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TOWNSHIP OF NUTLEY, NEW JERSEY

BOARD OF COMMISSIONERS

)
PUBLIC MEETING) TRANSCRIPT OF
) PROCEEDINGS:
)

March 21, 2017

BEFORE:

- Commissioner Steven Rogers (absent/excused)
- Mayor Joseph Scarpelli
- Commissioner Mauro Tucci
- Commissioner Alphonse Petracco
- Commissioner Thomas J. Evans

Job No. NJ2578098

P R O C E E D I N G S

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MAYOR SCARPELLI: Madam Clerk?

MADAM CLERK: Thank you. Board of Commissioners
Public meeting, Tuesday, March 21st, 2017, the time is 7:05.

Pursuant to the requirements of the Open Public
Meeting Act (Chapter 231, Public Law 1975), notice of this
meeting was published in the December 1st, 2016 issues of
The Nutley Sun and The Herald News, and the December 2nd,
2016 issue of The Star Ledger. 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.

Commissioner Tucci?

COMMISSIONER TUCCI: Here.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Here.

MADAM CLERK: Commissioner Petracco?

COMMISSIONER PETRACCO: Here.

MADAM CLERK: Mayor Scarpelli?

MAYOR SCARPELLI: Here.

MADAM CLERK: All present, Mayor, except for
Commissioner Rogers, who is absent/excused.

MAYOR SCARPELLI: Commissioner Petracco, what do
you have on the agenda tonight?

COMMISSIONER PETRACCO: I think I only have one

1 proclamation. Let me just check.

2 MADAM CLERK: That's it.

3 COMMISSIONER PETRACCO: That's it? That's it.

4 The proclamation honoring Michael Padilla on his work on the
5 LEAD program and everything else. Michael Padilla does --is
6 above and beyond. I saw that firsthand when I went to a
7 school. Is Mike Padilla in the room or no?

8 SANDRA CARELLA: (Indiscernible), be here at 7:30.

9 COMMISSIONER PETRACCO: But Marie is. Hi, Marie.
10 And I went to -- I don't know why we were in the school with
11 him but I was in the school with him. I went to Sal's
12 class. And I tell you, he's just so well received by the
13 kids all over the place. Really stands out. So a
14 proclamation that's well-deserved, I must say. And that's
15 all I have.

16 MAYOR SCARPELLI: Commissioner Evans?

17 COMMISSIONER EVANS: I have a few resolutions.
18 Three, in fact, that relate to refunds of escrow fees for
19 the zoning board. We also have tonight the budget
20 introduction and I have an ordinance introduction for
21 reestablishing the cap bank that we do every year. The --
22 basically the budget -- thank you for the adjustments that
23 were made. When we looked at it at the budget -- the budget
24 workshop, we had roughly \$172 on the municipal budget.
25 After the adjustments were received, it came down to \$148.

1 So we dropped it about \$24, which is a good change.

2 There's still -- it's still not a final rate and
3 it won't be a final rate until we actually get final numbers
4 regarding state aid. As you know, this is an artificial
5 discussion because we only could anticipate 85 percent of
6 the aid we received last year. So we're missing about
7 \$825,000 worth of revenue, which we'll negotiate and discuss
8 between now and when we are given permission to adopt.

9 We'll have a public hearing on the budget April
10 18th, which we have to do statutorily, but we won't adopt
11 the budget that night because we won't have approval
12 probably until late May or early June from DCA on being able
13 to adopt their budget because that's when they will finalize
14 what the transitional aid and aid amounts will be.

15 So we just -- we're going to go through the
16 process, but it's basically pretty much the same as last
17 year. We'll work to finalize those numbers and then once we
18 do that, depending upon what happens, we'll need to address
19 the rate at that time once we know what the state aid is.
20 But right now it's a variable.

21 The important part about where we are is that the
22 effect on that rate by not having \$825,000 worth of revenue
23 if our share of that is only 291,000, the bigger piece goes
24 to the school, which is close to a half a million dollars.
25 The balance goes to the county. So the school won't be able

to

1 finalize their rate increase until we're able to solidify
2 the transitional aid note. But as far as our share, the
3 effect on that 148 we're at right now, that effect is \$24 on
4 average per household. And that average is for that house
5 that's assessed at 325,000, it's about \$24 is the effect of
6 that rate.

7 We also just, as you know, we lost some revenues.
8 They were things that basically played themselves out over
9 time. It's not that they're significant individually, but
10 collectively, that's about \$148,000 worth of permanent
11 revenue loss and that effects the current municipal rate
12 increase by \$12. So the two variables in here that
13 basically say if we're able to find a way to find \$148,000
14 before we adopt and we get the aid, the increase will drop
15 from 148, on average per household, down to 112.

16 So we have some open items, but by statute we need
17 to introduce the budget tonight and we've gotten permission
18 to do that but only at 85 percent of our traditional aid.
19 The appropriation increase is about \$1.5 million and that
20 includes primarily public safety's salary increases, group
21 insurance increases. The one thing that we did is we
22 increased the debt service, the review of the debt service
23 with Ray Sarinelli felt that right now we had overaccrued in
24 the reserve for tax appeals, so we shifted that money, which
25 is one time, we shifted it from the tax appeals to lower the

1 amount of the borrowing because it basically pays half of
2 the cost of the Davis property. So by shifting that, we're
3 able to use the one time money to lower our debt service
4 when we ultimately have to bond in 2018.

5 So it just went from one line item to another line
6 item. The budget stays the same. So just -- those are
7 general comments on the budget tonight. I have the cap
8 bank, as you recall, on the ordinance for the cap bank, the
9 baseline appropriation cap is 2 and a half percent. The
10 COLA increase, which is the cost of living increase that was
11 determined by the state is a half a percent, .5 percent.
12 And we are, by statute, allowed to increase the two and a
13 half percent up to three and a half percent, which if we
14 don't use that money creates a paper entry. There's no
15 charge to the taxpayers. It's a paper entry which you're
16 allowed to keep for two years, which says in the future two
17 years, if you need -- if something comes up and you need to
18 exceed the cap, you can use your cap bank to offset. So
19 it's basically -- they call it a memo entry and it
20 disappears after two years.

21 So we had 15 and 16 coming into last year. We
22 have now 16, 17, because 15 dropped off. So we just keep
23 reintroducing it, in the event we do. Fortunately for us,
24 all of the appropriations met the cap requirements and we
25 have not had to -- in effect, use the money in the cap to

1 increase appropriations. We've stayed within the cap.

2 The -- this budget, as we all talked about, meets
3 the levy requirement so we also have a levy criteria met.
4 So those are the general comments and since the last time we
5 looked. I will tell you that on the first page in the lower
6 left-hand corner, there's a bracket there that's wrong that
7 overstates the appropriation increase and you'll get a clean
8 sheet that will correct that. The 136 should actually be
9 112 and the bracket should be off of the \$12. So we'll fix
10 that. That's clerical error and we'll fix that on your
11 sheet.

12 Once you have time to really study it, if you
13 (indiscernible).

14 MAYOR SCARPELLI: Thank you, Commissioner.
15 Commissioner Tucci?

16 COMMISSIONER TUCCI: I have a public hearing,
17 which is a requirement for an application that we submitted
18 for a small, handicapped equipped bus. And I have two
19 resolutions. One congratulating our 7th grade girls'
20 basketball team, who are undefeated for the third
21 consecutive year. And I have a resolution congratulating
22 John Monaco of A Personal Touch Florist for 30 years of
23 dedicated service to the Township of Nutley.

