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TOWNSHIP OF NUTLEY

BOARD OF COMMISSIONERS PUBLIC MEETING

TUESDAY, JANUARY 17, 2017

8:35 P.M.

NUTLEY TOWN HALL - 3RD FLOOR COMMISSION CHAMBERS

1 KENNEDY DRIVE

NUTLEY, NEW JERSEY

BEFORE:

Commissioner Steven L. Rogers

Commissioner Mauro G. Tucci

Commissioner Thomas J. Evans (via telephone)

Commissioner Alphonse Petracco

Mayor Joseph P. Scarpelli

Job No. NJ2526461

1 (On the record)

2 MAYOR SCARPELLI: Would everybody please stand?

3 (Reciting of the Pledge of Allegiance)

4 MAYOR SCARPELLI: Madam Clerk.

5 MADAM CLERK: Yes, Mayor. Thank you.

6 Board of Commissioners Public Meeting Tuesday,

7 January 17, 2017. The time is now 8:35.

8 Pursuant to the requirements of the Open Public
9 Meeting Act, Chapter 231, P.L. 1975, notice of this meeting
10 was published in the December 1, 2016 issues of The Nutley
11 Sun and The Herald News, and the December 2, 2016 issue of
12 The Star Ledger. A copy of this notice has been posted on
13 the Nutley Town Hall bulletin board and a copy is on file in
14 the Municipal Clerk's Office.

15 Commissioner Rogers.

16 COMMISSIONER ROGERS: Here.

17 MADAM CLERK: Commissioner Tucci.

18 COMMISSIONER TUCCI: Here.

19 MADAM CLERK: Commissioner Evans.

20 COMMISSIONER EVANS: Here.

21 MADAM CLERK: Commissioner Petracco.

22 COMMISSIONER PETRACCO: Here.

23 MADAM CLERK: Mayor Scarpelli.

24 MAYOR SCARPELLI: Here.

25 MADAM CLERK: All present, Mayor.

1 MAYOR SCARPELLI: Thank you, Madam Clerk.
2 Minutes.

3 We have Board of Commissioner meeting minutes for
4 December 6, 2016. I need a motion, please.

5 COMMISSIONER TUCCI: Move it.

6 MADAM CLERK: I need a second.

7 COMMISSIONER EVANS: Second.

8 MADAM CLERK: Commissioner Rogers.

9 COMMISSIONER ROGERS: Aye.

10 MADAM CLERK: Commissioner Tucci.

11 COMMISSIONER TUCCI: Aye.

12 MADAM CLERK: Commissioner Evans.

13 COMMISSIONER EVANS: Aye.

14 MADAM CLERK: Commissioner Petracco.

15 COMMISSIONER PETRACCO: Aye.

16 MADAM CLERK: Mayor Scarpelli.

17 MAYOR SCARPELLI: Aye.

18 MADAM CLERK: And that's it for minutes.

19 MAYOR SCARPELLI: Communications.

20 MADAM CLERK: The Nutley Junior Raider Booster Club
21 is requesting permission to hold a softball Beefsteak/Tricky
22 Tray on Sunday, February 12, 2017 at the Parks and Recreation
24 Building.

23 Motion, please.

25 COMMISSIONER TUCCI: Move it.

1 COMMISSIONER EVANS: Second.

2 MADAM CLERK: Commissioner Rogers.

3 COMMISSIONER ROGERS: Aye.

4 MADAM CLERK: Commissioner Tucci.

5 COMMISSIONER TUCCI: Aye.

6 MADAM CLERK: Commissioner Evans.

7 COMMISSIONER EVANS: Aye.

8 MADAM CLERK: Commissioner Petracco. Commissioner
9 Petracco.

10 COMMISSIONER PETRACCO: Oh, I'm sorry. Aye.

11 MADAM CLERK: Mayor Scarpelli.

12 MAYOR SCARPELLI: Aye.

13 MADAM CLERK: The Nutley Elks Lodge #1290 has
14 submitted an application for a Social Affair Permit for
15 their St. Patrick's Day Parade Celebration on Saturday,
16 March 4, 2017 from 9:00 AM to 11:00 at 242 Chestnut Street in
17 Nutley.

18 Need a motion.

19 COMMISSIONER TUCCI: Move it.

20 COMMISSIONER PETRACCO: Second.

21 COMMISSIONER EVANS: Second.

22 MADAM CLERK: Commissioner Rogers.

23 COMMISSIONER ROGERS: Aye.

24 MADAM CLERK: Commissioner Tucci.

25 COMMISSIONER TUCCI: Aye.

1 MADAM CLERK: Commissioner Evans.

2 COMMISSIONER EVANS: Aye.

3 MADAM CLERK: Commissioner Petracco.

4 COMMISSIONER PETRACCO: Aye.

5 MADAM CLERK: Mayor Scarpelli.

6 MAYOR SCARPELLI: Aye.

7 MADAM CLERK: And that's it for Communications,
8 Mayor.

9 MAYOR SCARPELLI: Thank you, Commissioner.

10 Commissioner.

11 Reports.

12 COMMISSIONER TUCCI: Yes. I have a Shade Tree report from
13 December of 2016.

14 MAYOR SCARPELLI: Commissioner Evans.

15 COMMISSIONER EVANS: Yes. I have Code Enforcement reports
16 for the fourth quarter of '16 and for the annual year of
17 2016.

