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TOWNSHIP OF NUTLEY, NEW JERSEY
BOARD OF COMMISSIONERS

)
PUBLIC MEETING) TRANSCRIPT OF
) PROCEEDINGS:
)

October 4, 2016
7:37 p.m.

BEFORE:

- Commissioner Mauro Tucci
- Commissioner Alphonse Petracco
- Mayor Joseph P. Scarpelli

Job No. NJ2460126

Transcribed by: Nicole Yawn

P R O C E E D I N G S

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MAYOR SCARPELLI: Madam Clerk?

MADAM CLERK: Yes, Mayor.

Board of Commissioners public meeting, Tuesday, October 4th, 2016. The time is now 7:37.

Pursuant to the requirements of the Open Public Meeting Act, Chapter 231, Public Law 1975, notice of this meeting was published in the December 24th, 2015 issues of the Nutley Sun, the Star Ledger, and the Herald News. A copy of this notice has been posted on the Nutley Town Hall bulletin board, and a copy is on file in the municipal clerk's office.

Commissioner Rogers is absent/excused.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Here.

MADAM CLERK: Commissioner Evans is absent/excused.

MADAM CLERK: Commissioner Petracco?

COMMISSIONER PETRACCO: Here.

MADAM CLERK: Mayor Scarpelli?

MAYOR SCARPELLI: Here.

MADAM CLERK: All present, Mayor, except for Commissioner Rogers and Commissioner Evans. They are absent/excused.

MAYOR SCARPELLI: Minutes?

1 MADAM CLERK: Minutes. We have minutes for
2 September 6th, 2016.

3 I need a motion, please.

4 COMMISSIONER TUCCI: Move it.

5 COMMISSIONER PETRACCO: Second.

6 MADAM CLERK: Commissioner Tucci?

7 COMMISSIONER TUCCI: Aye.

8 MADAM CLERK: Commissioner Petracco?

9 COMMISSIONER PETRACCO: Aye.

10 MADAM CLERK: Mayor Scarpelli?

11 MAYOR SCARPELLI: Aye.

12 Communications and correspondence?

13 MADAM CLERK: Yes, Mayor.

14 The Historic Restoration Trust of Nutley has
15 submitted a social affair permit application for a wine-
16 tasting event at Kingsland Manor to be held on Saturday,
17 November 12th, 2016, from 7:00 p.m. to 10:00 p.m.

18 I need a motion.

19 COMMISSIONER PETRACCO: Move it.

20 COMMISSIONER TUCCI: Second.

21 MADAM CLERK: Commissioner Tucci?

22 COMMISSIONER TUCCI: Aye.

23 MADAM CLERK: Commissioner Petracco?

24 COMMISSIONER PETRACCO: Aye.

25 MADAM CLERK: Mayor Scarpelli?

1 MAYOR SCARPELLI: Aye.

2 Reports.

3 Commissioner Tucci?

4 COMMISSIONER TUCCI: Yes, I have the shade tree
5 report for August of 2016.

6 MAYOR SCARPELLI: Madam Clerk, bills?

7 MADAM CLERK: Bills for Tuesday, October
8 4th, 2016. Public Affairs, \$113,674.74; Revenue and
9 Finance, \$2,565,769.35; Public Safety, \$106,959.38; Public
10 Works, \$36,124.98; Parks and Public Property, \$694,718.02.
11 Total payroll, \$750,351.67, for a grand total of
12 \$4,267,597.14.

13 I need a motion.

14 COMMISSIONER TUCCI: Move the bill list.

15 COMMISSIONER PETRACCO: Second.

16 MADAM CLERK: Commissioner Tucci?

17 COMMISSIONER TUCCI: Aye.

18 MADAM CLERK: Commissioner Petracco?

19 COMMISSIONER PETRACCO: Aye.

20 MADAM CLERK: Mayor Scarpelli?

21 MAYOR SCARPELLI: Aye.

22 MADAM CLERK: That's it for bills, Mayor.

23 MAYOR SCARPELLI: Thank you, Madam Clerk.

24 We're very pleased to welcome tonight Prism Capital
25 Partners. They closed on the Roche property last week, and

1 we welcome them there. And we'd like to bring up Gene Diaz
2 and Ed Cohen to say a few words.

3 MR. DIAZ: Thank you, Mayor and Commissioners.
4 We're very pleased to be here today, finally. It was quite
5 an endeavor, spent over 22 months working very closely with
6 Roche, with Hackensack, with Seton Hall putting together the
7 pieces which we think are really anchoring the next 100
8 years for the Roche campus here in Nutley and neighboring
9 Clifton.

10 We think there are a lot of exciting things that
11 are going to come our way. We've got a great anchor in
12 Hackensack and Seton Hall there that hopes to open first
13 classes by August of -- fall of '18. So they're on a very
14 rushed schedule to get moving.

15 We have a fair number of interested -- additional
16 interested corporations now we're in discussions with that
17 are looking at the campus and considering the campus as a
18 possible location for their operations. That's going to
19 take a lot of doing and working with the municipality,
20 working with the state, the incentive programs, and
21 continuing to court these corporations that we're looking to
22 instill there and ensconce there for the long-term.

23 We've got a couple of goals in mind for the
24 (indiscernible). First and foremost is to have a multi-user
25 park so that the future never has -- for what's in the

1 future, never a Roche situation again where we have just one
2 large company picking up and leaving. We've seen that
3 devastate New Jersey and many other communities all across
4 the state, and not just here in Nutley. But it's happened
5 elsewhere.

6 So you're not unique. I don't mean to say that in
7 a pejorative. But you're not unique. It's happening
8 everywhere. And one of the cures is to create a multi-
9 disciplined park that's home for many different types of
10 users and many different types of businesses that can
11 weather the economic downturn and upticks with a much better
12 degree of flexibility.

13 We're going to be working with the towns over the
14 next 12 to 18 months (indiscernible) to look to design an
15 overall master plan campus. It's going to take a lot of
16 transparency with (indiscernible), a lot of input. We hope
17 to hold lots of public meetings and public forums with the
18 assistance of the commissioners and their professional
19 staffs.

20 We think it's important that you get to see
21 everything that we're doing as we go through the process.
22 It's your community. And, yes, we're a large owner in here
23 now.

24 Yes, we're a large stakeholder, and, yes, we are a
25 large taxpayer. But you've been here all your life and

1 multiple lives and multiple generations, and we respect
2 that. And we look forward to learning from that in terms of
3 what's important to the community, what we can do special on
4 this campus that will help long-term.

5 To that end, I think that there's a couple of
6 things that we're going to do right away. We'll have a
7 website up very shortly that will sort of describe the
8 process that took place over the previous (inaudible) just
9 to get everyone back up to speed and understand. It was
10 announced, you know, more than two years ago that there was
11 this deal in the works. And I think everyone kind of fell
12 asleep wondering well, gee, what happened and what took
13 place.

14 We're going to get everybody educated back up to
15 understanding how complex a transaction this was, all the
16 things that were required to happen and to make happen and
17 were put in place. And it just took some time to do that.
18 We're then going to have that as a forum and opportunity up
19 there also as we begin to develop a master plan for future
20 build-out and development on the campus (inaudible)
21 opportunities.

