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TOWNSHIP OF NUTLEY, NEW JERSEY
BOARD OF COMMISSIONERS

**Certified
Transcript**

)
PUBLIC MEETING) TRANSCRIPT OF
) PROCEEDINGS:
)

December 7th, 2010

7:00 p.m.

BEFORE:

- Mayor Cocchiola
- Commissioner Evans
- Commissioner Petracco
- Commissioner Scarpelli
- Commissioner Tucci

- Township Clerk Rosario

Job No. NJ303158

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BOARD OF COMMISSIONERS

ORIGINAL

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BEFORE:

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- Commissioner Evans
- Commissioner Petracco
- Commissioner Scarpelli
- Commissioner Tucci

Township Clerk Rosario

Job No. NJ303158

1 MAYOR COCCHIOLA: Evelyn, you want
2 to go on the record?

3 MADAM CLERK: Okay. Tuesday,
4 December 7th, 2010. 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 10th, 2009 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 file
13 in the municipal clerk's office.

14 Commissioner Scarpelli?

15 COMMISSIONER SCARPELLI: Here.

16 MADAM CLERK: Commissioner Petracco?

17 COMMISSIONER PETRACCO: Here.

18 MADAM CLERK: Commissioner Evans?

19 COMMISSIONER EVANS: Here.

20 MADAM CLERK: Commissioner Tucci?

21 COMMISSIONER TUCCI: Here.

22 MADAM CLERK: Mayor Cocchiola?

23 MAYOR COCCHIOLA: Here.

24 MADAM CLERK: All present, Mayor.

25 MAYOR COCCHIOLA: Thank you.

1 Commissioner Scarpelli, you want to start
2 this evening?

3 COMMISSIONER SCARPELLI: Yeah, I
4 have four resolutions. The first one is
5 to suspend meter parking for December
6 13th through the 25th, in conjunction
7 with the Chamber of Commerce to promote
8 shopping in town for the holidays. I
9 have a change order to purchase water
10 meters.

11 I have a award of a contract to
12 purchase a hot box for pot hole repair,
13 which will thus recycle some of our
14 asphalt, which will decrease some of the
15 cost, and allows it to stay heated, which
16 will make for better repairs, so, it
17 should work out both ways. And I have a
18 transfer. In addition, I have a
19 communication that we need to discuss.
20 So, we can do that afterwards, whenever
21 you want.

22 MAYOR COCCHIOLA: No, I thought it
23 was here.

24 FEMALE SPEAKER: (Indiscernible).

25 MAYOR COCCHIOLA: Yeah. Tom?

1 Commissioner Evans, I'm sorry.

2 COMMISSIONER EVANS: Yeah. I have
3 this brochure that Commissioner Tucci
4 gave me, which I'd like to read into the
5 record.

6 COMMISSIONER TUCCI: The whole
7 brochure? Did you go to sleep at 7
8 o'clock last night?

9 COMMISSIONER EVANS: I have two
10 public hearings. An ordinance, the first
11 is a bond ordinance for 63,000 dollars in
12 total cost, which is updating one of our
13 switches across the Township. So, I
14 was -- it wasn't included in the original
15 capital budget by mistake.

16 And I have a public hearing on an
17 elimination of a parking spot of Spurr
18 Place at the request of the owners. It's
19 a very short curb line, which they want
20 prohibit parking, because it's not
21 enough -- it's not sufficient to park a
22 car there, and it extends into their
23 driveway. So, they just want to
24 eliminate the parking, and they recognize
25 they won't be able to park there either.

1 COMMISSIONER SCARPELLI: Which
2 street is that, Tom?

3 COMMISSIONER EVANS: Spurr Place.

4 COMMISSIONER SCARPELLI: Spurr.

5 COMMISSIONER EVANS: So, I just have
6 that. And then I have three resolutions:
7 on our 2009 Corrective Action Plan, which
8 is contained from our audit; refunds of
9 overpayment of water charges; and
10 overpaying of property taxes.

11 And I have -- I need five minutes in
12 executive. I -- a personal matter.

13 MAYOR COCCHIOLA: Okay.
14 Commissioner Tucci?

15 COMMISSIONER TUCCI: I have two
16 resolutions this evening: one's a
17 transfer of appropriations, and the
18 second is billed as recognition of a
19 recreation soccer program. It's actually
20 an individual, but it is a surprise, so
21 we just listed it this way. It's for Ed
22 Dougherty, who's out there.

23 MAYOR COCCHIOLA: Oh.

24 COMMISSIONER TUCCI: And that's all
25 I have. Yeah, so, we wanted it to be a

1 surprise for him. He put in twenty-five
2 years with the program.

3 MAYOR COCCHIOLA: Wow.

4 COMMISSIONER EVANS: Oh, wow.

5 COMMISSIONER TUCCI: So, he has no
6 clue --

7 MAYOR COCCHIOLA: What a great --
8 that's really cool.

9 COMMISSIONER TUCCI: -- that this
10 happening. So, it's a nice thing. And
11 Sal Azzinnari's here, and Billy Haddock.

12 MAYOR COCCHIOLA: Very nice.

13 COMMISSIONER TUCCI: I also need a
14 date to hold our public official's
15 education --

16 COMMISSIONER EVANS: To the MEL?

17 COMMISSIONER TUCCI: -- seminar from
18 the MEL, exactly.

19 COMMISSIONER EVANS: Okay, good.

20 COMMISSIONER TUCCI: So, whatever
21 date -- if you want to think about it,
22 and we'll talk about it at the next
23 meeting. Or if you want to do something
24 now, after the holidays, preferably in
25 January, we can do it the way we did it

1 last time. We can do it here, before our
2 meeting; usually it only takes an hour.
3 Or we can schedule it at the Parks
4 Department, or wherever. Okay?

5 MAYOR COCCHIOLA: Yeah. If you
6 can --

7 UNIDENTIFIED COMMISSIONER: We need
8 an executive, too.

9 COMMISSIONER TUCCI: And we need an
10 executive session just to bring everyone
11 up to speed on negotiations.

12 COMMISSIONER EVANS: You get better
13 attendance if you serve food.

14 COMMISSIONER TUCCI: We can't afford
15 food. You know that.

16 UNIDENTIFIED COMMISSIONER: BYO.

17 COMMISSIONER TUCCI: What're we
18 going to serve, (indiscernible)?

19 COMMISSIONER SCARPELLI: Maybe I can
20 find in my heart to bring a tray.

21 COMMISSIONER TUCCI: And that's all
22 I have.

23 COMMISSIONER EVANS: That's a pepper
24 cookie, right? Type of cracker, hard,
25 very hard.

1 COMMISSIONER TUCCI: It's like a
2 pretzel, yeah.

3 MAYOR COCCHIOLA: Commissioner
4 Petracco?

5 COMMISSIONER PETRACCO: I just have
6 two resolutions tonight. I have the one
7 for Dave Wilson, who's retiring, and I
8 have a grant of medical leave for Ms.
9 Donatello.

10 COMMISSIONER SCARPELLI: What's her
11 first name?

12 MAYOR COCCHIOLA: Meredith.

13 COMMISSIONER PETRACCO: Meredith
14 Donatello. Yup. That's all I have.

15 MAYOR COCCHIOLA: Okay. I have an
16 ordinance to introduce that will -- right
17 now our outdoor café ordinance allows our
18 business establishments that are
19 approved, to have outdoor café dining.
20 The time period is April 1st through
21 October 31st. And with the weather
22 changing, there have been citations
23 issued, I guess, in the past year, or
24 summonses, or maybe, warning letters
25 issued, when there's a nice day in March,

1 and a business owner might put their
2 tables out. There've been problems with
3 that, because the law says that it can't
4 be that way.

5 So, in my discussions with several
6 business owners, I can't really
7 understand why that is. If the -- as
8 long as the establishment is -- goes
9 through the process it has to go through
10 normally to become an establishment that
11 has outdoor dining, it shouldn't really
12 matter to us, if the weather's nicer --
13 if there happens to be a beautiful day in
14 February, and they've complied with the
15 rules, with respect to the number of
16 tables they have to have, which they're
17 being inspected to do anyway, and they're
18 not -- there's no change, other than, if
19 it happens to be a nice day, and they
20 want to serve their dining outdoors, on a
21 day other than between April and November
22 1st.

23 It makes all the sense in the world
24 to allow them to do that. I don't really
25 see why we should care. Obviously,

1 they're not going to do it when there's a
2 foot of snow. And they're not going to
3 do it when people don't want to come and
4 sit outside, if it's too cold. But if a
5 day's nice enough to allow that, I think
6 they should have the discretion to that.
7 I've spoken to some of them. I've had
8 the Planning Board review that proposal,
9 and they have accepted and approved it,
10 subject to any rules by the county with
11 respect to county roads, which, you know,
12 a business owner would have to comply
13 with, if there was a separate ruling by
14 the county in that sense, for a business
15 owner to have to --

16 COMMISSIONER EVANS: Yeah.

17 MAYOR COCCHIOLA: -- comply with
18 that. So, it changes nothing, other than
19 not imposing a time frame in which you
20 are permitted to do that.

21 COMMISSIONER TUCCI: I think there's
22 only a time frame in there because we
23 model it after one of the surrounding
24 towns, so it really doesn't make sense.
25 I think it makes a lot of sense to change

1 it to this way.

2 COMMISSIONER EVANS: Yeah, I
3 don't -- I agree. I don't think I have
4 an issue with that. The only thing I
5 have is just thinking is that weather
6 conditions are different. Sidewalk
7 conditions are different. And, so, to
8 the extent that there's an increased
9 safety risk, and that I don't -- I really
10 wouldn't want to have the town to assume
11 greater risk as a result of them having
12 it outside, so. So, as long as we're not
13 assuming great risk, or we're indemnified
14 against that risk, I'm fine.

15 MAYOR COCCHIOLA: Well, they --
16 there are insurance requirement --
17 there's a whole -- the way the ordinance
18 currently -- the way the code currently
19 reads, there's insurance requirements.
20 I'm pretty sure there's some
21 indemnification language in there as
22 well, I'll recheck it. But, yeah --

23 COMMISSIONER EVANS: Yeah, as long
24 as -- just given the fact that --

25 MAYOR COCCHIOLA: I mean, it is --

1 yeah.

2 COMMISSIONER EVANS: -- weather
3 conditions are different. That's all.

4 COMMISSIONER TUCCI: Yeah, I don't
5 have any exposure at all. We're
6 permitting. We're not dictating that
7 they have to do it, if they want to do it
8 the summer. Yeah.

9 COMMISSIONER EVANS: Yeah, just --

10 COMMISSIONER TUCCI: But we can
11 double check it, but I think we're fine.

12 COMMISSIONER EVANS: Whatever that
13 is, I'm fine.

14 MAYOR COCCHIOLA: Okay. The other
15 ordinance I have to introduce is our rent
16 controlled ordinance -- our rent
17 controlled provisions in the code. It's
18 sunsets on December 31st, so we have to
19 re-up it for another year. So, the
20 second ordinance just extends the current
21 rent control provisions for one more
22 year.

23 I also have a number of resolutions,
24 one designating the official newspapers
25 for 2011. The clerk has asked me to move

1 this resolution, because Friday, December
2 31st, is the recognized day to celebrate
3 New Years Day.

4 COMMISSIONER TUCCI: Okay.

5 MAYOR COCCHIOLA: I think it's --
6 that's the way it is universally. That's
7 why I didn't have a problem with this
8 one.

9 COMMISSIONER EVANS: Is this on the
10 calendar? Just because of the calendar?

11 MAYOR COCCHIOLA: Yes, because the
12 calendar -- it's a Saturday. New Years
13 Day is a Saturday. So, it's -- Friday is
14 the recognized --

15 COMMISSIONER SCARPELLI: And it's in
16 2010, so --

17 MAYOR COCCHIOLA: It's in 2010.

18 COMMISSIONER SCARPELLI: -- it's in
19 2011.

20 MAYOR COCCHIOLA: We have not
21 discussed the 2011 holiday schedule yet,
22 but this needed to be done in order for
23 us to complete the year. So, I said that
24 I would introduce that resolution. With
25 no -- I'm not making any commitments as

1 to anything else that I have to say about
2 holidays in this point in time.

3 I have a transfer of some
4 appropriations. We're authorizing a
5 place-to-place liquor license transfer
6 from Papillion to the Corporation at 350
7 Passaic Avenue.

8 COMMISSIONER SCARPELLI: It's
9 Cerreto's? You said transfer from --

10 MAYOR COCCHIOLA: He's transferring
11 Cerreto's. I'm sorry -- Papillion to
12 what -- yeah, what will be -- what
13 Cerreto's is going to become is going to
14 be a different restaurant.

15 COMMISSIONER SCARPELLI: Oh, okay.

16 MAYOR COCCHIOLA: Correct, I'm
17 sorry.

18 COMMISSIONER EVANS: What's it going
19 to become?

20 MAYOR COCCHIOLA: I don't if
21 that's -- certainly that's all. I don't
22 want to say.

23 I need to authorize a raffle
24 license. And I also have one late
25 edition, which is the CDBG resolution,

1 that we have to do today.

2 COMMISSIONER TUCCI: Dun, dun, dun,
3 dun.

4 MAYOR COCCHIOLA: The only projects
5 that we have --

6 FEMALE SPEAKER: (indiscernible).

7 MAYOR COCCHIOLA: -- three road
8 paving projects. Is that the order that
9 you wanted them in?

10 FEMALE SPEAKER: That's the way I
11 read them, so.

12 MAYOR COCCHIOLA: Okay. It's our
13 annual CDBG approval resolution for the
14 three projects that we're going to
15 submit. And the only one's we received
16 are three road projects. Correct?

17 COMMISSIONER SCARPELLI: Yeah.

18 MAYOR COCCHIOLA: Okay. And they
19 are: Edgar Place --

20 COMMISSIONER SCARPELLI: Edgar
21 Place, Vreeland Avenue, and Coppola and
22 Gonnelli Streets.

23 FEMALE SPEAKER: (indiscernible).

24 COMMISSIONER SCARPELLI: What?

25 FEMALE SPEAKER: Is it okay with the

1 order you wanted?

2 COMMISSIONER SCARPELLI: Yeah.

3 MAYOR COCCHIOLA: Yeah, I got it.

4 Okay. And that's all I have.

5 Okay, let's talk a bit, before we go
6 into executive session, the -- we
7 received a letter from Riverside
8 Community Church. They're interested in
9 having a "First Night" on New Years Eve,
10 which is Friday, a holiday. And they
11 have requested our permission. They've
12 also made several -- they've done some
13 outreach to several of us asking for some
14 help. I guess we wanted to discuss that.

15 COMMISSIONER PETRACCO: Yeah, I
16 could just put in a little information,
17 that I think. I met with Donny, who's
18 the Pastor, Donny Flynn, and also Josh,
19 but I don't know his last name. But at
20 any rate, they're looking to do something
21 with possibly a road closure. They were
22 thinking about having it just in their
23 parking lot, on the corner of Union Ave.
24 and Hancox.