18 MAYOR SCARPELLI: Bills, Madam Clerk.

19 MADAM CLERK: Yes, Mayor.

20 Public Affairs \$101,235.46; Revenue and Finance
21 \$2,392,115.30; Public Safety \$1,150.00; Public Works
22 \$87,478.91; Parks and Public Property \$675,272.47; Total
23 payroll \$776,546.30 for a grand total of \$4,033,798.44.

24 COMMISSIONER EVANS: Move the bills.

25 COMMISSIONER TUCCI: Second.

1 MADAM CLERK: Commissioner Rogers.

2 COMMISSIONER ROGERS: Aye.

3 MADAM CLERK: Commissioner Tucci.

4 COMMISSIONER TUCCI: Aye.

5 MADAM CLERK: Commissioner Evans.

6 COMMISSIONER EVANS: Aye.

7 MADAM CLERK: Commissioner Petracco.

8 COMMISSIONER PETRACCO: Aye.

9 MADAM CLERK: Mayor Scarpelli.

10 MAYOR SCARPELLI: Aye.

11 Public comment or agenda items only. Madam

12 Clerk, read the notice.

13 MADAM CLERK: Yes, Mayor.

14 All persons addressing the Board of Commissioners
15 regarding community concerns should approach the microphone
16 and provide their name and address for the record. Unless
17 further time is granted by the Board each person shall limit
18 their address to three minutes. All remarks to the Board
19 and its individual members must be addressed to the Mayor.
20 The Mayor may defer citizens' comments to the appropriate
21 member of the Board. Dialogue between citizens and others
22 addressing the Board shall be allowed unless the Mayor or
23 presiding officer or the majority of the membership of the
24 B oard shall determine that the interest of decorum and/or
25 the expeditious conduct of municipal business are being

1 adversely affected by such dialogue.

2 MAYOR SCARPELLI: Would anybody like to address
3 the Board of Commissioners on agenda items only?

4 Seeing no one, could we move to close the public
5 comment section?

6 COMMISSIONER TUCCI: Move it.

7 COMMISSIONER PETRACCO: Second.

8 MADAM CLERK: Commissioner Rogers.

9 COMMISSIONER ROGERS: Aye.

10 MADAM CLERK: Commissioner Tucci.

11 COMMISSIONER TUCCI: Aye.

12 MADAM CLERK: Commissioner Evans.

13 COMMISSIONER EVANS: Aye.

14 MADAM CLERK: Commissioner Petracco.

15 COMMISSIONER PETRACCO: Aye.

16 MADAM CLERK: Mayor Scarpelli.

17 MAYOR SCARPELLI: Aye.

18 Any announcements from the Board of Commissioners?

19 Seeing none we'll move to ordinance introductions.

20 Commissioner Evans.

21 COMMISSIONER EVANS: Yes. Thank you. I have -- and I have
22 an introduction. I have a public hearing (indiscernible)
23 this evening.

24 MAYOR SCARPELLI: Public hearing. I'm sorry.

25 COMMISSIONER EVANS: The Ordinance 3351. It's regarding

1 the purchase of computer server equipment to upgrade the
2 server capacity for the Township.

3 MAYOR SCARPELLI: Would anybody like to address
4 the Board of Commissioners on Ordinance Number 3351?

5 Seeing none --

6 COMMISSIONER EVANS: Close the public hearing.

COMMISSIONER TUCCI: Second

7 MADAM CLERK: Commissioner Rogers.

8 COMMISSIONER ROGERS: Aye.

9 MADAM CLERK: Commissioner Tucci.

10 COMMISSIONER TUCCI: Aye.

11 MADAM CLERK: Commissioner Evans.

12 COMMISSIONER EVANS: Aye.

13 MADAM CLERK: Commissioner Petracco.

14 COMMISSIONER PETRACCO: Aye.

15 MADAM CLERK: Mayor Scarpelli.

16 MAYOR SCARPELLI: Aye.

17 COMMISSIONER EVANS: Move the ordinance.

18 COMMISSIONER TUCCI: Second.

19 MADAM CLERK: Commissioner Rogers.

20 COMMISSIONER ROGERS: Aye.

21 MADAM CLERK: Commissioner Tucci.

22 COMMISSIONER TUCCI: Aye.

23 MADAM CLERK: Commissioner Evans.

24 COMMISSIONER EVANS: Aye.

25 MADAM CLERK: Commissioner Petracco.

1 COMMISSIONER PETRACCO: Aye.

2 MADAM CLERK: Mayor Scarpelli.

3 MAYOR SCARPELLI: Aye.

4 We also have a public hearing. Commissioner
5 Tucci.

6 COMMISSIONER TUCCI: Yes. This is a public hearing
7 concerning an application we will be submitting to New
8 Jersey Department of Environmental Protection, in particular
9 the Green Acres Program. And this is for the replacement of
10 the existing turf at Father Glotzbach Park. If I might I
11 would just like to give you a very brief summary of where
12 this field has been.

13 In the summer of 2007 the field was converted from
14 a grass field to a turf field. The turf was not, in fact,
15 the (indiscernible) that we have all been reading about in
16 the paper and none of that -- the fill that was used to hold
17 the actual blades up was connected to any of those that were
18 dangerous or hazardous to anyone using them.

19 The turf was specific to non-football uses, all
20 right, and the original warranty was for eight years.
21 Obviously this summer we will be approaching our tenth year
22 and we expect to get another six months to a year out of
23 this field and longer if need be.

