

Township of Nutley
Board of Commissioners
Meeting Minutes
Tuesday, February 19, 2008

A regular meeting of the Board of Commissioners of the Township of Nutley was held in the 3rd floor Commission Chambers and called to order. Adequate notification was published in the official newspapers of the Township of Nutley. All present joined in the Pledge of Allegiance to the Flag. Roll call was taken.

OPEN PUBLIC MEETING STATEMENT:

Evelyn Rosario, Municipal Clerk read the following statement, "Pursuant to the requirements of the Open Public Meetings Law (Chapter 271, P.L. 1975), notice of this meeting was published in the December 13, 2007 issues of the Nutley Sun, the Journal, the Star Ledger and the Herald News. A copy of this notice has been posted on the Nutley Town Hall bulletin board and a copy is on file in the Municipal Clerk's Office.

ROLL CALL:

Commissioner Evans	-Present
Commissioner Tucci	-Present
Commissioner Orechio	- Present
Commissioner Scarpelli	- Present
Mayor Cocchiola	- Present

Also present: Mr. Alan Genitempo, Esq., for Kevin P. Harkins, Esq., Township Attorney

MINUTES:

On motion by Commissioner Evans and seconded by Commissioner Scarpelli, the September 4, 2007 Board of Commissioners meeting minutes were approved. All Ayes.

On motion by Commissioner Tucci and seconded by Commissioner Evans the September 18, 2007 Board of Commissioners meeting minutes were approved. All Ayes.

On motion by Commissioner Evans and seconded by Commissioner Tucci, the October 2, 2007 Board of Commissioners meeting minutes were approved. All Ayes.

On motion by Commissioner Evans and seconded by Commissioner Tucci, the October 16, 2007 Board of Commissioners meeting minutes were approved. All Ayes.

Commissioner Evans: Evelyn, i

Clerk: You were absent at that meeting.

Commissioner Evans: Then I can't move it -- can I move it?

Clerk: No.

Commissioner Evans: I'm sorry.

Commissioner Scarpelli: I'll move it.

Clerk: Ok. Commissioner Evans are you going to rescind the first motion?

Commissioner Evans: I rescind my motion.

Clerk: I need a motion and a second.

On motion by Commissioner Scarpelli, seconded by Commissioner Orechio, the October 16, 2007 Board of Commissioners meeting minutes were approved. All ayes. Commissioner Evans abstain.

On motion by Commissioner and seconded by Commissioner, the November 5, 2007, Board of Commissioners meeting minutes were approved. All Ayes.

COMMUNICATIONS/CORRESPONDENCE:

Evelyn Rosario, Municipal Clerk, read the following communications:

- a. Nutley Elks Lodge No. 1290 requesting permission to submit a one day special permit social affair application for their event to be held on March 12, 2008
- b. The Nutley Free Public Library requesting permission to submit a one day special permit social affair application for their event to be held on March 7, 2008.

REPORTS:

Commissioner Tucci submitted the Shade Tree January 2008 monthly progress report. Commissioner Scarpelli submitted the Department of Public Works December 2007 - January 2008 monthly progress reports.

BILLS:

Evelyn Rosario, Municipal Clerk read the following departmental summary of bills for the approval of the Board of Commissions. (bill list attached to minutes)

Department of Public Affairs	\$ 204,078.27
Department of Revenue & Finance	\$ 2,096,240.61
Department of Public Safety	\$ 58,796.07
Department of Public Work	\$ 89,022.77
Department of Parks & Recreation	\$ 130,128.73

Payroll as of February 6, 2008	
Regular	\$ 690,615.24
Overtime	\$ 18,574.33
Bill List Grand Total	\$ 3,287,456.02

Motion to approve the minutes by Commissioner Orechio, seconded by Commissioner Tucci All Ayes.

ORDINANCE INTRODUCTION (2):

Ordinance No. 3055

“BOND ORDINANCE AMENDING BOND ORDINANCE #2869 PROVIDING FOR WATER DISTRIBUTION SYSTEM IMPROVEMENTS IN THE TOWNSHIP OF NUTLEY, IN THE COUNTY OF ESSEX, NEW JERSEY.”