22 We'll also be having that as a forum and for people
23 to see what we're presenting to the town and our discussions
24 with the township working along in its progress. We view it
25 as a very collaborative effort. We think it's

1 important that everybody has an opportunity to voice their
2 opinions, voice their concerns. We hope you voice an awful
3 lot of your applause as well. That's always welcome.

4 But that's going to be the process that'll unfold.
5 You are not going to see work happening tomorrow. The
6 hospital hopes to start some demolition, Hackensack and Seton
7 Hall, inside the building in the next month. But it'll be a
8 while until we can get zoning and permitting
9 (inaudible) and everything through the municipalities where
10 everybody feels that they're getting what's happening here
11 needs to be happening here.

12 That'll take some time. So don't anticipate a
13 major change overnight. You're not going to see that. But
14 what you are going to see is an awful lot of thoughtful and
15 measured pace of our work and our efforts to make certain
16 that what we do here we (inaudible). If you look around at
17 Prism's other developments and the quality that we've
18 brought (inaudible) and to some of these developments, I
19 think you'd be very pleased at the end of the day to know
20 that my partner, Ed, and I take an awful lot of pride of
21 ownership really looking at the details, figuring out the
22 problems and the issues and resolving them in, I think,
23 that's amicable a process as we can.

24 Let me say this about your town. For 22 months,
25 we've been working with the -- then it was Mayor Petracco.

1 Now, Commissioner Petracco. Now, Mayor Scarpelli,
2 Commissioner Tucci, the other two commissioners as well and
3 your professionals. You guys are lucky. You've got a
4 great, great administration. I can't tell you enough how
5 many towns we've been in front of that don't have the kind
6 of genuine thoughtfulness, interest, and selfless interest
7 in (inaudible) their town happen for their town.

8 Their professionals are outstanding, and we're
9 looking forward to working with them. Our professionals
10 have a high degree of respect for them. And on a personal
11 relationship, I think it's been wonderful working with this
12 commission. We look forward to it.

13 They're going to do this -- they're going to do
14 Nutley very proud, and we're going to enjoy working with
15 them. We really thank you (indiscernible).

16 MR. COHEN: During the sleeping period of 22
17 months or so, I can assure you that my partner, Gene, and I
18 didn't get much sleep. We have been working at a feverish
19 pace to make sure this golden gem of a property, you know,
20 gets the proper attention. And we are -- we finally felt we
21 were a caged animal for this long period of time. And now,
22 the gates have been opened.

23 And I must tell you we are thoroughly excited
24 about bringing this stellar project onboard for your town
25 and the neighboring town. And we can't wait to get this

1 going. And my partner covered everything else. Thank you.

2 MAYOR SCARPELLI: Thank you, Gene and Ed.

3 Appreciate your kind words. We look forward to working with
4 you, filling those buildings that are empty as quickly as
5 possible, redeveloping the site, replacing some of our
6 rateables, boosting our local economy, providing job
7 opportunities for our residents, and increasing our property
8 values. So we look forward to doing it.

9 These are exciting times, and we look forward to
10 that. I'm going to let the commissioners comment.

11 Commissioner Tucci?

12 COMMISSIONER TUCCI: Yes.

13 Obviously, I spent a lot of time with you folks,
14 as did everyone else over the last 22 months. But it's nice
15 to officially welcome you to Nutley now that everything is
16 closed and legal and there are no longer any obstacles. We
17 don't have to hear from Basil Switzerland (ph) anymore or
18 anyone else.

19 It was a complicated deal. I think you guys
20 mastered it very well. Your track record speaks for itself.
21 As the mayor said, we look forward to many, many years with
22 you here in Nutley providing opportunities for our citizens,
23 helping to restore our tax rate, and just improving the
24 township as a whole.

25 From the beginning, I guess Commissioner Petracco

1 and I always envisioned that this redevelopment or
2 repurposing, however you want to categorize it, all right,
3 would absolutely increase our property values here and be an
4 added boost for Nutley. And I think it's important for
5 everyone to understand that what happened with Hoffmann La-
6 Roche will never happen again, because of the
7 diversification of the site. All right?

8 And I wish you all the best in the world. I know
9 you gentlemen are the ultimate professionals. I know we're
10 going to have open lines of communication, and I look
11 forward to working with you.

12 MAYOR SCARPELLI: Commissioner Petracco?

13 COMMISSIONER PETRACCO: Where should I start,
14 Gene?

15 (Laughter)

16 COMMISSIONER PETRACCO: I could tell you you guys
17 are --

18 MR. DIAZ: Forget the boring stuff in the
19 beginning.

20 (Laughter)

21 COMMISSIONER PETRACCO: Well, you know what?
22 Thank you for recognizing the hard work that we did. But it
23 was really a joint effort with Ed and yourself, Gene. I can
24 remember calling you at 11:00, 12 o'clock at night and you
25 were still in the office, which I couldn't believe.

1 A long time ago, I had a business partner that I
2 learned a lot from. And he says the most important thing in
3 business -- people who are successful have something called
4 staying power. And I have to tell you, you know, no one in
5 the audience or no one at home will ever realize the
6 obstacles that were in place. And there's not too many
7 companies that would have stayed with that deal, because, as
8 we know and you know, there was a lot of -- a lot of hoops
9 to jump through at the time.

10 And, you know, from the first day I met you guys,
11 the thing that I liked the most about you guys is you are
12 family people. You care. You know, you have an interest
13 in the town. You know, you have an interest in our kids,
14 our families. And to me, that's worth everything.

15 I think we have the right people in place, which
16 are the two of you. I spent a lot of time with you, as did
17 Commissioner Tucci at the time. And I couldn't be happier
18 for you guys to see it through. And I mean that from my
19 heart.

20 And I really look forward to the future, you know,
21 of working together and really giving the residents of the
22 township what they deserve. Because as I said many times to
23 Commissioner Tucci when Roche called me during my first year
24 as my term as mayor -- actually, it was the June when I got
25 elected -- and they had said they were leaving.

1 We all thought they were kidding, didn't we? And,
2 you know, it really could have been devastating for the
3 town. But with good work from our board and good work with
4 your company that -- like I said, yous really are family
5 people and really cared about seeing this through. So I'm
6 excited about the future.

7 Let's speed it up, like I said from the beginning,
8 Gene, and let's make this happen for our residents.
9 Congratulations.

10 MR. DIAZ: Thank you.

11 MAYOR SCARPELLI: Ed, you said some kind things
12 about our professionals.

13 So our quarterback, Mr. Genitempo, do you have
14 anything to add?

15 MR. GENITEMPO: No, I have nothing to add.

16 UNIDENTIFIED SPEAKER: Now?

17 (Laughter)

18 MR. GENITEMPO: No, I have nothing. Thank you,
19 Mayor.

20 MAYOR SCARPELLI: Thank you, guys. We looked
21 forward to meeting you. I know we'll be spending a lot of
22 time together. So thank you for coming by, and we'll be
23 probably meeting shortly.

24 MR. DIAZ: Thanks.

25 MAYOR SCARPELLI: Thank you.

1 MR. COHEN: Pleasure.

2 MAYOR SCARPELLI: Thank you.

3 (Applause)

4 MAYOR SCARPELLI: Public comment on agenda items?
5 Madam Clerk?

6 MADAM CLERK: Yes, Mayor. I just need one moment.

7 (Pause)

8 MADAM CLERK: All persons addressing the board of
9 commissioners regarding community concerns should approach
10 the microphone and provide their name and address for the
11 record. Unless further time is granted by the board, each
12 person shall limit their address to three minutes. All
13 remarks to the board and its individual members must be
14 addressed to the mayor.