24 Our plan is to replace and expand the turf, the
25 ten feet from both of what we will call the end zones which

1 are now a grassy area which we originally contemplated being
2 used for storage. But we're going to remove the grass
3 because the maintenance issue is much greater than we
4 anticipated and it will be all turf.

5 The scope is a typical replacement project and
6 after ten years of use we expect to replace it again. The
7 initial cost estimates are in the range of between 320,000
8 to 360,000 and construction would be approximately ten
9 weeks.

10 Initially when we first converted that field from
11 a grass field to a turf field there was a lot more
12 infrastructure improvements and drainage improvements that
13 needed to be made. So the project was bid at \$562,712 in
14 2007 and the final change order reduced that project to
15 \$536,146.

16 To date we have approximately 2,500 recreation
17 level children using this field and at least 300 high school
18 level folks using it.

19 The use is a recreational soccer, Nutley United
20 Soccer, flag football, high school soccer, high school
21 lacrosse, junior lacrosse, and we, in fact, do use it for
22 Camp Nutley as well as other folks just coming in and
23 utilizing the field for whatever recreational uses they so
24 choose.

25 So this is what our plan is. On the advertisement

1 you will see that there was a second application that we
2 spoke about concerning Kingsland Park and the erosion
3 problem that we have on the hill coming down. The cost of
4 that project is way too expensive at this point in time
5 because we would have to commit at least \$850,000 which we
6 are not prepared to do, all right. At this point in time
7 we are hoping for an alternate plan which will
8 take many more man hours, but less dollars. So that's the
9 road we're going to travel on that application. But for
10 purposes of Green Acres, we needed to have this public
11 hearing this evening.

12 So, Mayor.

13 MAYOR SCARPELLI: Would anybody like to address
14 the Board of Commissioners on this project?

15 Seeing none --

16 COMMISSIONER TUCCI: I move to close the public
17 hearing.

18 COMMISSIONER PETRACCO: Second.

19 MADAM CLERK: Commissioner Rogers.

20 COMMISSIONER ROGERS: Aye.

21 MADAM CLERK: Commissioner Tucci.

22 COMMISSIONER TUCCI: Aye.

23 MADAM CLERK: Commissioner Evans.

24 COMMISSIONER EVANS: Aye.

25 MADAM CLERK: Commissioner Petracco.

1 COMMISSIONER PETRACCO: Just a quick comment. I have to
2 say that I've spent a lot of time down on that field and
3 it's so true of the 2,500 plus kids that use it and the high
4 school events. And back in the day when I was a youngster
5 there it was known as the Nutley National Little League many
6 years ago. Some great names like Sal Mellilo was the
7 president. There was an old baseball player, Willie, down
8 there.

9 And to see what has transformed through the years
10 and the use that it has -- it has turned into is really a
11 tribute to you, Commissioner. It's really a great job and
12 it gets plenty of use and there's nowhere else we would like
13 to see our children is on a field doing something.

14 So thank you. I vote aye.

15 COMMISSIONER TUCCI: Thank you.

16 COMMISSIONER ROGERS: I have a follow up comment
17 also. Vote first, Mr. Mayor?

18 All right. I'm going to make this comment.
19 Obviously there's not many people here, but I bet a lot of
20 people are watching. I think that they need to know a few
21 things.

22 Following up with what Commissioner Petracco said,
23 he's done an extraordinary job over the years.

24 (Indiscernible) when I was a patrolman and then you finally
25 came on board I -- like the Commissioner said you see the

1 transformation.

2 But I think what's more important, you know,
3 there's a lot of good unintended consequences of the work
4 you're doing. And, you know, getting around and just seeing
5 the reality of what's happening around Nutley, and I've
6 already said this is an extraordinary town for -- and one of
7 the reasons why we are is the work you're doing is you with
8 the police department and I know with the Mayor and
9 Commissioner Evans we've managed to keep young people away
10 from a lot of the things that are going on around us because
11 of these recreation programs.

12 But what I find really incredible and we don't
13 have -- you don't see that around the state is the
14 youngsters, I mean, the young ones, the little ones that
15 you've got involved in all kinds of different things going
16 on.

17 So it's a tribute to you, personally a tribute to
18 you for the work you've done down there and I really hope
19 that we continue to see it continue. And I know the LEAP
20 program, you know, the drug problem around the state
21 is a disaster. Here in Nutley we've got the LEAP program.
22 Mayor, I know anytime -- anytime you've been willing to jump
23 in and help out and I know Commissioner Evans with the
24 numbers, he's the expert in that area and he's helped out.

25 But I guess the point I'm trying to bring across

1 is that especially for those viewing, we really don't get it
2 until we're outside of this town really what reality is. So
3 I would hope that people continue to stay here. You know, I
4 mean we hear about people want to move out and it's not
5 true. People want to stay here. But they want to stay here
6 because of what you guys are doing (indiscernible). Thank you.

7 COMMISSIONER TUCCI: Thank you, Commissioner.

8 MADAM CLERK: Mayor Scarpelli.

9 MAYOR SCARPELLI: I would also like to add that
10 having had children that played on that field before and
11 just seeing it afterwards, the use that it's had throughout
12 rain (indiscernible) shut down (indiscernible) because of
13 that.

14 So it's money well spent (indiscernible) life
15 expectancy.

16 COMMISSIONER TUCCI: Yes. Uh-huh.

17 MAYOR SCARPELLI: So I (indiscernible).

18 COMMISSIONER TUCCI: Thank you, Mayor. Thank you,
19 gentlemen.

20 MAYOR SCARPELLI: Resolutions. Commissioner
21 Rogers.

22 COMMISSIONER ROGERS: I have a resolution that -- Number
23 12-17 that proclaims February as National Heart Health Month and
24 February 3, 2017 as National Wear Red Day.