24 MAYOR SCARPELLI: So, what order do we want to
25 take the proclamation and the -- do Mike Padilla first?

1 COMMISSIONER PETRACCO: Yeah, it doesn't matter.

2 MAYOR SCARPELLI: The girls and John Monaco?

3 COMMISSIONER TUCCI: Sounds like a plan.

4 MAYOR SCARPELLI: Sounds good? I have one
5 resolution, which is a change order. It actually decreases
6 the amount to AJM contractors for Park Avenue. In addition,
7 I talked to John Inglesino this week. He has four planners
8 that he's identified for us to look at. He doesn't think
9 it's a good idea for us to interview them in executive
10 session. So I asked Commissioner Tucci to sit in with me to
11 go through the interviews and we'll come up with somebody --
12 we'll narrow it down and then bring them in for everybody to
13 talk to. We'll just do it in open session.

14 So if anybody has anybody else, I'll pass this on
15 to Commissioner Rogers, another planner that they've heard
16 of, or familiar with that they think we should sit down and
17 talk to, let's get that to John or Alan and we'll arrange for
18 them to come in also.

19 Madam Clerk?

20 COMMISSIONER PETRACCO: Before we break, I just
21 have a question about this budget, if we can, just so I
22 understand it. I'm -- apparently when the money is in
23 parenthesis, that's money that's going down, Tom?

24 COMMISSIONER EVANS: Yes.

25 COMMISSIONER PETRACCO: Okay. So where we have

1 other salary and wages -- I see we have police, fire, first
2 aid, LOSAP included in there, other salary and wage, 5693,
3 what is that?

4 COMMISSIONER EVANS: Basically, if you take the
5 salaries of all of the departments, other than public
6 safety, they would in effect (indiscernible) reduction.

7 COMMISSIONER PETRACCO: From four departments?

8 COMMISSIONER EVANS: Yes.

9 COMMISSIONER PETRACCO: All right. And then --
10 what is that Passaic Valley Sewer?

11 COMMISSIONER EVANS: Yes, it's the sewer bill. It
12 went down to 93,000 this year.

13 COMMISSIONER PETRACCO: What's driving that down?

14 MAYOR SCARPELLI: That could be anything --

15 COMMISSIONER TUCCI: I think it was a credit that
16 we got because of an error -- an internal error that was
17 made at Passaic Valley and it's part of a correction.

18 COMMISSIONER EVANS: Right, it was an oops
19 (indiscernible).

20 COMMISSIONER PETRACCO: Okay. Then when I come
21 down to --

22 COMMISSIONER EVANS: I think if I recall four
23 years ago that somebody finally looked at the paperwork.

24 COMMISSIONER TUCCI: That's correct. That's
25 correct.

1 COMMISSIONER PETRACCO: Then when I come down to
2 the insurance part of it, other insurance \$110,000, what is
3 that?

4 COMMISSIONER EVANS: That's the workman's comp
5 insurance, liability insurance for the Town other than --

6 COMMISSIONER TUCCI: Yeah, auto, property --

7 COMMISSIONER EVANS: -- group health.

8 COMMISSIONER PETRACCO: And then you have the
9 group that went up 466,000?

10 COMMISSIONER EVANS: Yes.

11 COMMISSIONER PETRACCO: So when did --

12 COMMISSIONER TUCCI: Excuse me, if I might.
13 That's -- it actually went down a little bit for active
14 employees, but Medicare recipients, our retirees, went up
15 and we have to anticipate any changes that may occur during
16 the year.

17 COMMISSIONER PETRACCO: And the only other
18 question I have --

19 COMMISSIONER EVANS: And any anticipated hiring.

20 COMMISSIONER PETRACCO: -- regarding the insurance
21 is --

22 COMMISSIONER TUCCI: I didn't want to go there --

23 COMMISSIONER EVANS: But it's important --

24 COMMISSIONER TUCCI: Yeah, we're hiring, right.

25 COMMISSIONER EVANS: No, no, it's just part of the

1 logic.

2 COMMISSIONER TUCCI: Unless it's a one for one and
3 then it's --

4 COMMISSIONER PETRACCO: Right. One in, one out.
5 So then the only other question that I have, where does it
6 show -- or does the budget show all of the employee
7 contribution? Like is that -- does that go back into the
8 general fund or --

9 COMMISSIONER TUCCI: For health insurance?

10 COMMISSIONER PETRACCO: Yeah.

11 COMMISSIONER TUCCI: That's netted out. Actually
12 we get that number from payroll and we -- what happens is we
13 get the bill, we come up with a number, we net out the
14 employee contributions, and we only budget the amount that's
15 necessary.

16 COMMISSIONER PETRACCO: So even with the employee
17 contribution in --

18 COMMISSIONER TUCCI: Yes.

19 COMMISSIONER PETRACCO: -- that's the number
20 that's going up?

21 COMMISSIONER TUCCI: That's correct.

22 COMMISSIONER PETRACCO: So we can only imagine
23 what it would be --

24 COMMISSIONER TUCCI: Actually, the employee
25 contributions when down a little bit, all right, because

1 there was a decrease for actives and a majority of the
2 contributors are the actives, not the retirees yet.

3 COMMISSIONER PETRACCO: Then just that line item
4 I'm not familiar with, other increase O&E, 132,000.

5 COMMISSIONER EVANS: Yeah, so if you take -- other
6 than salaries, other than the things that are individually
7 listed that are in the budget, you could put them all
8 together into a pool collectively, they've gone down
9 \$132,000 (indiscernible).

10 COMMISSIONER PETRACCO: Okay. Thank you.

11 MAYOR SCARPELLI: Madam Clerk?

12 MADAM CLERK: Yes, Mayor. We have regular meeting
13 minutes, executive session meeting minutes for approval, and
14 two correspondence for approval. One is from Holy Family
15 Church and the other is for the Nutley Thriving Survivors.

16 MR. GENITEMPO: I have nothing, Mayor.

17 MAYOR SCARPELLI: Man.

18 MR. GENITEMPO: I know you all are happy to hear
19 that.

20 COMMISSIONER TUCCI: I'm starving.

21 MAYOR SCARPELLI: All right. Let's go outside and
22 get that going.

23 (Audio ends)

24 (Pledge of allegiance)

25 MAYOR SCARPELLI: Madam Clerk?

1 MADAM CLERK: Thank you, Mayor. Board of
2 Commissioners Public meeting, Tuesday, March 21st, 2017, the
3 time is now 7:25.

4 Pursuant to the requirements of the Open Public
5 Meeting Act (Chapter 231, Public Law 1975), notice of this
6 meeting was published in the December 1st, 2016 issues of
7 The Nutley Sun and The Herald News, and the December 2nd,
8 2016 issues of The Star Ledger. A copy of this notice has
9 been posted on the Nutley Town Hall bulletin board and a
10 copy is on file in the Municipal Clerk's Office.

11 Commissioner Tucci?

12 COMMISSIONER TUCCI: Here.

13 MADAM CLERK: Commissioner Evans?

14 COMMISSIONER EVANS: Here.

15 MADAM CLERK: Commissioner Petracco?

16 COMMISSIONER PETRACCO: Here.

17 MADAM CLERK: Mayor Scarpelli?

18 MAYOR SCARPELLI: Here.

19 MADAM CLERK: All present, Mayor, except for
20 Commissioner Rogers. He's absent/excused this evening.

21 MAYOR SCARPELLI: Before we get to agenda items
22 and we have some special guests here and some presentations,
23 I would like to turn the mic over to Commissioner Tucci
24 (indiscernible). So just tell us a little bit about our new
25 sound system.