15 The mayor may defer citizens' comments to the
16 appropriate member of the board. Dialogue between citizens
17 and others addressing the board shall be allowed unless the
18 mayor or presiding officer or the majority of the membership
19 of the board shall determine that the interests of decorum
20 and/or the expeditious conduct of municipal business are
21 being adversely affected by such dialogue.

22 MAYOR SCARPELLI: Would anybody like to address
23 the board of commissioners on agenda items only?

24 No one?

25 We'll move on to ordinance introductions.

1 Ordinance Number 3342, an ordinance to fix the
2 salaries of certain officers, employees of the township of
3 Nutley, county of Essex, state of New Jersey effective
4 October 18th, 2016. I move that this ordinance be passed to
5 a second reading and advertised in the Nutley Sun, together
6 with the notice required by law and that further
7 consideration of said ordinance for final passage by the
8 board of commissioners be held at a second reading on
9 October 18th, 2016.

10 MADAM CLERK: Need a motion.

11 MAYOR SCARPELLI: Move the ordinance.

12 COMMISSIONER TUCCI: Second.

13 MADAM CLERK: Commissioner Tucci?

14 COMMISSIONER TUCCI: Aye.

15 MADAM CLERK: Commissioner Petracco?

16 COMMISSIONER PETRACCO: Aye.

17 MADAM CLERK: Mayor Scarpelli?

18 MAYOR SCARPELLI: Aye.

19 Commissioner Petracco?

20 COMMISSIONER PETRACCO: Yes, I have an ordinance
21 for introduction for handicapped spot on Reverend Roberts
22 Street. This is Ordinance Number 3350, an ordinance to
23 amend an ordinance codified in the code of the township of
24 Nutley, Chapter 228 entitled Vehicles and Traffic,
25 particularly Article 7, Special Zones in Areas, Section

29A entitled

1 handicapped parking to add the location set forth thereon.

2 I move that this ordinance be passed to a second
3 reading and advertised in the Nutley Sun, together with the
4 notice required by law and that further consideration of
5 said ordinance for final passage by the board of
6 commissioners will be held at its second reading on October
7 18th.

8 I move the --

9 MADAM CLERK: November 1st. Sorry, Commissioner.

10 COMMISSIONER PETRACCO: Oh, that's November.
11 November 1st it is.

12 MADAM CLERK: I need a motion.

13 UNIDENTIFIED SPEAKER: (Indiscernible).

14 COMMISSIONER TUCCI: Second.

15 MADAM CLERK: Commissioner Tucci?

16 COMMISSIONER TUCCI: Aye.

17 MADAM CLERK: Commissioner Petracco?

18 COMMISSIONER PETRACCO: Aye.

19 MADAM CLERK: Mayor Scarpelli?

20 MAYOR SCARPELLI: Aye.

21 Resolutions?

22 COMMISSIONER TUCCI: Yes. For --

23 MAYOR SCARPELLI: Can you get Commissioner Rogers'
24 and your own?

25 COMMISSIONER TUCCI: Yes, Mayor.

1 BE IT RESOLVED, by the Board of Commissioners, in
2 the township of Nutley, in the county of Essex, state of New
3 Jersey that Michelle Schiber, be appointed as Animal Cruelty
4 Investigator, for the township of Nutley, as per the
5 Interlocal Animal Control Agreement between the Township of
6 Montclair Animal Control Department and the township of
7 Nutley, until December 31st, 2016, expiration date of
8 current executed agreement.

9 (Inaudible)

10 COMMISSIONER PETRACCO: Second.

11 MADAM CLERK: Commissioner Tucci?

12 COMMISSIONER TUCCI: Aye.

13 MADAM CLERK: Commissioner Petracco?

14 COMMISSIONER PETRACCO: Aye.

15 MADAM CLERK: Mayor Scarpelli?

16 MAYOR SCARPELLI: Aye.

17 COMMISSIONER TUCCI: WHEREAS, in 2015 and 2016, an
18 estimated 231,840 new cases of invasive breast cancer and
19 60,290 cases of non-invasive breast cancer are expected to
20 be diagnosed in women in the United States; and

21 WHEREAS, in 2016, approximately 40,900 women and
22 men will lose their lives as a result of breast cancer; and

23 WHEREAS, breast cancer is the second leading cause
24 of cancer death for women in the U.S, after lung cancer; and
25

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

5 WHEREAS, the Department of Public Affairs will
6 continue to work with Nutley Thriving Survivors, a
7 non-profit corporation, to develop programs to increase
8 awareness of the symptoms of breast cancer and to support
9 those women, and men, who may be diagnosed with the disease;

10 NOW, THEREFORE, BE IT RESOLVED that the board of
11 commissioners of the township of Nutley, county of Essex,
12 state of New Jersey recognize OCTOBER as Breast Cancer
13 Awareness Month.

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

20 BE IT FURTHER RESOLVED that residents are
21 encouraged to join the Thriving Survivors and celebrate the
22 lives of Nutley women who have been affected by breast
23 cancer by attending the 14th Annual Nutley Thriving
24 Survivors Walk on Friday, October 7, 2016, at 7:00 p.m. at
25 the John H. Walker Middle School, as well as the 14th Annual

1 Thriving Survivors Brunch on Sunday, October 23rd, 2016 at
2 11:00 a.m., at the Forest Hill Field Club, 9 Belleville
3 Avenue, Bloomfield, New Jersey.

4 I move the resolution.

5 COMMISSIONER PETRACCO: Second.

6 MADAM CLERK: Commissioner Tucci?

7 COMMISSIONER TUCCI: Aye.

8 MADAM CLERK: Commissioner Petracco?

9 COMMISSIONER PETRACCO: Aye.

10 MADAM CLERK: Mayor Scarpelli?

11 MAYOR SCARPELLI: Aye.

12 COMMISSIONER TUCCI: WHEREAS, the township of
13 Nutley has a need to acquire specialized professional
14 services as a fair and open contract pursuant to the
15 provision of N.J.S.A. 19:44 A-20.5; and

16 WHEREAS, the Request for Qualification for
17 Township Forester was received and opened on Wednesday,
18 August 24th, 2016.

19 WHEREAS, the most responsible and responsive
20 request for qualifications was from The Shade Tree
21 Department LLC, John Linson, P.O. Box 6089, West Orange, New
22 Jersey; and

23 WHEREAS, The Shade Tree Department LLC, John
24 Linson, New Jersey Certified Tree Expert #198 has provided
25

1 these services in the past to the township of Nutley and is
2 particularly suited to provide continued service; and

3 WHEREAS, the term of this contract is for a one-
4 year period commencing on September 1, 2016 and will
5 continue through August 31, 2017; and

6 WHEREAS, the contract is not to exceed \$22,000 and
7 funds are available from account #6-01-512-200 in the amount
8 of \$5,000 and account #7-01-512-200 in the amount of
9 \$17,000, funds have been certified by the chief financial
10 officer, said certification being attached to this
11 resolution;

12 NOW THEREFORE, BE IT RESOLVED by the board of
13 commissioners of the township of Nutley, county of Essex,
14 state of New Jersey, that a contract be awarded to The Shade
15 Tree Department, LLC, John Linson as described herein. The
16 response to the Request for Qualification be placed on file
17 with this resolution, and a notice of this action shall be
18 printed once in the Nutley Sun in accordance with the Local
19 Public Contracts Law.