25 So moved.

1 COMMISSIONER PETRACCO: Second.

2 MADAM CLERK: Commissioner Rogers.

3 COMMISSIONER ROGERS: Aye.

4 MADAM CLERK: Commissioner Tucci.

5 COMMISSIONER TUCCI: Aye.

6 MADAM CLERK: Commissioner Evans.

7 COMMISSIONER EVANS: Aye.

8 MADAM CLERK: Commissioner Petracco.

9 COMMISSIONER PETRACCO: Aye.

10 MADAM CLERK: Mayor Scarpelli.

11 MAYOR SCARPELLI: Aye.

12 Commissioner Tucci.

13 COMMISSIONER TUCCI: Yes.

14 Whereas, sealed bids were received for Electrical
15 Services on December 28, 2016 in the Township of Nutley; and

16 Whereas, Sal Electric, 83 Fleet Street, Jersey
17 City, New Jersey was the lowest bidder for both labor,
18 for foreman, journeyman, apprentice and materials; and

19 Whereas, the contract is not to exceed \$90,000 and
20 funds are available from Account #7-01-508200 in the amount
21 of \$40,000 and Capital Ordinance 3344-B in the amount of
22 \$50,000 for services contingent upon adoption of the 2017
23 budget, from January 1, 2017 through December 31, 2017 with
24 an option to extend for one year, and have been certified by
25 the Chief Financial Officer, said certification being

1 attached to this resolution;

2 Now therefore, be it resolved, by the Board of
3 Commissioners of the Township of Nutley, County of Essex,
4 State of New Jersey that a contract for Electrical Services
5 be awarded to Sal Electric Company, 83 Fleet Street, Jersey
6 City, New Jersey.

7 I move the resolution.

8 COMMISSIONER EVANS: Second.

9 MADAM CLERK: Commissioner Rogers.

10 COMMISSIONER ROGERS: Aye.

11 MADAM CLERK: Commissioner Tucci.

12 COMMISSIONER TUCCI: Aye.

13 MADAM CLERK: Commissioner Evans.

14 COMMISSIONER EVANS: Aye.

15 MADAM CLERK: Commissioner Petracco.

16 COMMISSIONER PETRACCO: Aye.

17 MADAM CLERK: Mayor Scarpelli.

18 MAYOR SCARPELLI: Aye.

19 Whereas, sealed bids were received for Plumbing,
20 Heating, Air Conditioning and Refrigeration Service and
21 Purchase on Wednesday December 28, 2016 in the Township of
22 Nutley; and

23 Whereas, Advanced Mechanical Corp, 173 Franklin
24 Avenue, Nutley, New Jersey was the low bidder: HV AC Service
25 Per Hour Rate \$75 and plumbing Per Hour Rate and likewise

1 \$75.00;

2 Whereas, the contract is not to exceed \$90,000 and
3 funds are available from Account #7-01-508200 for services
4 contingent upon adoption of the 2017 budget, from January 1
5 through December 31, 2017, with an option to extend for one
6 year, and have been certified by the Chief Financial
7 Officer, said certification being attached to this
8 resolution;

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 that a contract for Plumbing, Heating,
12 Air Conditioning and Refrigeration Service and Purchase be
13 awarded to Advanced Mechanical Corp.

14 I move the resolution.

15 COMMISSIONER ROGERS: Second.

16 COMMISSIONER EVANS: Second.

17 MADAM CLERK: Commissioner Rogers.

18 COMMISSIONER ROGERS: Aye.

19 MADAM CLERK: Commissioner Tucci.

20 COMMISSIONER TUCCI: Aye.

21 MADAM CLERK: Commissioner Evans.

22 COMMISSIONER EVANS: Aye.

23 MADAM CLERK: Commissioner Petracco.

24 COMMISSIONER PETRACCO: Aye.

25 MADAM CLERK: Mayor Scarpelli.

1 MAYOR SCARPELLI: Aye.

2 COMMISSIONER TUCCI: Mayor, if I may, with the permission
3 of the Township Attorney, I would like to consolidate the
4 next several resolutions because they all concern a purchase
5 of supplies and awarding of bids.

6 Whereas, sealed -- I'm sorry.

7 MR. GENITEMPO: Can you read the resolution
8 number as part of your --

9 COMMISSIONER TUCCI: Okay.

10 MR. GENITEMPO: The actual number of the
11 resolution.

12 COMMISSIONER TUCCI: All right. This is Resolution Number
13 15-17.

14 Whereas, sealed bids were received for Recreation
15 Uniforms, Equipment and Supplies on December 28, 2016 in the
16 Township of Nutley; and

17 Whereas, the Board of Commissioners of the
18 Township of Nutley in the County of Essex, State of New
19 Jersey, award a contract for Recreation Uniforms, Equipment
20 and Supplies to BSN Sports, P.O. Box 49, Jenkintown, PA as
21 per the attached sheet, not to exceed \$25,992;

22 Whereas, sealed bids were received for Recreation
23 Uniforms, Equipment and Supplies on December 28, 2017 (sic)
24 in the Township of Nutley; and

25 Whereas, the Board of Commissioners of the

1 Township of Nutley in the County of Essex, State of New
2 Jersey, award a contract for Recreation Uniforms, Equipment
3 and Supplies to Dot Design, 242 Possum Hollow Road, Monroe
4 Township, NJ 08831 as per the attached sheet, not to exceed
5 \$21,000.00. This Resolution Number is 16-17.