1 COMMISSIONER TUCCI: Yes, thank you, Mayor. We
2 have just replaced our sound system. You can probably hear
3 the difference, all right, and we're not done yet. We're
4 going to see if we can get some baffling to stop some of the
5 echoing because of the shape of this roof. But this is a
6 long, overdue improvement because we're constantly -- we were
7 constantly getting comments that people couldn't hear what
8 the Commissioners were saying, and even at planning board
9 and zoning board meetings, it was difficult. So with this
10 new state of the art system, everyone should be able to hear
11 us crystal clear.

12 And it's -- for as long as I can remember and I
13 asked the Mayor if he thought it was 100 years. We don't
14 know if it was 100 years since they replaced the mikes, but
15 it's been an awful long time. So any feedback you can give
16 us, if you can hear us clearly, that's great. If you can't,
17 just let us know and we'll see what we need to do to correct
18 that.

19 Thank you, Mayor.

20 MAYOR SCARPELLI: Thank you, Commissioner. At
21 this time, I'd like to turn it over to Commissioner
22 Petracco.

23 COMMISSIONER PETRACCO: Thank you. Tonight we
24 have a proclamation for our -- well, a good friend of mine
25 and really an unbelievable police officer, Sergeant Mike

1 Padilla. I'd just like to talk a little bit about what he
2 does for the Nutley Police Department before I read the
3 proclamation. But I'll say this, that it's always a team
4 effort with Michael. I'm sure he's a little taken back
5 about having his name on this.

6 But just going around town with him and most of
7 the children that I see here tonight probably know Mike
8 Padilla because he coaches. He's much a part of the
9 community. I actually had the pleasure of going to my son's
10 second grade class on Dr. Seuss week and I brought Mike
11 along and it was amazing how the kids get the thumbs up
12 signs and all of the sign language that Mike does with them
13 and how they know him.

14 So it's really a tribute to you and your family,
15 Mike, for everything that you do for the police department.
16 It's really a pleasure to have somebody that's such a part
17 of the community, you know, which you are, in more ways than
18 one.

19 You know, Mike is the -- probably should be the
20 poster man -- I didn't say poster child, but poster man for
21 the reason why kids run to cops instead of away from them
22 because you're always sticking your hand out to them. So
23 it's a proclamation that's well deserved and I'll read it
24 now.

25 Whereas, Michael Padilla started in the Nutley

1 Police Department on January 22nd, 2001; and

2 Whereas, after demonstrating a keen eye for
3 investigations, Mike was moved from patrol to Detective
4 Bureau on January 6th, 2010 and to Juvenile Bureau in August
5 of 2012; and

6 Whereas, as part of his involvement in the
7 Juvenile Bureau, Mike strives to find alternate ways to
8 reach the youth of Nutley by finding innovative and
9 effective programs including extremely popular Junior Police
10 Academy, PALS - Police At Lunch with Students, and has most
11 recently introduced the LEAD - Law Enforcement Against Drugs
12 program to the 6th grade classrooms in the Nutley School
13 District;

14 Whereas, under Mike's leadership the LEAD program
15 has become an integral part of the drug education curriculum
16 and has opened the door to building a strong positive police
17 presence in the schools; and

18 Whereas, as part of his commitment to this
19 program, Mike brought his enthusiasm and determination to
20 the LEAD program at the national level and was part of the
21 core group that oversaw the implementation of the LEAD
22 programs in the curriculum of New Jersey schools; and

23 Whereas, in appreciation and recognition of his
24 commitment to the program, the national LEAD program has
25 designated him as the 2017 "LEAD Administrator of the Year"

1 (and that's saying a mouthful. That's a national
2 recognition).

3 Now, therefore, be it resolved by the Board of
4 Commissioners, Township of Nutley, County of Essex, State of
5 New Jersey that Michael Padilla be congratulated for being
6 named LEAD Administrator of the Year and also be
7 acknowledged and thanked for his unwavering commitment to
8 the youth in the Township of Nutley.

9 Let's hear it for Mike Padilla.

10 (Applause)

11 COMMISSIONER PETRACCO: Mike, we're going to take
12 a picture, I'm sure, but would you like to come up to the
13 mic, the podium, and say a few words before we take a
14 picture? You're not at a loss for words. And while Mike's
15 coming up, I'd just like to welcome -- I see some of our
16 Nutley police officers in the back led by Captain Gerry
17 Green back there. Thanks for coming, guys.

18 MR. PADILLA: Okay. I would like to start off by
19 saying thank you to the Board of Commissioners for all the
20 time and effort that you put into making Nutley the truly
21 special place that it is.

22 I've been fortunate to work and live in a town
23 where things actually get done by people who care about
24 those they serve. When Commissioner Petracco, Chief
25 Strumolo, and Captain Green wanted to start prevention

1 programs in our schools, we all agreed that it had to be
2 more than just say no. The search was on for something that
3 not only educated kids on drug prevention but also had a
4 character building component.

5 After an extensive search, LEAD was the only
6 program that met all of our expectations with lessons on
7 goal setting, decision making, effective communication, and
8 conflict resolution, we're not just telling them to say no,
9 we're teaching them how and why.

10 I'm lucky to have Dr. Glazer and Ms. Powell as
11 point people in the schools. Together, we've been able to
12 get LEAD and other programs off the ground almost
13 seamlessly. I'm only in front of you today because of the
14 hard work of all of the Nutley police officers, many of
15 which are seen in and out of uniform making a difference in
16 our town every day.

17 I would like to specifically thank lead officers
18 Tom Schenck, Steve Rogers, Rick Schwartz, and Chris Mallily
19 (ph) for their dedication to the program. It takes a lot of
20 time and preparation to get in front of a class and teach,
21 much of which they do on their own time. They have changed
22 the kids' reaction from why are the cops here to high fives,
23 thumbs up, and smiles whenever we walk through the doors.

24
25 If you want to know what it feels like to be a

1 rock star, walk into a school with one of those guys. I
2 would like to add that there isn't much I could get done
3 without the help of Dana Melillo, Sandra Carella, Linda
4 Diacheysn, and Adam Jernick. They are the people I lean on
5 to make it all work.

6 I would also like to thank my family and my wife,
7 Jeanette, because without her, there could never be a me.
8 Last but not least, thank you to the residents of Nutley for
9 showing your support for everything we do. And while the
10 world is out looking for their next leaders, here in Nutley,
11 we'll just keep making them. Thank you.

12 MAYOR SCARPELLI: Commissioner Evans, do you want
13 to say anything?

14 COMMISSIONER EVANS: Absolutely. It's great, I can
15 -- my mic -- last time, on my mic, I had to have my mouth
16 basically on it. Now, I could probably go in the back room
17 and speak and be heard, which is wonderful. So thank you for
18 the new microphone. I appreciate it very much.

19 Officer -- a couple of things. One, in your
20 comments you shared that basically that no one does it alone
21 and I commend you for recognizing those around you that help
22 you stand tall within the community.

23 I also want to just comment -- reflect on a moment
24 -- comment that Commissioner Petracco said and I think it's
25 something that is -- all officers should aspire to is -- and

1 that's to be someone that the citizens of Nutley want to run
2 to. So I commend you for that because that's an
3 extraordinary level of leadership and commitment to actually
4 win the trust of the community to be able to achieve that.
5 So congratulations.