25 I recommended to them, rather than

1 closing the front Vreeland Avenue,
2 especially on New Years Eve Night with,
3 you know, that traffic might be light, or
4 Hancox Avenue, I recommended that maybe
5 they do it on Princeton. I don't think
6 it's going to be a big event, because of
7 the time frame that, you know, is ticking
8 away on them. They're just trying to put
9 this all together. I'm looking at it as
10 more like maybe a block party kind of
11 atmosphere.

12 COMMISSIONER EVANS: Is this
13 strictly for the parish?

14 COMMISSIONER PETRACCO: No, they're
15 going to put in the local newspapers.
16 They've asked us if we'd be able to hang
17 up a banner, maybe on the oval
18 (indiscernible)a. They want to partner up
19 with the community. They were trying to
20 get some -- you know, a little exposure
21 out of it. It's going to be free to the
22 community. Everybody's going to be
23 welcomed. It's going to be a dry affair,
24 absolutely no alcohol allowed. They're
25 looking for donations also. They

1 explained to me. I said I would talk to
2 our governing body.

3 MAYOR COCCHIOLA: They went to the
4 right guy.

5 COMMISSIONER PETRACCO: Yeah, they
6 went to the right guy. Actually they
7 were asking about the popcorn machine
8 too, more. But I don't think it's, at
9 this point, anything that's going to be
10 too extravagant. It's expensive for the
11 church?

12 COMMISSIONER TUCCI: Popcorn's very
13 expensive.

14 COMMISSIONER PETRACCO: Oh, but
15 they're really great people. I, you
16 know, haven't been to some --

17 COMMISSIONER EVANS: The machine's
18 free; the popcorn's three grand.

19 COMMISSIONER PETRACCO: Yeah. But
20 you know, I don't know if you guys know
21 Don Flynn. I mean, he's a --

22 MAYOR COCCHIOLA: I do.

23 COMMISSIONER PETRACCO: -- a really
24 fantastic person. Very community
25 oriented. And I don't think this year

1 would be a big bang, you know, per se,
2 but if it grows, then, I think, our
3 involvement would even be more, as far as
4 the policing that we discussed prior. I
5 would handle this more as a block party,
6 you know, where it's barrels and you
7 know, they kind of police themselves in.

8 It's a church function. And I think
9 the first year they're going to get
10 mostly, you know, they're own people that
11 belong to the church. So, you know, I
12 think it'll be nice. You know --

13 COMMISSIONER SCARPELLI: In his
14 communication, he wanted a partner with
15 the Public Works Department. I think
16 it's a great idea for him to have it --

17 COMMISSIONER PETRACCO: You do?

18 COMMISSIONER SCARPELLI: -- not to
19 be partnered with it. I don't want --
20 we're not interested in partnering.

21 COMMISSIONER EVANS: So, he's asking
22 for what? You know, obviously,
23 permission to close the street?

24 COMMISSIONER PETRACCO: He's asking
25 for permission, you know, and what our --

1 MAYOR COCCHIOLA: To have the event.

2 COMMISSIONER PETRACCO: -- you know,
3 to have the event. What was the town
4 that they were talking about? Obviously,
5 Montclair has (indiscernible)a.

6 COMMISSIONER EVANS: We're not
7 sponsoring this, it's just --

8 COMMISSIONER PETRACCO: No, we're
9 not sponsoring this.

10 COMMISSIONER EVANS: It's sponsored
11 by the church.

12 COMMISSIONER PETRACCO: So, I mean,
13 to me, it's -- I think it's just a church
14 party. I mean, that's how I'm looking at
15 it.

16 COMMISSIONER SCARPELLI: As long as
17 it's an independent thing, and we're not
18 committing to manpower, or --

19 COMMISSIONER PETRACCO: Absolutely
20 not.

21 COMMISSIONER SCARPELLI: Fine with
22 me.

23 COMMISSIONER TUCCI: Or dollars.

24 COMMISSIONER SCARPELLI: Well, let's
25 get them a ven application, and --

1 MAYOR COCCHIOLA: Okay, so I'll --

2 COMMISSIONER SCARPELLI: -- see what
3 they're going to need.

4 MAYOR COCCHIOLA: Chicken franchise.

5 COMMISSIONER PETRACCO: Chicken
6 franchise, yeah. So, again, you know,
7 having a relationship with him --

8 COMMISSIONER TUCCI: It seems like a
9 nice idea.

10 COMMISSIONER PETRACCO: -- I trust
11 him.

12 COMMISSIONER TUCCI: He's a very
13 nice man.

14 COMMISSIONER PETRACCO: He's great.

15 COMMISSIONER SCARPELLI: It's a nice
16 idea.

17 MAYOR COCCHIOLA: You could get him
18 the nut.

19 COMMISSIONER PETRACCO: Tom's going
20 to -- he might donate his time and DJ,
21 was it, Tom?

22 COMMISSIONER EVANS: Yeah.

23 MAYOR COCCHIOLA: Joe, you still
24 have the nut? Give him the nut.

25 COMMISSIONER SCARPELLI: The nut? I

1 don't know where the nut is

2 (indiscernible)a.

3 COMMISSIONER EVANS: I was going to
4 do a series of show tunes.

5 COMMISSIONER PETRACCO: Show tunes?
6 Sorry, what else?

7 MAYOR COCCHIOLA: Oh, two more
8 things. One, I put this message up on
9 the employee portal because I have an
10 opportunity, because if there's twenty-
11 five people -- twenty-five municipal
12 employees, who would -- are interested in
13 quitting smoking, I have an opportunity
14 to get some grant money and to enroll
15 them in a program. I don't know if there
16 are twenty-five employees who smoke, but
17 if anybody, you know -- I need to know
18 right away. That's why I put up on the
19 portal.

20 COMMISSIONER PETRACCO: Twenty-five
21 that need the program, though.

22 MAYOR COCCHIOLA: If I get, you
23 know, twenty-five names together --

24 COMMISSIONER TUCCI: There's about
25 thirty, forty, I think is more round.

1 MAYOR COCCHIOLA: -- I have an
2 opportunity to get some grant money for
3 that. And the other thing is the shared
4 services summit that we're going to be
5 having with Belleville and Bloomfield.

6 COMMISSIONER SCARPELLI: The date?

7 MAYOR COCCHIOLA: I tossed out two
8 dates: Friday, January 7th, and Friday,
9 January 21st. They would be morning
10 meetings. There would be a morning
11 meeting on one of those dates. I stayed
12 away from the long weekend --

13 COMMISSIONER SCARPELLI: I know.
14 Yeah, yeah.

15 MAYOR COCCHIOLA: -- because you
16 thought you might go away. It will be
17 sunshined --

18 COMMISSIONER TUCCI: I'm sorry, what
19 was the second date? The 7th, and the
20 what?

21 MAYOR COCCHIOLA: The twenty -- two
22 weeks after the 7th, the 21st.

23 MADAM CLERK: Mayor, what was this
24 for again, I'm sorry?

25 MAYOR COCCHIOLA: We've invited the

1 Mayor of Belleville and the Mayor of
2 Bloomfield, and whoever they would like
3 to bring with them to a meeting where we
4 would discuss the concept of shared
5 services in greater detail than we ever
6 have in the past.

7 COMMISSIONER EVANS: In the morning,
8 you said, Mayor?

9 MAYOR COCCHIOLA: Morning meeting.
10 Could you do it at either of those?

11 COMMISSIONER EVANS: On both of
12 those dates, I'm free up until 10:30.

13 MAYOR COCCHIOLA: Yeah, we would
14 work -- assuming we're going to be done
15 by 10 o'clock. We'll start at maybe
16 8:30. It would be the first meeting, and
17 then we would identify -- if there's
18 public works issues, then the public
19 works people can work with Commissioner
20 Scarpelli from there. But this would
21 just be a first general meeting. It will
22 need to be sunshined.

23 MADAM CLERK: I need the dates
24 again, Mayor. What dates were you
25 looking at?

1 MAYOR COCCHIOLA: February -- I'm
2 sorry. January 7th, Friday, and January
3 21st, Friday. But I don't know which one
4 of those it'll be yet, until I hear back
5 from them.

6 COMMISSIONER SCARPELLI: It's a
7 great opportunity, I think, for us to
8 examine, you know, what we're already
9 doing together, and what we can do
10 further.

11 MAYOR COCCHIOLA: And it was
12 Commissioner Scarpelli that brought that
13 idea to my attention. So, I want to give
14 him the credit for that.

15 COMMISSIONER SCARPELLI: Thank you,
16 thank you.

17 COMMISSIONER TUCCI: Good idea.

18 MAYOR COCCHIOLA: Okay, so now we
19 need an executive session?

20 COMMISSIONER SCARPELLI: Yes.

21 COMMISSIONER TUCCI: Um-hum.

22 MAYOR COCCHIOLA: Read the
23 resolution.

24 MADAM CLERK: Whereas the Board of
25 Commissioners in the Township of Nutley

1 in the County of Essex desire to proceed
2 to closed executive session.

3 Andā nowā therefore, be it resolved
4 by the Board of Commissioners, that the
5 Township Commission shall now move into
6 executive session to discuss personnel --

7 COMMISSIONER EVANS: Contract
8 negotiations and personal. Two separate
9 things.

10 MADAM CLERK: Contract negotiation
11 and personnel.

12 COMMISSIONER EVANS: Two separate
13 things.

14 MADAM CLERK: Okay. Contract
15 negotiations and a personnel matter?

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

24 COMMISSIONER SCARPELLI: Moved.

25 MADAM CLERK: I need a second.

1 COMMISSIONER TUCCI: Second.

2 MADAM CLERK: Commissioner

3 Scarpelli?

4 COMMISSIONER SCARPELLI: Ayea

5 MADAM CLERK: Commissioner Petracco?

6 COMMISSIONER PETRACCO: Ayea

7 MADAM CLERK: Commissioner Evans?

8 COMMISSIONER EVANS: Ayea

9 MADAM CLERK: Commissioner Tucci?

10 COMMISSIONER TUCCI: Aye.

11 MADAM CLERK: Mayor Cocchiola?

12 MAYOR COCCHIOLA: Aye. He's

13 planning on open -- I didn't want to say

14 it in front of (indiscernible) -- he's

15 opening a sports bar, that's his plan at

16 least, the last time I spoke to him.

17 COMMISSIONER TUCCI: Who, Joey?

18 MAYOR COCCHIOLA: I don't know if

19 that's still the --

20 (Recessed for Executive Session)

21 (Pledge of Allegiance declared)

22 MAYOR COCCHIOLA: Madam Clerk, could

23 you please reread the Sunshine Notice?

24 MADAM CLERK: Yes, Mayor. Tuesday,

25 December 7th, 2010. Pursuant to the

1 requirements of the Open Public Meeting
2 Law, Chapter 231, Public Laws, 1975,
3 notice of this meeting was published in
4 the December 10, 2009 issues of the
5 Nutley Sun, the Journal, the Star Ledger,
6 and the Herald News. A copy of this
7 notice has been posted on the Nutley Town
8 Hall bulletin board and a copy is on file
9 in the municipal clerk's office.

10 Commissioner Scarpelli?

11 COMMISSIONER SCARPELLI: Here.

12 MADAM CLERK: Commissioner Petracco?

13 COMMISSIONER PETRACCO: Here.

14 MADAM CLERK: Commissioner Evans?

15 COMMISSIONER EVANS: Here.

16 MADAM CLERK: Commissioner Tucci?

17 COMMISSIONER TUCCI: Here.

18 MADAM CLERK: Mayor Cocchiola?

19 MAYOR COCCHIOLA: Here.

20 MADAM CLERK: All present, Mayor.

21 MAYOR COCCHIOLA: Thank you. We're
22 going to take some items out of order.
23 Thank you for your patience, everyone.
24 Commissioner Petracco, you want to go
25 first?

1 COMMISSIONER PETRACCO: Tonight we
2 have a retirement, Dave Wilson, who's
3 here tonight. And we have a resolution,
4 which I just cracked the glass, Dave, so
5 I'm hoping that brings you fifty years of
6 good luck in your retirement. So, we'll
7 have to replace that.

8 Whereas, David A. Wilson joined the
9 Nutley Fire Department on July 9th, 1985;
10 and,

11 Whereas, in 2007 Inspector Wilson
12 was promoted to the title of Lieutenant,
13 and serviced in that title with
14 distinction; and,

15 Whereas, Lieutenant Wilson further
16 distinguished himself through the
17 attainment of numerous citations
18 including awards from the Nutley Elks,
19 the Knights of Columbus, the American Red
20 Cross, and Jaycees, the Veterans of
21 Foreign Wars, and the New Jersey Citizens
22 Alliance; and,

23 Whereas, Lieutenant Wilson served
24 with distinction as Deputy
25 Coordinator/Damage Assessment Coordinator

1 for the Township of Nutley Office of
2 Emergency Management and in that capacity
3 recovered significant funds for the
4 Township of Nutley from the Federal
5 Emergency Management Agency.

6 Whereas, Lieutenant Wilson retired
7 from the Nutley Fire Department on August
8 31st, 2010;

9 Therefore, be it resolved by the
10 Board of Commissioners of the Township of
11 Nutley in the County of Essex, State of
12 New Jersey, that Lieutenant Wilson's
13 dedicated and commitment to the safety
14 and welfare of the residents of the
15 Township of Nutley be hereby recognized;
16 and,

17 Be it further resolved that the
18 gratitude of this community be hereby
19 extended to Lieutenant David A. Wilson
20 for his twenty-five years of unparalleled
21 service with the Nutley Fire Department.

22 I move the resolution.

23 COMMISSIONER SCARPELLI: Second.

24 MADAM CLERK: Commissioner

25 Scarpelli?

1 COMMISSIONER SCARABELLI: Aye.

2 MADAM CLERK: Commissioner Petracco?

3 COMMISSIONER PETRACCO: Aye.

4 MADAM CLERK: Commissioner Evans?

5 COMMISSIONER EVANS: Aye. Dave,

6 thanks for everything.

7 MADAM CLERK: Commissioner Tucci?

8 COMMISSIONER TUCCI: Aye.

9 MADAM CLERK: Mayor Cocchiola?

10 MAYOR COCCHIOLA: Aye.

11 (Loud applause)

12 MAYOR COCCHIOLA: I also have a
13 resolution by the Senate and General
14 Assembly, that Assemblyman -- former
15 Assemblyman Scalera, left with us this
16 evening to present to you, Dave. I will
17 quickly read it.

18 Whereas the Senate and General
19 Assembly of the State of New Jersey are
20 pleased to honor and salute Lieutenant
21 David A. Wilson, a highly esteemed member
22 of his community, who retired from a long
23 and distinguished tenure of service to
24 the Nutley Fire Department on August
25 31st, 2010; and,

1 Whereas, David A. Wilson began his
2 praiseworthy fire-fighting career in the
3 Nutley Fire Department, on July 9th,
4 1985, and he advanced to the rank of
5 Lieutenant in 2007; and,

6 Whereas, David A. Wilson served with
7 distinction as Deputy Coordinator/Damage
8 Assessment Coordinator for the Township
9 of Nutley, Office of Emergency
10 Management, and he was instrumental in
11 recovering funds for the Township from
12 the federal Emergency Management Agency.