6 Next one is Resolution Number 17-17 and this is
7 award of contract for recreation uniforms, equipment and
8 supplies to KTAA Enterprises, 100 Pike Road, Building C, Mt.
9 Laurel, NJ as per the attached sheet, not to exceed
10 \$3,000.00.

11 Next is Resolution Number 18-17. It's an award of
12 contract for Recreation Uniforms, Equipment and Supplies to
13 Metuchen Center, Inc., 10 Embroidery Street, Sayreville, NJ
14 as per the attached sheet, not to exceed \$8,692.25.

15 Next one is Resolution Number 19-17. It's
16 awarding a contract for Recreation Uniforms, Equipment and
17 Supplies to R&R Trophy, 104 Ridge Road, North Arlington, New
18 Jersey as per the attached sheet, not to exceed \$3,250.00;
19 and

20 Whereas, funds are available from accounts T-24-
21 909-901 through 915 for all of these resolutions and have
22 been certified by the Chief Financial Officer, said
23 certification being attached to this resolution.

24 Now therefore, be it resolved, that the Mayor and
25 the Township Clerk be and they are hereby authorized to

1 enter into and sign said contract with all of the above
2 vendors from January 1, 2017 through December 31, 2017 for
3 the Township of Nutley, County of Essex, State of New
4 Jersey.

5 I move all those resolutions.

6 UNIDENTIFIED SPEAKER: Second.

7 COMMISSIONER EVANS: Second.

8 MADAM CLERK: Commissioner Rogers.

9 COMMISSIONER ROGERS: Aye.

10 MADAM CLERK: Commissioner Tucci.

11 COMMISSIONER TUCCI: Aye.

12 MADAM CLERK: Commissioner Evans.

13 COMMISSIONER EVANS: Aye.

14 MADAM CLERK: Commissioner Petracco.

15 COMMISSIONER PETRACCO: Aye.

16 MADAM CLERK: Mayor Scarpelli.

17 MAYOR SCARPELLI: Aye.

18 COMMISSIONER TUCCI: Whereas, the New Jersey Department of
19 Environmental Protection, Green Acres Program ("State"),
20 provides loans and/or grants to municipal and county
21 governments and grants to nonprofit organizations for
22 assistance in the acquisition, development, and stewardship
23 of lands for outdoor recreation and conservation purposes;
24 and

25 Whereas, the Township of Nutley desires to further

1 the public interest by obtaining funding in the amount of
2 approximately \$87,528.00, in the form of a 25% matching
3 grant and if available a 75% loan of approximately
4 \$262,584.00 from the State to fund the following project:

5 The Township of Nutley Field Turf for the Soccer
6 Field at Father Glotzbach Park Project at an approximate
7 cost of \$350,112.00, pending bids, obviously;

8 Whereas, the Board of Commissioners of the
9 Township of Nutley resolves that Commissioner Mauro Tucci,
10 Director of the Department of Parks and Public Property is
11 hereby authorized to:

12 (a) make application for such a loan and/or such a
13 grant,

14 (b) provide additional application information and
15 furnish such documents as may be required, and

16 (c) act as the authorized correspondent of the
17 above named applicant; and

18 Whereas, the State shall determine if the
19 application is complete and in conformance with the scope
20 and intent of the Green Acres Program, and notify the
21 applicant of the amount of the funding award; and

22 Whereas, the applicant is willing to use the
23 State's funds in accordance with such regulations, rules and
24 applicable statutes, and is willing to enter into an
25 agreement with the State for the above named project;

1 Now therefore, be it resolved by the Board of
2 Commissioners of the Township of Nutley, County of Essex,
3 State of New Jersey;

4 1. That the Mayor is hereby authorized to execute
5 an agreement and any amendment thereto with the State known
6 as Township of Nutley Field Turf for the Soccer Field at
7 Father Glotzbach Park Project;

8 2. That the applicant has its matching share of
9 the project, if a match is required, in the amount of
10 \$262,584.00;

11 3. That, in the event the State's funds are less
12 than the total project cost specified above, the applicant
13 has the balance of funding necessary to complete the
14 project;

15 4. That the applicant agrees to comply with all
16 applicable federal, state, and local laws, rules, and
17 regulations in its performance of the project; and

18 5. That this resolution shall take effect
19 immediately.

20 I move the resolution.

21 COMMISSIONER ROGERS: Second.

22 MADAM CLERK: Commissioner Rogers.

24 COMMISSIONER ROGERS: Aye.

25 MADAM CLERK: Commissioner Tucci.

1 COMMISSIONER TUCCI: Aye.

2 MADAM CLERK: Commissioner Evans.

3 COMMISSIONER EVANS: Aye.

4 MADAM CLERK: Commissioner Petracco.

5 COMMISSIONER PETRACCO: Aye.

6 MADAM CLERK: Mayor Scarpelli.

7 MAYOR SCARPELLI: Aye.

8 COMMISSIONER TUCCI: Whereas, bids for the Park Avenue
9 Monopole Co-Location Lease were received and opened on
10 November 30, 2016; and

11 Whereas, a bid was received from T -Mobile
12 Northeast, LLC, 4 Sylvan Way, Parsippany, New Jersey;
13 and

14 Whereas, the Township has determined that the bid
15 by T-Mobile Northeast, LLC is non-compliant with the bid
16 specifications;

17 Now therefore, be it resolved by the Board of
18 Commissioners of the Township of Nutley, County of Essex,
19 State of New Jersey that the bid by T-Mobile Northeast, LLC
20 be rejected.