20 I move the resolution.

21 COMMISSIONER PETRACCO: Second.

22 MADAM CLERK: Commissioner Tucci?

23 COMMISSIONER TUCCI: Aye.

24 MADAM CLERK: Commissioner Petracco?

25 COMMISSIONER PETRACCO: Aye.

1 MADAM CLERK: Mayor Scarpelli?

2 MAYOR SCARPELLI: Aye.

3 COMMISSIONER TUCCI: WHEREAS, the township of
4 Nutley has a need to acquire specialized and professional
5 ACA Reporting Services to insure compliance with IRS
6 regulations for year 2016 reporting; and

7 WHEREAS, such services may be acquired as a non-
8 fair and open contract pursuant to the provisions of
9 N.J.S.A. 19:44 A-20.4 or 20.5, as appropriate; and

10 WHEREAS, Primepoint, LLC located at 2 Springside
11 Road, Mt. Holly, New Jersey has submitted a proposal dated
12 September 20th, 2016 with the anticipated cost of \$6,000 to
13 complete these services and assure compliance on behalf of
14 the Township of Nutley; and

15 WHEREAS, funds are available from Budget Account
16 #6-01-526-200, and have been certified by the chief
17 financial officer, said certification being attached to this
18 resolution.

19 WHEREAS, Primepoint, LLC, has completed and
20 submitted a Business Entity Disclosure Certification which
21 certifies Primepoint has not made any reportable
22 contributions to a political or candidate committee in the
23 township of Nutley in the previous one year, and that the
24 contract will prohibit Primepoint from making any reportable
25 contributions through the term of the contract; and

1 NOW THEREFORE, BE IT RESOLVED, that the board of
2 commissioners of the township of Nutley, county of Essex,
3 state of New Jersey hereby authorize the Commissioner of
4 Parks and Public Property to enter into a contract with
5 Primepoint LLC.

6 I move the resolution.

7 COMMISSIONER PETRACCO: Second.

8 MADAM CLERK: Commissioner Tucci?

9 COMMISSIONER TUCCI: Aye.

10 MADAM CLERK: Commissioner Petracco?

11 COMMISSIONER PETRACCO: Aye.

12 MADAM CLERK: Mayor Scarpelli?

13 MAYOR SCARPELLI: Aye.

14 COMMISSIONER TUCCI: WHEREAS, Resolution No. 98-16
15 was duly adopted by the board of commissioners of the
16 township of Nutley at the meeting of April 6th, 2016; and

17 WHEREAS, Resolution No. 98-16 requires the
18 following amendment to the title of the grant; and

19 WHEREAS, the Department of Parks and Public
20 Property of the township of Nutley desires to further
21 the public interest by obtaining the Community Stewardship
22 Incentive Program- Hazard Mitigation Grant, from the state
23 of New Jersey in the amount of approximately \$25,000 to fund
24 tree removal in various locations due to hazardous,
25 vulnerable and diseased conditions; and

1 WHEREAS, the Department of Parks and Public
2 Property resolves that Mauro Tucci as commissioner
3 of the department is authorized (a) to make application for
4 such a grant, and, if awarded, to execute a grant agreement
5 with the state for a grant in an amount not less than \$1 and
6 not more than 25,000, and (c) to execute any amendments
7 thereto, as well as any amendments thereto which do not
8 increase the grantee's obligations and;

9 NOW THEREFORE, BE IT RESOLVED, by the board of
10 commissioners of the township of Nutley, county of Essex,
11 state of New Jersey hereby agree to comply with all
12 applicable federal, state, and municipal laws, rules, and
13 regulations in its performance pursuant to the agreement.

14 I move the resolution.

15 MADAM CLERK: Commissioner Tucci?

16 COMMISSIONER TUCCI: Aye.

17 MADAM CLERK: Commissioner Petracco?

18 COMMISSIONER PETRACCO: Aye.

19 MADAM CLERK: Mayor Scarpelli?

20 MAYOR SCARPELLI: Aye.

21 COMMISSIONER TUCCI: WHEREAS, the Township of
22 Nutley Ordinance No. 665-22, Preservation of Trees, states
23 that Tree Removal Permits must be obtained for a cost of \$50
24 per tree; and
25

1 WHEREAS, The Township of Nutley, Department of
2 Parks and Recreation authorizes a refund for each tree
3 permit submitted upon the planting of a new tree on the said
4 property; replacement tree or trees size and species must be
5 approved in advance by the Township Forester; and

6 WHEREAS, funds will be available from Account No.
7 C-01-904-905; and

8 NOW THEREFORE, BE IT RESOLVED, that the board of
9 commissioners of the township of Nutley, county of Essex,
10 state of New Jersey that the township treasurer is
11 authorized to refund the tree permit fee collected as per
12 the Shade Tree Preservation Ordinance to Donald Beesley, 27
13 Sylvan Place.

14 I move the resolution.

15 COMMISSIONER PETRACCO: Second.

16 MADAM CLERK: Commissioner Tucci?

17 COMMISSIONER TUCCI: Aye.

18 MADAM CLERK: Commissioner Petracco?

19 COMMISSIONER PETRACCO: Aye.

20 MADAM CLERK: Mayor Scarpelli?

21 MAYOR SCARPELLI: Aye.

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

23 MAYOR SCARPELLI: Thank you, Commissioner.

24 Commissioner Petracco, will you read

25 Commissioner Evans' and your resolutions?

1 COMMISSIONER PETRACCO: Sure. This is on behalf
2 of Commissioner Evans.

3 WHEREAS, Resolution No. 216-16 to appoint Edmund
4 Benjamin Brown as the part-time municipal tax assessor for
5 the township of Nutley was adopted by the board of
6 commissioners of the township of Nutley at their meeting
7 held on Tuesday, September 6, 2016; and

8 WHEREAS, in order to comply with N.J.S.A. 40A:9-
9 148, the Resolution must reflect appointment for a partial
10 term from August 30, 2016 until June 30th, 2017, and then a
11 four-year term beginning July 1st, 2017 and ending on June
12 30th, 2021;

13 WHEREAS, Resolution No. 216-16 does not provide
14 the correct municipal tax assessor term as per N.J.S.A.
15 40A:9-148;

16 NOW THEREFORE, BE IT RESOLVED by the board of
17 commissioners of the township of Nutley, county of Essex,
18 state of New Jersey, that Resolution No. 216-16 be and is
19 hereby rescinded.

