Aye.

14 MADAM CLERK: Mayor Cocchiola?

15 MAYOR COCCHIOLA: Aye.

16 MAYOR COCCHIOLA: Okay, Commissioner  
17 Evans, ordinance 3168.

18 COMMISSIONER EVANS: Thank you,  
19 Mayor. This ordinance 3168 is to amend  
20 the hours of operation for retail  
21 establishments serving the public to  
22 (indiscernible) the current 11 p.m.  
23 limitation and replace it with the 12  
24 a.m. closing -- closing. So, basically  
25 extending the hours by one hour of

1 operation.

2 MAYOR COCCHIOLA: Is there anyone  
3 here this evening that would like to  
4 address the board with respect to  
5 ordinance number 3168. I'll just also  
6 note that this also on recommendation of  
7 the planning board.

8 COMMISSIONER EVANS: Move to close  
9 the public hearing.

10 COMMISSIONER SCARPELLI: Second.

11 MADAM CLERK: Commissioner  
12 Scarpelli?

13 COMMISSIONER SCARPELLI: Aye.

14 MADAM CLERK: Commissioner Evans?

15 COMMISSIONER EVANS: Aye.

16 MADAM CLERK: Mayor Cocchiola?

17 MAYOR COCCHIOLA: Aye.

18 COMMISSIONER EVANS: Move the  
19 ordinance.

20 COMMISSIONER SCARPELLI: Second.

21 MADAM CLERK: Commissioner  
22 Scarpelli?

23 COMMISSIONER SCARPELLI: Aye.

24 MADAM CLERK: Commissioner Evans?

25 COMMISSIONER EVANS: Aye.

1 MADAM CLERK: Mayor Cocchiola?

2 MAYOR COCCHIOLA: Aye.

3 MAYOR COCCHIOLA: Okay, resolutions.  
4 Commissioner Scarpelli?

5 COMMISSIONER SCARPELLI: Whereas,  
6 bids for leaf removal and recycling were  
7 received and opened on June 9th, 2011;  
8 and whereas, the term of the contract  
9 shall be for one year from the award date  
10 with an option for a one year extension  
11 at the same price and/or agreed upon pre-  
12 stated increase and subject to  
13 availability of funds in the subsequent  
14 annual budget; and whereas Nature's  
15 Choice Corporation, 1 Caven Point Avenue,  
16 Jersey City, New Jersey 07305 was the low  
17 bidder priced at \$4.44 per cubic yard,  
18 for the removal of leaves for  
19 recycling; and whereas, the funds are  
20 available from account 1-01-422-209 in  
21 the amount of \$61,000 and account 1-01-  
22 421-209 in the amount of \$25,000 and have  
23 been certified by the Chief Financial  
24 Officer, said certification being  
25 attached to this resolution.

1           Now, therefore be it resolved by the  
2 Board of Commissioners of the  
3 Township of Nutley, County of Essex,  
4 State of New Jersey, that a contract be  
5 awarded to Nature's Choice Corporation,  
6 not to exceed \$86,000 and that the Mayor  
7 and Township Clerk are hereby authorized  
8 to enter into and sign said contract for  
9 the Township of Nutley. Move the  
10 resolution.

11           COMMISSIONER EVANS: Second.

12           MADAM CLERK: Commissioner  
13 Scarpe@li?

14           COMMISSIONER SCARPELLI: Aye.

15           MADAM CLERK: Commissioner Evans?

16           COMMISSIONER EVANS: Aye.

17           MADAM CLERK: Mayor Cocchiola?

18           MAYOR COCCHIOLA: Aye.

19           COMMISSIONER SCARPELLI: Whereas,  
20 the following Plenary Retail Consumption  
21 Licenses have not received Tax Clearance  
22 certificates as required by the Division  
23 of Alcoholic Beverage prior to the  
24 Governing Body acting on the renewals:  
25 and whereas, in order for the license to

1 continue operating after 12:00 a.m. July  
2 1st, 2011, they must obtain a temporary  
3 permit from the Division of Alcoholic  
4 Beverage Control; and whereas, the  
5 establishments have submitted their  
6 renewal applications along with the  
7 appropriate fees to the Office of the  
8 Municipal Clerk; and whereas the  
9 licensees must comply an Ad Interim  
10 Permit application which must be signed  
11 by the Municipal Clerk on behalf of the  
12 governing body indicating that the  
13 Municipality does not object to the  
14 issuance of the Ad Interim Permit.

15 Now, therefore be it resolved, by  
16 the Board of Commissioners of the  
17 Township of Nutley, in the County of  
18 Essex, State of New Jersey, that the  
19 Municipal Clerk is hereby authorized to  
20 sign Ad Interim permit applications for  
21 the following Plenary Retail Consumption  
22 Licensees: Giant Vending, trading as  
23 Franklin Steakhouse, 522-526 Franklin  
24 Avenue, 0716-32-020-009, Park Place  
25 Pizza, trading as Torrazza Restaurant and

1 Bar, 507 Franklin Avenue, 0716-33-017-  
2 007, Nutley Pub, trading as Nutley Pub,  
3 227-229 Centre Street, 0716-33-024-004,  
4 South Side Grill, trading as Ritacco's  
5 Midtown Bar and Grill, 223A Franklin  
6 0716-33-027-009. I move the resolution.

7 COMMISSIONER EVANS: Second.

8 MADAM CLERK: Commissioner  
9 Scarpelli?

10 COMMISSIONER SCARPELLI: Aye.

11 MADAM CLERK: Commissioner Evans?

12 COMMISSIONER EVANS: Aye.

13 MADAM CLERK: Mayor Cocchiola?

14 MAYOR COCCHIOLA: Aye.

15 COMMISSIONER SCARPELLI: Be it  
16 resolved, by the Board of Commissioners  
17 of the Township of Nutley, in the County  
18 of Essex, State of New Jersey, that  
19 renewal of the following Plenary Retail  
20 Consumption Licenses be granted  
21 conditionally upon the receipt of the  
22 State of New Jersey Tax Clearance  
23 Certificate and a written report from the  
24 Code Enforcement Department of the  
25 Township of Nutley indicating that these

1 establishments are in compliance with the  
2 law. Said Licenses to be effective July  
3 1st, 2011 through June 30th, 2012: Jim  
4 Dandy's of Nutley, trading as Jim  
5 Dandy's, 561-563 Franklin Avenue; Giant  
6 Vending, trading as Franklin Steakhouse,  
7 522-526 Franklin Avenue; Papillion, The  
8 Game Sports Bar and Grill, 350 Passaic  
9 Avenue; Park Place Pizza, trading as  
10 Terrazza Restaurant, 507 Franklin Avenue;  
11 Jo-Ka Inc., trading as Washington Park  
12 Tavern, 174 Washington Avenue; TGB Inc.,  
13 trading as Park Pub, 789 Bloomfield  
14 Avenue; Nutley Pub, 227-229 Centre  
15 Street; South Side Grill, LLC, trading  
16 as Ritacco's Midtown Bar and Grill, 223A  
17 Franklin Avenue; Kishan Restaurant, 238  
18 Franklin Avenue.

19 Be it further resolved, that these  
20 establishments have been inspected by the  
21 Board of Health and Fire Department  
22 and are in satisfactory condition. Now,  
23 therefore be it resolved by the Board of  
24 Commissioners of the Township of Nutley,  
25 that the Municipal Clerk be and she is

1 hereby directed and authorized to issue  
2 said licenses for the licensing period of  
3 July 1st, 2011 through June 30th, 2012  
4 upon receipt of the State of New Jersey  
5 Tax Clearance Certificate and a written  
6 satisfactory report from the Code  
7 Enforcement of the Township of Nutley.  
8 Move the resolution.

9 COMMISSIONER EVANS: Second.

10 MADAM CLERK: Commissioner  
11 Scarpelli?

12 COMMISSIONER SCARPELLI: Aye.

13 MADAM CLERK: Commissioner Evans?

14 COMMISSIONER EVANS: Aye.

15 MADAM CLERK: Mayor Cocchiola?

16 MAYOR COCCHIOLA: Aye.

17 COMMISSIONER SCARPELLI:

18 (Indiscernible), Mayor.

19 MAYOR COCCHIOLA: Thank you,  
20 Commissioner Evans?

21 COMMISSIONER EVANS: Thank you,  
22 Mayor. Whereas, the New Jersey Council  
23 on Affordable Housing mandates the  
24 imposition of Residential and  
25 Non-Residential Development Fees,

1 developers must estimate the cost of the  
2 development and are assessed one and a  
3 half percent of that cost for residential  
4 development and two and a half percent  
5 for non-residential development, and  
6 whereas, prior to the issuance of  
7 building permits the developer must pay  
8 half of the estimated residential or non-  
9 residential development fee, and whereas,  
10 the owner at 516 Centre Street, Block  
11 5800 Lot 37 in the Township of Nutley,  
12 paid in initial estimated development fee  
13 in the amount of seven thousand dollars,  
14 and whereas the Township Tax Assessor  
15 completed his final assessment of the  
16 property and it was determined that the  
17 total residential development fee, based  
18 upon the new equalized assessed value,  
19 less the old equalized assessed value was  
20 \$5,541, and whereas, there was an  
21 overpayment of \$1,459 made by the  
22 developer to the Township, and now,  
23 therefore be it resolved by the Board of  
24 Commissioners of the Township of Nutley  
25 in the County of Essex, that Mr. Daniel

1 Celidonio, 29 Mountain Avenue  
2 Bloomfield, be refunded from the COAR  
3 Trust Fund Account, \$1,459.00. So move.

4 COMMISSIONER SCARPELLI: Second.

5 MADAM CLERK: Commissioner  
6 Scarpedli?

7 COMMISSIONER SCARPELLI: Aye.

8 MADAM CLERK: Commissioner Evans?

9 COMMISSIONER EVANS: Aye.

10 MADAM CLERK: Mayor Cocchiola?

11 MAYOR COCCHIOLA: Aye.

12 COMMISSIONER EVANS: Whereas, this  
13 is for Commissioner Tucci -- whereas  
14 request for proposals for the township  
15 forester were opened on June 2, 2011; and  
16 whereas, only one Request for Proposal  
17 was received by the municipality; and  
18 whereas, N.J.S.A. 40A: 11-13.2 permits  
19 the rejection of all proposals under such  
20 circumstances. Now, therefore be it  
21 resolved by the Board of Commissioners of  
22 the Township of Nutley that all proposals  
23 heretofore advertised, received and  
24 opened are hereby rejected; and be it  
25 further resolved, that the Township Clerk

1 be and is hereby authorized to again  
2 advertise for sealed bids for Township  
3 Forester; and be it further resolved,  
4 that bids are to be received on Thursday,  
5 July 14th, 2011 in the Commission  
6 Chambers, Township Hall at 3:00 pm at  
7 which time they will be opened and read.  
8 So move.