Commissioner Evans made a motion that this ordinance be introduced and passed for first reading and be advertised accordingly. Motion was seconded by Commissioner Tucci . All Ayes. Commissioner Evans read by title only.

A public hearing will be held on March 18, 2008.

Ordinance No. 3054

“AN ORDINANCE TO AMEND CHAPTER 240 OF THE CODE OF THE TOWNSHIP OF NUTLEY, SECTION 240-44 ENTITLED POLITICAL SIGNS.”

Commissioner Orechio made a motion that this ordinance be introduced and passed for first reading and be advertised accordingly. Motion was seconded by Commissioner Scarpelli . All Ayes. Commissioner Orechio read by title only.

A public hearing will be held on March 18, 2008.

PUBLIC HEARINGS (1):

ORDINANCE No. 3053

“ORDINANCE PROVIDING FOR RECONSTRUCTION OF THE ROADWAY ON PASSAIC AVENUE (SECTION 3), IN THE TOWNSHIP OF NUTLEY, IN THE COUNTY OF ESSEX, NEW JERSEY APPROPRIATING \$ 270,000.00 THEREFORE FROM GRANT MONIES RECEIVED FROM THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE COST THEREOF.”

Ordinance No. 3053 was introduced for second reading by Commissioner Evans, seconded by Commissioner Tucci. Commissioner Evans read by title only.

Motion to open the public hearing by Mayor Cocchiola, seconded by Commissioner Evans. All Ayes.

No one came forward.

Motion to close the public hearing by Commissioner Evans, seconded by Commissioner Tucci All Ayes.

Motion to adopt on second and final reading by Commissioner Evans, seconded by Commissioner Scarpelli. All ayes on a roll call vote.

RESOLUTIONS: (13)

No. 52-08 BE IT RESOLVED by the BOARD OF COMMISSIONERS, of the TOWNSHIP OF NUTLEY, COUNTY OF ESSEX, NEW JERSEY, that the Township Clerk be and is hereby authorized and directed to advertise for a request for proposal for legal counsel to provide Special Tax Counsel Services.

BE IT FURTHER RESOLVED, that the request for proposals shall be due on Thursday, March 13, 2008 at 3:00 P.M. addressed to the Board of Commissioners in the Commission Chambers at the Nutley Township Hall, One Kennedy Drive, Nutley, NJ at which time they will be opened and read.

Introduced by Commissioner Evans, seconded by Commissioner Tucci. All ayes.

No. 53-08 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 9106 Lot 4	45 Entwistle Ave.	\$	32.39
Total		\$	<u>32.39</u>

Introduced by Commissioner Evans, seconded by Commissioner Tucci. All ayes.

No. 54-08 BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, in the County of Essex, State of New Jersey, that the Treasurer be and she is hereby authorized to refund overpayments of the property taxes in the amount of \$ 2,374.92 due to a Mortgage Co. payment made in error.

Block & Lot	Address	Amount
9701 3 C0006	52 East Centre St.	\$ 2,374.92--2006

Introduced by Commissioner Evans, seconded by Commissioner Tucci. All ayes.

No. 55-08 BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, in the County of Essex, State of New Jersey, that the Treasurer be and she is hereby authorized to refund overpayments of the property taxes in the amount of \$ 4,058.33 due to an overpayment by a Mortgage Company.

Block & Lot	Address	Amount
7703 18	268 Harrison St.	\$ 1,591.88--2007
3201 16	18 Elm Pl.	\$ 2,466.45--2006

Introduced by Commissioner Evans, seconded by Commissioner Tucci. All ayes.

No. 56-08 BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, in the County of Essex, State of New Jersey, that the Treasurer be and she is hereby authorized to refund overpayments of taxes for said years in the amount \$24,331.37.

BLOCK & LOT	Address	Amount
480 1.01	1 Cambridge Drive	\$22,158.45 - 2007
5101 15	169 Rhoda Avenue	\$2,172.92 – 2008

Introduced by Commissioner Evans, seconded by Commissioner Tucci. All ayes.