21 Before I move this resolution I would like to
22 thank the Mayor and the Public Works Department for all
23 their hard work, and in particular Sal Ferraro for
24 taking the lead with this along with our Township Attorney.

25 I move the resolution.

1 COMMISSIONER ROGERS: Second.

2 MADAM CLERK: Commissioner Rogers.

3 COMMISSIONER ROGERS: Aye.

4 MADAM CLERK: Commissioner Tucci.

5 COMMISSIONER TUCCI: Aye.

6 MADAM CLERK: Commissioner Evans.

7 COMMISSIONER EVANS: Aye.

8 MADAM CLERK: Commissioner Petracco.

9 COMMISSIONER PETRACCO: Aye.

10 MADAM CLERK: Mayor Scarpelli.

11 MAYOR SCARPELLI: Aye.

12 COMMISSIONER TUCCI: Whereas, bids for the Park Avenue
13 Monopole Co-Location Lease were received and opened on
14 November 30, 2016; and

15 Whereas, a bid was received from New York SMSA
16 Limited Partnership, d.b.a. Verizon Wireless, One Verizon
17 Way, Basking Ridge, New Jersey; and

18 Whereas, New York SMSA Limited Partnership, was
19 the most responsible bidder for a Lease of a portion of
20 Block 9701 Lot 4 located at Park Avenue, Township of Nutley
21 and co-location at the monopole of various equipment; and

22 Whereas, the term of the lease contract shall be
23 for (15) fifteen years from the award date with a (5) five
24 year extension option, at the Township's discretion with a
25 minimal increase of at least 3% per year; and

1 Whereas, the New York SMSA Limited Partnership,
2 d.b.a. Verizon Wireless, will be the lead carrier on this
3 contract; and

4 Now therefore, be it resolved by the Board of
5 Commissioners of the Township of Nutley, County of Essex,
6 State of New Jersey, that a contract be awarded to New York
7 SMSA Limited Partnership, and that the Mayor and Township
8 Clerk are hereby authorized to enter into and sign said
9 contract for the Township of Nutley.

10 I move the resolution.

11 COMMISSIONER ROGERS: Second.

12 MADAM CLERK: Commissioner Rogers.

13 COMMISSIONER ROGERS: Aye.

14 MADAM CLERK: Commissioner Tucci.

15 COMMISSIONER TUCCI: Aye.

16 MADAM CLERK: Commissioner Evans.

17 COMMISSIONER EVANS: 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: Commissioner Evans.

24 COMMISSIONER EVANS: Thank you, Mayor.

25

1 Be it resolved, by the Board of Commissioners of
2 the Township of Nutley, in the County of Essex, State of New
3 Jersey, that the Treasurer be and she is hereby authorized
4 to refund overpayments of the tax charges for Block 4301,
5 Lot 60, in the amount of \$2,491.97.

6 So moved.

7 COMMISSIONER TUCCI: Second.

8 MADAM CLERK: Commissioner Rogers.

9 COMMISSIONER ROGERS: Aye.

10 MADAM CLERK: Commissioner Tucci.

11 COMMISSIONER TUCCI: Aye.

12 MADAM CLERK: Commissioner Evans.

13 COMMISSIONER EVANS: Aye.

14 MADAM CLERK: Commissioner Petracco.

15 COMMISSIONER PETRACCO: Aye.

16 MADAM CLERK: Mayor Scarpelli.

17 MAYOR SCARPELLI: Aye.

18 COMMISSIONER EVANS: Whereas, New Jersey State Statute
19 54:4-3.30 provides certain war veterans, who have
20 suffered serious disability while in service, full tax
21 exemption of their dwelling house and the lot which it is
22 located.

23 Now therefore, be it resolved, by the Board of
24 Commissioners that James S. La Faso be granted full
25 exemption from payment of property taxes from January 5,

1 2017 and all subsequent years thereafter on Block 4901 Lot 2
2 known as 27 Oak Crest Place.

3 So moved.

4 COMMISSIONER TUCCI: Second.

5 MADAM CLERK: Commissioner Rogers.

6 COMMISSIONER ROGERS: Aye.

7 MADAM CLERK: Commissioner Tucci.

8 COMMISSIONER TUCCI: Aye.

9 MADAM CLERK: Commissioner Evans.

10 COMMISSIONER EVANS: Aye.

11 MADAM CLERK: Commissioner Petracco.

12 COMMISSIONER PETRACCO: Aye.

13 MADAM CLERK: Mayor Scarpelli.

14 MAYOR SCARPELLI: Aye.

15 COMMISSIONER EVANS: Whereas, the Township of Nutley,
16 pursuant to N.J.S.A. 40A:11-11 may by resolution and with
17 advertising, purchase any goods or services under an
18 approved National Cooperative Purchasing Program; and

19 Whereas, the Township has the need on a timely
20 basis to purchase goods or services utilizing the National
21 Cooperative Purchasing Program which is known as the
22 National Cooperative Purchasing Alliance;

23 Whereas, the Township intends to enter into
24 contracts with the Alliance Contract Vendors through this
25 resolution and properly executed contracts, which shall be

1 subject to all the conditions applicable to the current
2 contracts and;

3 Now therefore, be it resolved, that the Township
4 of Nutley authorizes the Purchasing Agent to purchase
5 certain goods or services from those approved National
6 Cooperative Purchasing Alliance vendors, pursuant to all
7 conditions of the individual contracts, for the year 2017,
8 commencing January 1, 2017 through December 31, 2017.