9 COMMISSIONER SCARPELLI: Second.

10 MADAM CLERK: Commissioner  
11 Scarpelli?

12 COMMISSIONER SCARPELLI: Aye.

13 MADAM CLERK: Commissioner Evans?

14 COMMISSIONER EVANS: Aye.

15 MADAM CLERK: Mayor Cocchiola?

16 MAYOR COCCHIOLA: Aye.

17 MAYOR COCCHIOLA: You're finished,  
18 right, Commissioner Evans?

19 COMMISSIONER EVANS: Yes.

20 MAYOR COCCHIOLA: Okay, whereas, a  
21 sustainable community seeks to optimize  
22 quality of life for its residents by  
23 ensuring that its environmental, economic  
24 and social objectives are balanced and  
25 mutually supportive; and whereas, the

1 Township of Nutley strives to save tax  
2 dollars, assure clean land, air and  
3 water, improve working and living  
4 environments; and whereas, the Township  
5 of Nutley is participating in the  
6 Sustainable Jersey Program; and whereas,  
7 one of the purposes of the Sustainable  
8 Jersey Program is to provide resources to  
9 municipalities to make progress on  
10 sustainability issues, and they have  
11 created a grant program called the  
12 Sustainable Jersey Small Grants funded by  
13 Wal-Mart.

14 Therefore, the Mayor and  
15 Commissioners of the Township of Nutley  
16 have determined that the Township  
17 should apply for the aforementioned  
18 Grant. Therefore, be it resolved, that  
19 the Mayor and Commissioners of the  
20 Township of Nutley, State of  
21 New Jersey, authorize the submission of  
22 the aforementioned Sustainable Jersey  
23 Grant funded by Wal-Mart. I move the  
24 resolution.

25 COMMISSIONER SCARPELLI: Second.

1 MADAM CLERK: Commissioner  
2 Scarpelli?

3 COMMISSIONER SCARPELLI: Aye.

4 MADAM CLERK: Commissioner Evans?

5 COMMISSIONER EVANS: Aye.

6 MADAM CLERK: Mayor Cocchiola?

7 MAYOR COCCHIOLA: Aye. Whereas, an  
8 application for three video game licenses  
9 has been received from the Old Canal Inn,  
10 2 East Passaic Avenue, Nutley, New  
11 Jersey; and whereas, the application has  
12 been reviewed by the Police Department,  
13 Code Enforcement Department and the  
14 Office of the Municipal Clerk; and  
15 whereas, the license fee of nine hundred  
16 dollars (\$300.00 per machine) has been  
17 paid.

18 Therefore, be it resolved by the  
19 Board of Commissioners of the Township of  
20 Nutley that said licenses are hereby  
21 approved and the Municipal Clerk is  
22 authorized to issue the video game  
23 licenses to the Old Canal Inn. Move the  
24 resolution.

25 COMMISSIONER EVANS: Second.

1                   MADAM CLERK: Commissioner  
2 Scarpelli?

3                   COMMISSIONER SCARPELLI: Aye.

4                   MADAM CLERK: Commissioner Evans?

5                   COMMISSIONER EVANS: Aye.

6                   MADAM CLERK: Mayor Cocchiola?

7                   MAYOR COCCHIOLA: Aye. Be it

8 resolved, by the Board of Commissioners  
9 of the Township of Nutley, in the County  
10 of Essex, State of New Jersey, that  
11 renewal of Plenary Retail Consumption  
12 Licenses, Plenary Retail Distribution  
13 Licenses and Club Licenses be granted to  
14 the following licensees effective July  
15 1st, 2011 through June 30th, 2012.

16                   Be it resolved, that the State of  
17 New Jersey, Department of Treasury,  
18 Division of Taxation has provided Tax  
19 Clearance Certificates for each  
20 establishment listed below for this  
21 renewal period. Be it further resolved  
22 that these establishments have been  
23 inspected by the Board of Health, Fire  
24 Department and Code Enforcement  
25 Department of the Township of Nutley and

1 are in satisfactory condition: American  
2 Legion Nutley Post #70, Nutley Post 30,  
3 American Vets of World War II, trading as  
4 Nutley Amvets Post 30, Columbian Club of  
5 Nutley, trading as Saint Mary's Knights  
6 of Columbus, Nutley New Jersey Lodge,  
7 1290 BPO Elks, Stuart V. Edgar Post  
8 Number 493 VFW, RU POD Inc., trading as  
9 Ruthie's 3rd Base, Castelli Inc., trading  
10 as Nutley Diner, Diamond Spring Cafe,  
11 trading as Diamond Spring Café, East  
12 Green Jade Corporation, trading as East  
13 Green Jade, KJM Inc., trading as American  
14 Bistro, Conca Brothers Management, LLC,  
15 trading as Old Canal Inn, Prahar  
16 Corporation, trading as Heller and Heller  
17 Liquors, Franklin Wine Shop and  
18 Majagdamba, LLC, trading as Nutley News  
19 and Liquors.

20 Now, therefore be it resolved, by  
21 the Board of Commissioners of the  
22 Township of Nutley, County of Essex,  
23 that the Municipal Clerk is hereby  
24 directed and authorized to issue said  
25 licenses for the licensing period of July

1 1st, 2011 through June 30th, 2012. I  
2 move the resolution.

3 COMMISSIONER EVANS: Second.

4 MADAM CLERK: Commissioner  
5 Scarpe~~a~~lli?

6 COMMISSIONER SCARPELLI: Aye.

7 MADAM CLERK: Commissioner Evans?

8 COMMISSIONER EVANS: Aye.

9 MADAM CLERK: Mayor Cocchiola?

10 MAYOR COCCHIOLA: Aye. That  
11 concludes the regular business portion of  
12 our meeting. Is there anyone here this  
13 evening that would like to address the  
14 board? There is no one. Before we --

15 COMMISSIONER EVANS: Move to  
16 adjourn.

17 MAYOR COCCHIOLA: -- close, let me  
18 just -- our next board meeting will be  
19 held on Tuesday, July 5th. In the event  
20 it rains on Monday, July 4th, fireworks  
21 will be held right after our meeting.  
22 So, we'll have to move it along quickly.

23 COMMISSIONER EVANS: I hope it  
24 doesn't rain.

25 MADAM CLERK: Okay, I need a second

1 to the motion.

2 COMMISSIONER SCARPELLI: Second.

3 MADAM CLERK: Commissioner

4 Scarpe@li?

5 COMMISSIONER SCARPELLI: Aye.

6 MADAM CLERK: Commissioner Evans?

7 COMMISSIONER EVANS: Aye.

8 MADAM CLERK: Mayor Cocchiola?

9 MAYOR COCCHIOLA: Aye. Thank you.

10 (End of audio)

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

I, Michael Knighton, hereby certify that the foregoing is a true and correct transcription, to the best of my ability, of the sound recorded proceedings submitted for transcription.

I further certify that I am not employed by nor related to any party to this action.

In witness whereof, I hereby sign this date:  
August 1, 2011.

 Michael Knighton sd.

Michael Knighton

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

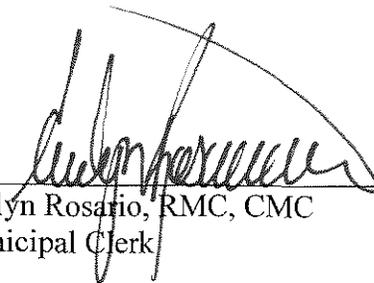
I, Michael Knighton, hereby certify that the foregoing is a true and correct transcription, to the best of my ability, of the sound recorded proceedings submitted for transcription.

I further certify that I am not employed by nor related to any party to this action.

In witness whereof, I hereby sign this date  
August 1, 2011.

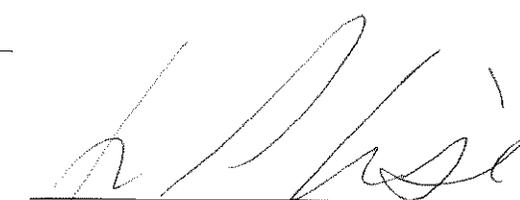
  
Michael Knighton

**June 21, 2011 Meeting Transcription approved by the Board of Commissioners of the Township of Nutley at their meeting held on Tuesday September 6, 2011.**



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Evelyn Rosario, RMC, CMC  
Municipal Clerk



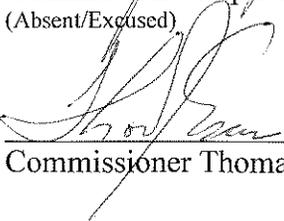
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Commissioner Joseph P. Scarpelli



---

Commissioner Alphonse Petracco  
(Absent/Excused)



---

Commissioner Thomas J. Evans

---

Commissioner Mauro G. Tucci  
(Absent/Excused)



---

Mayor Joanne Cocchiola



**Commissioner**  
**Joseph P. Scarpelli**  
**Monthly Progress Reports**

**Parking Lot Division/May 2011**  
**Parking Lot Division/April 2011**  
**Road/Recycling Division/March 2011**  
**Road/Recycling Division/April 2011**  
**Recycling Division/March 2011**  
**Recycling Division/April 2011**  
**Water/Sewer Division/August 2010**  
**Water/Sewer Division/September 2010**  
**Water/Sewer Division/October 2010**  
**Water/Sewer Division/November 2010**  
**Water/Sewer Division/December 2010**  
**Water/Sewer Division/January 2011**  
**Water/Sewer Division/February 2011**  
**Water/Sewer Division/March 2011**  
**Water/Sewer Division/April 2011**



# TOWNSHIP OF NUTLEY

DEPARTMENT OF PUBLIC WORKS  
NUTLEY, NEW JERSEY 07110

JOSEPH P. SCARPELLI, D.C.  
Director

MICHAEL LUZZI  
Superintendent / CPWM

Phone: (973) 284-4959  
Fax: (973) 284-4995

Phone: (973) 284-4984  
Fax: (973) 284-4995

June 1, 2011

Commissioner Joseph P. Scarpelli  
Director, Department of Public Works  
1 Kennedy Drive  
Nutley NJ 07110

Dear Commissioner Scarpelli:

Revenues collected by the Parking Lot Division of the Department of Public Works for the month ending May 31, 2011 are as follows:

Street Meters.....	\$	8,258.50
Parking Lot Meters.....	\$	7,601.00
Monthly Parking.....	\$	5,340.00