6 MAYOR SCARPELLI: Commissioner Tucci?

7 COMMISSIONER TUCCI: Yes. Congratulations,
8 Michael. Your involvement with the youth of this Town is
9 second to none. As you know, in the recreation department,
10 we come in contact with many of our youngsters. You get
11 them at different stages and your guidance and your
12 leadership in this area is superior. I just want to thank
13 you on behalf of all of the parents in Nutley and encourage
14 you to continue all of the great work that you're doing.
15 Congratulations, well deserved.

16 MAYOR SCARPELLI: Thank you, Commissioner.

17 Michael, again, congratulations. It's a great
18 honor. It was a great thing to see you in action down at
19 Washington School a month or so ago. We had the Governor
20 come in, which was a great honor. And to see you guys in
21 action, see that early intervention with kids in teaching
22 them what the dangers are of even starting to experiment
23 with drugs. So you and your team should be commended, along
24 with Commissioner Petracco in initiating this program within
25 the schools. So congratulations and good luck with

1 everything. Commissioner?

2 COMMISSIONER PETRACCO: I'd just like to again
3 congratulate Michael. I'd like to thank his wife, which I
4 probably haven't done in the nine years that I'm up here for
5 being able to steal him away from you and your daughters
6 many, many nights. It's really -- and Mike, you're just
7 what, I think, an elected official should be, not even a
8 police officer, how you go out and how popular you are
9 amongst the kids. It's amazing to me.

10 Like I said, walking into my son, Salvatore's
11 class, it was a little bittersweet that Michael was a little
12 more popular with the kids than I was at the time. But, you
13 know, a great job. Kudos to your family. And really -- you
14 know, Mike strives on always making sure that I say this.
15 It's not a one man event with him, it's always a team
16 effort. He always gives accolades to his team, which is
17 really big of you.

18 So without anything else, should we take a
19 picture? Come up for a picture, Mike?

20 (Pause)

21 MAYOR SCARPELLI: Okay. We have a couple more
22 presentations. Commissioner Tucci.

23 COMMISSIONER TUCCI: Thank you, Mayor. This is
24 definitely a night that we're celebrating Nutley. This next
25 resolution is being presented to a group of young ladies and

1 their coaches for a feat that is nothing short of amazing.
2 And I'm sure it's only the beginning and it's going to
3 continue. Not that I'm looking to put any pressure on you,
4 but your track record is excellent and we have high
5 expectations for you. So having said that.

6 Whereas, the Girls Seventh Grade Basketball Team
7 has enjoyed outstanding success over the past three seasons
8 posting a league record of 42 wins and no losses; and

9 Whereas, the members of the Girls Seventh Grade
10 Basketball Team are, Rebecca Echevarria, Rachel Echevarria,
11 Mackenzie Albert, Alexandra Twomey, Julia Scheidel, Lia
12 DeMaio, Natalie Rufino, Mia Geraghty, Sydney Hess, Stephanie
13 Luberto, Jenna Garner, and Patricia Columbia-Walsh; and

14 Whereas, head coach Joyce Bukowiec, along with
15 Assistant Coach Dave Scheidel worked tirelessly to train and
16 guide these athletes; and

17 Whereas, the members of the Girls Seventh Grade
18 Basketball Team were the Suburban Travel Basketball Division
19 and League Champions for the third consecutive year, in
20 undefeated fashion; and

21 Now, therefore, be it resolved, that the Board of
22 Commissioners of the Township of Nutley, County of Essex,
23 State of New Jersey, join with the Citizens of Nutley to
24 honor and congratulate the members and coaches of the Girls
25 Seventh Grade Basketball Team, for their exceptional efforts

1 and accomplishments. I so proudly move this resolution.

2 COMMISSIONER EVANS: Second.

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 COMMISSIONER TUCCI: Joyce, would you like to come
12 up, you and Dave, to say a few words on behalf of our girls?

13 MS. BUKOWIEC: Sure. Well, thank you so, so much
14 for honoring us. We really -- we feel really special.

15 COMMISSIONER TUCCI: You are.

16 MS. BUKOWIEC: Thank you. When you were talking
17 about it takes a team to do things, honestly, we can't do
18 anything -- Coach Dave and I, we show up to practice.
19 That's not all we do, but you know, we can't do anything
20 unless the parents get the kids there and Frank gets us the
21 gym a lot. And all the kids come up and come and show up to
22 play and work really hard.

23 This group of girls are -- they're beautiful
24 people. They love each other. Whether they're in the game
25 or not in the game, they're always cheering for each other.

1 They share the ball so beautiful. Honestly, every game --
2 parents from other teams come up to us and tell me, oh my
3 gosh, we love watching your team. The refs congratulate me
4 after every game, your team plays beautiful. They're such a
5 nice, respectful team. And I'm really, really, really --
6 they're extraordinary, every one of them, and they're great
7 at other sports too. So they should make -- do great things
8 in high school and beyond, hopefully.

9 So thank you very much and Coach Dave is awesome
10 too, by the way. He's won a lot of games that I probably
11 would have blown. He wins the games too. So thank you so
12 much.

13 COMMISSIONER TUCCI: Thank you.

14 (Applause)Girls please come up for a picture.

15 MAYOR SCARPELLI: Commissioner Petracco
16 do you want to say a couple of words?

17

18 COMMISSIONER PETRACCO: I would love to. Should
19 we take the picture and then say a few words maybe because
20 they're up here?

21 MAYOR SCARPELLI: They'll hear you. They'll hear
22 you. Go ahead.

23 COMMISSIONER PETRACCO: Guys, I'd like just to say
24 a few things if I may. I got -- I did make the last year's
25 championship, which you guys won obviously, because you're

1 still undefeated. I know last year's championship was very
2 exciting. I know Coach Dave gives 1,000 percent all the
3 time and it's really a tribute to the parents and the
4 coaches, but I do have to say one thing about Joyce.

5 I have to tell you -- I didn't always look like
6 this, girls. At one time, I actually played basketball for
7 Nutley High School as well. And I always kid around with
8 Joyce and I say that I could -- I would be able to beat her
9 back in the day on a game of one on one, but I'm not so sure
10 about that now. But one thing I could tell you is I've been
11 around basketball and baseball most of my life. You're
12 never going to get coaches like you have here in Nutley.

13 Joyce is one of the best coaches I've ever seen,
14 and it's really a tribute to you and Dave why these girls
15 have been so successful. And like in the deli the other
16 day, Joyce, the thing that I'm big on with coaches is not
17 just the lessons that you learn on the Courts and on the
18 fields here in Nutley, but it's what follows you here
19 afterwards. And I know Coach Dave and Coach Joyce are big
20 on that. So some day when you guys are out and about,
21 outside of Nutley and you are adults and you're having some
22 struggles in your life, you'll think of your coaches and say
23 they didn't teach us how to quit. They didn't teach us how
24 to give up. And you guys will always be winners because of
25 coaches and parents like you have. So congratulations to

1 everyone.

2 MAYOR SCARPELLI: Commissioner Evans?

3 COMMISSIONER EVANS: I just want to add my thanks,
4 coaches. Congratulations. Thank you for your dedication.
5 Girls, we look forward to seeing you back here next year.
6 It's a commitment -- this is an IOU to the next year's
7 picture.

8 I just echo some of the points is that you'll look
9 forward to this in your -- when you're an adult, especially
10 all of the stories and the memories that it brings. And
11 when you're older, pay it forward to the next generation
12 that comes behind you. Help them grow to become the
13 champions that you've become. Congratulations.

14 MAYOR SCARPELLI: Thank you Commissioner. Girls,
15 and I tell this to all of the teams that we bring here. Look
16 at the girls next to you because in 30 or 40 years from now,
17 they're still going to be your friends because of what you
18 went through on the athletic field or on the court. And
19 you're a credit to your Township, your families, and
20 yourselves and you should all be proud. And congratulations
21 to you and your coaches and your mother -- your mom and dad.
22 So great. Thank you. Commissioner?