9 So moved.

10 COMMISSIONER TUCCI: Second.

11 MADAM CLERK: Commissioner Rogers.

12 COMMISSIONER ROGERS: Aye.

13 MADAM CLERK: Commissioner Tucci.

14 COMMISSIONER TUCCI: Aye.

15 MADAM CLERK: Commissioner Evans.

16 COMMISSIONER EVANS: Aye.

17 MADAM CLERK: Commissioner Petracco.

18 COMMISSIONER PETRACCO: Aye.

19 MADAM CLERK: Mayor Scarpelli.

20 MAYOR SCARPELLI: Aye.

21 COMMISSIONER EVANS: Whereas, 40A:4-19 Local Budget Law
22 provides that where any contracts, commitments or payments
23 are to be made prior to the final adoption of the 2017
24 Budget, temporary appropriations be made for the purposes
25 and amounts required in the manner and time therein

1 provided;

2 Whereas, the date of this resolution is within the
3 first thirty (30) days of 2017;

4 Whereas, the total appropriations in the 2016
5 Budget, less appropriations made for capital improvement
6 fund, debt service, and public assistance are as follows:
7 Current Fund \$48,597,741.00; Water Utility \$4,438,242.00;

8 Whereas, twenty-six and one-quarter percent of the
9 total appropriations in the 2016 Budget less capital
10 improvement, debt service, and public assistance in the said
11 2016 Budget would be: Current Fund \$12,756,907.01; Water
12 Utility \$1,165,038.53;

13 Now therefore, be it resolved, by the Board of
14 Commissioners of the Township of Nutley, in the County of
15 Essex, New Jersey, that the following temporary budget
16 appropriations be made and that a certified copy of this
17 resolution be transmitted to the Chief Financial Officer for
18 her records for all of the accounts and the amounts that are
19 listed individually herein.

20 So moved.

21 COMMISSIONER TUCCI: Second.

22 MADAM CLERK: Commissioner Rogers.

23 COMMISSIONER ROGERS: Aye.

24 MADAM CLERK: Commissioner Tucci.

25 COMMISSIONER TUCCI: Aye.

1 MADAM CLERK: Commissioner Evans.

2 COMMISSIONER EVANS: Aye.

3 MADAM CLERK: Commissioner Petracco.

4 COMMISSIONER PETRACCO: Aye.

5 MADAM CLERK: Mayor Scarpelli.

6 MAYOR SCARPELLI: Aye.

7 COMMISSIONER EVANS: Whereas, New Jersey Statutes 40A:4-19
8 provides that where debt service is to be paid in 2017 prior
9 to the time of the final adoption of the 2017 Budget,
10 temporary appropriations should be made for the amount of
11 such debt service in the manner and time therein;

12 Whereas, the date of this resolution is subsequent
13 to December 20, 2016, and

14 Whereas, debt service will become due during the
15 first six months of 2017;

16 Now therefore, be it resolved, by the Board of
17 Commissioners of the Township of Nutley, that the following
18 temporary appropriations be made:

19 For the Current Fund interest on bonds \$48,034,
20 principal \$8,792; interest on DEP debt \$4,169 for a total
21 debt service of \$60,995;

22 Water Operating interest would be \$8,373; Fund
23 principal would be \$25,206 for a total debt service in the
24 water operating account of \$33,579.

25 So moved.

1 COMMISSIONER TUCCI: Second.

2 MADAM CLERK: Commissioner Rogers.

3 COMMISSIONER ROGERS: Aye.

4 MADAM CLERK: Commissioner Tucci.

5 COMMISSIONER TUCCI: Aye.

6 MADAM CLERK: Commissioner Evans.

7 COMMISSIONER EVANS: Aye.

8 MADAM CLERK: Commissioner Petracco.

9 COMMISSIONER PETRACCO: Aye.

10 MADAM CLERK: Mayor Scarpelli.

11 MAYOR SCARPELLI: Aye.

12 COMMISSIONER EVANS: Thank you, Mayor.

13 MAYOR SCARPELLI: Commissioner Petracco.

14 COMMISSIONER PETRACCO: Whereas, the Nutley Police
15 Department desires to utilize police pistol range facilities
16 of the Borough of North Arlington Police Department, having
17 its principal offices at 214 Ridge Road in the Hackensack
18 Meadowlands, North Arlington, New Jersey in an amount
19 not to exceed \$2,000.00 for one year beginning January 1,
20 2017 through December 31, 2017;

21 This resolution number is 24-17.

22 I move the resolution.

23 COMMISSIONER ROGERS: Second.

24 MADAM CLERK: Commissioner Rogers.

25 COMMISSIONER ROGERS: Aye.

1 MADAM CLERK: Commissioner Tucci.

2 COMMISSIONER TUCCI: Aye.

3 MADAM CLERK: Commissioner Evans.

4 COMMISSIONER EVANS: Aye.

5 MADAM CLERK: Commissioner Petracco.

6 COMMISSIONER PETRACCO: Aye.

7 MADAM CLERK: Mayor Scarpelli.

8 MAYOR SCARPELLI: Aye.

9 COMMISSIONER PETRACCO: And my next resolution is Number
10 28-17.

11 Whereas, the Governor's Council on Alcoholism and
12 Drug Abuse established the Municipal Alliances for the
13 Prevention of Alcoholism and Drug Abuse in 1989 to educate
14 and engage residents.