No. 57-08 WHEREAS, 40A: 4-20 provides that where contracts, commitments or payments are to be made prior to the final adoption of the 2008 Budget, emergency appropriations may be lawfully made for the purposes and amounts required in the manner and time therein provided; and

WHEREAS, the total emergency temporary resolutions adopted in the year 2007 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S. 40A: 4-20), including this resolution, total \$30,637.00.

NOW, THEREFORE, BE IT RESOLVED that in accordance with N.J.S. 40A: 4-20:

1. Emergency temporary appropriations be and the same are hereby made for the total amount \$21,637.00;

2. That said emergency temporary appropriations will be provided for in the 2008 Budget as follows (see attached):

8. GENERAL APPROPRIATIONS
(A) Operations-Within "CAPS"

<u>DEPARTMENT OF PUBLIC AFFAIRS</u>	<u>TEMPORARY APPROPRIATIONS</u>
Women's History Month O/E	\$ 500.00
8-01-117-200	
Immunization Program O/E	8,137.00
8-01-114-200	
<u>DEPARTMENT OF PARKS & PUBLIC PROPERTY</u>	
Fuel Oil	13,000.00
8-01-528-200	
TOTAL	\$21,637.00

Introduced by Commissioner Evans, seconded by Commissioner Tucci. All ayes.

No. 58-08 WHEREAS, the Township of Nutley has a need to acquire professional services to assist with real estate appraisals, tax appeals and tax court appearances; and

WHEREAS, Hendricks Appraisal Company, LLC is particularly suited to provide such services; and

WHEREAS, the contract is in an amount not to exceed \$15,000.00 and whereas the funds are available in account 8-01-204-205 as evidenced by the Chief Financial Officer's certification attached hereto; and

WHEREAS, the Local Public Contracts Law (N.J.S.A.40A:11-1, et seq.) requires that notice with respect to contracts for "Professional Services" awarded without competitive bids must be publicly advertised

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Nutley in the County of Essex, New Jersey, that a contract be awarded to Hendricks Appraisal Company, LLC, 7 Hutton Avenue, West Orange, NJ 07052; and

BE IT FURTHER RESOLVED that this contract is awarded without competitive bidding as a "Professional Service" in accordance with N.J.S.A. 40A:11-5(1)(a) of the Local Public Contracts Law because the contract is for a service performed by a person(s) authorized by law to practice a recognized profession; and

BE IT FURTHER RESOLVED that a copy of this resolution, as well as the contract shall be placed on file with the clerk of the Township of Nutley and a notice of this action shall be printed once in the Nutley Sun in accordance with the Local Public Contracts Law.

Introduced by Commissioner Evans, seconded by Commissioner Orechio All ayes.

No. 59-08 WHEREAS, Christine M Patella, a part-time employee in the Public Safety Department, has a requested a thirty day leave of absence without Pay; and

WHEREAS, Christine Patella, a permanent employee under the provision of Civil Service in the State of New Jersey, may receive a leave of Absence without pay in accordance with the New Jersey Administrative Code, Title 4A:6-121B;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Nutley in the County of Essex, New Jersey that the privilege of the leave of absence without pay be granted effective February 18, 2008 through March 20, 2008.

Introduced by Commissioner Orechio, seconded by Commissioner Scarpelli. All ayes.

No. 60-08 WHEREAS, the Township of Nutley wishes to purchase three 2008 Ford Crown Victoria police cars from an authorized vendor under the State of New Jersey Cooperative Purchasing Program; and

WHEREAS, the purchase of goods and services by local contracting units is authorized by the Local Public Contracts Law, N.J.S.A.40A:11-12; and

WHEREAS, Winner Ford, 250 Haddonfield-Berlin Road, Cherry Hill, NJ 08034-3409 has been awarded NJ State Contract #A70462 for Police Vehicles, for the period 12/07/07 to 12/06/08; and

WHEREAS, the projected cost for the purchase of three 2006 Ford Crown Victoria police cars is expected not to exceed \$62,901.00; and

WHEREAS, the utilization of this contract is recommended on the grounds that it represents the best price available; and

WHEREAS, funds are available from account 8-01-332-200 and have been certified by the chief financial officer, said certification being attached to this resolution; and

WHEREAS, N.J.A.C.5:34-7.29 requires that purchases made under the State's Cooperative Purchasing Program, which individually or cumulatively exceed the statutory limit of \$21,000 be authorized by resolution,

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Nutley that Winner Ford be awarded a contract for the purchase of three Ford Crown Victoria police cars in accordance with State Contract #A70462.