13 And,

14 Whereas, an array of honors and
15 awards bears witness to the high regard
16 in which Lieutenant David A. Wilson is
17 held by his peers and colleagues, as well
18 as, the community. And,

19 Whereas, by demonstrating his
20 devotion to the people of Nutley in Essex
21 County, in helping to preserve and
22 protect both their lives and property
23 through his dedication and skill for two
24 and one half decades. Lieutenant David
25 A. Wilson has earned the respect and

1 admiration of all who knew him. And,

2 Whereas the strength and success of
3 the State of New Jersey and the vitality
4 and effectiveness of our communities
5 depend in great measure upon superb
6 public spirited individuals, such as
7 Lieutenant David A. Wilson.

8 Now, therefore be it resolved by the
9 Senate and General Assembly of the State
10 New Jersey that this legislature hereby
11 honors Lieutenant David A. Wilson upon
12 his retirement, commences many valuable
13 years of service and firefighting, and
14 extends best wishes for his good health
15 and happiness. And,

16 Be it further resolved that a duly
17 authenticated copy of the resolution
18 signed by the Senate president and the
19 Assembly speaker, and attested by the
20 Senate Secretary, and the Assembly Clerk,
21 be transmitted to Lieutenant David A.
22 Wilson.

23 Congratulations again, Dave.

24 (Loud applause)

25 MR. WILSON: Thank you,

1 Commissioners, thank you, public. I want
2 to thank the Commissioners, both present
3 and past, for the trust and faith they
4 have placed in me, and the opportunity to
5 serve the citizens of Nutley.

6 When I joined the Nutley First Aid
7 Squad back in 1974, and later, the Nutley
8 Red Cross, as a volunteer, I never
9 dreamed it would lead to such a rewarding
10 career as a Fire Inspector where I could
11 work on fulfilling Maslow's Hierarchy of
12 Needs.

13 Public sector careers and the people
14 who serve should be cherished and praised
15 by all. They are the people in the
16 trenches protecting our quality of life,
17 be it Public Safety, Public Works,
18 Revenue and Finance, Public Affairs,
19 Parks and Recreations, and Board of
20 Education. They all play an equal part
21 in making Nutley a great town to live,
22 work, play and be educated in.

23 Township employees pay taxes,
24 volunteer, and feel the same pressures of
25 everyday life and economic turmoil as our

1 residents do. I also reach out to the
2 public sector family, union and nonunion,
3 to work together with our leaders, and
4 strive for reasonable and fair solutions
5 to every challenge we all face together

6 Many people view success as the size
7 of their bank accounts, their cars, their
8 homes, jewelry. But I close with
9 Emerson's view. And he puts success into
10 words that I hope many of you will find
11 inspiring, also. It goes like this:

12 "To laugh often and much,

13 To win the respect of intelligent
14 people, and the affection of children,

15 To appreciate beauty and to find the
16 best in others,

17 And, to leave the world a better
18 place,

19 And, to know that even one life has
20 breathed easier because you have lived,

21 This is to have succeeded."

22 I thank you all again for the
23 opportunity to serve. It's been a great
24 run.

25 MAYOR COCCHIOLA: Thank you, Dave.

1 COMMISSIONER PETRACCO: Thank you,
2 Dave.

3 (Loud applause)

4 (Audio fades out; words indiscernible)

5 MAYOR COCCHIOLA: Thanks again,
6 again. Commissioner Tucci, did you also
7 want to take an item out of order?

8 COMMISSIONER TUCCI: Yes, Mayor,
9 thank you very much. On our agenda
10 tonight, we have a -- I have an item
11 listed here recognizing the recreation
12 soccer program. That's not entirely
13 correct. I'm, kind of, sort of,
14 recognizing the recreation soccer
15 program, but more importantly, we're here
16 to recognize an individual who has
17 dedicated twenty-five years of his life
18 to our program. And I'd like to read
19 this resolution, and give this man his
20 due. And it reads as follows:

21 Whereas, Ed Dougherty has been a
22 resident of the Township of Nutley for
23 the past thirty years, where he and his
24 wife, Mary Lou have raised their three
25 children, Coleen, Michael, and Kevin;

1 and,

2 Whereas, the 2010 season has marked
3 Ed Dougherty's twenty-fifth year of being
4 involved in the Nutley Recreation Soccer
5 Program, during which time he has served
6 as a coach, a Division Director, a member
7 of the Board of Directors, and the
8 President of the League; and

9 Whereas, during the last ten years,
10 Ed has been responsible for coordinating
11 referee assignments for all recreation
12 soccer games; excuse me, and,

13 Whereas, the true measure of Ed's
14 dedication has been the fact, that for
15 the last nine years, he has not had any
16 children of his own participating in the
17 program. Yet, you would still find Ed
18 every Saturday morning or weekday night
19 at the fields, making sure that all games
20 went off as well as scheduled and that
21 all safety precautions were being
22 followed.

23 Now, therefore, be it resolved, that
24 the Board of Commissioners of the
25 Township of Nutley, County of Essex, join

1 with the citizens of Nutley to honor Ed
2 Dougherty, and to recognize the valuable
3 contributions he has made to the Nutley
4 Recreation Soccer Program and the
5 thousands of children who have benefited
6 from his exceptional efforts and
7 dedication. It is with great gratitude
8 and appreciation that I move this
9 resolution.

10 COMMISSIONER EVANS: Second.

11 (Loud applause)

12 MADAM CLERK: Commissioner
13 Scarpelli?

14 COMMISSIONER SCARPELLI: Aye.

15 MADAM CLERK: Commissioner Petracco?

16 COMMISSIONER PETRACCO: Aye.

17 MADAM CLERK: Commissioner Evans?

18 COMMISSIONER EVANS: Aye.

19 MADAM CLERK: Commissioner Tucci?

20 COMMISSIONER TUCCI: Aye.

21 MADAM CLERK: Mayor Cocchiola?

22 MAYOR COCCHIOLA: Aye. Surprise,
23 Ed.

24 MR. DOUGHERTY: I am surprised. I
25 don't have any prepared statement. My

1 wife and Sal Azzinnari tricked me into
2 coming here tonight.

3 I'd just like to say a few things.
4 First of all, I want to thank the Board
5 of Commissioners. I want to especially
6 thank Commissioner Tucci and his
7 predecessors, for the Parks and Rec, and
8 everybody in the Parks and Rec, for all
9 their hard work over years. They've
10 been -- they've done a tremendous job.

11 Three people, though, I want to
12 especially recognize this evening. Two
13 of them are here tonight, and one,
14 unfortunately, is not. And it's the
15 reason I'm standing up here, and if
16 anything, they should have this award, if
17 not, share it with me. One is the
18 gentleman I just mentioned before; he has
19 been the President of the League for
20 many, many, years, about ten years now.
21 And I was the President one time, from
22 maybe the third week in August to the
23 third week in September, your life is
24 ruined. But we do it for one reason and
25 one reason only, and that is for the

1 benefit of the youngsters, and that's Sal
2 Azzinnari. And he's done a fabulous job,
3 and I'd like you to recognize him.

4 I'd also like to recognize a person
5 that -- many nights I come home, leave
6 the house, run to the soccer field, and
7 microwaves are wonderful things, but my
8 wife has put up with me for twenty-five
9 years. She's put up with me, because she
10 knows that I love volunteering my time,
11 and helping out the youngsters of this
12 beautiful town we're in. And so, I thank
13 her.

14 And the last person, like I said,
15 unfortunately, is no longer with us, but
16 he meant an awful lot to me, and got me
17 started in this, and volunteer my time,
18 and I'm speaking of the late Commissioner
19 Frank Cocchiola. I wouldn't be standing
20 here today, if it weren't for that man.
21 Make no bones about it.

22 He was -- politics aside -- he's one
23 of the nicest people I ever had the
24 pleasure of working with. He convinced
25 me to volunteer my time, and told me I

1 would get a lot of satisfaction out of
2 it. And trust me, I did get much
3 satisfaction. I enjoyed every minute of
4 the twenty-five years I've done it for.
5 So, on a personal note, I would ask the
6 Mayor if she would let her lovely mother
7 know, that I was thinking of him tonight,
8 and he meant an awful lot to me.

9 MAYOR COCCHIOLA: Thank you.

10 MR. DOUGHERTY: So, again, Board of
11 Commissioners, for the fine award.

12 MAYOR COCCHIOLA: Thank you.

13 COMMISSIONER TUCCI: Thank you, Ed.

14 (Loud applause)

15 (Audio fades out; words indiscernible)

16 MALE SPEAKER: Do you have a copy of
17 the resolution?

18 MR. DOUGHERTY: Thank you.

19 MAYOR COCCHIOLA: Okay. We can --
20 thank you everyone for coming.

21 COMMISSIONER TUCCI: Thank you, Sal
22 and Bill.

23 MAYOR COCCHIOLA: We can move on to
24 our regular business, which would be
25 approval of meeting minutes.

1 MADAM CLERK: Mayor, I have several
2 minutes: May 18th, June 1st, June 4th,
3 June 15th, June 30th, July 6th, July
4 20th, August 3rd, and August 17th.

5 MAYOR COCCHIOLA: I need a motion.

6 COMMISSIONER EVANS: Move the
7 minutes.

8 COMMISSIONER TUCCI: Second.

9 MADAM CLERK: Commissioner
10 Scarpelli?

11 COMMISSIONER SCARPELLI: Aye.

12 MADAM CLERK: Commissioner Petracco?

13 COMMISSIONER PETRACCO: Aye.

14 MADAM CLERK: Commissioner Evans?

15 COMMISSIONER EVANS: Aye.

16 MADAM CLERK: Commissioner Tucci?

17 COMMISSIONER TUCCI: Aye.

18 MADAM CLERK: Mayor Cocchiola?

19 MAYOR COCCHIOLA: Aye.

20 MADAM CLERK: That's all for
21 minutes, Mayor.

22 MAYOR COCCHIOLA: Thank you. And in
23 Correspondence?

24 MADAM CLERK: Mayor, correspondence
25 for Riverside Community Church,

1 requesting permission for a "First Night
2 Event" on New Years Eve, between Hancox
3 and Conover. This matter was discussed
4 in workshop session and it was the
5 consensus of the governing body that I
6 submit an event application for further
7 review.

8 MAYOR COCCHIOLA: We need a motion
9 on the approval of the Riverside
10 Community Church request.

11 UNIDENTIFIED COMMISSIONER: I'll
12 move it.

13 UNIDENTIFIED COMMISSIONER: Second.

14 MADAM CLERK: Commissioner
15 Scarpelli?

16 COMMISSIONER SCARPELLI: Question.
17 One question. That's going to be --
18 we're going to ask them to move that,
19 though, not on Union Avenue, right?

20 COMMISSIONER PETRACCO: Right.

21 COMMISSIONER SCARPELLI: Okay. Aye.

22 MADAM CLERK: Commissioner Petracco?

23 COMMISSIONER PETRACCO: Aye.

24 MADAM CLERK: Commissioner Evans?

25 COMMISSIONER EVANS: Aye.

1 MADAM CLERK: Commissioner Tucci?

2 COMMISSIONER TUCCI: Aye.

3 MADAM CLERK: Mayor Cocchiola?

4 MAYOR COCCHIOLA: Aye.

5 MADAM CLERK: That's all for
6 Communications and Correspondence, Mayor.

7 MAYOR COCCHIOLA: We have a little
8 technical problem up here. We don't have
9 the bill list.

10 MADAM CLERK: We do have a bill
11 list, Mayor, yes. No reports, but we do
12 have a --

13 MAYOR COCCHIOLA: But we don't.

14 COMMISSIONER EVANSa It's not in our
15 folder.

16 MAYOR COCCHIOLA: Do you want to
17 just hold that?

18 COMMISSIONER TUCCI: Can we come
19 back to it?

20 MAYOR COCCHIOLA: Yeah, we'll come
21 back to it. You have the checklist.
22 We'll hold that, and we'll come back to
23 that.

24 MADAM CLERK: Okay, Mayor.

25 MAYOR COCCHIOLAa We could move on

1 to ordinances for introduction. I have
2 an ordinance to introduce, entitled an
3 Ordinance to Amend Chapter 532 of the
4 Code of the Township of Nutley^h, entitled
5 "Rent Control, Section 532a14: When
6 Effective: Termination of Provisions^ha

7 I move that the ordinance be passed
8 to a second reading, advertised in the
9 Nutley Sun, together with the notices
10 that are required by law, and that
11 further consideration of the ordinance
12 for final passage, by the Board, be held
13 at its second reading on December -- I'm
14 sorry, January 4th, 2011.

15 Move it.

16 MADAM CLERK: I need a second.

17 COMMISSIONER TUCC^h: Second.

18 MADAM CLERK: Commissioner
19 Scarpelli?

20 COMMISSIONER SCARPELLI: Aye.

21 MADAM CLERK: Commissioner Petracco?

22 COMMISS^hONER PETRACCO: Aye.

23 MADAM CLERK: Commissioner Evans?

24 COMMISSIONER EVANS: Aye.

25 MADAM CLERK: Commissioner Tucci?

1 COMMISSIONER TUCCI: Aye.

2 MADAM CLERK: Mayor Cocchiola?

3 MAYOR COCCHIOLA: Aye.

4 I have a second ordinance for
5 introduction this evening, Ordinance No.
6 3156, entitled, "AN ORDINANCE TO AMEND AN
7 ORDINANCE ENTITLED OUTDOOR CAFES AND
8 SIDEWALK CAFES SPECIFICALLY, SECTION V
9 700-41(V)".

10 I move that the ordinance be passed
11 to a second reading, advertised in the
12 Nutley Sun, together with the notice
13 required by law, and that further
14 consideration of the ordinance for final
15 passage, by the Board, be held at its
16 second reading on January 4th, 2011, and
17 I will note two items.

18 Number one, that Commissioner Evans
19 will be doing some investigation into
20 additional zoning provisions that might
21 need to be addressed in order to pass
22 this. We're not sure if that's the case,
23 or not. And also, the Planning Board has
24 indicated, with their approval of this
25 ordinance that we check into some county

1 restrictions on county roads, with
2 respect to outdoor cafes. I move the
3 resolution.

4 COMMISSIONER TUCCI: Second.

5 MADAM CLERK: Commissioner
6 Scarpelli?

7 COMMISSIONER SCARPELLI: Aye.

8 MADAM CLERK: Commissioner Petracco?

9 COMMISSIONER PETRACCO: Aye.

10 MADAM CLERK: Commissioner Evans?

11 COMMISSIONER EVANS: Aye.

12 MADAM CLERK: Commissioner Tucci?

13 COMMISSIONER TUCCI: Aye.

14 MADAM CLERK: Mayor Cocchiola?

15 MAYOR COCCHIOLA: Aye.

16 Public hearings, Commissioner Evans?

17 COMMISSIONER EVANS: Thank you,

18 Mayor. The first Public Hearing is
19 number 3153, regarding a Bond Ordinance
20 for 63,000 dollars relating to replacing
21 the -- and upgrading the switches across
22 the town for our computer network.