23 COMMISSIONER TUCCI: At the risk of being
24 redundant, girls, you are absolutely amazing. We are so
25 proud of you. And you know in the rec department, we have a

1 lot of teams and a lot of sports. You are absolutely at the
2 top of that list. You are phenomenal. And your coaches,
3 they epitomize what we look for in coaches because they're
4 not only knowledgeable about the game, but they're
5 knowledgeable about life and how to raise and how to guide
6 young adults such as yourself.

7 So again, I'd like to thank Joyce and Dave for
8 everything that you do off the court in addition to this
9 phenomenal record on the court. So thank you very much.

10 MAYOR SCARPELLI: And now we will take that
11 picture.

12 (Pause)

13 MAYOR SCARPELLI: All right, Commissioner. One
14 more. Last but not least.

15 COMMISSIONER TUCCI: All right, here we go. To
16 round out the family night here.

17 This next individual is someone who when you
18 engage him in conversation will tell you what he thinks and
19 always tells you from the heart, and always speaks about
20 what's in the best interest of this Township. So it's with
21 great pride that I present this resolution.

22 Whereas, John Monaco established A Personal Touch
23 Florist located at 343 Franklin Avenue in Nutley in 1986;
24 and

25 Whereas, John has been setting the standard in

1 floral arrangements and design by providing superior service
2 to our community for over 30 years through his artistic
3 imagination and floral artistry; and

4 Whereas, John attended college for Engineering
5 while working as a driver in a floral shop when he
6 discovered his calling as a floral designer; and

7 Whereas, A Personal Touch Florist continues to
8 showcase community spirit by donating their time, energy and
9 talent to community organizations and non-profit groups; and

10 Whereas, John and his wife Diane have two
11 beautiful children, Christopher and Julianne, and reside in
12 neighboring Lyndhurst, New Jersey; and

13 Whereas, A Personal Touch Florist celebrated 30
14 years of floral innovation, at the same location on November
15 9, 2016; and

16 Now, therefore, be it resolved that the Board of
17 Commissioners of the Township of Nutley, County of Essex,
18 State of New Jersey, join with the citizens of Nutley to
19 Congratulate John Monaco of A Personal Touch Florist for his
20 30 Years of Dedicated Service to this community.

21 John, thank you very much for all that you do.

22 COMMISSIONER EVANS: John, thank you for
23 everything that you do. I know in order to be a proprietor
24 in Nutley, you have to -- also have to be very generous and
25 supportive of the community. And that doesn't go unnoticed

1 by the Commissioners. So thank you for everything that
2 you've done over these years and your generous support of
3 our community.

4 MAYOR SCARPELLI: Commissioner Petracco?

5 COMMISSIONER PETRACCO: I have to get used to hitting these
6 buttons on these new mics.

7 As I said when I walked in, John, you know what,
8 being a merchant here myself since 1990, I know the
9 struggles that we all go through. I know the commitment to
10 the business that you have to always make your business come
11 first, sometimes even before your family. So kudos to your
12 wife for putting up with it all these years and we -- I
13 could imagine the family parties that you missed, and the
14 birthdays, and all that stuff. But you know what, every time
15 somebody goes by that -- your store on Franklin and
16 Chestnut, you know what, I always see you out there if it's
17 not getting the snow blower started or -- you always have a
18 smile on your face and you're always waving to the cars
19 because you're very popular here in Nutley because everybody
20 knows you because they know what you do for the Town and all
21 of your customers.

22 So congratulations. It's an honor well-deserved.

23 MAYOR SCARPELLI: Thank you, Commissioner.

24 John, congratulations. 30 years. Not some of the
25 best economic times that we've had over the last 30 years,

1 so congratulations on being able to survive for 30 years and
2 being an integral part of our community. He's my florist,
3 so I'm happy to say that. So congratulations and 30 more,
4 right, John?

5 COMMISSIONER TUCCI: John, as a fellow business
6 owner, I know how hard it is sometimes to make ends meet,
7 especially in our off seasons, and we all have off seasons,
8 and we know the demands that the Nutley community puts on
9 its business community, and I have never known you to deny
10 anyone, all right, or to turn anyone away. And I thank you
11 for your generosity. I thank you for the beautiful flowers
12 and flower arrangements that you've put together for most of
13 us, if not all of us, over the years. And I know you've
14 bailed me out on several occasions with your beautiful
15 flowers. And I just want to thank you for your commitment
16 to this Township and for everything that you do for our
17 students and everyone here. So thank you very much and
18 congratulations.

19 (Pause)

20 MAYOR SCARPELLI: Commissioner, you need to --

21 MADAM CLERK: We need a motion.

22 MAYOR SCARPELLI: We need to move that, second it,
23 and go around the room -- call the roll.

24 COMMISSIONER TUCCI: I will move the resolution.

25 COMMISSIONER EVANS: Second.

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 All right. So let's go to our regular agenda.

10 Minutes, Madam Clerk?

11 MADAM CLERK: Yes, Mayor. We have regular meeting
12 minutes for February 7th, 2017 and February 21st, 2017.

13 COMMISSIONER TUCCI: Move it.

14 COMMISSIONER EVANS: Second.

15 MADAM CLERK: Commissioner Tucci?

16 COMMISSIONER TUCCI: Aye.

17 MADAM CLERK: Commissioner Evans?

18 COMMISSIONER EVANS: Aye.

19 MADAM CLERK: Commissioner Petracco?

20 COMMISSIONER PETRACCO: Aye.

21 MADAM CLERK: Mayor Scarpelli?

22 MAYOR SCARPELLI: Aye.

23 MADAM CLERK: We have executive session minutes
24 for February 7th, 2017 and February 21st, 2017.

25 COMMISSIONER TUCCI: Move it.

1 COMMISSIONER EVANS: Second.

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 MADAM CLERK: And that's it for minutes.

11 MAYOR SCARPELLI: Communications?

12 MADAM CLERK: Holy Family Church has submitted an
13 event application to hold their Palm Sunday Procession on
14 Sunday, April 9, 2017 from 11:15 to 11:50 starting at 174
15 Franklin Avenue and ending at 28 Brookline Avenue in Nutley.
16 I need a motion.

17 COMMISSIONER TUCCI: Move it.

18 COMMISSIONER EVANS: Second.

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 MADAM CLERK: The Nutley Thriving Survivors has
3 submitted an event application for their annual walk to be
4 held on Friday, October 6, 2017 from 6:00 p.m. to 9:00 p.m.
5 beginning and ending at the John H. Walker Middle School.

6 I need a motion.

7 COMMISSIONER TUCCI: I'll move it.

8 COMMISSIONER EVANS: Second.

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 MADAM CLERK: And that's it for communications,
18 Mayor.

19 MAYOR SCARPELLI: So before we get to bills, I see
20 Donna Pontoriero (ph) here, who wanted to make an
21 announcement about our good friend, Anne Rotunda (ph). So,
22 Donna.

23 MS. PONTORIERO: Thank you, Mayor.

24 I'm here -- I just want to give a little bit of a
25 background. I'm here representing our committee, Operation

1 Annie, and the rest of my committee is sitting back there.
2 They've elected me to come up here.

3 Some of you -- everybody knows Annie, but some
4 people in this room may not. So I just want to give a
5 little bit of a background. Anne Rotunda is a lifelong
6 Nutley resident. She was diagnosed in 2013 with acute
7 myeloid leukemia. Three years ago, along with the Nutley
8 Board of Commissioners, we held a bone marrow drive at the
9 Nutley Health Department for her. The turn out was
10 successful, although it did not produce a match for Anne.

