TOWNSHIP OF NUTLEY, NEW JERSEY
BOARD OF COMMISSIONERS

) ) PUBLIC MEETING ) TRANSCRIPT OF
) ) PROCEEDINGS:

December 31, 2014
9:00 a.m.

BEFORE:
Commissioner Steven L. Rogers
Commissioner Mauro Tucci
Commissioner Thomas J. Evans
Commissioner Joseph Scarpelli
Mayor Alphonse Petracco

Job No. NJ1991079
Transcribed by: Nicole Yawn
PROCEEDINGS

MAYOR PETRACCO: Madam Clerk, do you want to start us off?

MADAM CLERK: Yes, Mayor. Board of commissioners public meeting Wednesday, December 31st, 2014.

Pursuant to the requirements of the Open Public Meeting Law, Chapter 231, notice of this meeting was published in the December 12th, 2013 issues of the Nutley Sun, the Star Ledger, and the Herald News. A copy of this notice has been posted on the Nutley town hall bulletin board, and a copy is on file in the municipal clerk's office.

Commissioner Rogers?

COMMISSIONER ROGERS: (No audible response.)

MADAM CLERK: Commissioner Tucci?

COMMISSION TUCCI: Here.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Here.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Here.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Here.

Before we start, can everyone please stand for the flag salute?

(Pledge of Allegiance)
MAYOR PETRACCO: Okay. Just for the record, we have no communications or correspondence. Reports are none. Bills we do not have. I guess we'll move on to resolutions.

Commissioner Tucci?

COMMISSIONER TUCCI: BE IT RESOLVED by the board of commissioners of the township of Nutley, county of Essex, New Jersey that, in accordance with the provision of R.S. 40a:4-58, the following transfer(s) of appropriations in the 2014 budget be and the same are hereby authorized and approved.

For the Department of Parks and Public Property from Recreation Commission salaries and wages, $8,000 to Recreation Commission Other Expenses in the same amount of $8,000, from Worker's Comp. In the amount of 25,000 to Public Buildings & Grounds Other Expenses in the amount of 25,000, for a total of 33,000.

I move the resolution.

MAYOR PETRACCO: Second.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?
COMMISSIONER SCARPELLI:   Aye.

MADAM CLERK:   Mayor Petracco?

MAYOR PETRACCO:   Aye.

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

MAYOR PETRACCO:   Commissioner Evans?

COMMISSIONER EVANS:   BE IT RESOLVED by the board of commissioners of the township of Nutley, county of Essex, New Jersey that, in accordance with provisions of F.S. 40A: 4-58, the following transfer(s) of appropriations in the 2014 budget be and the same are hereby authorized and approved.

From Tax Collector Salary and Wage, Municipal Elections, 30,000 in total to Tax Collector O/E and Expense Stationary O/E, for a total of 30,000.

So moved.

COMMISSIONER TUCCI:   Second.

MADAM CLERK:   Commissioner Rogers?

COMMISSIONER ROGERS:   Aye.

MADAM CLERK:   Commissioner Tucci?

COMMISSIONER TUCCI:   Aye.

MADAM CLERK:   Commissioner Evans?

COMMISSIONER EVANS:   Aye.

MADAM CLERK:   Commissioner Scarpelli?

COMMISSIONER SCARPELLI:   Aye.

MADAM CLERK:   Mayor Petracco?
MAYOR PETRACCO: Aye.

COMMISSIONER EVANS: Thank you, Mayor.

MAYOR PETRACCO: Thank you.

Commissioner Scarpelli?

COMMISSIONER SCARPELLI: BE IT RESOLVED by the board of commissioners of the township of Nutley, county of Essex, New Jersey that, in accordance with provision R.S. 40A: 4-58, the following transfer(s) of appropriations in the 2014 budget be and the same are hereby authorized and approved.

From Water Operating Salary and Wage, 10,000 to Water Operating Other Expenses, 10,000. From Water Operating Salary and Wage, 110,000 to Water Operating Other Expenses, 110,000. From Road Repair & Maintenance, 15,000; Street Lighting, 25,000, Weed and Leaf Removal Other Expenses, 500; Emergency Hire Salary and Wages, 1,500, Parking Lot Other Expenses, 12,000, which is 54,000 into Road Repair Maintenance Other Expenses,

UNIDENTIFIED SPEAKER: Probably a typo.

COMMISSIONER SCARPELLI: For a grand total of $174,000.

I move the resolution.

COMMISSIONER ROGERS: Second.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.
MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

Commissioner Rogers, you have nothing today?

COMMISSIONER ROGERS: No.

MAYOR PETRACCO: Okay.