20 I move the resolution.

21 COMMISSIONER TUCCI: Second.

22 MADAM CLERK: Commissioner Tucci?

23 COMMISSIONER TUCCI: Aye.

24 MADAM CLERK: Commissioner Petracco?

25 COMMISSIONER PETRACCO: Aye.

1 MADAM CLERK: Mayor Scarpelli?

2 MAYOR SCARPELLI: Aye.

3 COMMISSIONER PETRACCO: WHEREAS, Edmund Benjamin
4 Brown is a highly experienced certified tax assessor and
5 real estate appraiser, and has satisfied the continuing
6 education requirements for said certification; and

7 WHEREAS, the appointing authority of the township
8 of Nutley is desirous of appointing Edmund Benjamin Brown,
9 CTA as the part-time municipal tax assessor for the township
10 of Nutley in accordance with N.J.S.A. 54:1-35.31 et seq. ;
11 and

12 NOW THEREFORE, BE IT RESOLVED that the board of
13 commissioners of the township of Nutley, county of Essex,
14 state of New Jersey, hereby appoint Edmund Benjamin Brown to
15 the part-time position of municipal tax assessor in the
16 township of Nutley, for a partial term from August
17 30th, 2016 until June 30, 2017, and then a four-year term
18 beginning July 1st, 2017 and ending on June 30th, 2021, as
19 per N.J.S.A. 40A:9-148.

20 I move the resolution.

21 COMMISSIONER TUCCI: Second.

22 MADAM CLERK: Commissioner Tucci?

23 COMMISSIONER TUCCI: Aye.

24 MADAM CLERK: Commissioner Petracco?

25 COMMISSIONER PETRACCO: Aye.

1 MADAM CLERK: Mayor Scarpelli?

2 MAYOR SCARPELLI: Aye.

3 COMMISSIONER PETRACCO: Okay, this is my
4 resolution.

5 WHEREAS, New Jersey is in the midst of a life
6 threatening opiate abuse epidemic; and

7 WHEREAS, the Partnership for a Drug-Free New
8 Jersey has designated October 6, 2016 as Knock Out Opiate
9 Abuse Day, an initiative with a dual purpose: to educate
10 families of the addictive qualities of opioid pain medicines
11 and their link to heroin abuse rates in New Jersey,
12 and outreach to physicians with safer prescribing messages
13 found in the Centers for Disease Control and Prevention
14 guidelines for prescribing opiates, which include
15 considering other therapies, setting realistic treatment
16 goals with patients and discussing with patients the pros
17 and cons of opioids; and

18 WHEREAS, the township of Nutley and the Nutley
19 Municipal Alliance's H.O.P.E initiative supports programs
20 designed to raise awareness about opiate abuse in New Jersey
21 and take steps to prevent addiction; and

22 NOW THEREFORE BE IT RESOLVED BY THE BOARD OF
23 COMMISSIONERS, TOWNSHIP OF NUTLEY, COUNTY OF ESSEX, STATE OF
24 NEW JERSEY, that in an effort to join forces with
25 initiatives bringing awareness to the drug epidemic facing

1 us today, we hereby name October 6th, 2016 as Knock Out
2 Opiate Abuse Day in the township of Nutley.

3 I move the resolution.

4 COMMISSIONER TUCCI: Second.

5 MADAM CLERK: Commissioner Tucci?

6 COMMISSIONER TUCCI: Aye.

7 MADAM CLERK: Commissioner Petracco?

8 COMMISSIONER PETRACCO: Just before I vote, you
9 know, I'd just like to say a couple of words with, you know,
10 what this is. And we tried with our HOPE Committee to
11 really prevent this from happening.

12 It seems like our children, adults -- these pain
13 pills are more prevalent, not only in Nutley, but
14 everywhere. And I've never been a commissioner to sweep
15 that under the carpet at all. It's a problem in Nutley as
16 long as it is throughout our country.

17 Go to a doctor, and they want to prescribe pain
18 pills, please do everything in your power to take Advil
19 instead of a narcotic. Because it's unbelievable the people
20 who pass through public safety who are professionals and the
21 complete opposite of what you think a drug addict would look
22 like. And they're hooked on these drugs.

23 And then as we all know, with the deaths that we
24 have buried our own children in this town, which is
25 disgusting, you know, the kids get on these pain pills for

1 some reason. And then when they can't afford to buy them,
2 somehow they wind up on heroine, because it's a cheaper
3 choice of drugs. So please, if you're having a problem,
4 seek out help.

5 If you are going to a doctor that's prescribing
6 them, try to get off them, because it does lead to other
7 things. And it's really an epidemic, like I said. And it
8 is here in our hometown for sure, and it's all over the
9 country. So with a little luck from God and, you know, a
10 good town, hopefully we could save some people from this
11 terrible experience going forward.

12 I vote aye. Thank you.

13 MAYOR SCARPELLI: Very well-said, Commissioner.

14 Aye.

15 MADAM CLERK: Mayor Scarpelli, thank you.

16 COMMISSIONER PETRACCO: That's all I have, Mayor.

17 MAYOR SCARPELLI: BE IT RESOLVED by the board of
18 commissioners of the township of Nutley, county of Essex,
19 state of New Jersey, that the township clerk is hereby
20 authorized to advertise for sealed bids for the purchase of
21 Multi Space Parking Pay Stations for the township of Nutley,
22 to be received on behalf of the board of commissioners, in
23 the commission chambers, third floor township hall, 1
24 Kennedy Drive, Nutley, New Jersey, on Wednesday, October
25

1 26th, 2016 at 3:00 p.m. prevailing time, at which time they
2 will be opened and read.

3 I move the resolution.

4 COMMISSIONER TUCCI: Second.

5 MADAM CLERK: Commissioner Tucci?

6 COMMISSIONER TUCCI: Aye.

7 MADAM CLERK: Commissioner Petracco?

8 COMMISSIONER PETRACCO: Aye.

9 MADAM CLERK: Mayor Scarpelli?

10 MAYOR SCARPELLI: Aye.

11 WHEREAS, raffle applications have been received
12 from Nutley Irish American, License No. 41-16, on-premise
13 50/50 cash raffle on Saturday, November 12th, 2016 and
14 Nutley Irish American Alliance, License No. 42-16, Night at
15 the Races, Saturday, November 12th, 2016;

16 WHEREAS, the applications have been reviewed and
17 approved by the municipal clerk and the police department;
18 and

19 NOW, THEREFORE BE IT RESOLVED by the board of
20 commissioners of the township of Nutley, county of Essex,
21 state of New Jersey that the aforementioned licenses are
22 approved and the municipal clerk is authorized to issue the
23 licenses.

24 I move the resolution.

25 COMMISSIONER TUCCI: Second.

1 MADAM CLERK: Commissioner Tucci?

2 COMMISSIONER TUCCI: Aye.

3 MADAM CLERK: Commissioner Petracco?

4 COMMISSIONER PETRACCO: Aye.

5 MADAM CLERK: Mayor Scarpelli?

6 MAYOR SCARPELLI: Aye.

7 That concludes the business portion of our
8 meeting. It's now time if anybody would like to address the
9 board of commissioners.

10 Madam Clerk?

11 MADAM CLERK: Yes, Mayor.

12 All persons addressing the board of commissioners
13 regarding community concerns should approach the microphone
14 and provide their name and address for the record. Unless
15 further time is granted by the board, each person shall
16 limit their address to five minutes. All remarks to the
17 board and its individual members must be addressed to the
18 mayor.

19 The mayor may defer citizens' comments to the
20 appropriate member of the board. Dialogue between citizens
21 and others addressing the board shall be allowed unless the
22 mayor or presiding officer or the majority of the membership
23 of the board shall determine that the interests of decorum
24 and/or the expeditious conduct of municipal business are
25 being adversely affected by such dialogue.