23 MAYOR COCCHIOLA: Is there anyone
24 here this evening that would like to
25 address the Board with respect to

1 Ordinance Noa 3153? There's no onea

2 COMMISSIONER EVANS: Close the
3 Public Hearinga

4 COMMISSIONER TUCCI: Seconda

5 MRa VERDI: Robert Verdia 303
6 Hillside.

7 What's specifically is that for?

8 COMMISSIONER EVANS: In each of the
9 buildingsa for the computer networka
10 which is connected to our telephones,
11 which makes the whole thing worka you
12 have a switch -- are you familiar -- if
13 you have a computer at home, in the back
14 there's a pluga These switches have --
15 are beyond their usagea They just have
16 to be replaced as far as maintenancema

17 MRa VERDI: This has nothing to do
18 with any equipment to televise these
19 meetings?

20 COMMISSIONER EVANS: Noa

21 MRa VERDI: Thank youa

22 MAYOR COCCHIOLA: Is there anyone
23 else who would like to address the Board?
24 There is no onea

25 COMMISSIONER EVANS: Move to close

1 the Public Hearing.

2 COMMISSIONER TUCCI: I'll second it
3 again.

4 COMMISSIONER EVANS: Move the
5 ordinance, please.

6 COMMISSIONER TUCCI: Second.

7 MAYOR COCCHIOLA: Wait a minute. We
8 need a vote on the closure of the public
9 hearing.

10 MADAM CLERK: Do we have a first and
11 a second for that?

12 MAYOR COCCHIOLA: Yes.

13 COMMISSIONER EVANS: We do.

14 MADAM CLERK: Okay. Commissioner
15 Scarpelli?

16 COMMISSIONER SCARPELLI: Aye.

17 MADAM CLERK: Commissioner Petracco?

18 COMMISSIONER PETRACCO: Aye.

19 MADAM CLERK: Commissioner Evans?

20 COMMISSIONER EVANS: Aye.

21 MADAM CLERK: Commissioner Tucci?

22 COMMISSIONER TUCCI: Aye.

23 MADAM CLERK: Mayor Cocchiola?

24 MAYOR COCCHIOLA: Aye. Now, you can
25 move the ordinance.

1 COMMISSIONER EVANS: Move the
2 ordinance.

3 COMMISSIONER TUCCI: Second.

4 MADAM CLERK: Commissioner
5 Scarpelli?

6 COMMISSIONER SCARPELLI: Aye.

7 MADAM CLERK: Commissioner Petracco?

8 COMMISSIONER PETRACCO: Aye.

9 MADAM CLERK: Commissioner Evans?

10 COMMISSIONER EVANS: Aye.

11 MADAM CLERK: Commissioner Tucci?

12 COMMISSIONER TUCCI: Aye.

13 MADAM CLERK: Mayor Cocchiola?

14 MAYOR COCCHIOLA: Aye.

15 COMMISSIONER EVANS: The second
16 public hearing tonight is 3155, and this
17 is to eliminate a parking -- a little
18 portion of Spurr Place, where there's a
19 limited curb line, at the request of the
20 owner.

21 MAYOR COCCHIOLA: Is there anyone
22 here who would like to address the Board
23 with respect to this ordinance, which is
24 Ordinance No. 3155?

25 COMMISSIONER EVANS: Close the

1 Public Hearing.

2 COMMISSIONER TUCCI: Second.

3 MADAM CLERK: Commissioner

4 Scarpelli?

5 COMMISSIONER SCARPELLI: Aye.

6 MADAM CLERK: Commissioner Petracco?

7 COMMISSIONER PETRACCO: Aye.

8 MADAM CLERK: Commissioner Evans?

9 COMMISSIONER EVANS: Aye.

10 MADAM CLERK: Commissioner Tucci?

11 COMMISSIONER TUCCI: Aye.

12 MADAM CLERK: Mayor Cocchiola?

13 MAYOR COCCHIOLA: Aye.

14 COMMISSIONER EVANS: Move the

15 ordinance.

16 COMMISSIONER TUCCI: Second.

17 MADAM CLERK: Commissioner

18 Scarpelli?

19 COMMISSIONER SCARPELLI: Aye.

20 MADAM CLERK: Commissioner Petracco?

21 COMMISSIONER PETRACCO: Aye.

22 MADAM CLERK: Commissioner Evans?

23 COMMISSIONER EVANS: Aye.

24 MADAM CLERK: Commissioner Tucci?

25 COMMISSIONER TUCCI: Aye.

1 MADAM CLERK: Mayor Cocchiola?

2 MAYOR COCCHIOLA: Aye.

3 Okay, we can move on to resolutions.

4 Commissioner Scarpelli?

5 COMMISSIONER SCARPELLI: Whereas,
6 the Department of Public Works announces
7 there will be free two hour metered
8 parking from December 13th, 2010 through
9 December 25th, 2010;

10 Whereas, the suspension of metered
11 parking during the holiday is a Nutley
12 tradition to promote our business
13 districts and support local merchants;

14 Whereas, the free two hour parking
15 will allow ample time for residents to
16 take the opportunity to leisurely walk
17 and "Shop Nutley First";

18 Now, therefore, be it resolved, by
19 the Board of Commissioners of the
20 Township of Nutley, County of Essex,
21 State of New Jersey, and wishes you a
22 Happy and Holiday season.

23 I move the resolution.

24 COMMISSIONER PETRACCO: Second.

25 MADAM CLERK: Commissioner

1 Scarpelli?

2 COMMISSIONER SCARPELLI: Aye.

3 MADAM CLERK: Commissioner Petracco?

4 COMMISSIONER PETRACCO: Aye.

5 MADAM CLERK: Commissioner Evans?

6 COMMISSIONER EVANS: Aye.

7 MADAM CLERK: Commissioner Tucci?

8 COMMISSIONER TUCCI: Aye.

9 MADAM CLERK: Mayor Cocchiola?

10 MAYOR COCCHIOLA: Aye.

11 COMMISSIONER SCARPELLI: Whereas,
12 bids for a purchase of a 2010 three ton
13 portable diesel asphalt heating unit with
14 dump capability were received and opened
15 on Wednesday, October 27th, 2010;

16 Whereas, Trius, Inc., 5049
17 Industrial Road, Farmingdale, New Jersey
18 07727 was the low bidder in the amount of
19 18,383 dollars;

20 Whereas, funds are available from
21 Account No. 408-200 and have been
22 certified by the Chief Financial Officer,
23 said certification being attached to this
24 resolution;

25 Now, therefore, be it resolved by

1 the Board of Commissioners of the
2 Township of Nutley, County of Essex,
3 State of New Jersey, that a contract be
4 awarded to Trius, Inc. not to exceed
5 18,383 dollars, and that the Mayor and
6 Township Clerk are hereby authorized to
7 enter into and sign said contract for the
8 Township of Nutley.

9 I move the resolution.

10 COMMISSIONER PETRACCO: Second.

11 MADAM CLERK: Commissioner
12 Scarpelli?

13 COMMISSIONER SCARPELLI: Aye.

14 MADAM CLERK: Commissioner Petracco?

15 COMMISSIONER PETRACCO: Aye.

16 MADAM CLERK: Commissioner Evans?

17 COMMISSIONER EVANS: Aye

18 MADAM CLERK: Commissioner Tucci?

19 COMMISSIONER TUCCI: Aye.

20 MADAM CLERK: Mayor Cocchiola?

21 MAYOR COCCHIOLA: Aye.

22 COMMISSIONER SCARPELLI: Be it
23 resolved by the Board of Commissioners in
24 the Township of Nutley, County of Essex,
25 New Jersey, that in accordance with the

1 provision of R.S. 40A:4-58, the following
2 transfers of appropriations in the 2010
3 budget be and the same are hereby
4 authorized and approved: from Water
5 Salary and Wages 50,000 dollars to Water
6 Operating Expenses, 50,000 dollars; from
7 Road Repair Maintenance Salary and Wages,
8 to Road Repair Maintenance Other
9 Expenses, 15,000 dollars; from Sewer
10 Salary and Wages, to Sewer O&E, 30,000
11 dollars, for a total of 95,000 dollars.

12 I move the resolution.

13 COMMISSIONER PETRACCO: Second.

14 MADAM CLERK: Commissioner

15 Scarpelli?

16 COMMISSIONER SCARPELLI: Aye.

17 MADAM CLERK: Commissioner Petracco?

18 COMMISSIONER PETRACCO: Aye.

19 MADAM CLERK: Commissioner Evans?

20 COMMISSIONER EVANS: Aye.

21 MADAM CLERK: Commissioner Tucci?

22 COMMISSIONER TUCCI: Aye.

23 MADAM CLERK: Mayor Cocchiola?

24 MAYOR COCCHIOLA: Aye.

25 COMMISSIONER SCARPELLI: Whereas --

1 I have one more, Mayor.

2 Whereas, the Township of Nutley has
3 entered into a contract with L/B Water
4 Service, Incorporated, 4101 Sylon
5 Boulevard, Hainesport, New Jersey 08036,
6 authorizing the purchase of 5/8th x 1/2"
7 Badger Water Meters for an original
8 contract amount of 30,000 dollars; and,

9 Whereas, Change Order No. 1 in the
10 amount of 28,280 dollars is needed for
11 the purchase of additional water meters;

12 Whereas, funds are available from
13 Account No. 0-05-702-213 in the amount of
14 4,200 dollars and Account 0-05-702-224 in
15 the amount of 3,500 dollars, and
16 Ordinance No. 3152 in the amount of
17 20,580, and have been certified by the
18 Chief Financial Officer, said
19 certification attached to the resolution;

20 Now, therefore, be it resolved by
21 the Board of Commissioners in the
22 Township of Nutley, County of Essex,
23 State of New Jersey, that the Change
24 Order No. 1 in the amount of 28,280
25 dollars is a change from the contract

1 previously made by the Township of Nutley
2 with L/B Water Service, Incorporated, for
3 the purchase of additional water meters,
4 and is hereby authorized and approved.

5 I move the resolution.

6 COMMISSIONER PETRACCO: Second.

7 MADAM CLERK: Commissioner
8 Scarpelli?

9 COMMISSIONER SCARPELLI: Aye.

10 MADAM CLERK: Commissioner Petracco?

11 COMMISSIONER PETRACCO: Aye.

12 MADAM CLERK: Commissioner Evans?

13 COMMISSIONER EVANS: Aye.

14 MADAM CLERK: Commissioner Tucci?

15 COMMISSIONER TUCCI: Aye.

16 MADAM CLERK: Mayor Cocchiola?

17 MAYOR COCCHIOLA: Aye.

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

20 MAYOR COCCHIOLA: Thank you.

21 Commissioner Petracco?

22 COMMISSIONER PETRACCO: Be it
23 resolved by the Board of Commissioners of
24 the Township of Nutley, County of Essex,
25 State of New Jersey, that Meredith

1 Donatello, an employee in the Department
2 of Public Safety, be granted an extended
3 medical leave of absence without pay
4 effective October 30th, 2010 through
5 April 15th, 2011.

6 I move the resolution.

7 COMMISSIONER SCARPELLI: Second.

8 MADAM CLERK: Commissioner
9 Scarpeali?

10 COMMISSIONER SCARPELLI: Aye.

11 MADAM CLERK: Commissioner Petracco?

12 COMMISSIONER PETRACCO: Aye.

13 MADAM CLERK: Commissioner Evans?

14 COMMISSIONER EVANS: Aye.

15 MADAM CLERK: Commissioner Tucci?

16 COMMISSIONER TUCCI: Aye.

17 MADAM CLERK: Mayor Cocchiola?

18 MAYOR COCCHIOLA: Aye.

19 COMMISSIONER PETRACCO: That's all I
20 have.

21 MAYOR COCCHIOLA: Thank you.
22 Commissioner Evans?

23 COMMISSIONER EVANS: Thank you,
24 Mayor. Madam Clerk, do you want to read
25 the bill?

1 MADAM CLERK: Move to read the
2 bills?

3 MAYOR COCCHIOLA: Um-hum.

4 MADAM CLERK: Tuesday, December 7th,
5 2010:

6 Public Affairs \$27,554.18,

7 Revenue & Finance \$2,760,719.83,

8 Public Safety \$53,620.65,

9 Public Works \$71,789.77,

10 Parks & Public Property \$473,397.83,

11 Payroll as of November 24th, 2010,

12 \$846,936.40,

13 for a grand total bill list of

14 \$4,234,018.06.

15 And that's all for bills, Mayor.

16 COMMISSIONER EVANS: Move the bills.

17 COMMISSIONER TUCCI: Second.

18 MADAM CLERK: Commissioner
19 Scarpelli?

20 COMMISSIONER SCARPELLI: Aye.

21 MADAM CLERK: Commissioner Petracco?

22 COMMISSIONER PETRACCO: Aye.

23 MADAM CLERK: Commissioner Evans?

24 COMMISSIONER EVANS: Aye.

25 MADAM CLERK: Commissioner Tucci?

1 COMMISSIONER TUCCI: Aye.

2 MADAM CLERK: Mayor Cocchiola?

3 MAYOR COCCHIOLA: Aye.

4 MADAM CLERK: Thank you.

5 COMMISSIONER EVANS: Resolution, my
6 resolutions now, Mayor.

7 Whereas, all local government units
8 must prepare and submit a Corrective
9 Action Plan as part of the annual audit
10 process in accordance with OMB A-133 and
11 98-01;

12 Now, therefore, be it resolved by
13 the Board of Commissioners of the
14 Township of Nuttley, County of Essex,
15 State of New Jersey, that the attached
16 Corrective Action Plan for the audit year
17 2009 is hereby approved.

18 Be it further resolved, that a copy
19 of this Corrective Action Plan be kept on
20 file in the Township Clerk's Office and
21 one certified copy to be submitted to
22 Director of the Division of Local
23 Government Services.

24 So moved.

25 COMMISSIONER TUCCI: Second.

1 MADAM CLERK: Commissioner

2 Scarpelli?

3 COMMISSIONER SCARPELLI: Aye.

4 MADAM CLERK: Commissioner Petracco?

5 COMMISSIONER PETRACCO: Aye.

6 MADAM CLERK: Commissioner Evans?

7 COMMISSIONER EVANS: Aye.

8 MADAM CLERK: Commissioner Tucci?

9 COMMISSIONER TUCCI: Aye.

10 MADAM CLERK: Mayor Cocchiola?

11 MAYOR COCCHIOLA: Aye.

12 COMMISSIONER EVANS: Be it resolved,
13 by the Board of Commissioners of the
14 Township of Nutley, County of Essex, New
15 Jersey, that the Township Clerk --
16 Township Treasurer is hereby authorized
17 to refund overpayment of water charges on
18 the following accounts: Block 4101, Lot
19 8, \$230.29; Block 5701, Lot 50 for
20 \$118.62 for a total of \$348.91.

21 COMMISSIONER TUCCI: Second.

22 MADAM CLERK: Commissioner

23 Scarpelli?

24 COMMISSIONER SCARPELLI: Aye.

25 MADAM CLERK: Commissioner Petracco?

1 COMMISSIONER PETRACCO: Aye.

2 MADAM CLERK: Commissioner Evaas?

3 COMMISSIONER EVANS: Aye.

4 MADAM CLERK: Commissioner Tucci?

5 COMMISSIONER TUCCI: Aye.

6 MADAM CLERK: Mayor Cocchiola?

7 MAYOR COCCHIOLA: Aye.

8 COMMISSIONER EVANS: Be it resolved

9 by the Board of Commissioners of the

10 Township of Nutley, in the County of

11 Essex, State of New Jersey, that the

12 Treasurer be and she is hereby authorized

13 to refund overpayment of property taxes

14 in the amount of \$1,414.72 for Block

15 1200, Lot 2, Qualifier C4205, for the

16 year 2010.