11 Fortunately, Anne went into remission and a
12 transplant was not needed. Just recently, she was
13 rediagnosed with AML and the need for a match is -- has
14 become a priority. Anne is currently in the hospital and
15 receiving chemo and will be there for at least another three
16 weeks.

17 Anne has been the director of the Nutley Special
18 Young Adults for the past 38 years and has dedicated her
19 entire life to these special needs adults. She has been a
20 very active member of our community and has been honored
21 with many awards for her countless hours of volunteering and
22 the kind, generous person that she is.

23 I've had the privilege of calling her my friend
24 for the past 15 years and watched her give selflessly to
25 others. We have the bone marrow drive scheduled for

1 Tuesday, March 28th between the hours of 2:30 and 8:00 p.m.
2 and it will be at the public affairs building. We are
3 hoping to find a match for her. There are certain
4 requirements for -- to be able to join the registry and come
5 that day. You need to be between the ages of 18 and 44 and
6 in good health.

7 There is an interest of people over the age of 44
8 that have contacted us, and you can still become a member of
9 the registry if you're over the age of 44 but under the age
10 of 60. So the requirement for that would be -- you can go
11 online at Be the Match and fill out the paperwork there.
12 They will send you a test kit. There is a charge for it.
13 There's
14 \$100 charge for that test kit.

15 We are -- the chances of getting a donor match are
16 1 in 430. So you may not be a match for Annie, but you may
17 be a match for somebody else. It's a good thing all around.

18 Joining the registry is a very simple process. Most
19 people are not aware of what the process is. It's just a
20 swabbing of your cheek to get some cells and then they test
21 from there to see who you match. It really takes 10 minutes.
22 The paperwork is what takes just a little bit longer.

23 We are in communication with some organizations in
24 the Town that have expressed interest in helping us
25 fundraise. And the reason we would like to do a little bit

1 of fundraising is some people are interested in joining the
2 registry, however, there is cost for the match if they're
3 over -- the test kit if they're over 44. So we would like
4 to try and offset the cost.

5 We've had a couple of individuals and some
6 businesses who are interested in giving us a monetary
7 donation for that. We will also be planning a blood drive
8 for her and that same day we're going to try and do another
9 bone marrow drive for her.

10 We came here -- we would like to have the
11 Commissioners support in trying to find a match for Annie
12 and anything that you could possibly do to help us would be
13 appreciated. I'm here to answer any questions that you --

14 MAYOR SCARPELLI: Donna, what's the time again?
15 It's Tuesday, April 28th --

16 MS. PONTORIERO: It's Tuesday, March 28th.

17 MAYOR SCARPELLI: March 28th.

18 MS. PONTORIERO: March 28th from 2:30 to 8:00 p.m.

19 MAYOR SCARPELLI: 2:30 to 8:00 p.m.

20 MS. PONTORIERO: Yes.

21 MAYOR SCARPELLI: At the public affairs
22 department?

23 MS. PONTORIERO: Yes, in the health department,
24 yeah.

25 MAYOR SCARPELLI: There is not a better person out

1 there than Annie Rotunda who gives herself not only to this
2 Township but to her kids. And I am urging, on behalf of the
3 Board of Commissioners, that everybody listening out there,
4 anybody between those ages, please come out. If you're over
5 the age, go online. We need your help and Annie needs your
6 help and she deserves your help.

7 Commissioners?

8 COMMISSIONER EVANS: Mayor, I think you summed it up.
9 There's a lot of people who are watching us tonight, who will
10 see this tape when it's released, and that will be before the
11 date for the collection. So I encourage, as well, that
12 anyone who is listening, anyone here really consider
13 supporting Annie. I echo any comments and anything anybody
14 can say about Annie. She's just a wonderful human being.

15 MS. PONTORIERO: Thank you.

16 COMMISSIONER TUCCI: Donna, Annie Rotunda is one of the most
17 giving individuals I ever met in my life. Not only that, she
18 dedicated her life to her special young adults. She's also a
19 major, major part in our relay for life, which is the
20 American Cancer Society's signature event. And she's a big
21 part of the reason why here in Nutley we raised over a
22 million dollars over a 10 year period.

23
24
25 So anything that I can personally do and encourage

1 anyone that I know or anyone I come in contact with to help
2 Annie, I will absolutely do. She's a wonderful person and
3 we've dubbed her one of our Nutley angels.

4 MAYOR SCARPELLI: Commissioner?

5 COMMISSIONER PETRACCO: I'll address you as
6 doctor, of course, Dr. Donna. You know, Mauro said that
7 angel word and that's what I've always called Annie because
8 if she's not an angel for what she does for all those kids
9 and it's unbelievable if anybody's ever gone and visited
10 SYA, it's really -- God bless everyone down there, but I
11 don't know how she's done it all these years.

12 I could tell you, going through a little episode
13 myself this year, it's much better to be a giver than be a
14 recipient in something like this. So I'm going to leave it
15 at that. Just get up off your couch and trust me when I say
16 it, it's much better to be a giver of this instance. So
17 make a special trip down there and do what's right because
18 God forbid, you never know when the shoe could be on the
19 other foot.

20 So Annie's a Godsend to our Town. She's a giver.
21 She has great friends around her all the time, like you,
22 Donna, and everybody in the back. And it's really -- this
23 is what I think Nutley is all about because one of our --
24 when one of our own is down, that's when Nutley is its best
25 and that's when we rise up. So again, please, I urge you

1 all, get down there. Thank you.

2 MS. PONTORIERO: Can I say one more thing?

3 MAYOR SCARPELLI: Sure, Donna.

4 MS. PONTORIERO: And just for the folks out there.
5 I want to reiterate the date. It's March 28th at the health
6 department public affairs building on Chestnut Street from
7 2:30 to 8:00 p.m. Even if you're over the age of 44, you
8 are eligible. We are hoping to be able to have some
9 computers there that can help you -- we can help you fill
10 out the paperwork online and the test kit will be sent to
11 you.

12 If you have any questions, you can call the health
13 department and you can ask to speak to Meredith. Meredith
14 will be able to answer any of your questions. Thank you
15 very much.

16 MAYOR SCARPELLI: Thank you.

17 Madam Clerk, bills?

18 MADAM CLERK: Yes, Mayor. Bill list for Tuesday,
19 March 21st, 2017. Public Affairs, \$85,653.62; Revenue &
20 Finance, \$6,252,820.15; Public Safety, \$37,209.06; Public
21 Works, \$435,170.74; Parks and Public Property, \$230,921.23;
22 total payroll \$851,168.88. For a grand total of
23 \$7,892,943.68

24 COMMISSIONER EVANS: Move the bills.

25 MADAM CLERK: I need a second.

1 COMMISSIONER TUCCI: Second.

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 MADAM CLERK: And that's it for bills, Mayor.

11 MAYOR SCARPELLI: Public comment on agenda items
12 only. Madam Clerk, please 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
18 limit their address to three minutes. All remarks to the
19 Board and its individual members must be addressed to the
20 Mayor. The Mayor may defer citizens' comments to the
21 appropriate member of the board. Dialogue between citizens
22 and others addressing the Board shall be allowed unless the
23 Mayor or presiding officer, or the majority of the
24 membership of the Board, shall determine that the interest
25 of decorum and/or the expeditious conduct of municipal

1 business are being adversely affected by such dialogue.