BE IT RESOLVED by the board of commissioners of the township of Nutley, county of Essex, New Jersey that, in accordance with the provisions of R.S. 40A: 4-58, the following transfer(s) of appropriations into the 2014 budget be and the same are hereby authorized and approved.

From Fire Salary and Wage 4-01-314-100, 50,000 to Fire O/E 4-01-314-200 for 50,000.

I move the resolution.

COMMISSIONER TUCCI: Second.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?
COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

WHEREAS, the Nutley Masonic Temple Association located at 175 Chestnut Street (Block 6402, Lot 5) has applied for a new club liquor license, and;

WHEREAS, the Nutley Masonic Temple Association, trading as same, has satisfactorily completed all the necessary requirements for a new club liquor license pursuant to N.J.A.C. 13:2-8.5, including satisfactory inspections by the Nutley Police Department, Nutley Fire Department, Code Enforcement Office and Township Health Inspector and;

WHEREAS, the state of New Jersey, Office of the Attorney General, Division of Alcoholic Beverage Control has informed the township clerk that they are satisfied that the Nutley Masonic Temple Association meets all the requirements for the issuance of a new club liquor license effective as of December 31st, 2014 and;

NOW, THEREFORE, BE IT RESOLVED by the board of commissioners of the township of Nutley, County of Essex, state of New Jersey that the township clerk be and she is hereby directed and authorized to issue a new club liquor

BE IT FURTHER RESOLVED that one copy of said resolution be sent to the state of New Jersey, Office of Attorney General, Division of Alcoholic Beverage Control.

I move the resolution.

COMMISSIONER TUCCI: Second.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Aye.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

That concludes our business portion of the meeting.

Madam Clerk, will you read our five-minute rule?

MADAM CLERK: Yes, Mayor. All persons addressing the board of commissioners regarding community concerns should approach the microphone and provide their name and address for the record. Unless further time is granted by the board, each person shall limit their address to five
minutes. All remarks to the board and individual members must be addressed to the mayor.

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

MAYOR PETRACCO: Is there anyone here this morning that would like to address the board of commissioners?

MS. LANDRY: It's me. Penny Landry, 135 Lakeside Drive, Nutley.

First, I'd like to wish you all the happiest of New Years to you and your family and friends and looking forward very much to 2015 as a Nutley homeowner and taxpayer.

As you know, I started coming to meetings in December 2013 and started a public information FaceBook page January 1st. So our anniversary is tomorrow, and we have 1,250 likes, and we're getting an average of about 8,000 readers a week.

What I'd love to see in 2015 is just a reporting of great things happening in Nutley only. And that is my objective. So I'm here to ask you for 2015 for a couple of
First, thank you for the recording of meetings. I noticed that they're not being recorded today.

And my question to you, Mayor, is who is responsible for scheduling of the rebroadcast of meetings.

MAYOR PETRACCO: I don't really know that.

UNIDENTIFIED SPEAKER: That comes under my department through Coach Kelly, Jim Kelly, who's coordinating our efforts.

MS. LANDRY: And who is responsible for notification of the Nutley citizens of the broadcasting of the meetings?

UNIDENTIFIED SPEAKER: As far as what? Putting a notification on the website?

MS. LANDRY: As far as I can tell, there's never been a notification through igov, which is our township notification system, which I do belong to. I'm not sure how many citizens belong to it because I did file an OPRA requesting that information, and the response was that there were no records to that request. So I'm sure we have a contract for $24,000 by resolution 160-14 that was authorized July 15th for $24,000 to govdelivery for -- and I quote -- "support and maintenance of computer hardware and Internet services."

We do receive many notifications. How many the we
is I'm not sure of because I was told there are no records
that can tell us how many citizens are signed up for igov.
However, I feel strongly that igov, as long as we have a
contract, should be a notification system for important
things like rebroadcast of meetings.

Now, I was told that meetings would be broadcast
at 9:00 p.m. However, the last broadcast was at 6:00 p.m.,
and no one was notified of the change.

So I'm trying to find out what the process is for
notifying citizens of this township of when exactly the
meetings are broadcast and if there is a change to the
broadcast, how are citizens to be notified. Because I had
many people emailing me at 9:00 saying there's a concert on
and not the broadcast of the meeting.

UNIDENTIFIED SPEAKER: I can answer that, Mayor,
if I might.

MAYOR PETRACCO: Please.

UNIDENTIFIED SPEAKER: Number one, Penny, you know
we just started filming in October. All right? So we still
have some bugs to work out, and we still have some of the
protocols that we need to tighten up a bit.

There was, in fact, a conflict with that concert.
That's why we got bumped. I'll take responsibility for that
not being on the website, but we will put on the website
when all of the meetings will be broadcast. We're also
working towards the end of securing our own station so that we don't get bumped in the future.