17 So moved.

18 COMMISSIONER TUCCI: Second.

19 MADAM CLERK: Commissioner

20 Scarpelli?

21 COMMISSIONER SCARPELLI: Aye.

22 MADAM CLERK: Commissioner Petracco?

23 COMMISSIONER PETRACCO: Aye.

24 MADAM CLERK: Commissioner Evans?

25 COMMISSIONER EVANS: Aye.

1 MADAM CLERK: Commissioner Tucci?

2 COMMISSIONER TUCCI: Aye.

3 MADAM CLERK: Mayor Cocchiola?

4 MAYOR COCCHIOLA: Aye.

5 COMMISSIONER EVANS: Thank you,

6 Mayor.

7 MAYOR COCCHIOLA: Thank you.

8 Commissioner Tucci?

9 COMMISSIONER TUCCI: Yes.

10 Be it resolved, by the Board of
11 Commissioners of the Township of Nutley,
12 in the County of Essex, New Jersey, that
13 in accordance with the provisions of R.S.
14 40A:a-58a the following transfers of
15 appropriations in the 2010 budget be and
16 the same are hereby authorized and
17 approved in the Department of Parks and
18 Public Property: from Parks and
19 Playgrounds Salary and Wages, 13,000;
20 from Shade Tree Salary and Wages, 2,000;
21 and from Group Insurance 20,000 dollars,
22 totaling 35,000 dollars; to Parks and
23 Playgrounds Other Expenses, 3,000; Public
24 Buildings and Grounds Salary and Wages,
25 20,000; Public Buildings and Grounds

1 Other Expenses, 10,000; Shade Tree
2 Commission Other Expenses, 1,000; Senior
3 Citizen Transport Other Expenses, 1,000,
4 for a total of 35,000.

5 I move the resolution.

6 COMMISSIONER EVANS: Second.

7 MADAM CLERK: Commissioner
8 Scarpelli?

9 COMMISSIONER SCARPELLI: Aye.

10 MADAM CLERK: Commissioner Petracco?

11 COMMISSIONER PETRACCO: Aye.

12 MADAM CLERK: Commissioner Evans?

13 COMMISSIONER EVANS: Aye.

14 MADAM CLERK: Commissioner Tucci?

15 COMMISSIONER TUCCI: Aye.

16 MADAM CLERK: Mayor Cocchiola?

17 MAYOR COCCHIOLA: Aye.

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

20 MAYOR COCCHIOLA: Thank you.

21 Be it resolved, by the Board of
22 Commissioners in the Township of Nutley,
23 County of Essex, State of New Jersey,
24 that the following newspapers are hereby
25 designated as the official newspapers for

1 advertising for the township of Nutley,
2 for 2011: The Nutley Sun, The Journal
3 Newspaper, The Star Ledger, Herald News.

4 I move that resolution.

5 COMMISSIONER TUCCI: Second.

6 MADAM CLERK: Commissioner
7 Scarpelli?

8 COMMISSIONER SCARPELLI: Aye.

9 MADAM CLERK: Commissioner Petracco?

10 COMMISSIONER PETRACCO: Aye.

11 MADAM CLERK: Commissioner Evans?

12 COMMISSIONER EVANS: Aye.

13 MADAM CLERK: Commissioner Tucci?

14 COMMISSIONER TUCCI: Aye.

15 MADAM CLERK: Mayor Cocchiola?

16 MAYOR COCCHIOLA: Aye.

17 Be it resolved by the Board of
18 Commissioners of the Township of Nutley,
19 County of Essex, State of New Jersey,
20 that Friday, December 31st, 2010, shall
21 be considered a paid holiday for New
22 Year's Day.

23 I move the resolution.

24 COMMISSIONER TUCCI: Second.

25 MADAM CLERK: Commissioner

1 Scarpelliã

2 COMMISSIONER SCARPELLI: Aye.

3 MADAM CLERK: Commissioner Petracco?

4 COMMISSIONER PETRACCO: Aye.

5 MADAM CLERK: Commissioner Evans?

6 COMMISSIONER EVANS: Aye.

7 MADAM CLERK: Commissioner Tucci?

8 COMMISSIONER TUCCI: Aye.

9 MADAM CLERK: Mayor Cocchiola?

10 MAYOR COCCHIOLA: Aye.

11 Whereas, an application has been
12 filed for a place-to-a-place transfer of
13 plenary retail consumption License No.
14 0716-33-011-005, issued to Papillion LLC
15 trading as Black Market Bar and Bistro,
16 for premises heretofore located at 338
17 Passaic Avenue, Nutley, New Jersey,
18 07110;

19 Is this correct? Okay. I'm sorry.

20 Whereas, the submitted application
21 form is complete in all respects, the
22 transfer fees have been paid, and the
23 license has been properly renewed for the
24 current license term;

25 Therefore, be it resolved, that the

1 Township of Nutley Governing Body does
2 hereby approve, effective December 13th,
3 2010, the place-to-place transfer of the
4 aforesaid plenary retail consumption
5 licensed premises, from its former
6 location, 338 Passaic Avenue, Nutley, New
7 Jersey, and does hereby direct the
8 Municipal Clerk to endorse the license
9 certificate as follows: "This license,
10 subject to all of its terms and
11 conditions, is hereby transferred to
12 premises located at 350 Passaic Avenue,
13 Nutley, New Jersey."

14 I move the resolution

15 COMMISSIONER TUCCI: Second.

16 MADAM CLERK: Commissioner

17 Scarpelli?

18 COMMISSIONER SCARPELLI: Aye.

19 MADAM CLERK: Commissioner Petracco?

20 COMMISSIONER PETRACCO: Aye.

21 MADAM CLERK: Commissioner Evans?

22 COMMISSIONER EVANS: Aye.

23 MADAM CLERK: Commissioner Tucci?

24 COMMISSIONER TUCCI: Aye.

25 MADAM CLERK: Mayor Cocchiola?

1 MAYOR COCCHIOLA: Aye.

2 Whereas, a raffle application has
3 been received from Saint Mary's Roman
4 Catholic Church, License No. 08-11, for
5 an on-premise merchandise raffle, January
6 7th, 2011;

7 Whereas, the application has been
8 reviewed and approved by the Municipal
9 Clerk and the Police Department;

10 Therefore, be it resolved by the
11 Board of Commissioners of the Township of
12 Nutley, that the aforementioned license
13 is approved and the Municipal Clerk is
14 authorized to issue the license.

15 I move the resolution.

16 COMMISSIONER TUCCI: Second.

17 MADAM CLERK: Commissioner
18 Scarpelli?

19 COMMISSIONER SCARPELLI: Aye.

20 MADAM CLERK: Commissioner Petracco?

21 COMMISSIONER PETRACCO: Aye.

22 MADAM CLERK: Commissioner Evans?

23 COMMISSIONER EVANS: Aye.

24 MADAM CLERK: Commissioner Tucci?

25 COMMISSIONER TUCCI: Aye.

1 MADAM CLERK: Mayor Cocchiola?

2 MAYOR COCCHIOLA: Aye.

3 Be it resolved by the Board of
4 Commissioners of the Township of Nutley
5 County of Essex, that the Township of
6 Nutley shall apply for Community
7 Development Block Grant (CDBG) monies for
8 the year 2011; and,

9 Whereas, public hearings regarding
10 the Community Development Block Grant
11 Program were held on November 23rd and
12 December 2nd, 2010, at which time
13 applications for grants were accepted;

14 Therefore, be it resolved, that the
15 Township of Nutley submits the following
16 applications for funding for 2011:
17 number one, resurfacing and
18 reconstruction of Edgar Place, from
19 Vreeland Avenue to the Roadway, for
20 \$149,533.65; number two, Vreeland Avenue,
21 Reconstruction and Resurfacing,
22 \$149,202.90; and number three, Coppola
23 Street, Gonnelli Street, resurfacing,
24 \$116,020.30.

25 I move the resolution.

1 COMMISSIONER TUCCI: Second.

2 MADAM CLERK: Commissioner

3 Scarpelli?

4 COMMISSIONER SCARPELLI: Aye.

5 MADAM CLERK: Commissioner Petracco?

6 COMMISSIONER PETRACCO: Aye.

7 MADAM CLERK: Commissioner Evans?

8 COMMISSIONER EVANS: Aye.

9 MADAM CLERK: Commissioner Tucci?

10 COMMISSIONER TUCCI: Aye.

11 MADAM CLERK: Mayor Cocchiola?

12 MAYOR COCCHIOLA: Aye.

13 Be it resolved, by the Board of
14 Commissioners of the Township of Nutley,
15 County of Essex, that in accordance with
16 the provisions of 40A:a-58a the following
17 transfer of appropriations in the 2010
18 budget be and the same are hereby
19 authorized and approved: from Garbage
20 and Trash, 35,a000 to Health Department
21 O&E, for a total of 35,a000a

22 I move the resolution.

23 COMMISSIONER TUCCI: Second.

24 MADAM CLERK: Commissioner

25 Scarpelli?

1 COMMISSIONER SCARPELLA: Aye.

2 MADAM CLERK: Commissioner Petracco?

3 COMMISSIONER PETRACCO: Aye.

4 MADAM CLERK: Commissioner Evans?

5 COMMISSIONER EVANS: Aye.

6 MADAM CLERK: Commissioner Tucci?

7 COMMISSIONER TUCCI: Aye.

8 MADAM CLERK: Mayor Cocchiola?

9 MAYOR COCCHIOLA: Aye.

10 That concludes the regular business
11 portion of our meeting. Is there anyone
12 here this evening that would like to
13 address the Board?

14 (Audio fades out; words indiscernible)

15 MAYOR COCCHIOLA: Oh, I'm sorry,
16 yes. It's not in my file.

17 All persons addressing the Board of
18 Commissioners regarding community
19 concerns should approach the microphone
20 and provide their name and address for
21 the record. Unless further time is
22 granted by the Board, each person shall
23 limit their comments to five minutes.
24 All remarks to the Board and its
25 individual members must be addressed to

1 the Mayor. The Mayor may defer citizen
2 comments to the appropriate member of the
3 Board.

4 Dialogue between citizens and others
5 addressing the Board shall be allowed
6 unless the Mayor, or presiding officer,
7 or the majority of the membership of the
8 Board, shall determine that the interests
9 of decorum and/or the expeditious conduct
10 of municipal business are being adversely
11 affected by such dialogue.

12 Good evening, Mr. Verdi.

13 MR. VERDI: Robert Verdi, 303
14 Hillside. This is to Commissioner
15 Scarpelli. I noticed last Saturday that
16 your department was picking up leaves
17 bags of leaves. Okay? And I understand
18 that the reason you do that is in the
19 event of inclement weather all the leaves
20 are picked up, and you don't fall behind
21 in schedule. That's fine. But at this
22 time of financial crisis, let me ask you
23 this question: do they get paid time and
24 a half for that?

25 COMMISSIONER SCARPELLI: Yes.

1 MR. VERDI: Okay. Is that a
2 budgeted overtime?

3 COMMISSIONER SCARPELLI: Yes.

4 MR. VERDI: Okay. That's fine and
5 dandy. But my -- here's a little food
6 for thought. I know recycling has to be
7 done, okay? But maybe for the month of
8 November, we could do recycling every
9 other week, and those --

10 COMMISSIONER SCARPELLI:
11 Unfortunately, Mr. Verdi, we have some
12 holidays that are in there. And that --

13 MR. VERDI: I under -- let me
14 finish.

15 COMMISSIONER SCARPELLI: Okay, go
16 ahead.

17 MR. VERDI: All right? Maybe we
18 could recycle every other week, and then
19 the odd week, your employees could pick
20 up the leaves. Now, my pick up is on
21 Thursday. We had a holiday; it was
22 Thanksgiving. All right? I didn't find
23 it any inconvenient to go two weeks. I
24 just put everything in a bag, and held it
25 for the following week. If that would

1 save a couple of bucks to the town, maybe
2 you should consider that.

3 COMMISSIONER SCARPELLI: Well, we'll
4 take that under consideration, but
5 consider that when you go every other
6 week with recycling, it's a lot heavier
7 to pick up, which slows us down. There's
8 a reason that it's down every week.
9 We'll take everything under
10 consideration, but those leaves have to
11 get picked up before it snows.

12 MR. VERDI: I understand that.

13 COMMISSIONER SCARPELLI: And you
14 should know that better than anybody.

15 MR. VERDI: Yes, I know that.

16 COMMISSIONER SCARPELLI: Better than
17 anybody. The same people who pick up the
18 recycling are the same people who pick
19 up the leaves; they're the same people
20 who plow the snow. They're the same
21 people who fill the pot holes, same
22 people who clean the catch basins.
23 There's not a crew of guys that are just
24 waiting around to pick up leaves. So
25 when they're doing leaves, they're not

1 doing something else.

2 MR. VERDI: I'm not saying -- I'm a
3 (indiscernible); I know how hard they
4 work. But that's not my point here. My
5 point is, it was just a suggestion.

6 COMMISSIONER SCARPELLI: I'll take
7 that under consideration.

8 MR. VERDI: Mayor Cocchiola, just
9 out of curiosity, okay? The oval looks
10 fine. But out of curiosity, what
11 happened to the cherry blossom trees?

12 MAYOR COCCHIOLA: The trees, the
13 squirrels ate through some of the lights
14 up there, and to conserve dollars this
15 year, Mr. Verdi, I did not have them
16 replaced or fixed.

17 MR. VERDI: Fine, thank you.
18 Commissioner Tucci?

19 COMMISSIONER TUCCI: Yes, sir.

20 MR. VERDI: Last time I was here, I
21 said there was a bond being floated for
22 whatever amount for swings. Okay? I
23 just didn't mean specifically swings.
24 Okay? Is there a bond being floated for
25 park equipment?

1 COMMISSIONER TUCCI: There is a --
2 as part of our annual capital program, a
3 portion of that bond does go for parks
4 and recreation equipment.

5 MR. VERDI: Okay, fine. Does that
6 include the Creative Playground
7 Reconstruction -- that in it?

8 COMMISSIONER TUCCI: Yup, part of
9 that was, in fact, from our previous
10 capital years --

11 MRa VERDI: Okay, here's my
12 question.

13 COMMISSIONER TUCCI: -- not from
14 this one.

15 MR. VERDI: Okay, here's my question
16 on that.

17 COMMISSIONER TUCCI: Go ahead.

18 MR. VERDI: Because I was a part of
19 it.

20 COMMISSIONER TUCCI: Um-hum.

21 MR. VERDI: That was all volunteer
22 work and fundraisinga Was that correct?

23 COMMISSIONER TUCCI: Correct.

24 MR. VERDI: Okay. Now, we had a
25 hazard with that, so it had to be torn

1 down.

2 COMMISSIONER TUCCI: Right.

3 MR. VERDI: Okay. My question is,
4 at this time, financial crisis wise, why
5 did we replace a program that was
6 originally funded at no cost to the tax
7 payer, and now we are redoing that when
8 we have other parks in this town that the
9 citizens and their children can use? All
10 right? And they've all been redone
11 beautifully, the county as well as yours,
12 okay?