Introduced by Commissioner Orechio, seconded by Commissioner Scarpelli. All ayes.

No. 61-08 Be It Resolved, by the Board of Commissioners of the Township of Nutley, in the County of Essex, State of New Jersey that the Township Clerk be and she is hereby authorized to advertise for sealed bids for the purchase of 5/8x3/4" and 1" water meters and the materials in their fabrication or approved equal, in the Township of Nutley, to be received on behalf of the Board of Commissioners in the Commission Chambers, Township Hall, Kennedy Drive, Nutley, NJ, on Thursday, March 13, 2008, at 3:00 P.M. prevailing time, at which time they will be opened and read.

Introduced by Commissioner Scarpelli, seconded by Commissioner Orechio. All ayes.

No. 62-08 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: 4-59, the following transfer(s) of 2007 Appropriation Reserves be and the same are hereby authorized and approved:

DEPARTMENT OF PUBLIC WORKS & WATER

FROM:

TO:

Road Repair & Maintenance O/E 7-01-408-200	\$5,000.00	Street Lighting 7-01-414-200	\$5,000.00
TOTAL	\$ 5,000.00	TOTAL	\$5,000.00

Introduced by Commissioner Scarpelli, seconded by Commissioner Orechio. All ayes.

No. 63-08 WHEREAS, raffle applications have been received from the following organizations; and

Holy Family Rosary Alter Society	License No. 19-08 "On-Premise 50/50 Merchandise Raffle"	March 14, 2008
St. Mary's Church	License No. 20-08 "Off-Premise 50/50 Cash Raffle"	June 14, 2008
Nutley Elks # 1290	License No. 21-08 "On-Premise Instant Daily Raffle"	Daily thru December 31, 2008
Nutley Elks Ladies Auxiliary BPOE#1290	License No. 22-08 "Tricky Tray Raffle"	March 28, 2008
Nutley Rotary Club	License No. 23-08 "Tricky Tray Raffle"	April 5, 2008
Nutley Rotary Club	License No. 24-08 "Off-Premise Merchandise Raffle"	April 5, 2008
St. Mary's Church Court Gratia # 751- Catholic Daughters	License No. 25-08 "On-Premise 50/50 Cash Raffle"	April 18, 2008

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

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

Introduced by Mayor Cocchiola, seconded by Commissioner Tucci. All ayes.

No. 64-08 WHEREAS, an application for renewal of a video game license has been received from the "Park Pub", 789 Bloomfield Avenue, Nutley, New Jersey 07110; and

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

WHEREAS, the license fee of three hundred dollars (\$300.00) has been paid.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex that said license is hereby approved and the Municipal Clerk is authorized to issue the video game license no. V5-08 to the "Park Pub".

Introduced by Mayor Cocchiola, seconded by Commissioner Tucci. All ayes.

Mayor Cocchiola: That concludes the business portion of our meeting.

Meeting Open To The Public:

Mayor Cocchiola: Is there any member of the public that would like to address the Board this evening?

Rory Moore of 462 Chestnut Street came forward and said: Mr. Evans on this evening's agenda, your item e, you have a temporary authorization and I believe you read into the record that it was an emergency.

Commissioner Evans: Yes.

Mr. Moore: According to the State of New Jersey, you have five days to submit it to the State of New Jersey for a determination if it's within the intent of the law. Do you have a copy of that letter that is going to be sent?

Commissioner Evans: I don't have one with me and the appropriation relates to items that need to be paid before we set our budget for the year, so it falls within the statute. I'm sure my CFO is following what she needs to follow.

Mr. Moore: Well the statute says you have to send it within five days to make sure it is appropriate.

Commissioner Evans: Thank you for letting me know that.

Mr. Moore: I'd like to see the letter.