2 MAYOR SCARPELLI: Anybody like to address the
3 Commissioners on agenda items only? Seeing none, let's move
4 on to Board of Commissioner announcements. Any
5 announcements from the Board?

6 Ordinance introductions. Commissioner Evans?

7 COMMISSIONER EVANS: Thank you, Mayor. Tonight, I
8 have an ordinance introduction number 3355, which is an
9 ordinance to exceed the municipal budget appropriation
10 limits and establish a cap bank.

11 This is a recurring ordinance. We do it every
12 year and it's done in anticipation that in a future two year
13 period if we needed to exceed the allowable appropriation
14 because of an extraordinary event, that we would have the
15 capacity to do so. Historically, we have not actually
16 reached the point in time where we had to do it, but it only
17 creates a paper entry. It does not actually transfer to any
18 tax burden onto the tax payers, it's simply just a paper
19 entry until such time it has a need to be used.

20 I move that this ordinance be passed to a second
21 reading and advertised in the Nutley Sun, together with
22 notice required by law and that further consideration of
23 said ordinance for final passage by the Board of
24 Commissioners be held at its second reading on May 18th,
25 2018. So moved.

1 COMMISSIONER TUCCI: Second.

2 MADAM CLERK: That's April 18th, correct?

3 COMMISSIONER EVANS: April 18th.

4 MADAM CLERK: April 18th.

5 MADAM CLERK: Commissioner Tucci?

6 COMMISSIONER TUCCI: I'm sorry. Calling roll
7 call?

8 MADAM CLERK: Commissioner Tucci?

9 COMMISSIONER TUCCI: Aye.

10 MADAM CLERK: Commissioner Evans?

11 COMMISSIONER EVANS: Aye.

12 MADAM CLERK: Commissioner Petracco?

13 COMMISSIONER PETRACCO: Aye.

14 MADAM CLERK: Mayor Scarpelli?

15 MAYOR SCARPELLI: Aye.

16 COMMISSIONER EVANS: Thank you. The --

17 MAYOR SCARPELLI: Going to the budget?

18 COMMISSIONER EVANS: Yes.

19 The second point for this evening is the
20 introduction of the municipal budget for the calendar year
21 2017. This is an introduction tonight. The public hearing
22 on the budget will be held on April 18th. This budget is
23 subject to change because we've still had yet to finalize
24 and receive final approval for our municipal aid,
25 specifically, our transitional aid for this year. And that

1 won't be forthcoming until sometime later in the May
2 timeframe. I say it's interim because by statute, we're
3 only able to recognize 85 percent of the aid that we
4 received last year, which would leave shortfall of about
5 \$825,000, which is not a real shortfall at this point
6 because they make the applications and the negotiation on
7 aid for the current year hasn't begun yet.

8 So we are introducing tonight to meet our
9 statutory requirement. We will hold the public hearing to
10 meet the statutory requirement on April 18th. However, we
11 will not adopt this budget until we receive final approval
12 by the State Department of Consumer Affairs, which if that
13 is consistent with last year, happened for the second
14 meeting in May.

15 So it's open until that timeframe. Overall, the
16 budget reflects our commitment to stay within our
17 appropriation caps, as well as the statutory levy cap for
18 this current year.

19 So with that, I have agreed that the municipal
20 budget of the Township of Nutley, County of Essex for the
21 fiscal year 2017. Be it resolved that the following
22 statements of revenue and appropriation shall constitute the
23 municipal budget for the year 2017.

24 Be it further resolved that said budget will be
25 published in the Nutley Sun in the issue of March 30th. The

1 governing body of the Township of Nutley does hereby
2 approve the following budget for the year 2017. So moved.

3 COMMISSIONER TUCCI: Second.

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 Thank you, Commissioner. Public hearings,
13 Commissioner Tucci?

14 COMMISSIONER TUCCI: Yes. The Parks Department
15 filed an application with New Jersey Transit for a vehicle
16 with wheelchair lift gate capabilities to assist us in
17 providing transportation to our seniors and folks who need
18 that type of accommodation here in the Township. And the
19 project is going to be partially funded with the Federal
20 Transit Authority 5310 funds under a grant that was
21 submitted to the Federal Transit Administration. And this
22 is a requirement to along with the application. So if
23 there's any interested party who has a significant social,
24 economic, or environmental interest, you're invited to
25 provide comment within 30 days to the Township of Nutley.

1 Office of the Municipal Clerk, One Kennedy Drive, Nutley,
2 New Jersey.

3 If anyone has any comments, we'll be happy to hear
4 them this evening.

5 MAYOR SCARPELLI: Anybody like to comment during
6 this public hearing?

7 COMMISSIONER TUCCI: Seeing none, I move that we
8 close the public hearing.

9 COMMISSIONER EVANS: Second.

10 MADAM CLERK: Commissioner Tucci?

11 COMMISSIONER TUCCI: Aye.

12 MADAM CLERK: Commissioner Evans?

13 COMMISSIONER EVANS: Aye.

14 UNIDENTIFIED SPEAKER: (Indiscernible).

15 COMMISSIONER PETRACCO: Excuse me?

16 COMMISSIONER TUCCI: Would you like to comment on
17 this application, sir? Sure.

18 MADAM CLERK: I think it's parking.

19 COMMISSIONER PETRACCO: I think he's asking about
20 the parking.

21 MAYOR SCARPELLI: This is on the public hearing on
22 Commissioner Tucci. We're not to public comment on
23 anything. So we'll make sure you get up at the end of the
24 meeting, all right?

25 UNIDENTIFIED SPEAKER: All right.

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. Do we have to move it or
7 no?

8 COMMISSIONER TUCCI: I'll move it.

9 COMMISSIONER EVANS: Second.

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 Let's move on to resolutions. Commissioner Tucci
19 did his already. Commissioner Evans?

20 COMMISSIONER EVANS: Thank you.

21 Whereas, the Zoning Board of Adjustment received
22 an escrow deposit in the amount of \$10,050 from Forte
23 Capital Management for property located at Passaic Avenue
24 and Kingsland; and

25 Whereas, the escrow fee of \$10,050 was collected

1 and deposited in account T-15-910-969; and

2 Whereas, the Zoning Board of Adjustment has
3 reviewed and determined that the balance of \$525 is due to
4 Forte Capital Management;

5 Now, therefore, be it resolved, by the Board of
6 Commissioners of the Township of Nutley, County of Essex,
7 that the Township Treasurer is hereby authorized to refund
8 the escrow fees in the amount of \$525 to Forte Capital
9 Management.

10 So moved.

11 COMMISSIONER TUCCI: Second.

12 MADAM CLERK: Commissioner Tucci?

13 COMMISSIONER TUCCI: Aye.

14 MADAM CLERK: Commissioner Evans?

15 COMMISSIONER EVANS: Aye.

16 MADAM CLERK: Commissioner Petracco?

17 COMMISSIONER PETRACCO: Aye.

18 MADAM CLERK: Mayor Scarpelli?

19 MAYOR SCARPELLI: Aye.

20 COMMISSIONER EVANS: Whereas, the Planning Board
21 received an escrow deposit in the amount of \$2,700 from
22 Cambridge Heights at Nutley for property located at 1
23 Cambridge Heights; and

24 Whereas, the escrow fee of \$2,700 was collected
25 and deposited in account T-15-911-939; and

1 Whereas, the Planning Board has reviewed and
2 determined that the balance of \$1,590 is due to Cambridge
3 Heights at Nutley;

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 the Township Treasurer is hereby
7 authorized to refund the escrow fee in the amount of \$1,590
8 to Cambridge Heights of Nutley.