13 And I know it might be a little
14 inconvenient to travel from that end of
15 town to another end of town, but I just
16 think it would be financially prudent
17 that maybe if we eliminated the hazard,
18 and we just held off on that portion of
19 the bond, okay, maybe we could have saved
20 a buck here and there.

21 COMMISSIONER TUCCI: Your point is
22 well-taken. However, the bond -- the
23 money from the bonds that funded that
24 improvement, all right, were bonds that
25 were floated prior to the financial

1 crásàs, all right? And -- as I'm sure
2 you're aware, because you've been around
3 a long time.

4 Our parks system here was set up
5 very well years ago, whereby we all have
6 neighborhood parks. That neighborhood,
7 in particular, all right, was very eager
8 to get a playground back there, because
9 there are considerable amount of children
10 there. But that was not funded as part
11 of this bond ordinancea And as I've said
12 before, we only spend what we absolutely
13 need. That money was budgeted years
14 prior, all right?

15 And we also purchased the equipment
16 at the end of the year, at a fifty
17 percent reduction from GameTime. So, we
18 take every measure to save every dollar.
19 But as I'm sure you're aware, we're all
20 cognizant of the fact that we need to
21 watch every penny that we spend, in order
22 to save jobs and to be fair with our
23 employees and our tax payers. But we
24 also cannot stop doing the things that
25 make this town the place that it is.

1 MRa VERDI: Okay --

2 COMMISSIONER TUCCI: So, keeping
3 that in mind, we are cognizant of that
4 I am very keenly aware of every dollar
5 that we spend. We had a concert planned;
6 we had inclement weather; we did not
7 reschedule that, all right,
8 intentionally, to try and save those
9 dollars. It's a little bit of money, but
10 as you've said at the last meeting, a
11 little bit here, a little bit there,
12 eventually it adds up to a lot of money.

13 MR. VERDI: Thank you. Commissioner
14 Petracco and Commissioner Evans, last
15 commission meeting, Commissioner Evans
16 said you had seen or requested to see
17 Petra -- Commissioner Petracco's budget.
18 Okay? Have you two met on that?

19 COMMISSIONER PETRACCO: Well, we've
20 been -- actually Commissioner Evans met
21 with the PBA and the FMBA, trying to come
22 up with --

23 MR. VERDI: All right. My question
24 is because we had a meeting tonight and
25 we were told that no one's come back with

1 anything concrete suggestion to avert the
2 layoffs, avoid the layoffs. I mean,
3 today is what? December 7th. The
4 layoffs go into affect December 31st.
5 Time is of the essence. I mean --

6 COMMISSIONER PETRACCO:

7 (Indiscernible) and I were supposed to
8 meet again tomorrow.

9 MR. VERDI: All right. Just wanted
10 to know.

11 COMMISSIONER EVANS: Just for
12 purposes of being clear (indiscernible).
13 (Audio fades out; words indiscernible)

14 MR. VERDI: My condolences I know
15 that.

16 (Audio fades out; words indiscernible)

17 MR. VERDI: Last thing I'd like to
18 say is, it is not intent to rake anybody
19 over the coals, or to embarrass any one
20 commissioner, my purpose to see if we all
21 can come together and find a way to save
22 the five police officers and the four
23 firemen from being laid off. Like I
24 stated at the last commission meeting, I
25 was laid off. It's not pleasant.

1 Believe me, it's not pleasant. Well, if
2 all of yous can come together and find a
3 solution to save money, a drop in the
4 bucket here, a drop in the bucket there,
5 to save these guys' jobs, that's my
6 intent.

7 COMMISSIONER PETRACCO: I think
8 we're all working very diligently on
9 that, Bob. We are, you know, also
10 concerned about the Parks and Rec people
11 that are being laid off, the DPW people.
12 So, it's, you know, it's
13 (indiscernible) -- very good.

14 MR. VERDI: Yeah, thank you.

15 MAYOR COCCHIOLA: Thank you.

16 Is there anyone else who would like
17 to address the Board this evening? Then
18 we need a motion to adjourn.

19 UNIDENTIFIED COMMISSIONER: Move to
20 adjourn.

21 UNIDENTIFIED COMMISSIONER: Second.

22 MADAM CLERK: Commissioner
23 Scarpelli?

24 COMMISSIONER SCARPELLI: Aye.

25 MADAM CLERK: Commissioner Petracco?

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COMMISSIONER PETRACCO: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Ayea

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Mayor Cocchiola?

MAYOR COCCHIOLA: Aye.

(End of audio)

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

I, Karen Schiffmiller, 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:

December 27, 2010.

Handwritten signature of Karen Schiffmiller in cursive script, written over a horizontal line.

Karen Schiffmiller (CET**D-570)

AAERT Certified Electronic Transcriber

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

I, Karen Schiffmiller, 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:

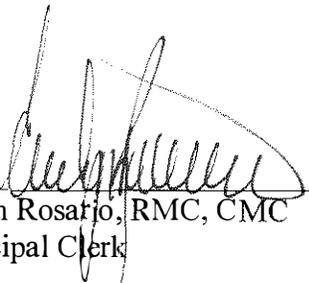
December 27, 2010.

Karen Schiffmiller am

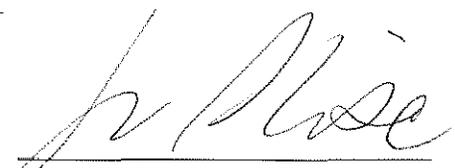
Karen Schaffmiller (CET*AD-570)

AAERT Certified Electronic Transcriber

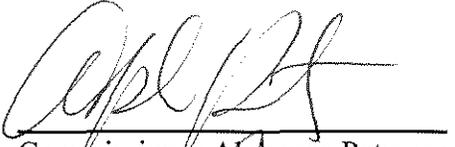
**December 7, 2010 Meeting Transcription approved by the Board
of Commissioners of the Township of Nutley at their meeting held
on Tuesday February 15, 2011.**



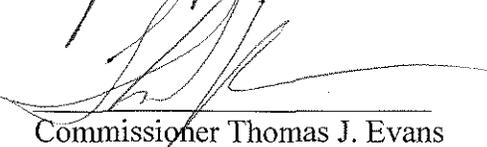
Evelyn Rosarjo, RMC, CMC
Municipal Clerk



Commissioner Joseph P. Scarpelli



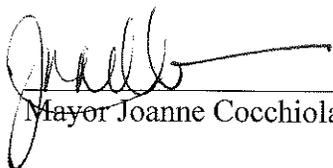
Commissioner Alphonse Petracco



Commissioner Thomas J. Evans



Commissioner Mauro G. Tucci



Mayor Joanne Cocchiola

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY DECEMBER 7, 2010							
P.O.	VENDOR	PUBLIC	REVENUE &	PUBLIC	PUBLIC	PARKS &	
NUMBER		AFFAIRS	FINANCE	SAFETY	WORKS	PROPERTY	TOTAL
10-04180	ATLANTIC,TOMORROWS OFF.	869.61	560.51	530.26	45.47	1,086.44	3,092.29
10-04547	AT & T MOBILITY	299.63					299.63
10-04205	NO. JERSEY MEDIA GROUP	419.00					419.00
10-03863	MOORE MEDICAL	627.86					627.86
10-04137	W.B. MASON	169.06					169.06
10-04381	W.B. MASON	50.67					50.67
10-04135	ORIENTAL TRADING	28.87					28.87
10-04669	JOANN DUNLEAVY	170.20					170.20
10-04747	THOMAS RESTAINO	100.00					100.00
10-00444	NUTLEY PARK SHOP RITE	54.39					54.39
10-04418	PRINTING TECH.	285.00					285.00
10-04648	PENNONI ASSOC.	990.00					990.00
10-04404	NJLM EDUCATIONAL FNTN.	70.00					70.00
10-04116	DELGEN PRESS	92.00					92.00
10-04795	JOHN LEONE SOUND	1,085.00					1,085.00
10-04695	AT & T MOBILITY	391.76					391.76
10-04804	TOWNSHIP OF MONTCLAIR	8,273.00					8,273.00
10-04805	TOWNSHIP OF MONTCLAIR	3,978.38					3,978.38
10-04806	LINDA POSTERNOCK	150.00					150.00
10-04809	LINDA POSTERNOCK	150.00					150.00
10-04807	NUTLEY FAMILY SERVICE BUR	5,416.63					5,416.63
10-04808	NOREEN MCMANUS	82.50					82.50
10-04514	CHRISTMAS SPECTACULAR	3,800.62					3,800.62
10-04403	CEDE & COMPANY		366,375.00				366,375.00
10-04673	TREASURER SCHOOL MONEY		2,185,000.00				2,185,000.00
10-04744	T/N PAYROLL AGENCY ACCT		37,688.98				37,688.98
10-04714	FILE BANK		7,961.54				7,961.54

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY DECEMBER 7, 2010							
P.O.	VENDOR	PUBLIC	REVENUE &	PUBLIC	PUBLIC	PARKS &	
NUMBER		AFFAIRS	FINANCE	SAFETY	WORKS	PROPERTY	TOTAL
10-04367	THE PRINTERS PLACE		250.00				250.00
10-04667	SELECTIVE BUSINESS MACH		190.00				190.00
10-04671	US BANK -CUST/SASS		28,963.25				28,963.25
10-04662	ISAAC MORADI		40,252.82				40,252.82
10-04661	ELENI PETTAS		67.65				67.65
10-04668	LILLIAN ZHANG		15,345.07				15,345.07
10-04726	LILLIAN ZHANG		306.26				306.26
10-04690	AT & T MOBILITY		76.41				76.41
10-00661	MAJOR LEAGUE AUTO SPA		5.00				5.00
10-04786	DAVID A. WILSON		525.00				525.00
10-04787	DAVID A. WILSON		420.00				420.00
10-00660	RICHARD RENN		505.00				505.00
10-04632	JOHN T BARRY		60.00				60.00
10-04644	GEORGE LIBRIZZI		77.50				77.50
10-04626	JASON KIRK		151.33				151.33
10-04408	W.B. MASON		111.25				111.25
10-04320	DELL MARKETING		1,534.51				1,534.51
10-04718	NO JERSEY MEDIA GROUP		1,249.99				1,249.99
10-04720	ACCONTEMPS		1,330.00				1,330.00
10-04723	CRUSADER LIEN SERVICE		51,857.98				51,857.98
10-04722	NJ DEPT. HLTH SERVICE		44.40				44.40
10-04733	MICHAEL SCHNECK		1,999.34				1,999.34
10-04730	SUSAN AGLIBUT		5,000.00				5,000.00
10-04728	ZENON GUERRERO		2,512.98				2,512.98
10-04716	THE STAR LEDGER		44.08				44.08
10-04811	U.S. POSTAL SERVICE		10,000.00				10,000.00
10-04694	AT & T MOBILITY		253.48				253.48

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY DECEMBER 7, 2010							
P.O.	VENDOR	PUBLIC	REVENUE &	PUBLIC	PUBLIC	PARKS &	
NUMBER		AFFAIRS	FINANCE	SAFETY	WORKS	PROPERTY	TOTAL
10-00066	NUTLEY PARK SHOP RITE			10.68			10.68
10-01122	INHALATION THERAPY			90.60			90.60
10-00857	XEROX CORP			32.07			32.07
10-00971	XEROX CORP			29.70			29.70
10-00971	XEROX CORP			29.70			29.70
10-04318	ACTION INTERPRETING			334.50			334.50
10-00072	MAJOR LEAGUE AUTO			5.00			5.00
10-04342	W.B. MASON			163.35			163.35
10-04105	V.E. RALPH			358.98			358.98
10-04317	W.B. MASON			66.85			66.85
10-04335	HEWLETT PACKARD			1,456.76			1,456.76
10-04344	FLEMINGTON CAR			281.24			281.24
10-04346	NBC AUTO PARTS			286.66			286.66
10-04345	NBC AUTO PARTS			436.39			436.39
10-04369	ATLANTIC DETROIT DIESEL			506.00			506.00
10-04522	CABLEVISION			49.95			49.95
10-04521	CABLEVISION			49.26			49.26
10-04178	AUTOMOTIVE ENERGY CO			72.07			72.07
10-04177	NBC AUTO PARTS			436.00			436.00
10-03588	NBC AUTO PARTS			2,256.79			2,256.79
10-04442	MOBILE TECH			80.00			80.00
10-03764	CLEAN AIR CO			35,776.76			35,776.76
10-04637	TURNOUT UNIFORMS			132.00			132.00
10-04636	TURNOUT UNIFORMS			124.14			124.14
10-04788	TURNOUT UNIFORMS			99.97			99.97
10-04791	TURNOUT UNIFORMS			12.00			12.00
10-04792	TURNOUT UNIFORMS			113.03			113.03

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY DECEMBER 7, 2010							
P.O.	VENDOR	PUBLIC	REVENUE &	PUBLIC	PUBLIC	PARKS &	
NUMBER		AFFAIRS	FINANCE	SAFETY	WORKS	PROPERTY	TOTAL
10-04793	TURNOUT UNIFORMS			81.15			81.15
10-04794	TURNOUT UNIFORMS			129.90			129.90
10-04609	INSTITUTE FOR FORENSIC PSY			750.00			750.00
10-04749	JOHN HOLLAND			138.29			138.29
09-05452	VALIC			8,625.50			8,625.50
10-04822	JOHN TOMBURO, JR			75.00			75.00
10-04537	THE ILLUSION MAKER				1,200.00		1,200.00
10-04372	DELUXE INTNTL.				180.78		180.78
10-00045	SUPERIOR DISTRIBUTORS				203.31		203.31
10-00045	SUPERIOR DISTRIBUTORS				45.09		45.09
10-00036	BEYER BROTHERS				126.27		126.27
10-04758	MICHAEL LUZZI				60.00		60.00
10-04639	PSE & G				16,541.83		16,541.83
10-04536	PSE & G				26.03		26.03
10-00041	AUTO ZONE				104.91		104.91
10-04506	PASSAIC VALLEY WATER COM				31,041.61		31,041.61
10-03763	PENNONI ASSOC.				650.00		650.00
10-00567	PENNONI ASSOC.				1,716.66		1,716.66
10-00567	PENNONI ASSOC.				2,250.00		2,250.00
10-00567	PENNONI ASSOC.				520.00		520.00
10-00567	PENNONI ASSOC.				300.00		300.00
10-00567	PENNONI ASSOC.				500.00		500.00
10-03798	BUSCH SYSTEMS				1,752.00		1,752.00
10-04309	BINDER MACHINERY				933.66		933.66
10-04162	W.B. MASON				57.17		57.17
10-04310	DELTA PRODUCTS				185.45		185.45
10-04351	PABCO IND.				3,362.00		3,362.00

