

**Township of Nutley
Board of Commissioners
Meeting Minutes
Tuesday, December 20, 2011
7:00 P.M**

A workshop meeting of the Board of Commissioners of the Township of Nutley was held in the 3rd floor Commission Chambers Conference Room and called to order. Adequate notification was published in the official newspapers of the Township of Nutley.

OPEN PUBLIC MEETING STATEMENT:

Evelyn Rosario, Municipal Clerk, read the following statement: Pursuant to the requirements of the Open Public Meeting Law (Chapter 231, P.L.1975), notice of this meeting was published in the December 2, 2010 issues of the Nutley Sun, the Journal, the Star Ledger and the Herald News. A copy of this notice has been posted on the Nutley Town Hall bulletin board and a copy is on file in the Municipal Clerk's Office.

ROLL CALL:

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

The Board of Commissioners at their workshop session reviewed all the agenda items as listed in below minutes.

At 7:15 P.M., Evelyn Rosario, Municipal Clerk read the following Executive Session Resolution No. 286-11 into the record, The Board of Commissioners entered into Executive Session at 7:15 P.M.

No. 286-11

WHEREAS, the Board of Commissioners of the Township of Nutley, in the County of Essex, and State of New Jersey desires to proceed to closed executive session; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Nutley that the Township Commission shall now move into closed executive session to discuss:

1. Personnel Matters

BE IT FURTHER RESOLVED, that the time when such discussions may be disclosed to the public shall be when and as such disclosure may be made without adversely affecting the Township of Nutley pending and/or anticipated legal, personnel, contractual matters and other matters within the exceptions provided for by statute.

Introduced by Commissioner Scarpelli, seconded by Commissioner Tucci. All ayes on a roll call vote.

Commissioner Scarpelli made a motion to exit Executive Session seconded by Commissioner Tucci, all Ayes on a roll call vote. The Board of Commissioners exited Executive Session at 7:53 PM and entered into the Public Session.

TOWNSHIP OF NUTLEY, NEW JERSEY
BOARD OF COMMISSIONERS

PUBLIC MEETING)
TRANSCRIPT OF)
PROCEEDINGS:)
)

ORIGINAL

December 20th, 2011

7:00 p.m.

BEFORE:

- Mayor Joanne Cocchiola
- Commissioner Alphonse Petracco
- Commissioner Joseph P. Scarpelli
- Commissioner Thomas J. Evans
- Commissioner Mauro G. Tucci

Township Clerk Rosario

Job No. NJ382413

TOWNSHIP OF NUTLEY, NEW JERSEY
BOARD OF COMMISSIONERS

PUBLIC MEETING)
TRANSCRIPT OF)
PROCEEDINGS:)
)

**Certified
Transcript**

December 20th, 2011

7:00 p.m.

BEFORE:

Mayor Joanne Cocchiola
Commissioner Alphonse Petracco
Commissioner Joseph P. Scarpelli
Commissioner Thomas J. Evans
Commissioner Mauro G. Tucci

Township Clerk Rosario

Job No. NJ382413

1 MAYOR COCCHIOLA: Everyone stand for
2 the flag salute.

3 (Pledge of Allegiance recited)

4 MAYOR COCCHIOLA: We'll just take
5 notice that the -- well, you know what,
6 Madam Clerk, re-read the Sunshine Notice.

7 MADAM CLERK: Yes, Mayor. Tuesday,
8 December 20th, 2011 Pursuant to the
9 requirements of the Open Public Meeting
10 Law, Chapter 23, Public Laws 1975
11 notice of this meeting was published in
12 the December 2nd, 2010 (sic), issues of
13 the Nutley Sun, The Journal, the
14 Star-Ledger and the Herald News. A copy
15 of this notice has been posted on the
16 Nutley Town Hall bulletin board and a
17 copy is on file in the municipal clerk's
18 office.

19 Commissioner Scarpelli?

20 COMMISSIONER SCARPELLI: Here.

21 MADAM CLERK: Commissioner Petracco?

22 COMMISSIONER PETRACCO: Here.

23 MADAM CLERK: Commissioner Evans?

24 COMMISSIONER EVANS: Here

25 MADAM CLERK: Commissioner Tucci?

1 COMMISSIONER TUCCI: Heree

2 MADAM CLERK: Mayor Cocchiola?

3 MAYOR COCCHIOLA: Heree

4 MADAM CLERK: All present, Mayore

5 MAYOR COCCHIOLA: Thank youe

6 Commissioner Scarpelli, do you have a
7 report?

8 COMMISSIONER SCARPELLI: I have
9 various reports for September and October
10 of 2011e Mayore

11 MAYOR COCCHIOLA: Thank youe We can
12 move on to payment of billse

13 MADAM CLERK: Yes, Mayor. Bill
14 list, Tuesday, December 20th, 2011e
15 Public Affairs: \$210,395.66.
16 Revenue and Finance: \$2,285,242.02
17 Public Safety: \$133,016e92
18 Public Works: \$103,377e77
19 Parks & Public Property: \$257,006.34
20 Payroll, as of December 23rd,

21 \$714,062.54, for a grand total bill list
22 of \$3,713,002.45. And that's all for
23 bills, mayore