Mayor Cocchiola: Mr. Genitempo, why don't you take a look at the conclusion of this meeting. We just need a determination that everything is okay. Thank you.

Mr. Moore: Under your items g and h, I hate to sound picky, but is says authorized. Why.

Commissioner Evans: Yes, it was a typo.

Mr. Moore: Okay. Would that be corrected.

Commissioner Evans: If you feel it needs to be, it is corrected. Most normal people would understand that.

Mr. Moore: Sure. I looked over the budget for 2008 as prepared by the Division of Community Affairs and you're supposed to have a public meeting on that. When will that public meeting be?

Commissioner Evans: I don't remember the exact date but I believe the date is in March. I don't have the exact date in front of me.

Mr. Moore: Is it going to be publicized?

Commissioner Evans: Absolutely.

Mr. Moore: So I'll be able to call and find out.

Commissioner Evans: Do you know what the date.

Clerk: I don't know the date, but it will be published accordingly.

Commissioner Evans: When it is published you will know.

Mr. Moore: It's going to be March.

Commissioner Evans: Yes, I believe it is. Yes.

Mr. Moore: I'm on vacation. I might miss it. Anyway, you have to have a certification that you had the meeting open to the public according to the documents to be submitted in your budget. And under there, there is a section on annual debt – annual debt statement for 2007. When will that be prepared? Do you have any idea?

Commissioner Evans: The annual debt statement –

Mr. Moore: Would you like a copy of it?

Commissioner Evans: No, I know what it is. Do you know how to calculate it? I do.

Mr. Moore: No, I want to see the numbers. I want to put the numbers in. Normal people like to look at numbers.

Commissioner Evans: Actually, it is a document that is prepared and is part of a submission, so once it is prepared with the budget copy, you are welcome to have that as a public record, as it is one.

Mr. Moore: Will that be available at the public meeting for the budget.

Commissioner Evans: When the budget is prepared, it will be made available. I don't the timing, but it will be made available.

Mayor Cocchiola: Anything else, Mr. Moore.

Mr. Moore: Oh yes, absolutely. Mr. Genitempo. since your here, I don't mean to bother you, looks like you are busy reading that statute. This is a document that was prepared by you in 1997 and as town attorney you signed a letter saying that it should be authorized to be put into effect. It was the Township of Nutley Employment Manual. Do you know if this was actually –

Mayor Cocchiola: Do you have any questions for the Board, Mr. Moore? It's not a time to question Mr. Genitempo. He is not a member of the Board of Commissioners.

Mr. Moore; Since Mr. Genitempo is here and he signed it –

Mayor Cocchiola: Well you can ask him at the conclusion of the meeting. I'm asking you if you have any questions for the Board of Commissioners. Public comment time now. I would like you to move it along. Thank you.

Mr. Moore: I will. Mr. Orechio I received an OPRA response from your Captain Hund (h – u – n - d I believe it is) --

Coimmissioner Orechio: Mr. Moore, I'm going to tell you that you are going to have to begin a new procedure addressing me. You will have to write me in writing. Write me a letter and then I will respond to you. That's the way you and I are going to deal.

Mr. Moore: No, I don't. I have a response right here.

Mayor Cocchiola: Commissioner Orechio just asked you –

Commissioner Orechio: You have been harassing me for two years I am tired of it.

Mr. Moore: No, no it's right here. It's an OPRA response.

Commissioner Orechio: Did you hear me, Mr. Moore?

People talking at the same time.

Mr. Moore: No, I did not actually.

Mayor Cocchiola: In response to Mr. Orechio's request, please respond to his ---

Commissioner Orechio: You write me a letter and I'll respond to you.

Mr. Moore: There's two people talking at the same time.

Mayor: He asked you that if you had anything, ask him in writing and he will respond to you in writing.

Mr. Moore: I did that and I have the response. It is right here and that is what I am asking a question about.

Mayor Cocchiola: He would prefer to address you in writing.

Mr. Moore: Well, I did that.

Mayor Cocchiola: Do you have any other questions?

Mr. Moore: Yes, I do. I have --

Mayor Cocchiola; Of any other member of the Board?