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY DECEMBER 7, 2010							
P.O.	VENDOR	PUBLIC	REVENUE &	PUBLIC	PUBLIC	PARKS &	
NUMBER		AFFAIRS	FINANCE	SAFETY	WORKS	PROPERTY	TOTAL
10-04330	PETER ANDOLINO				139.00		139.00
10-04258	PETER ANDOLINO				212.20		212.20
10-04412	STEWART BUSINESS SYSTEM				250.64		250.64
10-04138	NBC AUTO PARTS				688.00		688.00
10-04415	TIME EQUIPMENT CORP				450.00		450.00
10-04370	CONTEMPORARY GLASS				65.00		65.00
10-04311	DAWNBRITE INC				300.00		300.00
10-00044	NORTHEAST AUTO				69.00		69.00
10-00039	INTERSTATE BATTERY				371.80		371.80
10-04540	AT & T MOBILITY				772.42		772.42
10-04541	AT & T MOBILITY				257.58		257.58
10-00043	GRANT SUPPLIES				32.83		32.83
10-00046	TILCON NJ				1,744.67		1,744.67
10-04693	AT & T MOBILITY				197.00		197.00
10-04810	CENTRE DELI				469.95		469.95
10-04518	BRADLEY TIRE				223.86		223.86
10-00030	GRAINGER				384.75		384.75
10-00038	DELUXE INTL. TRUCK				192.85		192.85
10-00047	VIOLA BROTHERS				65.98		65.98
10-04527	JAMAR TECH				3,100.00		3,100.00
10-04777	NJSHBP					276,265.90	276,265.90
10-04778	NJSHBP					119,294.47	119,294.47
10-04682	VERIZON					61.77	61.77
10-04638	VERIZON					331.32	331.32
10-04657	VERIZON					185.48	185.48
10-04604	VERIZON					635.67	635.67
10-04683	VERIZON CABS					3,136.14	3,136.14

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY DECEMBER 7, 2010							
P.O.	VENDOR	PUBLIC	REVENUE &	PUBLIC	PUBLIC	PARKS &	
NUMBER		AFFAIRS	FINANCE	SAFETY	WORKS	PROPERTY	TOTAL
09-01885	WILLIAM MORRISSEY					4,115.00	4,115.00
10-04519	A.C. MOORE					339.96	339.96
10-04400	NATIONAL TERMINAL					1,029.62	1,029.62
10-00023	AMERICAN HOSE					35.53	35.53
1-00014	COMPLETE SAW					67.50	67.50
10-00005	ROCCARDI BROTHERS					65.45	65.45
10-00015	TERRE CO					219.00	219.00
10-02419	COLONIAL CONCRETE					313.00	313.00
10-04593	NATIONAL TERMINAL					8,508.45	8,508.45
10-04161	HEWELETT PACKARD CORP					1,078.46	1,078.46
10-03377	RELIABLE WOOD PRODUCTS					4,200.00	4,200.00
10-04233	ARTISTIC FENCE					126.38	126.38
10-04037	DELGEN PRESS					59.00	59.00
10-04531	MORGAN BIRGE					1,285.04	1,285.04
10-04686	HESS					165.08	165.08
10-04642	PSE & G					67.37	67.37
10-04640	PSE & G					4.38	4.38
10-04643	PSE & G					183.80	183.80
10-00021	BRADLEY TIRE					10.00	10.00
10-04544	AT & T MOBILITY					519.65	519.65
10-04543	AT & T MOBILITY					48.70	48.70
10-04692	AT & T MOBILITY					527.90	527.90
10-04671	AT & T MOBILITY					48.70	48.70
10-04641	LOUIS FRANCIOSE					1,158.00	1,158.00
10-04746	FLAGSHIP DENTAL PLAN					567.25	567.25
10-04750	DELTA DENTAL PLAN					11,595.57	11,595.57
10-04779	DELTA DENTAL PLAN					10,830.27	10,830.27

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY DECEMBER 7, 2010							
P.O.	VENDOR	PUBLIC	REVENUE &	PUBLIC	PUBLIC	PARKS &	
NUMBER		AFFAIRS	FINANCE	SAFETY	WORKS	PROPERTY	TOTAL
10-04752	RICHARD LAUDADIO					579.00	579.00
10-04753	NANCY LABRUZZA					579.00	579.00
10-04754	JOANN DUNLEAVY					442.00	442.00
10-04755	SAL.LUBERTAZZI					1,158.00	1,158.00
10-04756	NICHOLAS NERI					579.00	579.00
10-04757	ANTHONY INTILE					663.00	663.00
10-04759	ROBERT DELITTA					1,157.40	1,157.40
10-04760	NOREEN HAVERON					419.88	419.88
10-04761	NOREEN HAVERON					579.00	579.00
10-04780	CHARLES OLIVO					1,158.00	1,158.00
10-04781	LUCILLE SIMONIAN					579.00	579.00
10-04782	EDWARD GUERINO					1,242.00	1,242.00
10-04409	NBC AUTO					233.08	233.08
10-04813	JOHN BIMBI					579.00	579.00
10-04818	RONALD RODIER					578.40	578.40
10-04819	BETTY SORRENTINO					1,158.00	1,158.00
10-04821	CHARLES KUCINSKI					1,723.80	1,723.80
10-04776	PAY PAL					30.00	30.00
10-04406	NUTLEY PARK SHOP RITE					100.00	100.00
10-04350	NUTLEY PARK SHOP RITE					71.24	71.24
10-04371	NUTLEY PARK SHOP RITE					277.54	277.54
10-04349	NUTLEY PARK SHOP RITE					720.12	720.12
10-04295	NUTLEY PARK SHOP RITE					166.20	166.20
10-04745	JOSEPH IORIO					70.00	70.00
10-04751	MARIA DIVINS					176.99	176.99
10-04762	IRIS COLON					35.00	35.00
10-04763	LEITH WOODS					35.00	35.00

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY DECEMBER 7, 2010							
P.O.	VENDOR	PUBLIC	REVENUE &	PUBLIC	PUBLIC	PARKS &	
NUMBER		AFFAIRS	FINANCE	SAFETY	WORKS	PROPERTY	TOTAL
10-04764	Wael NADA					120.00	120.00
10-04765	YONG LIM					60.00	60.00
10-04766	LOIS PLINIO					73.83	73.83
10-04767	TARA PAPASAVATOS					20.00	20.00
10-04768	CHRISTIPHER DIONISIO					35.00	35.00
10-04769	AMANDA CARUSO					20.00	20.00
10-04770	BELLA CASA CATERERS					500.00	500.00
10-04771	TERENCE MCCARTHY					35.00	35.00
10-04772	AUDREY CHAVES					60.00	60.00
10-04773	KRIS ANGELO					70.00	70.00
10-04721	WILLIAM CHRISTIE					56.00	56.00
10-04734	WILLIAM CHRISTIE					42.00	42.00
10-04724	VINCENT ABBATIELLO					66.00	66.00
10-04725	JOE CIOFFI					99.00	99.00
10-04738	JOE CIOFFI					132.00	132.00
10-04727	ANDY DEPCZEK					42.00	42.00
10-04741	ANDY DEPCZEK					42.00	42.00
10-04729	CHRIS WEINSTEIN, JR					66.00	66.00
10-04739	CHRIS WEINSTEIN, JR					66.00	66.00
10-04731	PAUL YANICAK					99.00	99.00
10-04740	PAUL YANICAK					99.00	99.00
10-04742	PAUL YANICAK					78.00	78.00
10-04732	THOMAS CLARKE					66.00	66.00
10-04736	THOMAS CLARKE					66.00	66.00
10-04735	COMERT COMERTOGUILLARI					66.00	66.00
10-04737	FRANK ENDL					99.00	99.00
10-04743	MARK SCHREIBER					50.00	50.00

TOWNSHIP OF NUTLEY
BILL LIST
December 7, 2010

List of payroll submitted for approval by the Broad of Commissioners at their regular meeting of DECEMBER 7, 2010:

PAYROLL-REGULAR NOVEMBER 24, 2010:

Department of Public Affairs	21,171.61
Department of Revenue & Finance	51,409.37
Department of Public Safety	420,647.25
Department of Public Works	59,372.55
Department of Parks & Public Properties	209,938.13
Department of Recreation Commission	2,638.41
Department of Rec.Comm.Adult Day Care Center	2,267.24
Water Operations	36,621.40
Due To From General Capital	3,325.10
600 Series	7,289.68
C.E.H.A.	127.62
ACC-U-VAC	0.00
Sub Total	814,808.36

PAYROLL-OVERTIME NOVEMBER 24, 2010:

Department of Public Affairs	0.00
Department of Revenue & Finance	451.59
Department of Public Safety	10,384.82
Department of Public Works	13,773.47
Department of Parks & Public Properties	1,443.49
Water Operations	6,074.67
600 Series	0.00
Sub Total	32,128.04

TOTAL PAYROLL: 846,936.40

GRAND TOTAL: 4,234,018.06

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

Federal Withholding Tax	121,321.49
Social Security	27,917.75
N.J. State Tax	32,421.90
Medicare	11,893.79
Wage Execution	4,287.58
Deferred Compensation	26,946.05
Employee Disability Ins.	2,652.39

Ordinance No. 3156
Introduced by Mayor Joanne Cocchiola
Introduced on December 7, 2010
Public Hearing January 4, 2011
Advertise in the Nutley Sun Issue of Thursday, December 16, 2010

Ordinance No. 3156
AN ORDINANCE TO AMEND AN ORDINANCE
ENTITLED OUTDOOR CAFES AND SIDWALK
CAFES SPECIFICALLY, Section V 700-
41 (V)

BE IT ORDAINED by the Board of Commissioners of the Township of Nutley, that Paragraph V of Section 700-41 is omitted and replaced with the following:

- V. Cafes shall be permitted to operate throughout the calendar year.

[Explanatory Note: this amendment was approved by the Planning Board and eliminates the April 1 to November 1 date restriction for operating an outdoor café.]

Ordinance No. 3157

Introduced by Mayor Joanne Cocchiola

Introduced on Tuesday, December 7, 2010

Public Hearing Tuesday, January 4, 2011

Advertised in the Nutley Sun Issue of Thursday, December 16, 2010

Ordinance No. 3157

AN ORDINANCE TO AMEND CHAPTER 532 OF THE CODE OR THE
TOWNSHIP OF NUTLEY, ENTITLED RENT CONTROL, SECTION 532-14: WHEN
EFFECTIVE: TERMINTAION OF PROVISIONS

Section 532-14 of the Code of the Township of Nutley is hereby amended to reflect a termination date of December 31, 2011

1. REPEALER. All ordinances or parts of ordinance which are inconsistent herewith are hereby repealed to the extent of such inconsistency.
2. EFFECTIVE DATE. This ordinance shall take effect immediately upon the expiration of twenty (20) after passage and publication as required by law.

Bond Ordinance No. 3153

Introduced on November 9, 2010

Introduced by Commissioner Evans

Public Hearing December 7, 2010

Advertise in the Nutley Sun Issue of Thursday, November 18, 2010

Bond Ordinance No. 3153

BOND ORDINANCE PROVIDING FOR VOICE AND DATA NETWORK UPGRADES IN AND BY THE TOWNSHIP OF NUTLEY, IN THE COUNTY OF ESSEX, NEW JERSEY, APPROPRIATING \$63,000 THEREFOR, AND AUTHORIZING \$59,850 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 \$63,000, including the sum of \$3,150 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 \$59,850 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 voice and data network upgrades, 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 7 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 \$59,850 and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$5,000 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.

ORDINANCE NO. 3155
INTRODUCED BY COMMISSIONER EVANS
INTRODUCED ON NOVEMBER 9, 2010
PUBLIC HEARING DECEMBER 7, 2010
ADVERTISE IN THE NUTLEY SUN ISSUE OF THURSDAY, NOVEMBER 18, 2010

ORDINANCE NO. 3155

AN ORDINANCE TO AMEND AN ORDINANCE CODIFIED IN THE CODE OF THE TOWNSHIP OF NUTLEY, CHAPTER 228, ENTITLED VEHICLES AND TRAFFIC, PARTICULARLY ARTICLE II (PARKING OF CERTAIN STREETS), SECTION 13 ENTITLED "PARKING PROHIBITED AT ALL TIMES" TO ADD THE LOCATIONS SET FORTH THEREIN.

BE IT ENACTED by the Board of Commissioners of the Township of Nutley that Section 13 of Chapter 228 of the Code of the Township of Nutley, entitled Parking on Certain Streets, is hereby amended to set forth the ADDITION of the following locations:

ADD

<u>Name of Street</u>	<u>Side</u>	<u>Location</u>
Spurr Place	East	From 103 north of Ellen Street, North for 15 feet

BE IT FURTHER ENACTED that all other terms and conditions and locations in Section 13 and 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.

.....
Statement

The driveway aprons for 4 Spurr Place and 12 Spurr Place are separated by 15 feet of curbing. Fifteen feet is substandard and insufficient to park a vehicle without blocking one or both driveways. Residents requested this prohibition.

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Joseph P. Scarpelli *Date:* December 7, 2010

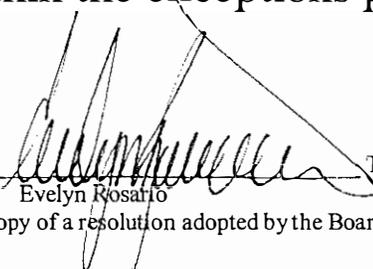
Seconded by: Commissioner Mauro G. Tucci *No.* 267A-10

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

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

1. **Contract Negotiations**
2. **Personnel Matters**

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, December 7, 2010.

<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	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 Joseph P. Scarpelli Date: December 7, 2010

Seconded by: Commissioner Alphonse Petracco No. 267-10

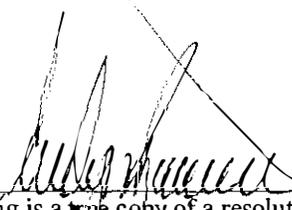
WHEREAS, the Department of Public Works announces there will be free two hour metered parking from December 13, 2010 through December 25, 2010; and

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

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

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

. . .

I, , Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 7, 2010.

<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	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 Joseph Scarpelli *Date:* December 7, 2010

Seconded by: Commissioner Alphonse Petracco *No.* 268-10

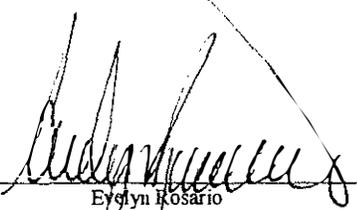
WHEREAS, the Township of Nutley has entered into a contract with L/B Water Service, Inc., 4101 Sylon Boulevard, Hainsport, New Jersey 08036, authorizing the purchase of 5/8 x 1/2" Badger Water Meters for an original contract amount of \$30,000.00;and

WHEREAS, Change Order #1 in the amount of \$28,280.00 is needed for the purchase of additional water meters; and

WHEREAS, funds are available from Account #0-05-702-213 in the amount of \$4,200.00 and Account #0-05-702-224 in the amount of \$3,500.00 and Ordinance #3152 in the amount of \$20,580.00 and have been certified by the Chief Financial Officer, said certification attached to this resolution;

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners in the Township of Nutley, County of Essex, State of New Jersey, that the Change Order #1 in the amount of \$28,280.00, is a change from the contract previously made by the Township of Nutley with L/B Water Service Inc., for the purchase of additional water meters is hereby authorized and approved.

...

I,  Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 7, 2010.