TOTAL MONTHLY FEES COLLECTED.....	\$	21,199.50
-----------------------------------	----	-----------

Sincerely,

  
Patty Davis

Attachment  
/pd  
c: Jack Barry

MONTHLY REPORT OF PARKING LOT AND STREET REVENUES  
 FOR PERIOD 05/01/2011 thru 05/31/2011

DATE	STREET METERS	PARK LOT METERS	MONTHLY PARKING	TOTAL
05/02/2011		297.50		297.50
05/02/2011		332.50		332.50
05/02/2011		724.50		724.50
05/02/2011	854.40			854.40
05/03/2011	714.95			714.95
05/09/2011			70.00	70.00
05/09/2011			70.00	70.00
05/09/2011			50.00	50.00
05/09/2011			60.00	60.00
05/09/2011			100.00	100.00
05/09/2011			100.00	100.00
05/09/2011			50.00	50.00
05/09/2011			100.00	100.00
05/09/2011			60.00	60.00
05/09/2011			50.00	50.00
05/09/2011			100.00	100.00
05/09/2011			50.00	50.00
05/09/2011			50.00	50.00
05/09/2011			70.00	70.00
05/09/2011			100.00	100.00
05/09/2011			60.00	60.00
05/09/2011			100.00	100.00
05/09/2011			50.00	50.00
05/09/2011			50.00	50.00
05/09/2011			60.00	60.00
05/09/2011			70.00	70.00
05/09/2011			50.00	50.00
05/09/2011			50.00	50.00
05/09/2011			60.00	60.00
05/09/2011			100.00	100.00
05/09/2011			50.00	50.00
05/09/2011			60.00	60.00
05/09/2011			100.00	100.00
05/09/2011			50.00	50.00
05/09/2011			50.00	50.00
05/09/2011			50.00	50.00
05/09/2011			50.00	50.00
05/09/2011			100.00	100.00
05/09/2011			50.00	50.00
05/09/2011			50.00	50.00
05/09/2011			100.00	100.00
05/09/2011			50.00	50.00
05/09/2011			100.00	100.00
05/09/2011			60.00	60.00
05/09/2011			60.00	60.00
05/09/2011			50.00	50.00
05/09/2011			50.00	50.00
05/09/2011			50.00	50.00
05/09/2011			50.00	50.00
05/09/2011			60.00	60.00
05/09/2011	808.45			808.45





# TOWNSHIP OF NUTLEY

DEPARTMENT OF PUBLIC WORKS  
NUTLEY, NEW JERSEY 07110

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MICHAEL LUZZI  
Superintendent / CPWM

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Fax: (973) 284-4995

May 2, 2011

Commissioner Joseph P. Scarpelli  
Director, Department of Public Works  
1 Kennedy Drive  
Nutley NJ 07110

Dear Commissioner Scarpelli:

Revenues collected by the Parking Lot Division of the Department of Public Works for the month ending April 30, 2011 are as follows:

Street Meters.....	\$ 7,851.75
Parking Lot Meters.....	\$ 6,186.80
Monthly Parking.....	\$ 12,705.00

<b>TOTAL MONTHLY FEES COLLECTED.....</b>	<b>\$ 26,743.55</b>
--	---------------------

Sincerely,

Handwritten signature of Patty Davis in cursive.  
Patty Davis

Attachment  
/pd  
c: Jack Barry





MONTHLY REPORT OF PARKING LOT AND STREET REVENUES  
FOR PERIOD 04/01/2011 thru 04/30/2011

DATE	STREET METERS	PARK LOT METERS	MONTHLY PARKING	TOTAL
04/18/2011		315.50		315.50
04/18/2011		593.25		593.25
04/19/2011	1,081.45			1,081.45
04/20/2011	751.60			751.60
04/21/2011			100.00	100.00
04/21/2011			75.00	75.00
04/21/2011			50.00	50.00
04/21/2011			60.00	60.00
04/21/2011			60.00	60.00
04/21/2011			70.00	70.00
04/21/2011			70.00	70.00
04/21/2011			70.00	70.00
04/21/2011			70.00	70.00
04/21/2011			70.00	70.00
04/21/2011			70.00	70.00
04/21/2011			70.00	70.00
04/21/2011			60.00	60.00
04/21/2011			100.00	100.00
04/21/2011			50.00	50.00
04/21/2011		21.00		21.00
04/25/2011	694.45			694.45
04/26/2011			50.00	50.00
04/26/2011			180.00	180.00
04/26/2011			180.00	180.00
04/26/2011			50.00	50.00
04/26/2011			60.00	60.00
04/26/2011			60.00	60.00
04/26/2011			50.00	50.00
04/26/2011			100.00	100.00
04/26/2011			50.00	50.00
04/26/2011			50.00	50.00
04/26/2011		308.00		308.00
04/26/2011		346.00		346.00
04/26/2011		950.00		950.00
04/26/2011	659.65			659.65
04/27/2011	824.85			824.85
04/28/2011			50.00	50.00
04/28/2011			60.00	60.00
04/28/2011			50.00	50.00
04/28/2011			60.00	60.00
04/28/2011			100.00	100.00
04/28/2011			60.00	60.00
04/28/2011			100.00	100.00
04/28/2011			50.00	50.00
04/28/2011		68.95		68.95
04/28/2011		51.10		51.10
04/28/2011		19.25		19.25
<b>TOTALS</b>	<b>7,851.75</b>	<b>6,186.80</b>	<b>12,705.00</b>	<b>26,743.55</b>



# TOWNSHIP OF NUTLEY

DEPARTMENT OF PUBLIC WORKS  
NUTLEY, NEW JERSEY 07110

JOSEPH P. SCARPELLI, D.C.  
Director

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MICHAEL LUZZI  
Superintendent CPWM

Phone: (973) 284-4984  
Fax: (973) 284-4995

April 21, 2011

Commissioner Joseph P. Scarpelli  
Director, Department of Public Works  
Township of Nutley  
Nutley, New Jersey 07110

Dear Commissioner Scarpelli:

Department of Public Works progress of work in the Road/Recycling Division for the month of ~~March 2011~~ is as follows:

All Public works equipment was serviced and repaired by our Mechanics.

We picked up recycling throughout the township, consisting of plastic, paper, aluminum, mixed glass and clear glass and brought it back to the garage where it is separated and put into bins.

Once recyclables are loaded, they are put into large carting containers and brought to various places, such as:

Newspaper to Galaxy Recycling, Jersey City, NJ

Co-Mingled to Galaxy Recycling, Jersey City, NJ

This occurs several times a week.

Potholes around the township were filled in with hot asphalt. Also, large patches of asphalt were laid down, where needed.

Reflectors are placed on all dead end barricades throughout the township.

Dead end barricades were painted throughout the township.

On days and nights of very heavy rain, we work with the police Department on flooded streets so we may maintain all catch basins, clearing them of debris to prevent flooding of streets. This procedure is done all winter with the Police and during snow season also.

We assist the Police in vehicular accidents, cleaning up debris left by the accidents.

We try to assist the departments when we have the manpower. We pick up loose leaves and leaves in bio-bags, when required, all around the township, with the help from the Water

Department and the Parks Department. Commissioner Joseph P. Scarpelli--Page 2  
Department of Public Works progress of work in the Road/Recycling Division for the Month of  
March 2011.

On Mondays and Fridays, we divided up the work load by picking up the recyclables at the  
condos, located at various areas throughout the town and doing work on our roads, such as filling  
in potholes, using winter mix, weather permitting cleaning off tops of catch basins and also  
inside them.

The Road Department also carts several containers of debris to Bergen County Utilities  
Authority, North Arlington, NJ for the Clean Communities Department and the Parks  
Department.

MONTHLY STANDARD PROCEDURES are as follows:

Newspaper is brought to Jersey City, NJ several times a week.

We empty litter baskets, every Monday and Friday located in all the parking lots, well area, town  
hall area and garages.

On Mondays and Fridays, we also send out our sweepers to clean around the Town Hall, Public  
Safety Building and Parking Lots.

We maintain the appearance of parking lots by picking up loose leaves and debris. Our sweepers  
are sent out every day to various areas in town to keep our streets as clean as possible. This also  
starts early in the morning.

We pick up all salt barrels.

Drivers and helper inspect trucks every morning, checking oil or broken lenses. When work is  
needed, the trucks are turned over to your Mechanics' Department for service.

The following is an ACCOUNTING OF RECYCLING for the month:

Paper                    325,606   Pounds

Co-Mingled            212,220   Pounds

Respectfully submitted,



Michael Lombardozzi  
Road Supervisor  
ML:pad



# TOWNSHIP OF NUTLEY

DEPARTMENT OF PUBLIC WORKS  
NUTLEY, NEW JERSEY 07110

JOSEPH P. SCARPELLI, D.C.  
Director

MICHAEL LUZZI  
Superintendent / CPWM

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Fax: (973) 284-4995

Phone: (973) 284-4984  
Fax: (973) 284-4995

May 25, 2011

Commissioner Joseph P. Scarpelli  
Director, Department of Public Works  
Township of Nutley  
Nutley, New Jersey 07110

Dear Commissioner Scarpelli:

Department of Public Works progress of work in the Road/Recycling Division for the month of **April 2011** is as follows:

All Public works equipment was serviced and repaired by our Mechanics.

We picked up recycling throughout the township, consisting of plastic, paper, aluminum, mixed glass and clear glass and brought it back to the garage where it is separated and put into bins.

Once recyclables are loaded, they are put into large carting containers and brought to various places, such as:

Newspaper to Galaxy Recycling, Jersey City, NJ

Co-Mingled to Galaxy Recycling, Jersey City, NJ

This occurs several times a week.

Potholes around the township were filled in with hot asphalt. Also, large patches of asphalt were laid down, where needed.

Reflectors are placed on all dead end barricades throughout the township.

Dead end barricades were painted throughout the township.

On days and nights of very heavy rain, we work with the police Department on flooded streets so we may maintain all catch basins, clearing them of debris to prevent flooding of streets. This procedure is done all winter with the Police and during snow season also.

We assist the Police in vehicular accidents, cleaning up debris left by the accidents.

We try to assist the departments when we have the manpower. We pick up loose leaves and leaves in bio-bags, when required, all around the township, with the help from the Water

Department and the Parks Department. Commissioner Joseph P. Scarpelli--Page 2  
Department of Public Works progress of work in the Road/Recycling Division for the Month of  
**April 2011.**

On Mondays and Fridays, we divided up the work load be picking up the recyclables at the condos, located at various areas throughout the town and doing work on our roads, such as filling in potholes, using winter mix, weather permitting cleaning off tops of catch basins and also inside them

The Road Department also carts several containers of debris to Bergen County Utilities Authority, North Arlington, NJ for the Clean Communities Department and the Parks Department.

MONTHLY STANDARD PROCEDURES are as follows:

Newspaper is brought to Jersey City, NJ several times a week.

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We maintain the appearance of parking lots by picking up loose leaves and debris. Our sweepers are sent out every day to various areas in town to keep our streets as clean as possible. This also starts early in the morning.

We pick up all salt barrels.

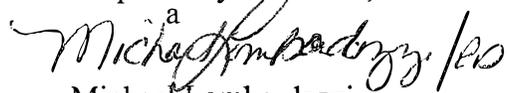
Drivers and helper inspect trucks every morning, checking oil or broken lenses. When work is needed, the trucks are turned over to your Mechanics' Department for service.