1 MR. MOORE: Rory Moore (ph), 462 Chestnut
2 Street.

3 Mr. Scarpelli, under the ordinance, you have the
4 high and the low on the salaries. When Lucille and Evelyn
5 were the town clerks, we had no problems getting information
6 as far as the salary, the current position, if it was
7 occupied or not. Last meeting, I spoke to the town clerk,
8 and I submitted an OPRA at her request.

9 And the answer was there was no documents
10 available. Do you think it's a lot easier to have somebody
11 get their answers prior to the hearing or at the hearing?
12 It's not -- there's no time limit on it. And I can get up
13 and ask a lot of questions, or I can get an OPRA prior to.

14 ALAN GENITEMPO: Mayor, I would like to address
15 that, if you would give me the opportunity.

16 MR. MOORE: Go right ahead.

17 ALAN GENITEMPO: Mayor Scarpelli?

18 MAYOR SCARPELLI: Go ahead.

19 ALAN GENITEMPO: Mr. Moore, your OPRA
20 request, which I reviewed, for the clerk asked for documents
21 that do not exist yet. You have the ordinance, proposed
22 ordinance, which has salary ranges. You asked for the
23 actual salary increases that were part of the range. You
24 didn't want the range. You wanted the actual salaries.

25 Nobody's gotten their salary increased yet. The

1 ordinance hasn't passed. No commissioners have raised
2 anybody's salary. So the answer to your specific OPRA
3 request was that the documents do not exist. And that is
4 the truth.

5 You don't have to smear the clerk because you
6 didn't ask for something that -- asked for something that
7 doesn't exist. She is diligently responding to all of your
8 OPRA requests. You and I have dealt with the OPRA requests
9 directly.

10 I counseled her on this particular OPRA request.
11 We checked with the treasurer. We checked with the
12 different departments. No one has gotten a salary increase
13 because of the ordinance change yet.

14 If that changes, if anybody gets a raise, we can
15 provide you with those documents. But it hasn't happened
16 yet. We'll --

17 MR. MOORE: When is it going to happen? Do you
18 want to clarify the --

19 ALAN GENITEMPO: No, it's not my decision if the
20 commissioners --

21 MR. MOORE: I didn't ask that.

22 ALAN GENITEMPO: Right now, the ordinance only
23 adjusts the ranges of (inaudible). That's all it does. We do
24 it every year. There have been no increases yet based on the
25 changes in the range.

1 If the commissioners decide to do that, they will
2 do that. And then you've already requested and we provided
3 you in the past the list of the salaries of all the
4 employees. There's nothing that we're hiding. So I think
5 your statement is a little misleading, and I think to
6 criticize the clerk on that is completely wrong.

7 I will always guide the clerk when she has a
8 question. And she always comes to me if there's an issue
9 that she (inaudible), specifically with the language of your
10 OPRA request. So we're more than happy to review your
11 request.

12 We always try to respond timely, which we did
13 here. But the answer to your question was that those
14 documents do not exist the way you framed the question.
15 Now, if you didn't get a copy of the proposed ordinance, you
16 obviously, are entitled to that. I think you have it from
17 last night.

18 MR. MOORE: I have it from -- I have it here.

19 ALAN GENITEMPO: Okay. So you can see that there
20 are ranges. There are no actual salaries there. You asked
21 for the changes in the salaries provided by this ordinance.
22 The answer is the documents have not yet been created.

23 MR. MOORE: So according to you, if I understand
24 you correctly, is that nobody gets a raise until the end of
25

1 the year?

2 ALAN GENITEMPO: I didn't say that,
3 Mr. Moore.

4 MR. MOORE: (Indiscernible). Oh, okay.

5 ALAN GENITEMPO: You don't seem to listen to what I
6 say. I said until --

7 MR. MOORE: I think I'm listening.

8 ALAN GENITEMPO: Excuse me. I said until
9 the commissioners decide to give somebody an increase, then
10 they'd be created by way of a document that they will create
11 or that the treasurer will create related to the increase.

12 MR. MOORE: And when --

13 ALAN GENITEMPO: I didn't say by the end of
14 the year.

15 MR. MOORE: And when would those increases be
16 forthcoming?

17 ALNA GENITEMPO: How would I know that,
18 Mr. Moore. I'm not running the departments.

19 MR. MOORE: Oh, I -- but you're guessing that
20 you're putting this one through initially to be able to
21 raise the salary. And from what I understand you're saying,
22 no salary's been raised at all. So it would suggest it's
23 not going to be done at least until the end of the year.

24 ALAN GENITEMPO: I didn't suggest anything.
25 I told you factually what happened, actually why you got a

1 response that said the documents don't exist yet. You can
2 believe anything that you want as to when (inaudible). But
3 when they do, they will happen. Or that you'll make an OPRA
4 request. If the document exists, we will produce it, as we
5 do with every OPRA request.

6 MR. MOORE: (Inaudible) In here you, you also have
7 and which my other (inaudible). I believe you have future
8 positions which are not occupied currently.

9 ALAN GENITEMPO: As you know from the last
10 time when it was (inaudible) be able to have positions of
11 paid employees, there has to be an ordinance that provides
12 that position (inaudible). It is done every year. It's
13 done now to clean up some issues, from what I understand.

14 I wasn't involved in creating it. That's the
15 purpose of it. We have to have an ordinance that has the
16 ranges of the salaries.

17 MR. MOORE: And I'll put my other OPRA's in later
18 on. Thank you very much.

19 MAYOR SCARPELLI: Thank you, Mr. Moore.

20 MR. ALESSIO: Good evening. Carmine Alessio, 81
21 East Centre Street. Yeah, a couple of weeks ago, I came
22 here and discussed the issue about the gas leaks. And I
23 watched it unravel. I watched myself on Channel 42, and I
24 saw that I was speaking but my lips were flapping together
25 and no sound was coming out.

1 When I made my complaint about the gas leaks, I do
2 specifically remember when my lips weren't flapping around
3 that I said that, you know, why weren't the leaks attended
4 to before the blacktop was being paved there. And I didn't
5 hear that, you know, on Channel 42. So my main
6 (indiscernible) about it was after the street was paved,
7 it's not supposed to be touched for five years. So that's
8 my understanding that the leaks should have been fixed
9 before.

10 So like I've got to come back here again and re-
11 bring (ph) -- state this stuff. And what I did was when my
12 lips were smacking around -- this is like the third time I'm
13 saying it, and I want to say it again about the five-year
14 law that you're not supposed to rip up the street unless
15 there is a gas emergency. I went to Nutley High School, and
16 I spoke to Dennis, the principal.

17 I said, you know, these young guys like -- I'm
18 looking at myself. And again, my lips are like going like
19 this and no sound's coming out. And the Nutley Sun something
20 which I feel is very, very dishonest. They're coming across
21 with some quotes that I said, which I did say over the
22 microphone that evening that the most important point was
23 you're not supposed to rip up the street for five years,
24 unless there's an emergency gas leak.

25 Now, I think that was a pretty good point, because

1 I'm saying to myself if this continues, like as the town's
2 paved the street real beautiful and there's like gas leaks
3 and they have to come back and rip up the street. Like my
4 utility bill -- like how much more can it take as far as
5 being like, you know, raised every year. That's like a
6 burden on my utility bills. So, you know, that's another
7 point there.