24 COMMISSIONER SCARPELLI: Move the
25 billse

1 COMMISSIONER PETRACCO: Seconde

2 MADAM CLERK: Commissioner

3 Scarpelli?

4 COMMISSIONER SCARPELLI: Aye.

5 MADAM CLERK: Commissioner Petracco?

6 COMMISSIONER PETRACCO: Aye

7 MADAM CLERK: Commissioner Evans?

8 COMMISSIONER EVANS: Aye

9 MADAM CLERK: Commissioner Tucci?

10 COMMISSIONER TUCCI: Aye.

11 MADAM CLERK: Mayor Cocchiola?

12 MAYOR COCCHIOLA: Aye

13 MADAM CLERK: Thank you, Mayore

14 MAYOR COCCHIOLA: Commissioner Evans
15 for introduction?

16 COMMISSIONER EVANS: Yes, I have an
17 ordinance of introduction to eliminate a
18 handicapped parking spot on Cottage
19 Place: An ordinance to amend an
20 ordinance codified in the code of the
21 Township of Nutley, chapter 228, entitled
22 vehicles and traffic, particularly
23 Article VII, and Section 29A, entitled
24 Handicapped Parking, to delete the
25 location set forth herein

1 I move that this ordinance be passed
2 to a second reading and advertised in the
3 Nutley Sun together with the notice
4 required by law, and that further
5 consideration of said ordinance for final
6 passage by the board of commissioners be
7 held at its second reading on January
8 17~~e~~h, 2012.

9 So move.

10 MALE SPEAKER: Second.

11 MADAM CLERK: Commissioner
12 Scarpelli?

13 COMMISSIONER SCARPELLI: Aye.

14 MADAM CLERK: Commissioner Petracco?

15 COMMISSIONER PETRACCO: Aye.

16 MADAM CLERK: Commissioner Evans?

17 COMMISSIONER EVANS: Aye.

18 MADAM CLERK: Commissioner Tucci?

19 COMMISSIONER TUCCI: Aye.

20 MADAM CLERK: Mayor Cocchiola?

21 MAYOR COCCHIOLA: Aye.

22 Oh, and I've -- oh, I'm sorry.

23 Commissioner Petracco, you have a public
24 hearing?

25 COMMISSIONER PETRACCO: I do. It's

1 ordinance number 3185~~e~~ an ordinance to
2 fix the salaries of certain officers and
3 employees of the Township of Nutley Fire
4 Department, effective January 1st, 2012.

5 MAYOR COCCHIOLA: Is there any
6 member of the public that would like to
7 address the board with respect to this
8 ordinance?

9 MALE SPEAKER: Close the public
10 portion of the meeting.

11 MALE SPEAKER: Second.

12 MADAM CLERK: Commissioner
13 Scarpelli?

14 COMMISSIONER SCARPELLI: Aye.

15 MADAM CLERK: Commissioner Petracco?

16 COMMISSIONER PETRACCO: Aye.

17 MADAM CLERK: Commissioner Evans?

18 COMMISSIONER EVANS: Aye.

19 MADAM CLERK: Commissioner Tucci?

20 COMMISSIONER TUCCI: Aye.

21 MADAM CLERK: Mayor Cocchiola?

22 MAYOR COCCHIOLA: Aye.

23 COMMISSIONER PETRACCO: I move the
24 order.

25 MALE SPEAKER: Second.

1 MADAM CLERK: Commissioner

2 Scarpelli?

3 COMMISSIONER SCARPELLI: Aye

4 MADAM CLERK: Commissioner Petracco?

5 COMMISSIONER PETRACCO: Aye

6 MADAM CLERK: Commissioner Evans?

7 COMMISSIONER EVANS: Aye.

8 MADAM CLERK: Commissioner Tucci?

9 COMMISSIONER TUCCI: Aye

10 MADAM CLERK: Mayor Cocchiola?

11 MAYOR COCCHIOLA: Aye.

12 COMMISSIONER PETRACCO: Thank you.

13 MAYOR COCCHIOLA: Thank you. And

14 tonight I want to open up a public
15 hearing on ordinance number 3186, which
16 is an ordinance to amend an ordinance in
17 the Code entitled Animals "License and
18 Registration Fees (Dogs)". This
19 ordinance sets a new fee for dog licenses
20 at fifteen dollars with a senior
21 citizen's discounte

22 Is there any member of the public
23 that would like to address the board with
24 respect to this resolution?

25 There is no one, so I'll move to

1 close the public hearinge

2 MALE SPEAKER: Second.

3 MADAM CLERK: Commissioner

4 Scarpelli?

5 COMMISSIONER SCARPELLI: Aye

6 MADAM CLERK: Commissioner Petracco?

7 COMMISSIONER PETRACCO: Aye.

8 MADAM CLERK: Commissioner Evans?

9 COMMISSIONER EVANS: Aye

10 MADAM CLERK: Commissioner Tucci?

11 COMMISSIONER TUCCI: Aye

12 MADAM CLERK: Mayor Cocchiola?

13 MAYOR COCCHIOLA: Aye.

14 I move the ordinancee

15 MALE SPEAKER: Second.

16 MADAM CLERK: Commissioner

17 Scarpelli?

18 COMMISSIONER SCARPELLI: Aye.

19 MADAM CLERK: Commissioner Petracco?

20 COMMISSIONER PETRACCO: Aye.

21 MADAM CLERK: Commissioner Evans?

22 COMMISSIONER EVANS: Aye.

23 MADAM CLERK: Commissioner Tucci?

24 COMMISSIONER TUCCI: Aye.

25 MADAM CLERK: Mayor Cocchiola?

1 MAYOR COCCHIOLA: Aye.

2 Similarly, ordinance number 3187
3 sets the fees for cat licensing at the
4 same price, fifteen and eighteen
5 discounte