The following is an ACCOUNTING OF RECYCLING for the month:

Paper                    265,340   Pounds

Co-Mingled            180,580   Pounds

Respectfully submitted,



Michael Lombardozi  
Road Supervisor  
ML:pad

March

2011

MONTHLY RECYCLING FIGURES

MONTH	TONS				TOTAL	\$ TOTAL
	PAPER MIX	COMINGLED	ELECTRONIC	LEAVES		
JAN.	116.93	99.15	4.59		220.67	13,676.00
FEB.	137.80	95.82	0.00		233.62	15,696.40
MARCH	162.80	106.11	9.35		278.26	19,216.52
APRIL						
MAY						
JUNE						
JULY						
AUG.						
SEPT.						
OCT.						
NOV.						
DEC.						
<b>TOTAL</b>	<b>417.53</b>	<b>301.08</b>	<b>13.94</b>	<b>0.00</b>	<b>732.55</b>	<b>\$48,588.92</b>

WITH A CHARGE FOR LEAVES OF \$6.38 /CU.YD, THE TOTAL CHARGE IS  
 YEARLY REVENUE FROM LANDSCAPE REGISTRATION/DROP-OFF IS  
 AT A TIPPING FEE OF \$89.00 / TON, THE COST AVOIDANCE IS \$65,196.95

TOTAL SAVINGS FOR RECYCLING (SALES + COST AVOIDANCE - LEAVES) IS \$113,785.87  
 TONNAGE GRANT 2008

MONTH	2010 TOTAL	2011 TOTAL	% CHANGE 2010/2011
JAN.	216.24	220.67	2.05
FEB.	162.30	233.62	43.94
MARCH	259.09	278.26	7.40
APRIL	213.91		-100.00
MAY	210.64		-100.00
JUNE	234.56		-100.00
JULY	211.56		-100.00
AUG.	196.42		-100.00
SEPT.	230.29		-100.00
OCT.	208.34		-100.00
NOV.	926.61		-100.00
DEC.	850.32		-100.00
<b>TOTAL</b>	<b>3920.28</b>	<b>732.55</b>	<b>-81.31</b>

FINAL YEARLY % CHANGE  
 NOT ACCURATE UNTIL END  
 OF YEAR

# WORKSHEET

	<u>POUNDS</u>	<u>UNIT \$</u>	<u>TONS</u>	<u>INCOME</u>
				Revenue Pending
PAPER MIX	325,606	100.00		\$17,094.32
CONT. MIX	212,220	20.00		\$2,122.20
LEAVES				
				<u>Yards</u>
				TOTALS
				\$19,216.52

## REVENUES BY MONTH

<u>MONTH</u>	<u>PAPER MIX</u>	<u>CONT. MIX</u>	<u>TOTAL</u>
JAN	\$ 11,693.00	\$1,983.00	\$ 13,676.00
FEB	\$ 13,780.00	\$1,916.40	\$ 15,696.40
MAR	\$ 17,094.32	\$2,122.20	\$ 19,216.52
APR			
MAY			
JUN			
JUL			
AUG			
SEP			
OCT			
NOV			
DEC			
Tonnage Grant			
TOTAL			\$ 48,588.92

April

2011

MONTHLY RECYCLING FIGURES

MONTH	TONS				TOTAL	\$ TOTAL
	PAPER MIX	COMINGLED	ELECTRONIC	LEAVES		
JAN.	116.93	99.15	4.59		220.67	13,676.00
FEB.	137.80	95.82	0.00		233.62	15,696.40
MARCH	162.80	106.10	9.35		278.26	19,216.52
APRIL	132.67	90.29	4.68		227.64	15,736.05
MAY						
JUNE						
JULY						
AUG.						
SEPT.						
OCT.						
NOV.						
DEC.						
<b>TOTAL</b>	<b>550.20</b>	<b>391.07</b>	<b>18.62</b>	<b>0.00</b>	<b>960.19</b>	<b>\$64,325.07</b>

WITH A CHARGE FOR LEAVES OF \$6.38 /CU.YD, THE TOTAL CHARGE IS  
 YEARLY REVENUE FROM LANDSCAPE REGISTRATION/DROP-OFF IS  
 AT A TIPPING FEE OF \$89.00 / TON, THE COST AVOIDANCE IS \$85,456.91

TOTAL SAVINGS FOR RECYCLING (SALES + COST AVOIDANCE - LEAVES) IS \$149,781.98  
 TONNAGE GRANT 2008

MONTH	2010 TOTAL	2011 TOTAL	% CHANGE 2010/2011
JAN.	216.24	220.67	2.05
FEB.	162.30	233.62	43.94
MARCH	259.09	278.26	7.40
APRIL	213.91	227.64	6.42
MAY	210.64		-100.00
JUNE	234.56		-100.00
JULY	211.06		-100.00
AUG.	196.42		-100.00
SEPT.	230.29		-100.00
OCT.	208.34		-100.00
NOV.	926.61		-100.00
DEC.	850.32		-100.00
<b>TOTAL</b>	<b>3920.28</b>	<b>960.09</b>	<b>-75.51</b>

FINAL YEARLY % CHANGE  
 NOT ACCURATE UNTIL END  
 OF YEAR

# WORKSHEET

	<u>POUNDS</u>	<u>UNIT \$</u>	<u>TONS</u>	<u>INCOME</u>
				Revenue Pending
PAPER MIX	265,340	105.00		\$13,930.35
CONT. MIX	180,580	20.00		\$1,805.80
LEAVES	<u>Yards</u>			
			<b>TOTALS</b>	<b>\$15,736.15</b>

## REVENUES BY MONTH

<u>MONTH</u>	<u>PAPER MIX</u>	<u>CONT. MIX</u>	<u>TOTAL</u>
JAN	\$ 11,693.00	\$1,983.00	\$ 13,676.00
FEB	\$ 13,780.00	\$1,916.40	\$ 15,696.40
MAR	\$ 17,094.32	\$2,122.20	\$ 19,216.52
APR	\$13,930.35	\$1,805.80	\$15,736.15
MAY			
JUN			
JUL			
AUG			
SEP			
OCT			
NOV			
DEC			
Tonnage Grant			
<b>TOTAL</b>			<b>\$ 64,325.07</b>



# TOWNSHIP OF NUTLEY

DEPARTMENT OF PUBLIC WORKS  
NUTLEY, NEW JERSEY 07110

JOSEPH P. SCARPELLI, D.C.  
Director

MICHAEL LUZZI  
Superintendent / CPWM

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Phone: (973) 284-4984  
Fax: (973) 284-4995

**January 8, 2010**

**Commissioner Joseph P. Scarpelli  
Director, Department of Public Works  
Township of Nutley  
Nutley, New Jersey 07110**

**Dear Commissioner Scarpelli:**

**Progress of work in the Department of Public Works Water/Sewer Division for the month of August, September, October, November and December 2010 is as follows:**

**See Attached:**

**Respectfully submitted;**

**Mike Luzzi  
Superintendent  
ML/pd**

Water and Sewer Reports Aug-Sept- Octa- Nova- Dec 2010

Repair broken catch basin @ Rutgers and Whitford

Install water meters at various locations in residential dwellings

Fixed sink hole on Funston and Spruce

Cleaned out catch basins as required by State Law

Fixed broken water service @ 264 Harrison St. and 57 Sylvan Pl.

Fixed broken main at Special Young Adults HQ

Repair broken curb box at 37 Crestwood Ave., 52 Kenzel St.

Put out barricades when requested. Change Well filters. Install water line on Franklin and High St. for County. Dug and repaired water service at 96 New St. and 65 Stager St. Clean pumps at the Pump Station including impellers. Fix water leak at 24 Jackson St. Repair catch basin at Raymond and Chadwick. Fix water main break at Highfield and River Rd. also fixed main break on Franklin Ave. in front of Shop Rite.

Fix water service 240 Bloomfield Ave., reset pavers at 148 Franklin Ave. fix leak at 125

Alexander Ave. Pick up leaves throughout the town Nov and Dec. and plowed the town during Decembers blizzard. Fix curb box at 98 Mapes Ave. Fix water main break at Bloomfield and Hope St. Take water samples as mandated by State twice a month also take samples at Town Well. Install bollards at Park and Passaic Ave.



# TOWNSHIP OF NUTLEY

DEPARTMENT OF PUBLIC WORKS  
NUTLEY, NEW JERSEY 07110

JOSEPH P. SCARPELLI, D.C.  
Director

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MICHAEL LUZZI  
Superintendent of CPWM

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**January 8, 2010**

**Commissioner Joseph P. Scarpelli  
Director, Department of Public Works  
Township of Nutley  
Nutley, New Jersey 07110**

**Dear Commissioner Scarpelli:**

**Progress of work in the Department of Public Works Water/Sewer Division for the month of January, February, March and April 2011 is as follows:**

**See Attached:**

**Respectfully submitted;**

**Mike Luzzi  
Superintendent  
ML/pd**

## Monthly Reports Jan- Feb- March- April 2011

### Water and Sewer

Dug and repaired water main break on Lovell Ct.

Plowed snow and salted when needed. Repair water main break on corner of Edison and Kingsland Aves.

Repair curb box at 27 Homer St. Repair water leak at 46 Daily St. and 21 Monsignor Owens Pl.

Repair water leak at corner of Sharlene and Crestwood Aves. Pick up xmas trees for recycling.

Repair fire hydrants at Washington and Hunt Pl. also at 527 Franklin Ave. Fix sump pumps at Town Well.

Repair catch basins at 138 Colombia Ave. and 68 Hancox Ave. Install new curb box at 101 Margaret Ave. Put out barricades when requested. Clean catch basin tops throughout township.

Repaired flooding problems on Maple Pl. Install new water service at Booth Park. Assist Township of Belleville with water main break. Repair hydrant across the street from Steak House also one near TD Bank on Kingsland Ave.

Clean up River Rd of debris. Start picking up yard debris by residents. Install new water service at 65 Edison Ave. Replace curb box at 37 Maple Pl. and 15 Oak St.

Replace sidewalk at 525 Franklin Ave. Install water and sewer service on Wilson Ave.

Flush sewer mains in troublesome areas, install water meters, read water meters, and cleaned all equipment and tools associated with these depts.

Filled in potholes and trenches where needed. Cleaned and maintained pumps at the pump stations.