15 So this is a Municipal Alliance resolution rather
16 than being long-winded, I'm just going to move the
17 resolution. It's 28-17.

18 COMMISSIONER ROGERS: Second.

19 MADAM CLERK: Commissioner Rogers.

20 COMMISSIONER ROGERS: Aye.

21 MADAM CLERK: Commissioner Tucci.

22 COMMISSIONER TUCCI: Aye.

23 MADAM CLERK: Commissioner Evans.

24 COMMISSIONER EVANS: Aye.

25 MADAM CLERK: Commissioner Petracco.

1 COMMISSIONER PETRACCO: Aye.

2 MADAM CLERK: Mayor Scarpelli.

3 MAYOR SCARPELLI: Aye.

4 COMMISSIONER PETRACCO: That's all I have.

5 MAYOR SCARPELLI: Thank you, Commissioner.

6 Whereas, raffle applications have been received
7 from the following organizations: Nutley Junior Raider
8 Booster Club, License Number 1-17, On-Premise 50/50 Cash
9 Raffle to be held Sunday, February 12, 2017;

10 Nutley Junior Raider Booster Club , License Number
11 2-17, On-Premise Merchandise Raffle to be held Sunday,
12 February 12th, 2017;

13 Nutley Family Service Bureau , License Number 3-17,
14 O ff-Premise 50/50 Cash Raffle, Saturday, April 26th, 2017.

15 Whereas, the applications have been reviewed and
16 approved by the Municipal Clerk and the Police Department;

17 Now therefore, be it resolved by the Board of
18 Commissioners of the Township of Nutley, County of Essex,
19 State of New Jersey that the aforementioned licenses are
20 approved and the Municipal Clerk is authorized to issue the
21 licenses.
22

23 I move the resolution.

24 COMMISSIONER TUCCI: Second.

25 MADAM CLERK: Commissioner Rogers.

1 COMMISSIONER ROGERS: Aye.

2 MADAM CLERK: Commissioner Tucci.

3 COMMISSIONER TUCCI: Aye.

4 MADAM CLERK: Commissioner Evans.

5 COMMISSIONER EVANS: Aye.

6 MADAM CLERK: Commissioner Petracco.

7 COMMISSIONER PETRACCO: Aye.

8 MADAM CLERK: Mayor Scarpelli.

9 MAYOR SCARPELLI: Aye.

10 That concludes the business portion of our
11 meeting.

12 Madam Clerk, can you read the notice?

13 MADAM CLERK: Yes, Mayor.

14 All persons addressing the Board of Commissioners
15 regarding community concerns should approach the microphone
16 and provide their name and address for the record. Unless
17 further time is granted by the Board each person shall limit
18 their address to five minutes. All remarks to the Board and
19 its individual members must be addressed to the Mayor. The
20 Mayor may defer citizens' comments to the appropriate member
21 of the Board. Dialogue between citizens and others
22 addressing the Board shall be allowed unless the Mayor or
23 presiding officer or the majority of the membership of the
24 B oard shall determine that the interest of decorum and/or
25 the expeditious conduct of municipal business are being

1 adversely affected by such dialogue.

2 MAYOR SCARPELLI: Would anybody like to address
3 the Board of Commissioners this evening?

4 (Pause)

5 MAYOR SCARPELLI: Seeing none --

6 UNIDENTIFIED SPEAKER: I move to close.

7 MADAM CLERK: Commissioner Rogers.

8 COMMISSIONER ROGERS: Aye.

9 MADAM CLERK: Commissioner Tucci.

10 COMMISSIONER TUCCI: Yes. Just one second. Unfortunately,
11 the Aiello and the Tucci family had one of our elder
12 aunts pass away and I would just like to take a moment to
13 thank Commissioner Petracco and the Nutley Police Department
14 for extending the courtesy of a police escort. It was very
15 much appreciated and we thank you from the bottom of our
16 hearts.

17 Aye.

18 MADAM CLERK: Commissioner Evans.

19 COMMISSIONER EVANS: Aye.

20 MADAM CLERK: Commissioner Petracco.

21 COMMISSIONER PETRACCO: Aye.

22 MADAM CLERK: Mayor Scarpelli.

23 MAYOR SCARPELLI: On behalf of the Board of
24 C ommissioners we extend our condolences to both the
25 Aiello and Tucci family.

1 COMMISSIONER TUCCI: Thank you, Mayor.

2 MAYOR SCARPELLI: Aye.

3 MADAM CLERK: And the time is now 9:06.

4 (Whereupon, at approximately 9:06 p.m. the meeting
5 concluded.)

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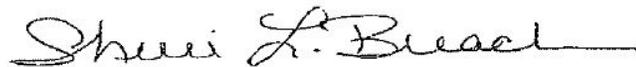
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I, Sherri L. Breach, certify that the foregoing transcript is a true and accurate record of the proceedings.



Sherri L. Breach

AAERT Certified Electronic Reporter & Transcriber

CERT*D-397

DATE: February 6, 2017

&	1975 2:9	3	54:4-3.30 26:19
& 37:10	1989 32:13	3 22:11 24:25	562,712 10:13
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12 3:22	21,000.00. 19:5	4,438,242.00 29:7	8:30 1:8
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