6 Is there any member of the public
7 that would like to address the board with
8 respect to this ordinance?

9 I move the public hearing be closed.

10 MALE SPEAKER: Second.

11 MADAM CLERK: Commissioner
12 Scarpelli?

13 COMMISSIONER SCARPELLI: Aye.

14 MADAM CLERK: Commissioner Petracco?

15 COMMISSIONER PETRACCO: Aye.

16 MADAM CLERK: Commissioner Evans?

17 COMMISSIONER EVANS: Aye

18 MADAM CLERK: Commissioner Tucci?

19 COMMISSIONER TUCCI: Aye.

20 MADAM CLERK: Mayor Cocchiola?

21 MAYOR COCCHIOLA: Aye.

22 I move the ordinancee

23 MALE SPEAKER: Seconde

24 MADAM CLERK: Commissioner
25 Scarpelli?

1 COMMISSIONER SCARPELLI: Aye.

2 MADAM CLERK: Commissioner Petracco?

3 COMMISSIONER PETRACCO: Aye.

4 MADAM CLERK: Commissioner Evans?

5 COMMISSIONER EVANS: Aye.

6 MADAM CLERK: Commissioner Tucci?

7 COMMISSIONER TUCCI: Aye.

8 MADAM CLERK: Mayor Cocchiola?

9 MAYOR COCCHIOLA: Aye.

10 MAYOR COCCHIOLA: Okay. Resolutions
11 Commissioner Scarpelli?

12 COMMISSIONER SCARPELLI: Before I
13 read the resolutions, it does seem to be
14 a special day today. Somebody's birthday
15 is today, so we would like to wish the
16 Mayor a very, very happy birthday. Enjoy
17 your day. No more flats --

18 MAYOR COCCHIOLA: No more flat
19 tires.

20 COMMISSIONER SCARPELLI: -- flat
21 tires. Flowers.

22 MAYOR COCCHIOLA: Oh, thank -- oh,
23 my God.

24 (Applause)

25 MAYOR COCCHIOLA: Thank you. Thank

1 you. Thank you, gentlemene

2 COMMISSIONER SCARPELLI: Thirty-
3 ninee

4 MAYOR COCCHIOLA: Thirty-nine.
5 Thank youe

6 COMMISSIONER SCARPELLI: On behalf
7 of the board of commissioners and your
8 staff also, Mayor.

9 MAYOR COCCHIOLA: Thank you. My
10 staff is the best staff around, I have to
11 say. Thanks, everybodye

12 COMMISSIONER SCARPELLI: Does any
13 member of the public want to come up and
14 kiss the Mayor for her birthday?

15 (Laughter)

16 MAYOR COCCHIOLA: Thank you.

17 COMMISSIONER SCARPELLI: You got to
18 bring flowers, though.

19 MAYOR COCCHIOLA: With much
20 appreciation, I thank you.

21 Mr. Scarpelli?

22 COMMISSIONER SCARPELLI: Yes. Be it
23 resolved, by the board of commissioners
24 of the Township of Nutley, County of
25 Essex, New Jersey that in accordance with

1 the provision of R.Se 40A: 4-58, the
2 following transfers of appropriations in
3 the 2011 Budget be and the same are
4 hereby authorized and approved:

5 From Passaic Valley Water, 10,000
6 dollars; from Water Other Insurance,
7 10,000 dollars; Kearny Water, 3,000
8 dollars; Purchase of Water Meters, 5,000
9 dollars, for a total of 28,000 dollars.

10 Two, Water Operations O/E, 20,000
11 dollars; Water Group Insurance, 7,000
12 dollars; Social Security, 1,000 dollarse
13 So the total from and to is 28,000
14 dollarse

15 Move the resolutione

16 COMMISSIONER PETRACCO: Seconde

17 MADAM CLERK: Commissioner

18 Scarpelli?

19 COMMISSIONER SCARPELLI: Aye.

20 MADAM CLERK: Commissioner Petracco?

21 COMMISSIONER PETRACCO: Aye

22 MADAM CLERK: Commissioner Evans?

23 COMMISSIONER EVANS: Aye.

24 MADAM CLERK: Commissioner Tucci?

25 COMMISSIONER TUCCI: Aye

1 MADAM CLERK: Mayor Cocchiola?

2 COMMISSIONER SCARPELLI: That's all
3 I have, Mayor.

4 MAYOR COCCHIOLA: Thank youe
5 Commissioner Petracco?

6 COMMISSIONER PETRACCO: Be it
7 resolved, by the board of commissioners
8 of the Township of Nutley, County of
9 Essex, New Jersey that in accordance with
10 the provisions of R.S. 40A: 4-58, the
11 following transfers of appropriations in
12 the 2011 budget be and the same are
13 hereby authorized and approved:

14 From police salary and wage
15 1-01-308-100, 75~~e~~000. To police O/E
16 1-01-3~~0~~8-200, 75~~e~~000~~e~~

17 I move the resolution.

18 COMMISSIONER SCARPELLI: Second.

19 MADAM CLERK: Commissioner
20 Scarpelli?

21 COMMISSIONER SCARPELLI: Aye.

22 MADAM CLERK: Commissioner Petracco?

23 COMMISSIONER PETRACCO: Aye

24 MADAM CLERK: Commissioner Evans?

25 COMMISSIONER EVANS: Aye.

1 MADAM CLERK: Commissioner Tucci?

2 COMMISSIONER TUCCI: Ayee

3 MADAM CLERK: Mayor Cocchiola?

4 MAYOR COCCHIOLA: Ayee

5 COMMISSIONER PETRACCO: Whereas,
6 proposals for architectural services for
7 the first floor police dispatch area were
8 opened on December 15, 2011; and
9 whereas, Dassa-Haines, Architectural
10 Group, LLC, 16 Portland Place, Montclair,
11 New Jersey 07042, was the lowest proposal
12 for an upgrade to the Police
13 Communications Center at 7,000 dollars;
14 and whereas, the funds are available from
15 account 1-01 308-200 and have been
16 certified by the chief financial officer,
17 said certification being attached to this
18 resolutione

19 Now, therefore, be it resolved, by
20 the board of commissioners of the
21 township of Nutley, County of Essex,
22 State of New Jersey, that a contract be
23 awarded to Dassa-Raines, not to exceed
24 7,000 dollars and that the Mayor and the
25 Township Clerk be and they are hereby

1 authorized to enter into and sign said
2 contract for the Township of Nutley.

3 I move the resolution.

4 COMMISSIONER SCARPELLI: Second.

5 MADAM CLERK: Commissioner
6 Scarpelli?

7 COMMISSIONER SCARPELLI: Aye.

8 MADAM CLERK: Commissioner Petracco?

9 COMMISSIONER PETRACCO: Aye.

10 MADAM CLERK: Commissioner Evans?

11 COMMISSIONER EVANS: Aye

12 MADAM CLERK: Commissioner Tucci?

13 COMMISSIONER TUCCI: Aye.

14 MADAM CLERK: Mayor Cocchiola?

15 MAYOR COCCHIOLA: Aye

16 COMMISSIONER PETRACCO: That's all I
17 have, Mayore

18 MAYOR COCCHIOLA: Thank you.

19 Commissioner Evans?

20 COMMISSIONER EVANS: Thank you,
21 Mayor.

22 Be it resolved, by the board of
23 commissioners that the Treasurer be and
24 she is hereby authorized to refund
25 overpayment of property taxes for block

1 704, lot 11, in the amount of \$724.84 for
2 2011, resulting from a tax court
3 judgment.

4 So move.

5 MR. TUCCI: Seconde

6 MADAM CLERK: Commissioner
7 Scarpelli?

8 COMMISSIONER SCARPELLI: Aye.

9 MADAM CLERK: Commissioner Petracco?

10 COMMISSIONER PETRACCO: Aye.

11 MADAM CLERK: Commissioner Evans?

12 COMMISSIONER EVANS: Aye.

13 MADAM CLERK: Commissioner Tucci?

14 COMMISSIONER TUCCI: Aye.

15 MADAM CLERK: Mayor Cocchiola?

16 MAYOR COCCHIOLA: Aye.

17 COMMISSIONER EVANS: Be it resolved,
18 by the board of commissioners that the
19 Treasurer be and she is hereby authorized
20 to refund overpayment of water charges
21 for block 2901, lot 9 in the amount of
22 \$121.70 for the year 2011.

23 So move.

24 MR. TUCCI: Second.

25 MADAM CLERK: Commissioner

1 Scarpelli?

2 COMMISSIONER SCARPELLI: Ayee

3 MADAM CLERK: Commissioner Petracco?

4 COMMISSIONER PETRACCO: Ayee

5 MADAM CLERK: Commissioner Evans?

6 COMMISSIONER EVANS: Ayee

7 MADAM CLERK: Commissioner Tucci?

8 COMMISSIONER TUCCI: Aye.

9 MADAM CLERK: Mayor Cocchiola?

10 MAYOR COCCHIOLA: Ayee

11 COMMISSIONER EVANS: Be it resolved,
12 by the board of commissioners, of the
13 Township of Nutley, in the County
14 of Essex, State of New Jersey, that the
15 Treasurer be and she is hereby authorized
16 to refund overpayment of taxes for said
17 years, as provided in the list attached
18 hereto, in the amount of \$45,580.16.