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY JUNE 21, 2011							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
11-01538	C3 HOLDINGS,LLC	1,000.00	1,000.00	2,000.00	1,000.00	1,000.00	6,000.00
11-02520	D & M FIRWORKSLLC	10,500.00					10,500.00
11-02327	FUTURE SANITATION INC	65,805.55					65,805.55
11-02308	NEXTEL COMMUNICATION	85.02					85.02
11-02328	NJ MEADOWLANDS COMM	17,037.35					17,037.35
11-02301	MARY ANN CIESLA	162.00					162.00
11-02418	MARY ANN CIESLA	54.00					54.00
11-02300	NOREEN MC MANUS,CNM	165.00					165.00
11-02089	MEDIAGRAPHS	25.00					25.00
11-02392	ESSEX CNTY UTILITIES AUTH	113,089.86					113,089.86
11-02374	ESSEX CNTY REGISTRAR ASSOC	20.00					20.00
11-02403	DIANA POWELL MCGROVERN	1,026.00					1,026.00
11-02401	NUTLEY FAMILY SERV. BUREAU	5,416.67					5,416.67
11-02417	RUDERMAN & GLICKMAN	1,700.00					1,700.00
11-02419	NEWARK BETH ISRAEL MED.	96.00					96.00
11-02420	NEWARK BETH ISRAEL MED.	36.00					36.00
11-02422	FILOMENA CONTELLA	67.50					67.50
11-02320	WORRALL CMM. NEWSPAPER	10.44					10.44
11-00340	POLAND SPRING	20.65					20.65
11-01676	NO.JERSEY MEDIA GROUP	157.80					157.80
11-02402	NO.JERSEY MEDIA GROUP	128.44					128.44
11-02411	NO.JERSEY MEDIA GROUP	20.89					20.89
11-00128	MAJOR LEAGUE AUTO SPA	5.00					5.00
11-01658	MOORE-WALLACE	500.00					500.00
11-02507	HARVEY WECHTER	100.00					100.00

Attach To Official Minutes

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY JUNE 21, 2011							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
11-02508	GERARD BARROS	100.00					100.00
11-02511	CUSTODIAN PETTY CASH	24.84					24.84
11-02294	T/N PAYROLL AGENCY		28,993.57				28,993.57
11-02222	TREASURER SCHOOL MONEY		2,088,302.00				2,088,302.00
11-02412	T/KEARNY WATER		60,374.33				60,374.33
11-02391	STATE OF NJ DIV PENSIONS		155.66				155.66
11-02390	STATE OF NJ DIV PENSIONS		336.77				336.77
11-02367	UNIVERSAL POTENTIALS		257.78				257.78
11-02371	VERIZON WIRELESS		60.07	285.00			345.07
11-00085	MILLENIUUM STRATEGIES		3,333.00				3,333.00
11-01426	NBC AUTO PARTS		15.30				15.30
11-02290	NJ STATE DEPT. HLTH.SR.SRV.		336.60				336.60
11-02293	ACCOUNTEMPS		1,336.80				1,336.80
11-02378	ACCOUNTEMPS		1,069.44				1,069.44
11-02057	WEST GROUP		375.00				375.00
11-02090	WEST GROUP		375.00				375.00
11-02211	WEST GROUP		125.00				125.00
10-05491	CDW GOVERNMENT		320.90				320.90
11-00400	HENDRICKS APPRAISAL CO		450.00				450.00
11-00400	HENDRICKS APPRAISAL CO		4,000.00				4,000.00
11-02326	U.S. POSTAL SERVICE		6,000.00				6,000.00
10-04504	ASSOC. MUN.ASSESSORERS		80.00				80.00
11-00406	VITAL COMMUNICATIONS		250.00				250.00
11-02287	MICRO CENTER		180.95				180.95
11-02099	G. NEIL CO		419.93				419.93
11-02020	MANFRED RAMIREZ		25.18				25.18
11-02015	DICIOCCIO, A & C PTRNSHP		84.61				84.61

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY JUNE 21, 2011							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
11-01056	WEIKANG XU		25.18				25.18
11-02164	DAVID BRAY		43.81				43.81
11-02291	LOUIS BECK		172.69				172.69
11-02063	DELL MARKETING		3,008.58				3,008.58
11-02409	CRISTINA BEVERE		2,867.95				2,867.95
11-02410	TARA CRISCOLA		715.49				715.49
11-02132	DELGEN PRESS		96.00				96.00
11-01829	DELGEN PRESS		229.00				229.00
11-01730	EXPRESS PRESS		335.00				335.00
11-00089	RICHARD RENN		505.00				505.00
11-02024	HEWLETT PARKARD CORP		131.88				131.88
11-00341	POLAND SPRING		65.89				65.89
11-02408	CITI MORTGAGE INC		1,968.87				1,968.87
11-02433	NO JERSEY MEDIA GROUP		869.49				869.49
11-01991	RICCARDI BROTHERS		37.40				37.40
11-02423	EOS ENERGY VENTURES		2,284.52				2,284.52
11-00097	MAJOR LEAGUE AUTO SPA		20.00				20.00
11-02439	THE STAR LEDGER		205.32				205.32
11-02131	W.B. MASON CO.		215.84				215.84
11-02058	W.B. MASON CO.		727.51				727.51
11-02512	CUSTODIAN PETTY CASH		21.34				21.34
11-00096	PIRO,ZINNA,CIFELLI,PARIS		2,393.05				2,393.05
11-02501	ACCOMTEMPS		1,336.80				1,336.80
11-02031	DELL MARKETING		1,449.48				1,449.48

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY JUNE 21, 2011							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
11-00109	NBC AUTO PARTS			1,383.72			1,383.72
11-02079	NBC AUTO PARTS			202.00			202.00
11-02093	NBC AUTO PARTS			92.50			92.50
11-00109	NBC AUTO PARTS			785.39			785.39
11-00208	NBC AUTO PARTS			130.80			130.80
11-00208	NBC AUTO PARTS			4.80			4.80
11-02176	AT & T MOBILITY			2,414.35			2,414.35
11-02039	NATIONAL FUEL OIL			16,304.50			16,304.50
11-02221	NATIONAL FUEL OIL			6,965.78			6,965.78
11-02147	NATIONAL TERMINAL			7,697.50			7,697.50
11-02055	NATIONAL TERMINAL			6,189.14			6,189.14
11-02056	NATIONAL TERMINAL			3,842.01			3,842.01
11-01911	NATIONAL FIRE CODES			832.50			832.50
11-02430	TURN OUT FIRE & SAFETY			199.98			199.98
11-02431	TURN OUT FIRE & SAFETY			230.96			230.96
11-02180	UPS			386.64			386.64
11-01826	NJ FIRE EQUIPMENT			501.00			501.00
11-02094	AUTO ZONE			71.16			71.16
11-02037	NICOLETTE TOWING CO			12.00			12.00
11-01476	INNOVATIVE DATA SOLUTION			918.75			918.75
11-02159	ACTION INTERPRETING			423.00			423.00
11-00107	MIKES SERVICE CENTER			225.00			225.00
11-02074	FRANKS TRUCK CENTER			4,440.62			4,440.62
11-02158	FLEMINGTON CAR & TRUCK			104.48			104.48
11-01972	FLEMINGTON CAR & TRUCK			570.00			570.00
11-02269	FLEMINGTON CAR & TRUCK			157.02			157.02

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY JUNE 21, 2011							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
11-02297	BURGER KING			87.18			87.18
11-00345	POLAND SPRING			20.65			20.65
11-00344	POLAND SPRING			41.90			41.90
11-00343	POLAND SPRING			56.88			56.88
11-02341	RADIO SHACK CORP			69.99			69.99
11-00243	XEROX CORP			32.07			32.07
11-00105	XEROX CORP			29.70			29.70
11-01858	GOFFCO IND.			778.50			778.50
11-02272	STATE LINE FIRE			32.85			32.85
11-00207	INHALATION THERAPY			184.40			184.40
11-00113	AUTO ENERGY			296.00			296.00
11-02078	ATLANTIC UNIFORM			56.00			56.00
11-02271	H.A. FERNOT CO			424.00			424.00
11-02184	HOME DEPOT			76.02			76.02
11-02372	CABLEVISION			49.95			49.95
11-02373	CABLEVISION			53.85			53.85
11-02513	CUSTODIAN PETTY CASH			108.69			108.69
11-02292	NO.JERSEY DISTRICT WATER				304,740.75		304,740.75
11-02235	CARA GRAPHICS				585.00		585.00
11-02370	PASSAIC VALLEY WATER COMM				40,470.52		40,470.52
11-02060	PASSAIC VALLEY WATER COMM				657.00		657.00
11-02061	PASSAIC VALLEY WATER COMM				500.00		500.00
11-00933	MAJOR LEAGUE AUTO SPA				12.00		12.00
11-02004	TAPCO TRAFFIC				218.46		218.46
11-02201	ATLANTIC UNIFORM CO				153.80		153.80

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY JUNE 21, 2011							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
11-01917	JET VAC INC				2,114.15		2,114.15
11-00037	BRADLEY TIRE				75.00		75.00
11-02059	BRADLEY TIRE				325.26		325.26
11-02005	BRADLEY TIRE				164.12		164.12
11-01811	PRESSURE KING				60.00		60.00
11-01020	PENNONI ASSOC.				1,143.12		1,143.12
11-00034	AGL WELDING				44.68		44.68
11-02478	PSE & G				15,901.15		15,901.15
11-02321	PSE & G				16.62		16.62
11-02006	DAWNBRITE				278.00		278.00
11-02212	ROMAN ASPHALT				14,353.84		14,353.84
11-00029	BELL RIDGE PLUMBING				12.95		12.95
11-00029	BELL RIDGE PLUMBING				104.23		104.23
11-00035	AMERICAN HOSE				59.07		59.07
11-00035	AMERICAN HOSE				189.60		189.60
11-00045	SUPERIOR DISTRIBUTORS				109.76		109.76
11-00030	GRAINGER				167.10		167.10
11-00047	VIOLA BROTHERS				151.60		151.60
11-00047	VIOLA BROTHERS				113.68		113.68
11-00346	POLAND SPRING				191.25		191.25
11-00042	NEWARK ASPHALT				2,158.65		2,158.65
11-00042	NEWARK ASPHALT				316.54		316.54
11-00034	NEWARK ASPHALT				43.40		43.40
11-02219	ZEP SALES & SERVICE				195.08		195.08

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY JUNE 21, 2011							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
11-00405	VITAL COMMUNICATIONS				150.00		150.00
11-02203	DELTA PRODUCTS				156.71		156.71
11-02155	DRAINBUSTERS				850.00		850.00
11-01942	SHERWIN WILLIAMS				24.20		24.20
11-02514	CUSTODIAN PETTY CASH				41.62		41.62
11-01785	EASTERN CONCRETE MATERIAL					1,690.00	1,690.00
11-02209	ALLIED BUILDING PRODUCTS					1,511.75	1,511.75
11-02387	MICHAEL RITACCO					1,158.00	1,158.00
11-02386	JOSEPH PEPE					1,157.40	1,157.40
11-02385	PETER SCARPELLI					1,156.80	1,156.80
11-02376	ANTHONY MONACO					1,158.00	1,158.00
11-02304	MICHAEL COZINE					3,359.01	3,359.01
11-02305	JOANNE DUNLEAVY					969.00	969.00
11-02428	RALPH NEWPORT					1,158.00	1,158.00
11-02427	ANDREW JACKSON					579.00	579.00
11-02425	CHARLES OLIVO					1,158.00	1,158.00
11-02424	WILLIAM POSTLEWAITE					1,116.00	1,116.00
11-00018	BELL RIDGE PLUMBING					53.70	53.70
11-02299	PSE & G					544.37	544.37
11-00003	AGL WELDING					91.40	91.40
11-00003	AGL WELDING					94.28	94.28
11-02096	WORRALL COMM. NWSPR.					29.50	29.50
11-00021	NATIONAL BLDG SUPPLY					40.30	40.30
11-00026	STORR TRACTOR					67.43	67.43