<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	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 Joseph P. Scarpelli

Date: December 7, 2010

Seconded by: Commissioner Alphonse Petracco

No. 269-10

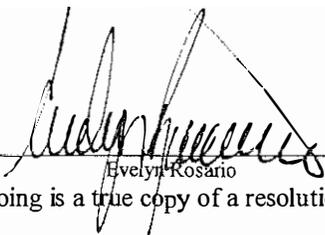
WHEREAS, Bids for the purchase of a 2010 Three(3) Ton Portable Diesel Asphalt Heating Unit with Dump Capability were received and opened on Wednesday, October 27, 2010; and

WHEREAS, Trius, Inc., 5049 Industrial Road, Farmingdale, New Jersey 07727 was the low bidder in the amount of \$18,383.00; and

WHEREAS, funds are available from Account #408-200 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 Trius, Inc., not to exceed \$18,383.00 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 December 7, 2010.

<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	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 Joanne Cocchiola Date: December 7, 2010

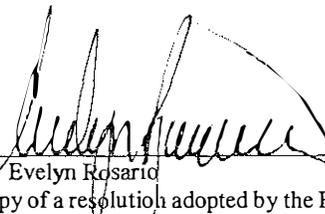
Seconded by: Commissioner Mauro G. Tucci No. 270-10 e e

BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, that the Township of Nutley shall apply for Community Development Block Grant (CDBG) monies for the year 2011; and

WHEREAS, public hearings regarding the Community Development Block grant Program were held on November 23, 2010 and December 2, 2010, at which time applications for grants were accepted;

NOW, THEREFORE, BE IT RESOLVED that the Township of Nutley submits the following applications for funding for 2011;

1. Department of Public Works Resurfacing/Reconstruction Edgar Place \$149,533.65
2. Department of Public Works Resurfacing/Reconstruction Vreeland Avenue \$149,202.90
3. Department of Public Works Resurfacing/Reconstruction Coppola Street and Gonnelli Street from Franklin Avenue to Ernest Street \$116,020.30

I,  Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 7, 2010.

<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	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 Alphonse Petracco *Date:* December 7, 2010
Seconded by: Commissioner Joseph P. Scarpelli *No.* 271-10

WHEREAS, David A. Wilson joined the Nutley Fire Department on July 9, 1985; and,

WHEREAS, in 2007 Inspector Wilson was promoted to the title of Lieutenant, and served in that title with distinction; and,

WHEREAS, Lieutenant Wilson further distinguished himself through the attainment of numerous citations including awards from the Nutley Elks, the Knights of Columbus, the American Red Cross, the Jaycees, the Veterans of Foreign Wars and the New Jersey Citizens Alliance; and

WHEREAS, Lieutenant Wilson served with distinction as Deputy Coordinator/Damage Assessment Coordinator for the Township of Nutley Office of Emergency Management and in that capacity recovered significant funds for the Township of Nutley from the Federal Emergency Management Agency.

WHEREAS, Lieutenant Wilson retired from the Nutley Fire Department on August 31, 2010;

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 Lieutenant Wilson's dedication and commitment to the safety and welfare of the residents of the Township of Nutley be hereby recognized; and,

BE IT FURTHER RESOLVED that the gratitude of this community be hereby extended to Lieutenant David A. Wilson for his 25 years of unparalleled service with the Nutley Fire Dept.

. . .

I,  Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 7, 2010.

<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	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

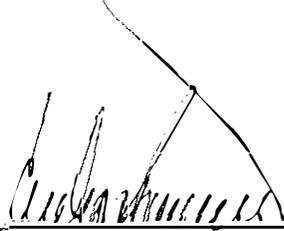
Resolution

Introduced by: Commissioner Alphonse Petracco *Date:* December 7, 2010

Seconded by: Commissioner Joseph P. Scarpelli *No.* 272-10

BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey that Meredith Donatello, an employee in the Department of Public Safety, be granted an extended medical leave of absence without pay effective October 30, 2010 through April 15, 2011.

. . .

I,  Evelyn R. 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 December 7, 2010.

<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	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:* December 7, 2010

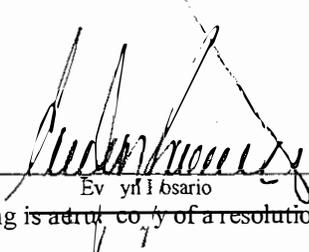
Seconded by: Commissioner Mauro G. Tucci *No.* 273-10

WHEREAS, all local government units must prepare and submit a Corrective Action Plan as part of the annual audit process in accordance with OMB A-133 and 98-01;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, County of Essex, New Jersey, that the attached Corrective Action Plan for the audit year 2009 is hereby approved.

BE IT FURTHER RESOLVED, that a copy of this Corrective Action Plan is to be kept on file in the Township Clerk's Office and one certified copy is to be submitted to Director of the Division of Local Government Services.

. . .

I, , Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held on December 7, 2010.

<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	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 Joanne Cocchiola Date: December 7 2010

Seconded by: Commissioner Mauro G. Tucci No. 274-10

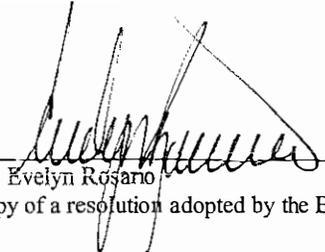
BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, that the following newspapers are hereby designated as the official newspapers for advertising for the Township of Nutley, for the year 2011:

The Nutley Sun
One Garret Mountain Plaza
P.O. Box 471
Woodland Park, New Jersey 07424

The Journal Newspaper
463 Valley Road
Maplewood, New Jersey 07040

The Star Ledger
One Star Ledger Plaza
Newark, New Jersey 07102

Herald News
One Garret Mountain Plaza
P.O. Box 471
Woodland Park, New Jersey 07424

I,  Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 7, 2010.

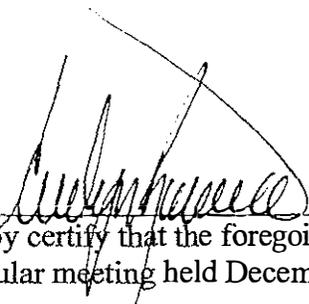
<i>Record of Vote</i>	<i>Commissioner Scarpelli</i>	<i>Commissioner Petracco</i>	<i>Commissioner Evans</i>	<i>Commissioner Tucci</i>	<i>Mayor Cocchiola</i>
<i>Yes</i>	X	X	X	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

BOARD OF COMMISSIONERS
Township of Nutley, New Jersey
Resolution

Introduced by: Mayor Joanne Cocchiola Date: December 7, 2010

Seconded by: Commissioner Mauro G. Tucci No. 275-10

BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey that Friday December 31, 2010 shall be considered a paid holiday for New Year's Day.

 Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 7, 2010

<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	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

BOARD OF COMMISSIONERS
Township of Nutley, New Jersey
Resolution

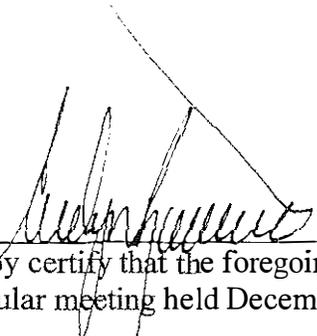
Introduced by: Mayor Joanne Cocchiola Date: December 7, 2010

Seconded by: Commissioner Mauro G. Tucci e e No. 276-10

BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, County of Essex, New Jersey that in accordance with the provision of R.S. 40A: 4-58, the following transfer(s) of appropriations in the **2010 Budget** be and the same are hereby authorized and approved:

DEPARTMENT OF PUBLIC AFFAIRS

<u>FROM:</u>		<u>TO:</u>	
Garbage & Trash		Health Department O/E	
0-01-138-200	\$ 35,000.00	0-01-140-200	\$35,000.00
Total	\$ 35,000.00	Total	\$35,000.00

 Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 7, 2010

<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	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

BOARD OF COMMISSIONERS
Township of Nutley, New Jersey
Resolution

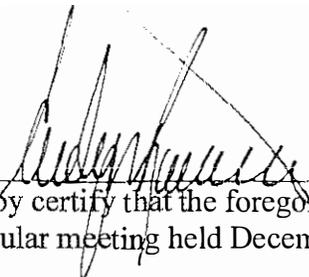
Introduced by: Commissioner Mauro G. Tucci Date: December 7, 2010

Seconded by: Commissioner Thomas J. Evans e e e e e No. 277-10e e

BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, County of Essex, New Jersey that in accordance with the provision of R.S. 40A: 4-58, the following transfer(s) of appropriations in the **2010 Budget** be and the same are hereby authorized and approved:

DEPARTMENT OF PARKS & PUBLIC PROPERTY

<u>FROM:</u>		<u>TO:</u>	
Parks & Playgrounds S/W 0-01-504-101	13,000.00	Parks & Playgrounds O/E 0-01-504-200	3,000.00
Shade Tree S/W 0-01-512-100	2,000.00	Pub. Bldgs. & Grounds S/W 0-01-508-100	20,000.00
Group Insurance 0-01-226-200	20,000.00	Pub. Bldgs. & Grounds O/E 0-01-508-200	10,000.00
		Shade Tree Comm. O/E 0-01-512-200	1,000.00
		Sr. Citz. Transport O/E 0-01-517-200	1,000.00
Total	\$ 35,000.00	Total	\$ 35,000.00

 Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 7, 2010

<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	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

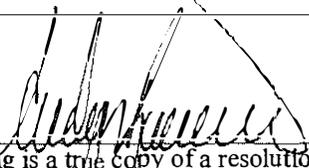
Introduced by: Commissioner Joseph P. Scarpelli Date: December 7, 2010

Seconded by: Commissioner Alphonse Petracco No. 278-10

BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, County of Essex, New Jersey that in accordance with the provision of R.S. 40A: 4-58, the following transfer(s) of appropriations in the 2010 Budget be and the same are hereby authorized and approved:

DEPARTMENT OF PUBLIC WORKS & WATER

<u>FROM:</u>	<u>TO:</u>
Water Op. S/W 0-05-701-100 \$50,000.00	Water Op. O/E 0-05-702-200 \$ 50,000.00
Road Repair & Maint. S/W 0-01-408-100 15,000.00	Road Repair & Maint. O/E 0-01-408-200 15,000.00
Sewer Sys. S/W 0-01-420-100 30,000.00	Sewer Sys. O/E 0-01-420-200 30,000.00
Total \$ 95, 000.00	Total \$ 95,000.00

I,  Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 7, 2010.

<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	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

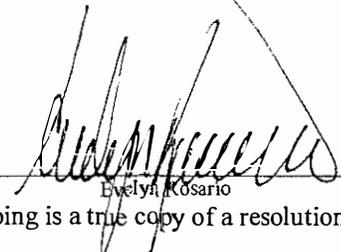
Date: December 7, 2010

Seconded by: Commissioner Mauro G. Tucci

No. 279-10

BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, County of Essex, New Jersey that the Township Treasurer is hereby authorized to refund overpayment of water charges on the following account(s):

Block 4101 Lot 8	18 Dogwood Lane	\$	230.29
Block 5701 Lot 50	31 Linden Place		118.62
Total			<u>\$ 348.91</u>

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 December 7, 2010.

<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	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 Date: December 7, 2010.

Seconded by: Commissioner Thomas J. Evans e e e No. 280-10

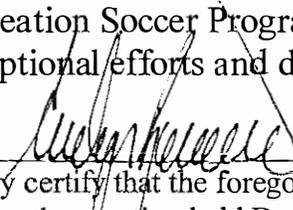
WHEREAS, Ed Dougherty has been a resident of the Township of Nutley for the past 30 years, where he and his wife, Mary Lou have raised their three children, Coleen, Michael and Kevin; and

WHEREAS, the 2010 season has marked Ed Dougherty's 25th year of being involved in the Nutley Recreation Soccer Program, during which time he has served as a coach, a Division Director, a member of the Board of Directors and the President of the League; and

WHEREAS, during the last 10 years, Ed has been responsible for coordinating referee assignments for all recreation soccer games; and

WHEREAS, the true measure of Ed's dedication has been the fact, that for the last nine years, he has not had any children of his own participating in the program. Yet, you would still find Ed every Saturday morning or weekday night at the fields, making sure that all games went off as scheduled and that all safety precautions were being followed.

NOW THEREFORE, BE IT RESOLVED, that the Board of Commissioners of the Township of Nutley, County of Essex, join with the Citizens of Nutley to honor Ed Dougherty and to recognize the valuable contributions he has made to the Nutley Recreation Soccer Program and the thousands of children who have benefited from his exceptional efforts and dedication.

 Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 7, 2010.

<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	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

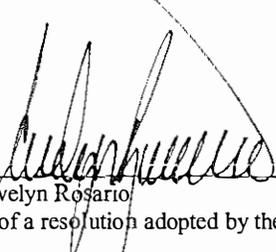
Introduced by: Mayor Joanne Cocchiola Date: December 7, 2010

Seconded by: Commissioner Mauro G. Tucci No: 281-10

WHEREAS, an application has been filed for a Place-to-Place Transfer of Plenary Retail Consumption License Number 0716-33-01&-005, issued to Papillion LLC T/A Black Market Bar & Bistro for premises heretofore located at 338 Passaic Avenue, Nutley, New Jersey 07110;

WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term;

NOW, THEREFORE BE IT RESOLVED that the Township of Nutley Governing Body does hereby approve, effective December 13, 2010, the Place-to-Place Transfer of the aforesaid Plenary Retail Consumption licensed premises, from its former location 338 Passaic Avenue, Nutley, New Jersey 07110, and does hereby direct the Municipal Clerk to endorse the license certificate as follow: "This license, subject to all of its terms and conditions, is hereby transferred to premises located at 350 Passaic Avenue, Nutley, New Jersey 07110."

I,  Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 7, 2010.

<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	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 Joanne Cocchiola *Date* December 7, 2010

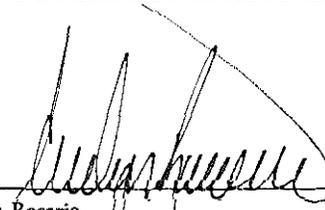
Seconded by: Commissioner Mauro G. Tucci *No.* 282-10

WHEREAS, a raffle application has been received from the following organization; and

Saint Mary's Roman Catholic Church	License No. 08-11 On-Premise Merchandise Raffle	January 7, 2011
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WHEREAS, the application has been reviewed and approved by the Municipal Clerk and the Police Department.

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

I,  Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 7, 2010.

<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	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

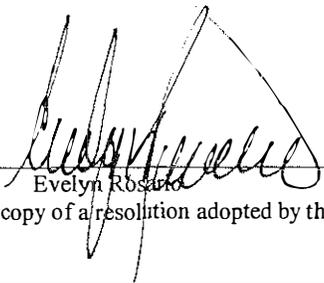
Resolution

Introduced by: Commissioner Thomas J. Evans Date: December 7, 2010

Seconded by: Commissioner Mauro G. Tucci No. 283-10

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 overpayment of property taxes in the amount of \$1,414.72 for said property:

<u>BLOCK</u>	<u>LOT</u>	<u>Qual.</u>	<u>ADDRESS</u>	<u>AMOUNT – YEAR</u>
1200	2	C4205	442-E River Road	\$1414.72 - 2010

I,  Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 7, 2010

<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>
Yes	X	X	X	X	X
No					
Not Voting					
Absent/Excused					