19 So movee

20 MR TUCCI: Seconde

21 MADAM CLERK: Commissioner

22 Scarpelli?

23 COMMISSIONER SCARPELLI: Ayee

24 MADAM CLERK: Commissioner Petracco?

25 COMMISSIONER PETRACCO: Ayee

1 MADAM CLERK: Commissioner Evans?

2 COMMISSIONER EVANS: Aye

3 MADAM CLERK: Commissioner Tucci?

4 COMMISSIONER TUCCI: Aye

5 MADAM CLERK: Mayor Cocchiola?

6 MAYOR COCCHIOLA: Aye.

7 COMMISSIONER EVANS: Whereas, the

8 following Current Fund Emergency

9 Appropriation remains unexpended:

10 Emergency Response to Snow Storm Damage

11 in the amount of 20,000 dollarse

12 Whereas, it is necessary to formally

13 cancel said unexpended balance; Now,

14 therefore, be it resolved, by the board

15 of commissioners of the Township of

16 Nutley, County of Essex, the State of New

17 Jersey that the above listed unexpended

18 balance of the Current Fund Emergency

19 Appropriation be canceled

20 So move

21 MR. TUCCI: Second.

22 MADAM CLERK: Commissioner

23 Scarpelli?

24 COMMISSIONER SCARPELLI: Aye

25 MADAM CLERK: Commissioner Petracco?

1 COMMISSIONER PETRACCO: Aye

2 MADAM CLERK: Commissioner Evans?

3 COMMISSIONER EVANS: Aye.

4 MADAM CLERK: Commissioner Tucci?

5 COMMISSIONER TUCCI: Aye.

6 MADAM CLERK: Mayor Cocchiola?

7 MAYOR COCCHIOLA: Aye.

8 COMMISSIONER EVANS: Whereas, the
9 Current Fund Emergency Appropriation
10 remains unexpended for the Hurricane
11 Irene damage in the amount of 535,000
12 dollars.

13 Whereas, it is necessary to formally
14 cancel said unexpended balance; Now,
15 therefore, be it resolved, by the board
16 of commissioners that the above listed
17 unexpended balance of the Current
18 Fund Emergency Appropriation be canceled.

19 So move.

20 MR TUCCI: Second

21 MADAM CLERK: Commissioner
22 Scarpelli?

23 COMMISSIONER SCARPELLI: Aye.

24 MADAM CLERK: Commissioner Petracco?

25 COMMISSIONER PETRACCO: Aye.

1 MADAM CLERK: Commissioner Evans?

2 COMMISSIONER EVANS: Aye

3 MADAM CLERK: Commissioner Tucci?

4 COMMISSIONER TUCCI: Aye

5 MADAM CLERK: Mayor Cocchiola?

6 MAYOR COCCHIOLA: Aye

7 COMMISSIONER EVANS: Whereas,
8 certain receivable balances remaining on
9 the General Ledger Fund balance sheet
10 have been deemed uncollectable; and
11 whereas, certain General Capital
12 Improvement appropriation balances remain
13 dedicated to the projects funded
14 by these grants which are now completed;
15 and whereas, it is necessary to formally
16 cancel said receivable balances and
17 improvement authorization balances;

18 Now, therefore, be it resolved, by
19 the board of commissioners of the
20 Township of Nutley, County of
21 Essex, New Jersey that the following
22 receivable balances and unexpended and
23 dedicated balances of General
24 Capital Appropriations be cancelled:
25 ordinances number 2804 in the amount of

1 \$125; 2895 in the amount of \$1,905; 2909
2 for \$258.24; 3001 for \$13,113.60; and
3 2974 for \$37,304e

4 As far as cancelled and unfunded
5 balances, those amounts for 2805 are also
6 cancelled for -- \$8,115; 2909 for \$.33;
7 3001 for \$13,673.60; and 2894 for \$125.

8 So movee

9 MR. TUCCI: Second.

10 MADAM CLERK: Commissioner
11 Scarpelli?

12 COMMISSIONER SCARPELLI: Aye.

13 MADAM CLERK: Commissioner Petracco?

14 COMMISSIONER PETRACCO: Aye

15 MADAM CLERK: Commissioner Evans?

16 COMMISSIONER EVANS: Aye.

17 MADAM CLERK: Commissioner Tucci?

18 COMMISSIONER TUCCI: Aye.

19 MADAM CLERK: Mayor Cocchiola?

20 MAYOR COCCHIOLA: Aye.

21 COMMISSIONER EVANS: Whereas, the
22 Township of Nutley has a need to acquire
23 the services of a Registered Municipal
24 Accountant to conduct an annual audit of
25 the Township of Nutley's books, accounts

1 and financial transactions within five
2 months after the close of its fiscal year
3 as a Non-Fair and Open Contract pursuant
4 to the provisions N.J.S.A. 19:44 A-20.4
5 and 20e5p as appropriate; and

6 whereas, the Chief Financial Officer has
7 determined and certified in writing that
8 the value of the aggregate services
9 provided by the vendor for the year will
10 exceed \$17,500; and whereas, Nisivoccia &
11 Company Certified Public Accountants, 200
12 Valley Road, Suite 300, Mte Arlington,
13 have submitted a fee schedule for

14 providing such services, the total of
15 which is not to exceed \$141,066e; and

16 whereas, Nisivoccia & Company Certified
17 Public Accountants has completed and
18 submitted a Business Entity Disclosure
19 Certification that certifies that they
20 have not made any reportable

21 contributions to a political or candidate
22 committee in the Township of Nutley in
23 the previous one year, and that the

24 contract will prohibit them from making
25 any reportable contributions through the

1 term of the contracte whereas the funds
2 are available in account 2-01-222-205 and
3 2-05-706-205 (Subject to the
4 appropriation of the 2022 Municipal
5 Budgete have been certified by the chief
6 financial officer, said certification
7 attached to this resolution.