8 But I'd like to know if this microphone is okay.
9 Because, you know, if you move around, you know, the
10 important -- I could be like saying something and it doesn't
11 come across. And then the media -- they could -- of course,
12 they're biased towards somebody like me. And they're not
13 going to actually say the right thing about the five-year
14 not to disturb the blacktop, you know, unless there's an
15 emergency.

16 So again, that's like the fourth time. So if you
17 want to put it in the paper, put the right thing in the
18 newspaper. Don't put a couple of quotes that mean
19 absolutely nothing. But, you know, like I said, I'm glad
20 that they came back the other day and resurfaced the middle
21 of the street. Now it's back to its original form, which
22 was a great thing.

23 But like I said, I can't imagine how high these
24 utility bills are going to go in the future if it just
25 continues the way it's continuing. And, you know, let that

1 go. I kind of like missed the resolution part. I thought
2 that after the -- you know, after every commissioner reads
3 their resolution then we go up and you can like, you know,
4 have a -- if you have a question, you can, you know, ask the
5 question. But I noticed that that is before the
6 commissioners read their resolution.

7 Like Mr. Petracco read his resolution. I figured
8 after he read his resolution, that I would, you know, come
9 up and make a comment on whichever one that I wanted to make
10 a comment on. And the one that I wanted to make a comment
11 on -- Mr. Rogers is not here today -- in regards to the pest
12 control.

13 This lady, Michelle, from Montclair -- she was
14 very helpful. I have a problem or been having an ongoing
15 problem with animals and pests like undermining my garage to
16 the point where it's so out of control because down in the
17 East -- on East Centre Street in that area, big tracts of
18 land have been like rebuilt (indiscernible) on the Cyvex
19 (ph) track the technical coding. And the park was renovated.
20 And I'm over there, and I'm getting everybody's pests from
21 groundhogs.

22 Like I don't just have one family in my yard. I
23 have like three tracks of land of wildlife undermining my
24 garage. So my question for the record to Mr. Rogers would
25 have been is she just in charge of investigating like animal

1 cruelty as this agenda says right here, or are they -- can
2 you be able to call the town and if you are infested, like
3 do it the proper way, have someone come down there and like
4 just, you know, get rid of the pests?

5 MAYOR SCARPELLI: Just as you know, obviously,
6 Commissioner Rogers isn't here tonight to answer that
7 question.

8 MR. ALESSIO: Obviously.

9 MAYOR SCARPELLI: You could give him a call, and
10 maybe he can answer that question on what --

11 MR. ALESSIO: Right, right. Is my five minutes
12 up?

13 MAYOR SCARPELLI: Yes, your five minutes is up.

14 MR. ALESSIO: Okay.

15 MAYOR SCARPELLI: But I think we'll get back to
16 East Centre Street for you. Because if, you know, -- a
17 couple of weeks ago when you were here, you didn't stick
18 around for (indiscernible).

19 MR. ALESSIO: No, (indiscernible).

20 MAYOR SCARPELLI: -- hoping my lips were flapping
21 around on Channel 42.

22 MR. ALESSIO: No, they weren't.

23 MAYOR SCARPELLI: You had to hear what I had to
24 say. I explained that we do have a five-year moratorium.
25 The only time public service comes out and rips up the road

1 when there's an emergency. And there was a gas leak on that
2 street.

3 As you know, public service was on East Centre
4 Street before we paved for two weeks fixing gas leaks.

5 MR. ALESSIO: I'm aware of that.

6 MAYOR SCARPELLI: And like I explained --

7 MR. ALESSIO: I'm not giving you any debate with
8 you.

9 MAYOR SCARPELLI: Okay.

10 MR. ALESSIO: I heard (indiscernible) --

11 MAYOR SCARPELLI: It's time for me to talk.

12 MR. ALESSIO: I heard what, you know, several
13 weeks ago, watched it on TV three or four times. I'm really
14 like there's no explanation to me other than the fact that
15 what I said was 100 percent true. You know, you have your
16 view and opinion, and I have mine. And I know that --

17 MAYOR SCARPELLI: If you would let me explain, I
18 would have told you that public service was coming back --

19 MR. ALESSIO: But you did. I heard it. I heard
20 it the next day on TV.

21 MAYOR SCARPELLI: I think that (indiscernible).

22 MR. ALESSIO: I heard it the next --

23 MAYOR SCARPELLI: Thank you, Mr. Alessio.

24 Would anybody else like to be heard?

25 MR. ALESSIO: Can I ask you one other question?

1 Is this microphone -being that it pertain to my five.
2 minutes is this fixed now?

3 MAYOR SCARPELLI: It seems like it's picking up to
4 me.

5 MR. ALESSIO: Well, it didn't pick up that one
6 night. Like you know?

7 MAYOR SCARPELLI: I can't answer that.

8 MR. ALESSIO: I'd like to make a donation. I'll write out a
9 check right now, if it would be put towards this microphone.
10 Because if you remember, I have -- now I'm going to penalize
11 you people. I'm coming for six years twice a month.

12

13 (Laughter)

14 MAYOR SCARPELLI: We really look forward to it,
15 Mr. Alessio?

16 MR. ALESSIO: You know, I'm --

17 MAYOR SCARPELLI: (Indiscernible).

18 MR. ALESSIO: I'm going to write out a check,
19 because this microphone's been like this like way before
20 your predecessors or way before -- it never seems to get
21 fixed. And there's always a loophole for the media to like,
22 you know, like -- I don't know. As far as I know, dubbing
23 (ph) -- is there dubbing? I heard there was an email about
24 dubbing like these -- these are like documented like --
25 these are -- it's supposed to be information that you come

1 here and then they're documented. And it's --

2 ALAN GENITEMPO: Mr. Alessio, your five minutes
3 is up. Please (inaudible) --

4 COMMISSIONER TUCCI: Mayor, can I answer
5 Mr. Alessio?

6 MAYOR SCARPELLI: Sure, Commissioner.

7 COMMISSIONER TUCCI: And I agree with you that the
8 sound system does need to be improved. We're actually in the
9 process of getting quotations all right to see what the
10 amount would be so we can determine whether or not we have to
11 go out to bid. If you want to contribute to that, we'd be
12 more than happy to take your check, number one.

13 Number two, there is no dubbing. There is no
14 editing. What's said here is put up on both of the
15 channels, all right, for people to see. Sometimes there's
16 some technical problems, and as you said. I haven't seen it
17 (indiscernible).

18 MAYOR SCARPELLI: Technical (indiscernible),
19 Mr. Alessio.

20 (Cross-talk)

21 COMMISSIONER TUCCI: Hold on. Hold on. We can't
22 talk over each other. Okay?

23 MR. ALESSIO: That's why I asked (indiscernible).

24 COMMISSIONER TUCCI: I listened to you six times
25 tell me about (indiscernible).

1 (Cross-talk)

2 COMMISSIONER TUCCI: Pay attention. Okay?

3 MR. ALESSIO: I'm going to (indiscernible).

4 COMMISSIONER TUCCI: Watch me. Pay attention.

5 MR. ALESSIO: Yeah, okay.

6 COMMISSIONER TUCCI: Read my lips.

7 MR. ALESSIO: Right.

8 COMMISSIONER TUCCI: Read my lips.

9 MR. ALESSIO: (Indiscernible).

10 COMMISSIONER TUCCI: There is no dubbing. There
11 is no editing. Thank you.

12 MAYOR SCARPELLI: Would anybody else like to
13 address the board of commissioners this evening?

14 MS. LANDRY: Pennie Landry, 135 Lakeside Drive.
15 I've spoken up here a lot, and I think that the microphone
16 issue -- this microphone works exceptionally well, as I --
17 been my experience in the past. The microphones that don't
18 quite work as well are the ones that are up there with our
19 board of commissioners. Because if you go through the
20 minutes from previous meetings, there are a lot of
21 inaudibles.