<b>TOWNSHIP OF NUTLEY</b>							
<b>BILL LIST</b>							
<b>TUESDAY JUNE 21, 2011</b>							
<b>P.O.</b>	<b>VENDOR</b>	<b>PUBLIC AFFAIRS</b>	<b>REVENUE &amp; FINANCE</b>	<b>PUBLIC SAFETY</b>	<b>PUBLIC WORKS</b>	<b>PARKS &amp; PUBLIC PROPERTY</b>	<b>TOTALS</b>
11-02309	HESS CORP					6,541.86	<b>6,541.86</b>
11-02323	HESS CORP					34.16	<b>34.16</b>
11-02286	VERIZON					200.87	<b>200.87</b>
11-02340	VERIZON					651.35	<b>651.35</b>
11-02288	HOME DEPOT					489.08	<b>489.08</b>
11-00347	POLAND SPRING					20.65	<b>20.65</b>
11-00348	POLAND SPRING					43.61	<b>43.61</b>
11-00024	GRANT SUPPLIES					15.59	<b>15.59</b>
11-00024	GRANT SUPPLIES					56.96	<b>56.96</b>
11-00024	GRANT SUPPLIES					103.89	<b>103.89</b>
11-00015	COMPLETE SAW SERVICE					617.50	<b>617.50</b>
11-02302	MORGAN BIRGE & ASSOC.					1,285.04	<b>1,285.04</b>
11-00012	NORTHEAST AUTO					540.93	<b>540.93</b>
11-00011	SUPERIOR DISTRIBUTORS					11.10	<b>11.10</b>
11-00007	VIOLA BROTHERS					256.63	<b>256.63</b>
11-00006	FRANKS TRUCK CENTER					104.64	<b>104.64</b>
11-02011	MOONEY-GENERAL PAPER					1,499.41	<b>1,499.41</b>
11-02199	FETTE FORD					432.94	<b>432.94</b>
11-02280	THERMO KING EAST					418.69	<b>418.69</b>
11-01773	STATE CHEMICAL SOLUTIONS					537.07	<b>537.07</b>
11-01981	NBC AUTO PARTS					508.90	<b>508.90</b>
11-02081	NBC AUTO PARTS					730.00	<b>730.00</b>
11-02054	DELGEN PRESS					219.00	<b>219.00</b>

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY JUNE 21, 2011							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS& PUBLIC PROPERTY	TOTALS
11-02172	JERSEY POWER EQUIPMENT					29.00	29.00
11-02067	WARNOCK FLEET					51.80	51.80
11-02030	ROOT X					502.00	502.00
11-02068	AMERICAN BUS & COACH					209.87	209.87
11-00806	WILFRED MAC DONALD					2,802.00	2,802.00
11-02214	HOFFMAN SERVICES					180.00	180.00
11-01781	ATLANTIC UNIFORM					319.00	319.00
11-02486	WILLIAM LOPA					579.00	579.00
11-02489	WILLIAM SPIEZIO					1,326.00	1,326.00
11-02487	ANTHONY ANDRIOLA					1,938.00	1,938.00
11-02488	NICHOLAS NERI					579.00	579.00
11-02490	SAL CETRULO					578.40	578.40
11-02515	CUSTODIAN PETTY CASH					178.87	178.87
11-02346	MICHAEL FERRARO					88.00	88.00
11-02347	MICHAEL FERRARO					88.00	88.00
11-02350	JOSEPH CIMO					75.00	75.00
11-02470	JOSEPH CIMO					200.00	200.00
11-02351	THOMAS CLARKE					88.00	88.00
11-02471	THOMAS CLARKE					150.00	150.00
11-02460	THOMAS CLARKE					110.00	110.00
11-02352	MIKE CORTESE					110.00	110.00
11-02469	MIKE CORTESE					100.00	100.00
11-02353	SAM ARAMANDO					44.00	44.00
11-02458	SAM ARAMANDO					44.00	44.00

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY JUNE 21, 2011							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
11-02354	DAVID MICHAUD					68.00	68.00
11-02349	STEVE GLASSMAN					50.00	50.00
11-02355	STEVE GLASSMAN					102.00	102.00
11-02456	ANDY DEPCZEK					204.00	204.00
11-02356	ANDY DEPCZEK					204.00	204.00
11-02357	ANTHONY PERGOLA					102.00	102.00
11-02453	ANTHONY PERGOLA					204.00	204.00
11-02468	ANTHONY PERGOLA					135.00	135.00
11-02365	GERARD MCDONOUGH					170.00	170.00
11-02454	GERARD MCDONOUGH					34.00	34.00
11-02358	ANDREW ZOPPI					102.00	102.00
11-02455	ANDREW ZOPPI					136.00	136.00
11-02359	CHRIS WEINSTEIN, JR					102.00	102.00
11-02448	CHRIS WEINSTEIN, JR					204.00	204.00
11-02449	CHRIS WEINSTEIN, SR					238.00	238.00
11-02360	CHRIST WEINSTEIN, SR					102.00	102.00
11-02361	PAUL YANICAK					170.00	170.00
11-02348	PAUL YANICAK					50.00	50.00
11-02363	MICHAEL CALIA					68.00	68.00
11-02452	MICHAEL CALIA					34.00	34.00
11-02364	DENNIS BUCKLEY					204.00	204.00
11-02447	DENNIS BUCKLEY					136.00	136.00
11-02362	MARGE THEOBALD					102.00	102.00
11-02446	MARGE THEOBALD					102.00	102.00

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY JUNE 21, 2011							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
11-02377	CNTY ESSEX DEPT.PARKS					745.00	745.00
11-02389	NORA MACIEL					25.00	25.00
11-02388	ROSE COMPLITANO					25.00	25.00
11-02384	TRICIA IACCAVINO					25.00	25.00
11-02383	MARY WILDE					277.91	277.91
11-02382	MICHELE NICASTRO					25.00	25.00
11-02379	MOIRA CLAY					65.00	65.00
11-02380	KRISTEN ST.AMANT					65.00	65.00
11-02381	KRISTEN ST.AMANT					20.00	20.00
11-02335	AMATEUR SOFTBALL ASSOC.					1,260.00	1,260.00
11-02441	DAWN CURRIE					200.00	200.00
11-02442	NATALIE ANTONIO					100.00	100.00
11-02443	DAVID FARRELL					100.00	100.00
11-02444	IRIS Y COLON					125.00	125.00
11-02445	JIM QUIAN					75.00	75.00
11-02450	ROBERT DOMAN					34.00	34.00
11-02451	MARK SHCRIEBER					68.00	68.00
11-02457	VINCENT CIALLELLA					110.00	110.00
11-02459	ANGELO STRAFACE					44.00	44.00
11-02467	ANGELO STRAFACE					100.00	100.00
11-02461	JOE FUSARO					20.00	20.00
11-02462	WILLIAM DAMM					100.00	100.00
11-02463	LOUIS FUSARO					120.00	120.00



**TOWNSHIP OF NUTLEY**  
**BILL LIST**  
**June 21, 2011**

**List of payroll submitted for approval by the Board of Commissioners at their regular meeting of JUNE 21, 2011:**

**PAYROLL-REGULAR JUNE 10, 2011:**

Department of Public Affairs	23,010.93
Department of Revenue & Finance	48,784.12
Department of Public Safety	403,471.68
Department of Public Works	56,339.46
Department of Parks & Public Properties	73,634.54
Department of Recreation Commission	1,951.04
Water Operations	38,942.61
Due To From General Capital	3,325.10
600 Series	8,672.60
C.E.H.A.	3,349.12
ACC-U-VAC	0.00
<b>Sub Total</b>	<b>661,490.56</b>

**PAYROLL-OVERTIME JUNE 10, 2011:**

Department of Public Affairs	0.00
Department of Revenue & Finance	116.03
Department of Public Safety	3,845.79
Department of Public Works	2,003.99
Department of Parks & Public Properties	6,880.18
Water Operations	5,497.23
600 Series	0.00
<b>Sub Total</b>	<b>18,343.22</b>

**TOTAL PAYROLL:** **679,833.78**

**GRAND TOTAL:** **3,614,940.98**

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

Federal Withholding Tax	85,696.22
Social Security	14,558.66
N.J. State Tax	22,938.42
Medicare	9,771.36
Wage Execution	4,339.58
Deferred Compensation	24,713.90
Employee Disability Ins.	3,966.72

**Ordinance No. 3169**

**Introduced by Commissioner Joseph P. Scarpelli**

**Introduced on May 17, 2011**

**Public Hearing June 21, 2011**

**Advertise in the Nutley Sun Issue of Thursday, May 26, 2011**

**Ordinance No. 3169**

**“Refuse Containers-Dumpster Ordinance”**

**SECTION I. Purpose:**

An ordinance requiring dumpsters and other refuse containers that are outdoors or exposed to stormwater to be covered at all times and prohibits the spilling, dumping, leaking, or otherwise discharge of liquids, semi-liquids or solids from the containers to the municipal separate storm sewer system(s) operated by the Township of Nutley and/or the waters of the State so as to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.

**SECTION II. Definitions:**

For the purpose of this ordinance, the following terms, phrases, words, and their derivations shall have the meanings stated herein unless their use in the text of this Chapter clearly demonstrates a different meaning. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word “shall” is always mandatory and not merely directory.

- a. Municipal separate storm sewer system (MS4) – a conveyance or system of conveyances (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, manmade channels, or storm drains) that is owned or operated by the Township of Nutley or other public body, and is designed and used for collecting and conveying stormwater.
- b. Person – any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.
- c. Refuse container – any waste container that a person controls whether owned, leased, or operated, including dumpsters, trash cans, garbage pails, and plastic trash bags.
- d. Stormwater – means water resulting from precipitation (including rain and snow) that runs off the land’s surface, is transmitted to the subsurface, is captured by separate storm sewers or other sewerage or drainage facilities, or is conveyed by snow removal equipment.
- e. Waters of the State – means the ocean and its estuaries, all springs, streams and bodies of surface or ground water, whether natural or artificial, within the boundaries of the State of New Jersey or subject to its jurisdiction.

**SECTION III. Prohibited Conduct:**

Any person who controls, whether owned, leased, or operated, a refuse container or dumpster must ensure that such container or dumpster is covered at all times and shall prevent refuse from spilling out or overflowing.

Any person who owns, leases or otherwise uses a refuse container or dumpster must ensure that such container or dumpster does not leak or otherwise discharge liquids, semi-liquids or solids to the municipal separate storm sewer system(s) operated by the Township of Nutley.

**SECTION IV. Exceptions to Prohibition:**

- a. Permitted temporary demolition containers;
- b. Litter receptacles (other than dumpsters or other bulk containers)
- c. Individual homeowner trash and recycling containers;
- d. Refuse containers at facilities authorized to discharge stormwater under a valid NJPDES permit;
- e. Large bulky items (e.g., furniture, bound carpet and padding, white goods placed curbside for pickup.)

**SECTION V. Enforcement:**

This ordinance shall be enforced by the Township of Nutley Department of Public Works, Stormwater Coordinator and or the Municipal Engineer.

**SECTION VI. Penalties:**

Any person(s), corporation, or entity that is found to be in violation of the provisions of this ordinance shall be subject to a fine not to exceed \$500.00 per offense. Each day for which a violation of this article occurs shall be considered a separate offense.