8 Now, therefore, be it resolved that
9 the Board of Commissioners of the
10 Township of Nutley authorizes the Mayor
11 to enter into a contract with Nisivoccia
12 & Company and be it further resolved that
13 the Business Disclosure Entity
14 Certification and determination of value
15 be placed on file with this resolution.

16 So move.

17 COMMISSIONER TUCCI: Second.

18 MADAM CLERK: Commissioner
19 Scarpelli?

20 COMMISSIONER SCARPELLI: Aye

21 MADAM CLERK: Commissioner Petracco?

22 COMMISSIONER PETRACCO: Aye.

23 MADAM CLERK: Commissioner Evans?

24 COMMISSIONER EVANS: Aye.

25 MADAM CLERK: Commissioner Tucci?

1 COMMISSIONER TUCCI: Ayee

2 MADAM CLERK: Mayor Cocchiola?

3 MAYOR COCCHIOLA: Ayee

4 COMMISSIONER EVANS: Whereas, there
5 exists a need to acquire grant writing
6 and consulting services for grant
7 procurement, state and federal
8 appropriation procurement and alternate
9 financing sources as a non-fair
10 and open contract pursuant to the
11 provisions of N.J.S.A. 19:44A-20.4 or
12 20.5, as appropriate; and whereas,
13 Millenium Strategies, LLC was awarded a
14 contract for the performance of said
15 services via resolution number 4-11, duly
16 adopted by the Board of Commissioners on
17 January 4, 2011 with two one-year options
18 to renewe

19 And whereas, Millenium Strategies,
20 60 Roseland Avenue, Caldwell, New Jersey,
21 has submitted a proposal to provide the
22 services for \$3,333 per month; and --
23 that's no change from the previous yeare

24 Whereas, Millenium Strategies has
25 completed and submitted a Business Entity

1 Disclosure Certification that certifies
2 that it has not made any reportable
3 contributions to a political or
4 candidate committee in the Township of
5 Nutley in the previous one year and that
6 the contract will prohibit them from
7 making any reportable contributions
8 through the term of the Contract;

9 Whereas, the Director of Revenue and
10 Finance has determined and certified in
11 writing that the valuation of the
12 acquisition will exceed \$17,500;

13 Whereas, the contract is in an
14 amount not to exceed \$ 39,096 per year
15 and funds are available from current
16 accounts, subject to the adoption of the
17 2012 Budget in 2-02-200-205 and have been
18 certified by the Chief Financial Officer,
19 said certification attachede

20 Now, therefore, be it resolved, by
21 the Board of Commissioners of the
22 Township of Nutley that Millenium
23 Strategies, 60 Roseland Avenue, Caldwell,
24 be granted a one year renewal effective
25 January 1, 2012 through December 31,

1 2012.

2 So movee

3 COMMISSIONER TUCCI: Seconde

4 MADAM CLERK: Commissioner

5 Scarpelli?

6 COMMISSIONER SCARPELLI: Aye

7 MADAM CLERK: Commissioner Petracco?

8 COMMISSIONER PETRACCO: Aye

9 MADAM CLERK: Commissioner Evans?

10 COMMISSIONER EVANS: Aye

11 MADAM CLERK: Commissioner Tucci?

12 COMMISSIONER TUCCI: Aye

13 MADAM CLERK: Mayor Cocchiola?

14 MAYOR COCCHIOLA: Aye

15 COMMISSIONER EVANS: Whereas, the

16 Township --

17 MAYOR COCCHIOLA: I'm sorry. Wait a

18 minute I -- don't count that as an aye

19 I initially had a recusal on this matter

20 due to a conflict which I don't believe

21 exists any more, but on the advice of

22 counsel I'm going to recuse myself, and I

23 don't want that recusal to

24 (indiscernible) anything other than I am

25 a hundred percent satisfied with the job

1 that Millenium Strategies is doinge
2 They're doing a fabulous job for the
3 town. Sorry.

4 COMMISSIONER EVANS: Okay. Whereas,
5 the Township of Nutley has a need to
6 acquire the services of a professional
7 real estate appraiser to assist with real
8 estate appraisals, tax appeals and tax
9 court appearances and to complete
10 the necessary procedures to ensure we
11 capture added assessments arising from
12 ongoing improvement activities in the
13 Township of Nutley as a non-fair and open
14 contract pursuant to the provisions of
15 N.J.S.eA. 19:44 A-20e4 or 20e5e as
16 appropriate; and whereas, the tax
17 assessor has determined and certified in
18 writing that the value of the aggregate
19 services provided by the vendor for the
20 year will exceed \$17,500; and whereas,
21 Hendricks Appraisal Company, 7 Hutton
22 Avenue, West Orange, New Jersey, has
23 submitted a fee schedule for providing
24 such services, the total of which is not
25 to exceed \$55,000; and whereas, the

1 anticipated term of this contract is for
2 twelve months, from January 1, 2022
3 through December 31, 2022.