22 So I've been asking for a couple of years for us
23 to look at the sound system. So I am extremely grateful to
24 Commissioner Tucci and to all of you that we're actually
25 going to look at how we can improve this for all of us,

1 especially for the people at home who do not have the
2 opportunity to show up here. And so, everybody has the
3 opportunity to hear everything and everyone.

4 My question tonight -- and I thank you,
5 Commissioner Petracco, for the partnership dealing with the
6 opiate problem in our communities, which is a horrific
7 problem. And I'm glad to see that there are some steps
8 being taken to address the issue, particularly in our town.

9 My question is that it is -- you said that it was
10 between the township of Nutley and the Nutley Municipal
11 Alliance Committee. Who are the members of the Nutley
12 Municipal Alliance Group?

13 (Pause)

14 COMMISSIONER PETRACCO: Sam (ph), why don't we
15 speak into the mic?

16 SANDRA CARELLA: The overall committee is pulled
17 from all the (inaudible) government. But we have a smaller
18 committee that actually (inaudible) public safety.

19 MS. LANDRY: So thank you very much, Sam.

20 So what we're saying here is that we have a Nutley
21 Municipal Alliance Committee that is comprised 100 percent
22 of township employees; is that correct?

23 SANDRA CARELLA: Yes.

24 MS. LANDRY: Yes? I would then formally like to
25 make a request that the membership in the Nutley Municipal

1 Alliance Committee be opened up to include business owners
2 and citizens in Nutley who are not employed by the township.

3 And that also there is a secondary Municipal
4 Alliance Committee for the board of ed., which you met with
5 in closed executive session last meeting. And the board of
6 ed. seems to have a little confusion, because both
7 committees are called Municipal Alliance Committees. And
8 neither one of these committees the membership is made
9 public to the citizens of Nutley.

10 The Board of Ed. Municipal Alliance Committee is
11 comprised solely of board of ed. members and board of ed.
12 employees. And now, I'm learning that the Municipal
13 Alliance Committee for the township is comprised solely of
14 township employees. So in the spirit of opening things up
15 to citizens -- yeah --

16 (Pause)

17 MS. LANDRY: Okay. And usually, municipal
18 alliance -- I'm making the request --

19 COMMISSIONER PETRACCO: Yeah, why don't we cut
20 this short? I'll look into that for you.

21 MS. LANDRY: Thank you.

22 COMMISSIONER PETRACCO: But how -- you are very
23 welcome, Penny.

24 MS. LANDRY: Okay.

25 COMMISSIONER PETRACCO: But however, I don't know

1 that that falls within what the Municipal Alliance is.
2 Because like Sam said, it's formed with other departments
3 working in conjunction with municipal issues.

4 MS. LANDRY: Okay.

5 COMMISSIONER PETRACCO: So I'm going to find out
6 what the definition is, and then we'll take it -- you know,
7 we'll look into it, and we'll see if there's a need for a
8 resident or a business owner or someone to sit in on it.

9 MS. LANDRY: Okay.

10 COMMISSIONER PETRACCO: But I'll look into it,
11 just so you know.

12 MS. LANDRY: Thank you, Commissioner.

13 COMMISSIONER PETRACCO: You're welcome.

14 MS. LANDRY: It's appreciated. Thank you.

15 MAYOR SCARPELLI: Would anybody else like to
16 address the board of commissioners this evening?

17 Dot, you want to explain this magazine?

18 (Pause)

19 MRS. GREENGROVE: Yes. Okay. Dorothy
20 Greengrove, 31 Overlook Terrace. But I have another
21 residence. It's 3 Kingsland Street.

22 We were approached by a member of this town,
23 apparently, who went and -- when her editor asked them of
24 special places that they wanted to remember -- Kingsland
25 Manor was picked as one of them. And I think that's quite

1 an honor for the town. And I hope you all agree with me
2 that we have a real gem.

3 (Applause)

4 MAYOR SCARPELLI: For those at home, this is Vie
5 or View Magazine. And it's an upscale publication and
6 listed places that are of interest throughout the country.
7 And Kingsland Manor was one of them. So if anybody would
8 like to pick up the magazine and read about the Kingsland
9 Manor. Would anybody else like to address the board of
10 commissioners? Seeing no one, could I have a motion to
11 go into executive session.

12 COMMISSIONER TUCCI: Move it.

13 COMMISSIONER PETRACCO: Second.

14 MADAM CLERK: Whereas Section 8 of the Open
15 Public Meeting Act,
16 Chapter 231, Public Law 1975 permits the exclusion of the
17 public from meetings in certain circumstances; and

18 WHEREAS, the public body is of the opinion that
19 such circumstances exist; and

20 WHEREAS, the board of commissioners of the
21 township of Nutley, in the county of Essex, state of New
22 Jersey desires to proceed to closed executive session; and

23 NOW, THEREFORE, BE IT RESOLVED by the board of
24 commissioners of the township of Nutley move into closed
25 executive session to discuss the township contract

1 negotiations.

2 BE IT FURTHER RESOLVED that at the time when such
3 discussion may be disclosed to the public shall be when such
4 disclosure being made without adversely affecting the
5 township of Nutley pending and/or anticipated legal
6 personnel contractual matters and other matters with any
7 exception provided for by statute.

8 Commissioner Tucci?

9 COMMISSIONER TUCCI: Aye.

10 MADAM CLERK: Commissioner Petracco?

11 COMMISSIONER PETRACCO: Aye.

12 MADAM CLERK: Mayor Scarpelli?

13 MAYOR SCARPELLI: Aye.

14 We will be returning to public session after our
15 executive session. No further action will be taken at that
16 time.

17 MADAM CLERK: The time --

18 MAYOR SCARPELLI: Thank you all for coming
19 tonight.

20 MADAM CLERK: The time is 8:32.

21 (Recessed at 8:32 p.m. for closed executive session)

22 (Reconvened)

23 COMMISSIONER TUCCI: Move to adjourn.

24 COMMISSIONER PETRACCO: Second.

25 MADAM CLERK: Commissioner Tucci?

1 COMMISSIONER TUCCI: Aye.

2 MADAM CLERK: Commissioner Petracco?

3 COMMISSIONER PETRACCO: Aye.

4 MADAM CLERK: Mayor Scarpelli?

5 MAYOR SCARPELLI: Aye.

6 (Whereupon, these proceedings were concluded at 10:25
7 PM)

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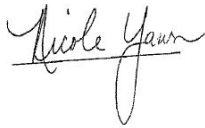
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I, Nicole Yawn certify that the foregoing transcript is a true and accurate record of the proceedings.



Nicole Yawn

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