**SECTION VII. Severability:**

Each section, subsection, sentence, clause and phrase of this Ordinance is declared to be an independent section, subsection, sentence, clause and phrase, and the finding or holding of any such portion of this Ordinance to be unconstitutional, void, or ineffective for any cause, or reason, shall not affect any other portion of this Ordinance.

**SECTION VIII. Effective date:**

This Ordinance shall be in full force and effect from and after its adoption and any publication as may be required by law.

**Ordinance No. 3170**

**Introduced by Commissioner Joseph P. Scarpelli**

**Introduced on May 17, 2011**

**Public Hearing June 21, 2011**

**Advertise in the Nutley Sun Issue of Thursday, May 26, 2011**

**Ordinance No. 3170**  
**“Private Storm Drain Inlet Retrofitting Ordinance”**

**SECTION I. Purpose:**

An ordinance requiring the retrofitting of existing storm drain inlets which are in direct contact with repaving, repairing, reconstruction, or resurfacing or alterations of facilities on private property, to prevent the discharge of solids and floatables (such as plastic bottles, cans, food wrappers and other litter) to the municipal separate storm sewer system(s) operated by the Township of Nutley so as to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.

**SECTION II. Definitions:**

For the purpose of this ordinance, the following terms, phrases, words, and their derivations shall have the meanings stated herein unless their use in the text of this Chapter clearly demonstrates a different meaning. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word “shall” is always mandatory and not merely directory.

- a. Municipal separate storm sewer system (MS4)— a conveyance or system of conveyances (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, manmade channels, or storm drains) that is owned or operated by the Township of Nutley or other public body, and is designed and used for collecting and conveying stormwater.
- b. Person – any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.
- c. Storm drain inlet- an opening in a storm drain used to collect stormwater runoff and includes, but is not limited to, a grate inlet, curb-opening inlet, slotted inlet, and combination inlet.
- d. Waters of the State – means the ocean and its estuaries, all springs, streams and bodies of surface or ground water, whether natural or artificial, within the boundaries of the State of New Jersey or subject to its jurisdiction.

### **SECTION III. Prohibited Conduct:**

No person in control of private property (except a residential lot with one single family house) shall authorize the repaving, repairing (excluding the repair of individual potholes), resurfacing (including top coating or chip sealing with asphalt emulsion or a thin base of hot bitumen), reconstructing or altering any surface that is in direct contact with an existing storm drain inlet on that property unless the storm drain inlet either:

1. Already meets the design standard below to control passage of solid and floatable materials; or
2. Is retrofitted or replaced to meet the standard in Section IV below prior to the completion of the project.

### **SECTION IV. Design Standard:**

Storm drain inlets identified in Section III above shall comply with the following standard to control passage of solid and floatable materials through storm drain inlets. For purposes of this paragraph, "solid and floatable materials" means sediment, debris, trash, and other floating, suspended, or settleable solids. For exemptions to this standard see Section 3 below.

1. Design engineers shall use either of the following grates whenever they use a grate in pavement or another ground surface to collect stormwater from that surface into a storm drain or surface water body under that grate:
  - a. The New Jersey Department of Transportation (NJDOT) bicycle safe grate, which is described in Chapter 2.4 of the NJDOT Bicycle Compatible Roadways and Bikeways Planning and Design Guidelines (April 1996); or
  - b. A different grate, if each individual clear space in that grate has an area of no more than seven (7.0) square inches, or is no greater than 0.5 inches across the smallest dimension.

Examples of grates subject to this standard include grates in grate inlets, the grate portion (non-curb-opening portion) of combination inlets, grates on storm sewer manholes, ditch grates, trench grates, and grates of spacer bars in slotted drains. Examples of ground surfaces include surfaces of roads (including bridges), driveways, parking areas, bikeways, plazas, sidewalks, lawns, fields, open channels, and stormwater basin floors.

2. Whenever design engineers use a curb-opening inlet, the clear space in that curb opening (or each individual clear space, if the curb opening has two or more clear spaces) shall have an area of no more than seven (7.0) square inches, or be no greater than two (2.0) inches across the smallest dimension.
3. This standard does not apply:
  - a. Where the municipal engineer agrees that this standard would cause inadequate hydraulic performance that could not practicably be overcome by using additional or larger storm drain inlets that meet these standards;

- b. Where flows are conveyed through any device (e.g., end of pipe netting facility, manufactured treatment device, or a catch basin hood) that is designed, at a minimum, to prevent delivery of all solid and floatable materials that could not pass through one of the following:
  - i. A rectangular space four and five-eighths inches long and one and one-half inches wide (this option does not apply for outfall netting facilities); or
  - ii. A bar screen having a bar spacing of 0.5 inches.
- c. Where flows are conveyed through a trash rack that has parallel bars with one-inch (1") spacing between the bars; or
- d. Where the New Jersey Department of Environmental Protection determines, pursuant to the New Jersey Register of Historic Places Rules at N.J.A.C. 7:4-7.2(c), that action to meet this standard is an undertaking that constitutes an encroachment or will damage or destroy the New Jersey Register listed historic property.

**SECTION V. Enforcement:**

This ordinance shall be enforced by the Township of Nutley Department of Public Works, Stormwater Coordinator and or the Municipal Engineer.

**SECTION VI. Penalties:**

Any person(s), corporation, or entity that is found to be in violation of the provisions of this ordinance shall be subject to a fine not to exceed \$500.00 for each storm drain inlet that is not retrofitted to meet the design standard. Each day for which a violation of this article occurs shall be considered a separate offense.

**SECTION VII. Severability:**

Each section, subsection, sentence, clause and phrase of this Ordinance is declared to be an independent section, subsection, sentence, clause and phrase, and the finding or holding of any such portion of this Ordinance to be unconstitutional, void, or ineffective for any cause, or reason, shall not affect any other portion of this Ordinance.

**SECTION VIII. Effective date:**

This Ordinance shall be in full force and effect from and after its adoption and any publication as may be required by law.

Ordinance # 3168

Introduced by Commissioner Thomas J. Evans

Introduced on May 17, 2011

Public Hearing June 21, 2011

Advertise in the Nutley Sun Issue of Thursday, May 26, 2011

Ordinance No. 3168

AN ORDINANCE TO AMEND AN ORDINANCE  
CODIFIED IN THE TOWNSHIP OF NUTLEY  
CODE, CHAPTER 538 ENTITLED RETAIL  
ESTABLISHMENTS, PARTICULARLY SECTION  
538-1(A)

BE IT ORDAINED by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, that Chapter 538-1(A) of the Code of the Township of Nutley is modified to delete “11:00 p.m.” and replace it with “12:00 a.m.”.

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

Attach To ● Official Minutes

# Resolution

*Introduced by:* Mayor Joanne Cocchiola *Date:* June 21, 2011 aa a aa

*Seconded by:* Commissioner Joseph P. Scarpelli *No.* 139-11 a aa aa

**Resolution of Support from Local Governing Body Authorizing the Sustainable Jersey™ Grant funded by Wal-Mart**

**WHEREAS**, a sustainable community seeks to optimize quality of life for its residents by ensuring that its environmental, economic and social objectives are balanced and mutually supportive; and

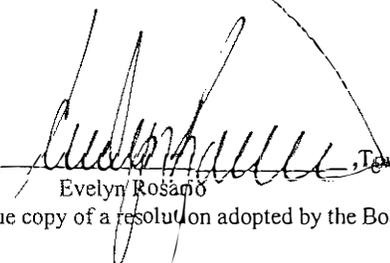
**WHEREAS**, the Township of Nutley strives to save tax dollars, assure clean land, air and water, improve working and living environments; and

**WHEREAS**, the Township of Nutley is participating in the Sustainable Jersey Program; and

**WHEREAS**, one of the purposes of the Sustainable Jersey Program is to provide resources to municipalities to make progress on sustainability issues, and they have created a grant program called the Sustainable Jersey Small Grants funded by Wal-Mart;

**THEREFORE**, the Mayor and Commissioners of the Township of Nutley have determined that the Township should apply for the aforementioned Grant.

**THEREFORE, BE IT RESOLVED**, that the Mayor and Commissioners of the Township of Nutley, State of New Jersey, authorize the submission of the aforementioned Sustainable Jersey Grant funded by Wal-Mart.

  
 \_\_\_\_\_, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing  
 Evelyn Rosario  
 Is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held June 21, 2011.

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

## Resolution

*Introduced by:* Commissioner Thomas J. Evans  a a a *Date:*  June 20, 2011 a a a

*Seconded by:*  Commissioner Joseph P. Scarpelli *No.*  140-11  a

WHEREAS, the New Jersey Council On Affordable Housing mandates the imposition of Residential and Non-Residential Development Fees, developers must estimate the cost of the development and are assessed 1.5 % of that cost for residential development and 2.5% for non-residential development, and

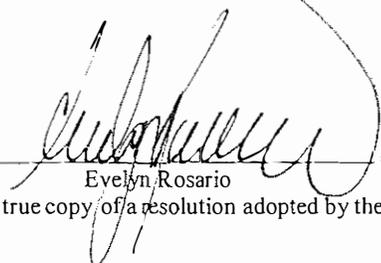
WHEREAS, prior to the issuance of building permits the developer must pay ½ of the estimated residential or non-residential development fee, and

WHEREAS, the owner of 516 Centre Street, Block 5800 Lot 37 in the Township of Nutley, paid an initial estimated development fee in the amount of seven thousand (\$7,000) dollars, and

WHEREAS the Township of Nutley Tax Assessor completed his final assessment of the property and it was determined that the total residential development fee, based upon the new equalized assessed value, less the old equalized assessed value was five thousand five hundred forty-one (\$5,541.00) dollars, and

WHEREAS, there was an overpayment of one thousand four hundred fifty-nine (\$1,459.00) dollars made by the developer to the Township, and

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Nutley in the County of Essex, that Mr. Daniel Celidonio, 29 Mountain Avenue, Bloomfield, NJ 07003 be refunded from the COAH Trust Fund Account, one thousand four hundred fifty-nine (\$1,459.00) dollars.

  
\_\_\_\_\_, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing  
Evelyn Rosario  
Is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held  June 21, 2011

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

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

Attach To Official Minutes

## Resolution

Introduced by: Commissioner Joseph P. Scarpelli Date: June 21, 2011

Seconded by: Commissioner Thomas J. Evans No. 141-11

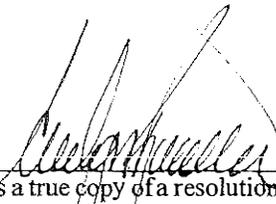
**WHEREAS**, Bids for Leaf Removal and Recycling were received and opened on June 9, 2011; and

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

**WHEREAS**, Natures Choice Corporation, 1 Caven Point Avenue, Jersey City, New Jersey 07305 was the low bidder priced at \$4.44/per cubic yard, for the removal of leaves for recycling; and

**WHEREAS**, the funds are available from Account# 1-01-422-209 in the amount of \$61,000.00 and Account# 1-01-421-209 in the amount of \$25,000.00 and have been certified by the Chief Financial Officer, said certification being attached to this resolution;

**NOW, THEREFORE BE IT RESOLVED** by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, that a contract be awarded to Natures Choice Corporation, not to exceed \$86,000.00 and that the Mayor and Township Clerk are hereby authorized to enter into and sign said contract for the Township of Nutley.