4 Whereas, Hendricks Appraisal Company
5 has completed and submitted the Business
6 Entity Disclosure Certification which
7 certifies that they have not made any
8 reportable contributions to a political
9 or candidate committee in the Township of
10 Nutley in the previous one year, and that
11 the contract will prohibit them from
12 making any reportable contributions
13 through the term of the contract; and
14 whereas, funds are available from account
15 2-01-201-205 (Subject to the Adoption of
16 the 2022 Budget) and have been certified
17 by the chief financial officer, said
18 certification attached to this
19 resolutione

20 Now, therefore, be it resolved by
21 the board of commissioners of the
22 Township of Nutley that the Township of
23 Nutley authorizes the Mayor to enter into
24 a contract with Hendricks Appraisal
25 Company; and be it further resolved that

1 the Business Disclosure Entity
2 Certification and the determination of
3 value be placed on file with this
4 resolutione

5 So movee

6 COMMISSIONER TUCCI: Seconde

7 MADAM CLERK: Commissioner

8 Scarpelli?

9 COMMISSIONER SCARPELLI: Ayee

10 MADAM CLERK: Commissioner Petracco?

11 COMMISSIONER PETRACCO: Ayee

12 MADAM CLERK: Commissioner Evans?

13 COMMISSIONER EVANS: Ayee

14 MADAM CLERK: Commissioner Tucci?

15 COMMISSIONER TUCCI: Ayee

16 MADAM CLERK: Mayor Cocchiola?

17 MAYOR COCCHIOLA: Ayee

18 Thank youe

19 Are you going to do the holiday
20 schedule?

21 COMMISSIONER EVANS: Holiday

22 schedule.

23 THE COURT: Holiday schedule?

24 COMMISSIONER EVANS: Be it resolved
25 by the board of commissioners of the

1 Township of Nutley, County of Essex,
2 State of New Jersey that the following
3 days shall be considered a paid holiday
4 for 2012: Monday, January 2nd, New
5 Year's Day; Monday, January 16th, Martin
6 Luther King, Jr Day; Monday, February
7 20th, President's Day; Friday, April 6th,
8 Good Friday; Monday, May 28th, Memorial
9 Day; Wednesday, July 4th, Independence
10 Day; Monday, September 3rd, Labor Day;
11 Monday, October 8th, Columbus Day;
12 Tuesday, November 6th, Election Day;
13 Monday, November 12th, Veteran's Day
14 (Observed); Thursday, November 22nd,
15 Thanksgiving Day; Friday, November 23rd,
16 the Day After Thanksgiving; Monday,
17 December 24th, Christmas Eve (half a
18 day); and Tuesday, December 25th,
19 Christmas Day; and Monday, December 31st,
20 a half a day, New Years Eve

21 So move.

22 COMMISSIONER TUCCI: Second.

23 MADAM CLERK: Commissioner

24 Scarpelli?

25 COMMISSIONER SCARPELLI: Aye.

1 MADAM CLERK: Commissioner Petracco?

2 COMMISSIONER PETRACCO: Aye

3 MADAM CLERK: Commissioner Evans?

4 COMMISSIONER EVANS: Aye

5 MADAM CLERK: Commissioner Tucci?

6 COMMISSIONER TUCCI: Aye

7 MADAM CLERK: Mayor Cocchiola?

8 MAYOR COCCHIOLA: Aye

9 Commissioner -- I'm sorrye Oh, my
10 God, (indiscernible)e. I have to recuse
11 myself from the holiday schedulee
12 Retract that --

13 MADAM CLERK: Mayor --

14 MAYOR COCCHIOLA: -- it's a recusal.

15 MADAM CLERK: Okay, Mayor, so you're
16 recusing yourself?

17 MAYOR COCCHIOLA: It's hard to
18 transition overe It's tough heree

19 MADAM CLERK: Okay, the record will
20 reflect that you're recusing yourself
21 from the 2012 holiday schedule,
22 resolution number 283-11e

23 MAYOR COCCHIOLA: Thank you.

24 COMMISSIONER EVANS: Be it resolved,
25 by the board of commissioners of the

1 Township of Nutley, the County of Essex,
2 New Jersey that in accordance with the
3 provision of R.S. 40A: 4-58, the
4 following transfer of appropriations in
5 the 2011 Budget be and the same are
6 hereby authorized and approved:

7 From Group Insurance, \$83,600; from
8 Recreation Commissions Salaries and
9 Wages, \$23,000; from Shade Tree salaries
10 and wages, \$25,000; from other insurance
11 premiums, \$20,000e

12 To Parks and Playgrounds Salaries
13 and Wages, \$41,000; Parks and Playgrounds
14 Other Expenses, \$55,000; Recreation
15 Company Other Expenses, \$20,000; Public
16 Buildings and Grounds Other Expenses,
17 \$30,000; Telephone Salary and Wages,
18 \$2,600; Shade Tree Other Expenses,
19 \$3,000e Total from \$151,600; to
20 \$151,600.