9 So moved.

10 COMMISSIONER TUCCI: Second.

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 COMMISSIONER EVANS: Whereas, the Planning Board
20 received an escrow deposit in the amount of \$3,000 from RPR
21 Enterprises, LLC for property located at 11-15 Baltimore
22 Street; and

23 Whereas, the escrow fee of \$3,000 was collected
24 and deposited in account number T-15-911-958; and

25 Whereas, the Planning Board has reviewed and

1 determined that the balance of \$3,000 is due to RPR
2 Enterprises LLC;

3 Now, therefore, be it resolved, by the Board of
4 Commissioners of the Township of Nutley, County of Essex,
5 that the Township Treasurer is hereby authorized to refund
6 the escrow fee in the amount of \$3,000 to RPR Enterprises,
7 LLC.

8 So moved.

9 COMMISSIONER TUCCI: Second.

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: Thank you, Mayor.

19 MAYOR SCARPELLI: Whereas, bids for Park Avenue
20 Improvement Project (Section 3) were received and opened on
21 Wednesday, June 10, 2015; and

22 Whereas, AJM Contractors, Inc. 300 Kuller Road,
23 Clifton, New Jersey 07011 was the low bidder; and

24 Whereas, the Township of Nutley entered into a
25 contract with AJM Contractors, Inc. for the amount of

1 \$252,870.10; and

2 Whereas, Change Order #1 was authorized on March
3 1st, 2016, via Resolution No. 63-16 for a decrease in the
4 amount of \$11,426.83 to be credited to Ordinance No. 3295A
5 for a total contract price of \$241,443.27; and

6 Whereas, Change Order #2 has been authorized for a
7 decrease in the amount of \$3,026.40 to be credited to
8 Ordinance No. 3295A for a total contract price of
9 \$238,416.87.

10 Now, therefore, be it resolved by the Board of
11 Commissioners of the Township of Nutley, County of Essex,
12 State of New Jersey, that the Change Order #2 as attached,
13 is a change from the contract previously made by the
14 Township of Nutley with AJM Contractors, for the Project
15 known as Park Avenue Improvement Project (Section 3) are
16 hereby authorized and approved.

17 I hereby move the resolution.

18 COMMISSIONER TUCCI: Second.

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 That concludes the business portion of our
3 meeting. We will open up for public comment. Madam Clerk?

4 MADAM CLERK: Yes, Mayor.

5 All persons addressing the Board of Commissioners
6 regarding community concerns should approach the microphone
7 and provide their name and address for the record. Unless
8 further time is granted by the Board, each person shall
9 limit their address to five minutes. All remarks to the
10 Board and its individual members must be addressed to the
11 Mayor. The Mayor may defer citizens' comments to the
12 appropriate member of the board. Dialogue between citizens
13 and others addressing the Board shall be allowed unless the
14 Mayor or presiding officer, or the majority of the
15 membership of the Board, shall determine that the interest
16 of decorum and/or the expeditious conduct of municipal
17 business are being adversely affected by such dialogue.

18 MAYOR SCARPELLI: Would anybody like to address
19 the Board of Commissioners this evening?

20 MR. GIBBONS: Good evening, Commissioners.
21 (Indiscernible) on the agenda apparently I was not told the
22 truth.

23 MADAM CLERK: I'm sorry. Can you just state your
24 name and address, please.

25 MR. GIBBONS: Brian Gibbons, 65 Edison Avenue. If

1 I may read a prepared statement.

2 At last month's meeting concerning to our parking
3 ordinance on Edison and Oakley Terrace, you stated that if I
4 could get a consensus of my neighbors to how this should be
5 handled. By overwhelming demand, residents did not want the
6 two hour signs taken down. Residents want the signs to
7 remain up in order to deter New York commuter and future
8 Roche residents parking on our residential streets.

9 You stated that if I could get 51 percent of my
10 neighbors to sign a petition agreeing to the change, you
11 would be willing to either implement the sticker program or
12 do so as a pilot program on our two streets. As you are
13 aware, two weeks ago, I submitted copies of petitions to all
14 of you via e-mail. The petition clearly indicates that the
15 larger margin -- majority, that 51 percent of people are in
16 support of this program. Other towns and cities in New
17 Jersey have this program in effect and it works well.

18 As a matter of fact, our Town already has a
19 sticker program in place for high school students who drive
20 to school and park in designated lots. I'm certain that if
21 it could be easily implemented to students, it could easily
22 be implemented for the tax paying homeowners of Edison
23 Avenue and Oakley Terrace.

24 There are not -- there are many streets in Nutley
25 that are not under the two hour parking ordinance.

1 Residents can park on their streets all day with no
2 consequences. I ask you (indiscernible) same tax paying
3 homeowners who live on the streets with the ordinance to be
4 in fear of receiving a ticket for parking on their own
5 residential street for more than two hours? I don't think
6 so.

7 And tonight, I'm joined by many residents of both
8 Edison Avenue and Oakley Terrace who don't think so either.
9 We have done everything that was asked of us and we are here
10 to request that this issue be resolved this evening. Thank
11 you.

12 MAYOR SCARPELLI: Thank you. Anybody else like to
13 address the Board of Commissioners this evening?

14 COMMISSIONER PETRACCO: Mayor, I'd just like to
15 comment on that, if I may.

16 Mr. Gibbons, just -- I just wanted you to realize
17 that in order for us to go to a pilot program, to a sticker
18 program, that would have to be voted on by the Board of
19 Commissioners. Correct, Mayor?

20 MAYOR SCARPELLI: I don't know.

21 COMMISSIONER PETRACCO: I mean, would -- Alan,
22 would we have to do that by a resolution or --

23 MR. GENITEMPO: I'm not sure, but we would have to
24 discuss it for sure.

25 COMMISSIONER PETRACCO: Okay. Because I'll just

1 say on the record that I'm in favor of doing something like
2 that. I know we've talked about the overnight parking and
3 we don't want to lift that, and neither do I, but I think
4 that, you know, that the people there and on these streets,
5 if we take them case by case, I think that they do deserve
6 some type of relief and I think the fear is is that moving
7 forward, there will be -- if we take down the signs then
8 they are in constant fear that the problem is going to
9 reoccur.

10 So I actually did not see the petitions signed.
11 Did we get them, Sam? So we have them. I'll take a look at
12 that tomorrow, but we should have a meeting with the Board
13 of Commissioners. This way we could see if we could get you
14 guys into a sticker program. But I'll say on the record
15 tonight that I am in favor of doing something, you know, to
16 relieve some of that. And the sticker program seems to me
17 to be okay. Okay?

18 MAYOR SCARPELLI: Thank you, Commissioner.
19 Anybody else like to address the Board of Commissioners this
20 evening? Seeing none. Can I have a motion to adjourn?

21 COMMISSIONER PETRACCO: Move it.

22 COMMISSIONER TUCCI: Second.

23 MADAM CLERK: Commissioner Tucci?

24 COMMISSIONER TUCCI: Aye.

25 MADAM CLERK: Commissioner Evans?

1 COMMISSIONER EVANS: Aye.

2 MADAM CLERK: Commissioner Petracco?

3 COMMISSIONER PETRACCO: Aye.

4 MADAM CLERK: Mayor Scarpelli?

5 MAYOR SCARPELLI: Aye.

6 MADAM CLERK: And the time --

7 MAYOR SCARPELLI: Good night, everybody.

8 MADAM CLERK: The time is now 8:22.

9 (Meeting was adjourned at 8:22 P.M.)

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


Jamie Gallagher

Date: April 5, 2017

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