MS. LANDRY: Yay. Thank you very, very much. That is appreciated.

And, as to the igov July 15th, when does the contract with igov end?

COMMISSIONER EVANS: This month.

MS. LANDRY: And will it be renewed?

COMMISSIONER EVANS: No.

MS. LANDRY: Thank you. So we can anticipate in 2015 a website that will take care of all of the functions that were currently taken care of by igov?

COMMISSIONER EVANS: Correct.

MS. LANDRY: And when will that new website be in place?

COMMISSIONER EVANS: Late spring.

MS. LANDRY: Late spring? Okay. And, since the contract ends this month for igov, what will be the notification system that will be used to replace it?

COMMISSIONER EVANS: It will continue until the new system is up.

MS. LANDRY: The igov contract ends this month? The new website goes up in spring. So the igov --

COMMISSIONER EVANS: The emergency alert system that you're referring to will stay in place. The website
itself will stay in place. The actual -- and there won't be
any changes to the website, so there's no maintenance issues
associated with that until the new website is in place.

MS. LANDRY: Okay. So the contract ends, but
we're going to go on a month-to-month?

COMMISSIONER EVANS: Yep.

MS. LANDRY: Okay. Month-to-month. Thank you.
Can I have an additional question, sir?

MAYOR PETRACCO: Yeah.

MS. LANDRY: It's on a different topic.

MAYOR PETRACCO: Okay.

MS. LANDRY: This summer, our planning board hired
a development planner. Can you tell us when the citizens of
Nutley can anticipate a report from this planner on
redevelopment in Roche property?

MAYOR PETRACCO: Yeah, sure.

UNIDENTIFIED SPEAKER: Ms. Landry, we anticipate
scheduling meetings with the planning board, hopefully, by
the end of January. The report will be prior to that. It
has not been produced. We're working with Clifton and the
planner together to try to develop one complete report for
the entire site.

It should be done shortly. We're told after the
1st of the year sometime.

MS. LANDRY: And those will be public hearings?
UNIDENTIFIED SPEAKER: Absolutely.

MS. LANDRY: Okay, great. So public hearings sometime, you anticipate, in February?

UNIDENTIFIED SPEAKER: We're hoping end of January, but we're going to probably have special meetings for that particular report and the process to declare the area in need of redevelopment. But we're working with the planning board on (audio gap).

MS. LANDRY: And, when you say process to clear the area in need of development --

UNIDENTIFIED SPEAKER: Declare, declare.

MS. LANDRY: Process to declare the area in need of redevelopment? So the township of Nutley is in the process of preparing the Roche property as an area in need of redevelopment with the state of New Jersey?

UNIDENTIFIED SPEAKER: Right. As our previous resolutions have indicated, that's why we hired -- that's why the planning board hired the (audio gap).

MS. LANDRY: Okay, great. And, on that same question, the 2014 budget for revenue and finance included 250,000 for economic redevelopment project. Can you tell us when we will get an accounting of how that money was spent?

COMMISSIONER EVANS: The invoices associated with that are part of our system. They're available by an OPRA request. We won't be preparing a specific report just for
that purpose, but they are available.

MS. LANDRY: Okay. So an accounting of the
$250,000 invoices for 2014 for economic redevelopment are
only available via OPRA?

COMMISSIONER EVANS: Correct.

MS. LANDRY: Right. Thank you.

All right. As I said, have a great 2015. I'll
see you all on the 6th.

MAYOR PETRACCO: Thank you.

UNIDENTIFIED SPEAKER: Happy New Year.

UNIDENTIFIED SPEAKER: Happy New Year.

MAYOR PETRACCO: I'd like to wish everybody a very
-- first of all, is there anybody else that would like to
address the board of commissioners today?

Okay. Before we adjourn, I'd just like to wish
everybody a very healthy and prosperous New Year. My
colleagues, everybody in the audience, Happy New Year.

We need a motion to adjourn.

UNIDENTIFIED SPEAKER: Ditto.

UNIDENTIFIED SPEAKER: Second.

UNIDENTIFIED SPEAKER: So moved.

MADAM CLERK: Commissioner Rogers?

COMMISSIONER ROGERS: Yes.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.
MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Aye.

Thank you.

MADAM CLERK: And the time is now 9:16.

(Whereupon, these proceedings were concluded at 9:16 AM)
BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, County of Essex, New Jersey that in accordance with the provision of R.S. 40A: 4-58, the following transfer(s) of appropriations in the 2014 Budget be and the same are hereby authorized and approved:

DEPARTMENT OF REVENUE & FINANCE

<table>
<thead>
<tr>
<th>FROM:</th>
<th>TO:</th>
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<tr>
<td>Tax Collector S/W 4-01-206-100</td>
<td>Tax Collector O/E 4-01-206-200</td>
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<td>Municipal Election 4-01-213-200</td>
<td>Expense Stationary O/E 4-01-220-200</td>
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<td>Total $30,000.00</td>
<td>Total $30,000.00</td>
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I, Eleni Peter, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 31, 2014.