I,  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 June 21, 2011.

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

**Resolution Number**

**142-11**

**Number not Used**

**June 21, 2011**

**Resolution Number**

**143-11**

**Number not Used**

**June 21, 2011**

**BOARD OF COMMISSIONERS  
Township of Nutley, New Jersey**

**Resolution**

Introduced by: Commissioner Mauro G. Tucci Date: June 21, 2011.

Seconded by: aa Commissioner Joseph P. Scarpelli aa a a aNo. 144-11 a a a

**WHEREAS**, Request for Proposals for a Township Forester were opened on June 2, 2011; and

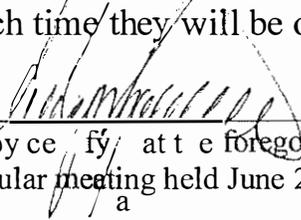
**WHEREAS**, only one Request for Proposal was received by the municipality; and

**WHEREAS**, N.J.S.A. 40A: 11-13.2 permits the rejection of all proposals under such circumstances.

**NOW THEREFORE, BE IT RESOLVED**, by the Board of Commissioners of the Township of Nutley that all proposals heretofore advertised, received and opened are hereby rejected; and

**BE IT FURTHER RESOLVED**, that the Township Clerk be and is hereby authorized to again advertise for sealed bids for Township Forester; and

**BE IT FURTHER RESOLVED**, that bids are to be received on Thursday, July 14, 2011 in the Commissioner Chambers, Township Hall at 3:00 pm (prevailing time) at which time they will be opened and read.

 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 June 21, 2011.

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

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

*Attach To Official Minutes*

**Resolution**

*Introduced by: Mayor Joanne Cocchiola Date: June 21, 2011*

*Seconded by: Commissioner Joseph P. Scarpelli aa a a a a aNo. 145-11*

**WHEREAS**, an application for three (3) video game licenses has been received from the “Old Canal Inn”, 2 East Passaic Avenue, Nutley, New Jersey 07110; and

**WHEREAS**, the application has been reviewed by the Police Department, Code Enforcement Department and the Office of the Municipal Clerk; and

**WHEREAS**, the license fee of nine hundred dollars (\$300.00 per machine) has been paid.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Nutley, County of Essex that said licenses are hereby approved and the Municipal Clerk is authorized to issue the video game licenses to the “Old Canal Inn”

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 June 21, 2011.

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

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

*Attach To Official Minutes*

**Resolution**

*Introduced by:* Commissioner Joseph P. Scarpelli *Date:* June 21, 2011

*Seconded by:* Commissioner Thomas J. Evans ee ee ee ee *No.* 146-11

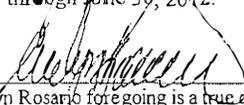
BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, in the County of Essex, State of New Jersey, that renewal of Plenary Retail Consumption Licenses, Plenary Retail Distribution Licenses and Club Licenses be granted to the following licensees effective July 1, 2011 through June 30, 2012.

BE IT RESOLVED, that the State of New Jersey, Department of Treasury, Division of Taxation has provided Tax Clearance Certificates for each establishment listed below for this renewal period.

BE IT FURTHER RESOLVED, that these establishments have been inspected by the Board of Health, Fire Department and Code Enforcement Department of the Township of Nutley and are in satisfactory condition.

American Legion Nutley Post # 70	45 Franklin Avenue	0716-31-030-001	\$150.00
Nutley Post 30 American Vets of World War II T/A Nutley Amvets Post 30	184 Park Avenue	0716-31-031-001	\$150.00
Columbian Club of Nutley T/A St. Mary's Knights of Columbus	150 Chestnut Street	0716-31-032-001	\$150.00
Nutley New Jersey Lodge 1290 BPO Elks	242 Chestnut Street	0716-31-033-001	\$150.00
Stuart E. Edgar Post No. 493 Veteran of Foreign Affairs T/A VFW Holding Co. of Nutley	271 Washington Avenue	0716-31-035-001	\$150.00
RU POD Inc. T/A Ruthie's 3 <sup>rd</sup> Base	150 Bloomfield Avenue	0716-33-001-006	\$1,719.36
Castelli Inc. T/A Nutley Diner	372 Centre Street	0716-33-006-002	\$1,719.36
Diamond Spring Café LLC T/A Diamond Spring Café I	116 Harrison Street	0716-33-015-003	\$1,719.36
East Green Jade Corp T/A East Green Jade	INACTIVE LICENSE NOT USED AT AN OPERATING PLACE OF BUSINESS	0716-33-016-009	\$1,719.36
KJM Inc. T/A American Bistro	24-26 Washington Avenue	0716-33-018-006	\$1,719.36
Conca Brothers Management 4 LLC T/A Old Canal Inn	2 East Passaic Avenue	0716-33-022-002	\$1,719.36
Prahar Corp., T/A Hellere & Heller Liquors	200 Franklin Avenue	0716-44-013-007	\$1,287.36
Franklin Wine Shop	558 Franklin Avenue	0716-44-021-006	\$1,287.36
Majagdamba LLC T/A Nutley News & Liquors	98 Centre Street	0716-44-025-010	\$1,287.36

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, that the Municipal Clerk be and she is hereby directed and authorized to issue said licenses for the licensing period of July 1, 2011 through June 30, 2012.

I,  Municipal Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the Evelyn Rosario foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held June 21, 2011.

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

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

**Resolution**

*Attach To Official Minutes*

*Introduced by:* Commissioner Joseph P. Scarpelli aa *Date:* June 21 2011

*Seconded by:* Commissioner Thomas J. Evans aa a a a *No.* 147-11aa aa aa aa

**WHEREAS**, the following Plenary Retail Consumption Licenses have not received Tax Clearance certificates as required by the Division of Alcoholic Beverage prior to the Governing Body acting on the renewals: and

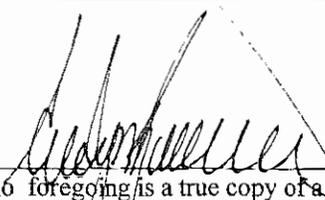
**WHEREAS**, in order for the licensee to continue operating after 12:00 A.M. July 1, 2011, they must obtain a temporary permit from the Division of Alcoholic Beverage Control: and

**WHEREAS**, the establishments have submitted their renewal applications along with the appropriate fees to the Office of the Municipal Clerk: and

**WHEREAS**, the licensee (s) must complete an "Ad Interim Permit" application which must be signed by the Municipal Clerk on behalf of the Governing Body indicating that the Municipality does not object to the issuance of the Ad Interim Permit.

**NOW, THEREFORE BE IT RESOLVED**, by the Board of Commissioners of the Township of Nutley, in the County of Essex, State of New Jersey, that the Municipal Clerk is hereby authorized to sign Ad Interim permit applications for the following Plenary Retail Consumption Licensees.

Giant Vending Inc., T/A Franklin Steakhouse	522-526 Franklin Avenue	0716-32-020-009	\$1,719.36
Park Place Pizza T/A Terrazza Ristorante & Bar	507 Franklin Avenue	0716-33-017-007	\$1,719.36
Nutley Pub LTD T/A Nutley PUB	227-229- Centre Street	0716-33-024-004	\$1,719.36
South Side Grill, LLC T/A Ritacco's Midtown Bar & Grill	223A Franklin Avenue	0716-33-027-009	\$1,719.36

I,  Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the Evelyn Rosario foregoing is a true copy of a resolution adopted by the Board of Commissioners at a continued meeting held June 21, 2011.

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

**BOARD OF COMMISSIONERS**  
**TOWNSHIP OF NUTLEY, NEW JERSEY**      *Attach To Official Minutes*

**Resolution**

*Introduced by:* Commissioner Joseph P. Scarpelli      *Date:* June 21, 2011

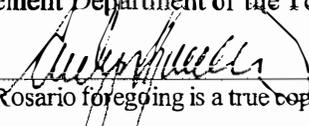
*Seconded by:* Commissioner Thomas J. Evans      *No.* 148-11a a a a a a

**BE IT RESOLVED**, by the Board of Commissioners of the Township of Nutley, in the County of Essex, State of New Jersey, that renewal of the following Plenary Retail Consumption Licenses be granted conditionally upon receipt of the State of New Jersey Tax Clearance Certificate and a written report from the Code Enforcement Department of the Township of Nutley indicating that these establishments are in compliance with the law. Said Licenses to be effective July 1, 2011 through June 30, 2012.

<b>Jim Dandy's of Nutley of Nutley, LLC T/A Jim Dandy's</b>	<b>561-563 Franklin Avenue</b>	<b># 0716-32-008-009</b>	<b>Denied/Code Enforcement</b>
<b>Giant Vending Inc., T/A Franklin Steakhouse</b>	<b>522-526 Franklin Avenue</b>	<b># 0716-32-020-009</b>	<b>Denied/Code Enforcement &amp; Missing Tax Clearance Certificate</b>
<b>Papillion LLC T/A The Game Sports Bar &amp; Grill</b>	<b>350 Passaic Avenue</b>	<b>#0716-33-011-006</b>	<b>Denied/Code Enforcement</b>
<b>Park Place Pizza T/A Terrazza Ristorante</b>	<b>507 Franklin Avenue</b>	<b># 0716-33-017-007</b>	<b>Denied/Code Enforcement &amp; Missing Tax Clearance Certificate</b>
<b>Jo-Ka Inc. T/A Washington Park Tavern</b>	<b>174 Washington Avenue</b>	<b>#0716-33-019-006</b>	<b>Denied/Code Enforcement</b>
<b>TBG Inc., T/A Park Pub</b>	<b>789 Bloomfield Avenue</b>	<b># 0716-33-023-003</b>	<b>Denied/Code Enforcement</b>
<b>Nutley Pub, LTD</b>	<b>227-229 Centre Street</b>	<b># 0716-33-024-004</b>	<b>Denied/Code Enforcement &amp; Missing Tax Clearance Certificate</b>
<b>South Side Grill, LLC T/A Ritacco's Midtown Bar &amp; Grill</b>	<b>223 A Franklin Avenue</b>	<b># 0716-33-027-009</b>	<b>Denied/Code Enforcement &amp; Missing Tax Clearance Certificate</b>
<b>Kishan Restaurant, Inc.</b>	<b>238 Franklin Avenue</b>	<b>#0716-33-028-004</b>	<b>Denied/Code Enforcement</b>

**BE IT FURTHER RESOLVED**, that these establishments have been inspected by the Board of Health and Fire Department and are in satisfactory condition.

**NOW, THEREFORE BE IT RESOLVED** by the Board of Commissioners of the Township of Nutley, that the Municipal Clerk be and she is hereby directed and authorized to issue said licenses for the licensing period of July 1, 2011 through June 30, 2012 upon receipt of the State of New Jersey Tax Clearance Certificate (s) and a written satisfactory report from the Code Enforcement Department of the Township of Nutley.

I,  Municipal Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the Evelyn Rosario foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held June 21, 2011.

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