Mr. Moore: Pardon me?

Mayor Cocchiola; Of any other member of the Board?

Mr. Moore: I complied with his request. I put it in OPRA and I got a response.

Mayor Cocchiola: If you have additional questions, I guess you can ask them in writing and he will respond to you in writing.

Mr. Moore: I don't have to. Public questions are not in writing. Public questions are right here. Because right here on the bottom of your agenda, it says comments by the public.

Mayor Cocchiola: Correct. And Commissioner Orechio has advised you that anything you have, he will publicly address in writing back to you. Is there anything else that you have?

Mr. Moore: Yes, I do. I actually want to get an answer to the haz mat questions because Captain Hund, he filed a paper by a Miss Pria? with the State of New Jersey. When I called her she didn't know what I was talking about.

Mayor Cocchiola: This is the same thing you brought up at the last meeting when you were here, correct?

Mr. Moore: No, I actually had the papers with me. I sent them to the Prosectutor before and I forgot the copies of them. Anyway, according to a federal statute, anytime the haz mat truck goes out you are supposed to bill.

Mayor Cocchola: Okay. Why don't you put your concerns in writing and I'm sure someone Commissioner Orecho or someone from his office will answer you in writing and you can then send that to the Prosecutor's Office if you want/ Okay?

Mr. Moore: He already did answer. That is why I am asking the questions.

Mayor Cocchiola: He said that he would address anything else further in writing. Do you have any questions for any other member of the Board?

Mr. Moore: Yes, I do. I actually have one for you. Last time I asked you about a contract for the library retaining wall that was built.

Mayor Cocchiola: Correct. And I told you that it was not my contract. Does not have my signature on it. That is about the fifth time I've told you that.

Mr. Moore; No, it's about the second time because actually didn't have the paper in front of me but I had the ordinance where you moved it. It was under your office.

Mayor Cocchiola: Because all the payments for the library come through this Board.

Mr. Moore: Well that's okay. The payments can come through but according to the State of New Jersey, I obtained through an OPRA request the actual permits. And the permits were given out to a local Nutley landscaper. And, when I called the State of New Jersey, there are two sheets, and then have two different license number for the local landscaper. Now, in according with New Jersey State in 2005 you are not allowed to sign a contract with him because he was not BRC certified.

Mayor Cocchiola: Well, why don't you a letter to the Board of Trustees of the Nutley Public Library who entered into that contract with Mr. Nicastro and you can inform them of that in addition to the State of New Jersey.

Mr. Moore: Because you paid it. They didn't pay it.

Mayor Cocchiola: Okay, let's resolve it with them first. If there was an error, let them come and tell us, the Board of Commissioners.

Mr. Moore: Oh, it's not an error. Oh, it's not an error.

Mayor Cocchiola: You can address them in writing and inform them of their mistake. Okay?

Mr. Moore: They already looked at it. They faxed it over. They looked at it.

Mayor Cocchiola: Well the state hasn't notified us or the library board, as far as I know, of anything. So why don't you check with Mr. Iannarone who chairs the library board and you can go over that with him.

Mr. Moore: You are not allowed to issue a contract without a BRC. And that's as of 2005.

Mayor Cocchiola: Okay, well you can speak to them about it because they let the contract. Not us.

Mr. Moore: Ms. Cocchiola (inaudible) you introduced it as an ordinance. You introduced it.

Mayor Cocchiola: Mr. Moore, it is their contract. Their payments go through this Board. We approve them.

Mr. Moore: I have on last question to Mr. Evans.

Mayor Cocchola: I am not going to continue with this. You can sit down or you can move on to another question.

Mr. Moore: I have another question for Mr. Evans. Mr. Evans, downstairs there is a door going in by the Clerk's office that says "Employees Only". And apparently, I would think, the door is closed, and if anyone went through they would probably be arrested. Is that a safe assumption?

Commissioner Evans: No, why would you assume that?

Mr. Moore: Because it says "Employees Only".

Commissioner Evans: That is correct.

Mr. Moore: What was your campaign manager doing back there, he is not a town employee.

Mayor Cocchiola: Enough of this now.