Record of Vote

<table>
<thead>
<tr>
<th>Record of Vote</th>
<th>Commissioner Rogers</th>
<th>Commissioner Tucci</th>
<th>Commissioner Evans</th>
<th>Commissioner Scarpelli</th>
<th>Mayor Petracco</th>
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</table>
BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, County of Essex, New Jersey that in accordance with the provision of R.S. 40A: 4-58, the following transfer(s) of appropriations in the 2014 Budget be and the same are hereby authorized and approved:

DEPARTMENT OF PUBLIC SAFETY

<table>
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<tr>
<th>FROM: Fire S/W 4-01-314-100 $50,000.00</th>
<th>TO: Fire O/E 4-01-314-200 $50,000.00</th>
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Total $50,000.00 Total $50,000.00

Record of Vote

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<tr>
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<th>Commissioner Scarpelli</th>
<th>Mayor Petracco</th>
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Resolution

Introduced by: Commissioner Joseph P. Scarpelli                                  Date: December 31, 2014
Seconded by: Commissioner Steven Rogers                                         No. 332-14

BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, County of Essex, New Jersey that in accordance with the provision of R.S. 40A: 4-58, the following transfer(s) of appropriations in the 2014 Budget be and the same are hereby authorized and approved:

DEPARTMENT OF PUBLIC WORKS & WATER

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<tr>
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<td>$10,000.00</td>
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<td>4-05-702-100</td>
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<tr>
<td>110,000.00</td>
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<td>Road Repair &amp; Maint. S/W</td>
<td>Road Repair &amp; Maint. O/E</td>
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<td>4-01-408-100</td>
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<td>15,000.00</td>
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<td>Street Lighting</td>
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<td>25,000.00</td>
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<td>Weed &amp; Leaf Removal O/E</td>
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<td>4-01-418-200</td>
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<td>Emergency Hire S/W</td>
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<td>1,500.00</td>
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<td>Parking Lot O/E</td>
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</table>

I, Eleni Petrucco, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 31, 2014

Record of Vote

<table>
<thead>
<tr>
<th>Commissioner Rogers</th>
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BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, County of Essex, New Jersey that in accordance with the provision of R.S. 40A: 4-58, the following transfer(s) of appropriations in the 2014 Budget be and the same are hereby authorized and approved:

DEPARTMENT OF PARKS & PUBLIC PROPERTY

FROM: TO:

<table>
<thead>
<tr>
<th>Recreation Comm. S/W</th>
<th>Recreation Comm. O/E</th>
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<tr>
<td>4-01-506-100</td>
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<td>$ 8,000.00</td>
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<th>Workers’ Comp.</th>
<th>Pub. Bldgs. &amp; Grounds O/E</th>
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<td>4-01-516-200</td>
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<tr>
<td>25,000.00</td>
<td>25,000.00</td>
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Total $ 33,000.00

I, Eleni Pettas, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 31, 2014.

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WHEREAS, the Nutley Masonic Temple Association located at 175 Chestnut Street (Block 6402, Lot 5) has applied for a New Club Liquor License, and

WHEREAS, the Nutley Masonic Temple Association, trading as same, has satisfactorily completed all the necessary requirements for a New Club Liquor License pursuant to N.J.A.C 13:2-8.5, including satisfactory inspections by the Nutley Police Department, Nutley Fire Department, Code Enforcement Office and the Township Health Inspector, and

WHEREAS, the State of New Jersey, Office of the Attorney General, Division of Alcoholic Beverage Control has informed the Township Clerk that they are satisfied that the Nutley Masonic Temple Association meets all the requirements for the issuance of a New Club Liquor License effective as of December 31, 2014 and,

NOW THEREFORE BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, that the Township Clerk be and she is hereby directed and authorized to issue a New Club Liquor License to the Nutley Masonic Temple Association pursuant to N.J.A.C. 13:2-8 and N.J.S.A. 33:1-12.5

BE IT FURTHER RESOLVED, that one (1) copy of said resolution be sent to the State of New Jersey, Office of the Attorney General, Division of Alcoholic Beverage Control.

I, Eleni Pettas, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 31, 2014.

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<tr>
<th>Record of Vote</th>
<th>Commissioner Rogers</th>
<th>Commissioner Tucci</th>
<th>Commissioner Evans</th>
<th>Commissioner Scarpelli</th>
<th>Mayor Petracco</th>
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<td>Yes</td>
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<td>Absent/Excused</td>
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