21 So movee

22 COMMISSIONER TUCCI: Seconde

23 MADAM CLERK: Commissioner

24 Scarpelli?

25 COMMISSIONER SCARPELLI: Aye

1 MADAM CLERK: Commissioner Petracco?

2 COMMISSIONER PETRACCO: Aye.

3 MADAM CLERK: Commissioner Evans?

4 COMMISSIONER EVANS: Aye.

5 MADAM CLERK: Commissioner Tucci?

6 COMMISSIONER TUCCI: Aye

7 MADAM CLERK: Mayor Cocchiola?

8 MAYOR COCCHIOLA: Aye.

9 COMMISSIONER EVANS: That's all I
10 have, Mayor.

11 MAYOR COCCHIOLA: Whereas, raffle
12 applications have been received from the
13 following organizations: Holy Family
14 Church, License No. 06-12 for an
15 on-premise merchandise raffle February
16 25^e 2012; Saint Mary's Church, License
17 No. 07^e12 and 08-12 for Tuesdays from
18 January 3 through December 18, 2012^e

19 Whereas, the applications have been
20 reviewed and approved by the Municipal
21 Clerk and the Police Departmente

22 Therefore be it resolved by the
23 Board of Commissioners of the Township of
24 Nutley, that the licenses are approved
25 and the Municipal Clerk is authorized s

1 issue the licenses

2 Move the resolution

3 COMMISSIONER TUCCI: Seconde

4 MADAM CLERK: Commissioner

5 Scarpelli?

6 COMMISSIONER SCARPELLI: Aye

7 MADAM CLERK: Commissioner Petracco?

8 COMMISSIONER PETRACCO: (No audible
9 response).

10 MADAM CLERK: Commissioner Evans?

11 COMMISSIONER EVANS: Aye

12 MADAM CLERK: Commissioner Tucci?

13 COMMISSIONER TUCCI: Aye

14 MADAM CLERK: Mayor Cocchiola?

15 MAYOR COCCHIOLA: Aye

16 Be it resolved, by the board of
17 commissioners of the Township of Nutley,
18 County of Essex, New Jersey that in
19 accordance with the provision of R.S.
20 40A: 4-58, the following transfers of
21 appropriations in the 2011 Budget be and
22 the same are authorized and approved:

23 From Health Department Salary and
24 Wages to Township Attorney Salary and
25 Wages, Municipal Prosecutor Salary and

1 Wages, Board of Adjustment Salary and
2 Wages, Planning Board Salary and Wages,
3 Rent Leveling Salary and Wages, \$720.
4 Garbage and Trash, \$10,000 to Animal
5 Regulation, \$4,000, Municipal Court
6 O and E \$15,000, for a total of \$19,720e

7 Move the resolution

8 COMMISSIONER TUCCI: Seconde

9 MADAM CLERK: Commissioner

10 Scarpelli?

11 COMMISSIONER SCARPELLI: Ayee

12 MADAM CLERK: Commissioner Petraceo?

13 COMMISSIONER PETRACCO: (No audible
14 response)e.

15 MADAM CLERK: Commissioner Evans?

16 COMMISSIONER EVANS: Ayee

17 MADAM CLERK: Commissioner Tucci?

18 COMMISSIONER TUCCI: Ayee

19 MADAM CLERK: Mayor Cocchiola?

20 MAYOR COCCHIOLA: Ayee

21 Whereas, Chris Mazzini, 51 Passaic
22 Avenue, Nutley, New Jersey, has applied
23 for renewal of Constable Noe 15e and
24 the application has been reviewed by the
25 Municipal Clerk and Police Departmente

1 Therefore be it resolved by the
2 Board of Commissioners that Chris Mazzini
3 be re-appointed as Constable No. 15
4 for a one-year term, beginning December
5 22, 2011.

6 I move the resolutione

7 COMMISSIONER TUCCI: Second.

8 MADAM CLERK: Commissioner

9 Scarpelli?

10 COMMISSIONER SCARPELLI: Aye.

11 MADAM CLERK: Commissioner Petracco?

12 COMMISSIONER PETRACCO: Aye.

13 MADAM CLERK: Commissioner Evans?

14 COMMISSIONER EVANS: Aye.

15 MADAM CLERK: Commissioner Tucci?

16 COMMISSIONER TUCCI: Aye.

17 MADAM CLERK: Mayor Cocchiola?

18 MAYOR COCCHIOLA: Aye.

19 That concludes the regular business
20 portion of our meeting. Is there any
21 member of the public that would like to
22 address the board?

23 There is not.

24 Let me note that this meeting will
25 not be adjourned. It will be continued

1 to Wednesday, December 28th at 9 a.m.

2 Thank youe

3 Everyone have a merry Christmas and
4 happy Hanukah, which starts tonighte

5 (End of audio)
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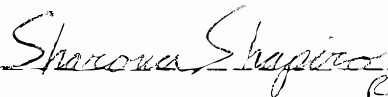
C E R T I F I C A T I O N

I, Sharona Shapiro, hereby certify that the foregoing is a true and correct transcription, to the best of my ability, of the sound recorded proceedings submitted for transcriptione

I further certify that I am not employed by nor related to any party to this actione

In witness whereof, I hereby sign this date:

March 5, 2012e

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Sharona Shapiro

AAERT Certified Electronic Transcriber

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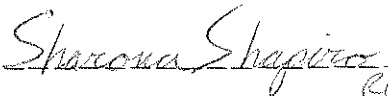
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C E R T I F I C A T I O N

I, Sharona Shapiro, hereby certify that the foregoing is a true and correct transcription, to the best of my ability, of the sound recorded proceedings submitted for transcriptione

I further certify that I am not employed by nor related to any party to this action.

In witness whereof, I hereby sign this date:
March 5, 2012.



Sharona Shapiro

AAERT Certified Electronic Transcriber
(CET*ED-492)