Commissioner Evans: I have no answer for you.

Mr. Moore: He was back there and your executive assistant was back there with him.

Commissioner Evans: You're making a couple of assumptions that he was back there for business

Mr. Moore: I saw him back there.

Mayor Cocchiola: Mr. Moore –

Commissioner Evans: Wait a minute. Let's stop. You're making a leap which I have not intention of answering because I don't have to.

Mr. Moore: No, he didn't leap. He walked through the door. It says "Employees Only".

Commissioner Evans: To your first question – the door which has a sign on it that says "Employees Only" because it is self explanatory. Employees only. Anybody who goes back there is by invitation or appointment.

Mr. Moore: I doesn't say. It says "Employees Only". It doesn't says invite, public –

Commissioner Evans: It doesn't have to.

Mr. Moore: Yes it does. Actually, because –

Mayor Cocchiola: Enough of this. Mr. Moore, do you have any other questions or you can sit down. This is ridiculous.

Mr. Moore: I'll take care of this. Don't you worry about that.

Mayor Cocchiola: I'm happy to see you take care of it. Thank you.

Yes, Mrs. Schuster.

Sera Schuster of 462 Chestnut Street came forward and said: (Noise from microphone)
What happened?

Mayor Cocchiola: Just speak directly into the mike. It should be fine.

Ms. Schuster: I had no intention of speaking tonight, but I want to ask Mr. Evans 1)
I feel that I am an employee. I know more about this town than some of your employees and some of the Commissioners. So I can enter that door.

Commissioner Evans: You're not an employee of the town. If you down the employee roster, you are not on it.

Ms. Schuster: Oh, but I know more about this town than employees do.

Commissioner Evans: I'm glad you do.

Ms. Schuster: I beg your pardon?

Commissioner Evans: I'm glad you do.

Mayor Cocchiola: Mrs. Schuster, do you have any questions? Thank you

Ms. Schuster: Yes, I do . I asked you about two or three months ago, if you would please put an explanation next to what we are paying. You said it can't be done. It could be done. And I think some items are put under the wrong department. I don't know if they are being hidden or what, but I think an explanation against these bills should be noted.

Commissioner Evans: Thank you for your comment.

Mayor Cocchiola: Thank you, Mrs. Schuster.

Ms. Schuster: And you will look into it.

Commissioner Evans: Thank you for your comment.

Mayor Cocchiola: Is there anything else?

Commissioner Evans: I already gave my answer.

Ms. Schuster: And where are the tax books?

Commissioner Evans: There in the Tax Assessor's office.

Ms. Schuster: No, that doesn't have the taxes on it.

Commissioner Evans: Any record that you need regarding taxes are in the Tax Assessor's office. If you need something from the Tax Collector, it is in the Tax Collector's office.

Ms. Schuster: Well, she's got the books with the tax on it.

Commissioner Evans: I'm not sure what book you are referring to –

Ms. Schuster: I don't think the Tax Assessor's office has the amount of taxes in the book. They have other information.

Commissioner Evans: They have the tax lot and block, it has the assessed value. So whatever record is there that is what is there. If you need –

Ms. Schuster: But I don't want to know that. I want to know the taxes.

Commissioner Evans: You can go to the Tax Collector.

Ms. Schuster: And that would be Jodi.

(Meeting: February 19, 2008)

Commissioner Evans: Correct. Right inside the front door.

Ms Schuster: And she would take the books down and she would put it on a table so I could look at it?

Commissioner Evans: She would give you what you need.

Ms. Schuster: Thank you. I'll be back, Joanne.

Mayor Cocchiola: Thank you Mrs. Schuster. We look forward to it. Is there anyone else that would like to address the Board this evening?

No one came forward.

Adjournment:

Motion to adjourn by Commissioner Orechio, seconded by Commissioner Scarpelli. All Ayes. Meeting adjourned at 7:20 PM.

ATTEST:

Evelyn Rosario, RMC
Municipal Clerk

Mayor Joanne Cocchiola

Commissioner Thomas J. Evans

Commissioner Mauro G. Tucci

Commissioner Carmen A. Orechio

Commissioner Peter C. Scarpelli