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TOWNSHIP OF NUTLEY, NEW JERSEY  
BOARD OF COMMISSIONERS

PUBLIC MEETING )  
TRANSCRIPT OF )  
PROCEEDINGS: )

February 15th, 2011

7:00 p.m.

BEFORE:

- Mayor Cocchiola
- Commissioner Evans
- Commissioner Petracco
- Commissioner Scarpelli
- Commissioner Tucci
- Township Clerk Rosario
- Job Noe NJ343419

1 **Certified**  
2 **Transcript**

3 TOWNSHIP OF NUTLEY, NEW JERSEY  
4 BOARD OF COMMISSIONERS

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6 PUBLIC MEETING ) TRANSCRIPT OF  
7 ) PROCEEDINGS:  
8 )  
9 )

10 February 15th, 2011

11  
12 7:00 p.m.  
13  
14  
15

16 BEFORE:

17 Mayor Cocchiola  
18 Commissioner Evans  
19 Commissioner Petracco  
20 Commissioner Scarpelli  
21 Commissioner Tucci

22  
23 Township Clerk Rosario  
24

25 Job Noe NJ343419

1 (Pledge of Allegiance declared)

2 MAYOR COCCHIOLA: Madam Clerk, could  
3 you please reread the Sunshine Notice?

4 MADAM CLERK: Tuesday, February  
5 15th, 2011 Pursuant to the requirements  
6 of the Open Public Meeting Law, Chapter  
7 231, Public Laws, 1975, notice of this  
8 meeting was published in the December  
9 2nd, 2010 issues of the Nutley Sun, the  
10 Journal, the Star Ledger, and the Herald  
11 Newse A copy of this notice has been  
12 posted on the Nutley Town Hall bulletin  
13 board, and a copy is on file in the  
14 municipal clerk's office.

15 Commissioner Scarpelli?

16 COMMISSIONER SCARPELLI: Heree

17 MADAM CLERK: Commissioner Petracco?

18 COMMISSIONER PETRACCO: Heree

19 MADAM CLERK: Commissioner Evans is  
20 absent -- excused. Commissioner Tucci?

21 COMMISSIONER TUCCI: Heree

22 MADAM CLERK: Mayor Cocchiola?

23 MAYOR COCCHIOLA: Heree

24 MADAM CLERK: All present, Mayor,  
25 with the exception of Commissioner Evans

1 who is absent -- excused at this timee

2 MAYOR COCCHIOLA: Thank youe

3 (Indiscernible), do you want me to hold  
4 off, Sharon? Okaye Okay, we have some  
5 special -- a lot of special guests here  
6 this eveninge Commissioner Tucci, I'm  
7 going to ask you to start with your  
8 resolutione

9 MRe TUCCI: Thank you very much,  
10 Mayore You know, as I said at the -- the  
11 dinner -- the grand marshall's dinner,  
12 that the Nutley Irish had at the  
13 landmark, every year when we're notified  
14 as to who the honorees are, we read them  
15 and then we say wow, what a bumper crop  
16 this ise We're never going to out do  
17 thise And, every year, and I don't know  
18 where Tom McCamry (phe) and the Irish  
19 find all these quality peoplee It just  
20 keeps getting better and better and the  
21 quality of people gets better and better  
22 as every year passese And, here in  
23 Nutley, we're just very, very fortunate  
24 to have the association here honoring the  
25 type of people and the caliber of people

1 that they do. And it just makes us very  
2 proud to participate in this parade and  
3 something that everyone, not only in  
4 Nutley, but in the county and I'm sure  
5 throughout the state look forward to e

6 So, having said all that, I will  
7 read this resolution that was presented  
8 at that dinner to make it official, and  
9 we will give you official copies to put  
10 in all those beautiful frames we gave  
11 you e

12 Whereas on Saturday, March 5th,  
13 2011, the Irish-American Association held  
14 it's 33rd Annual Saint Patrick -- will  
15 hold its Annual 33rd Saint Patrick's Day  
16 parade, and whereas the Saint Patrick's  
17 Day parade has become an exciting even in  
18 the township of Nutley which is looked  
19 forward by both spectators and  
20 participants alike, and whereas the  
21 Nutley Irish-American Association will  
22 celebrate its annual Saint Patrick's Day  
23 parade grand marshall dinner, which they  
24 did on Saturday, February 5th, 2011, at  
25 the Landmark in East Rutherford, New

1 Jersey, and whereas this year's grand  
2 marshall is Tony Wieners (phee), and  
3 whereas Mre Wieners is joined by Deputy  
4 Grand Marshall Brenda Sherman (phee), and  
5 NIAA member of the year, Linda Strymike  
6 (phee), along with parade queen Gina Russo  
7 (phee), and this year's dignitaries, now  
8 therefore be it resolved by the board of  
9 commissioners and the Township of Nutley,  
10 County of Essex join with the citizens of  
11 Nutley to salute and congratulate Grand  
12 Marshall Tony Wieners, Deputy Grand  
13 Marshall Brenda Sherman, member of the  
14 year Linda Strymike, and parade queen  
15 Gina Russo as they're honored here  
16 tonighte I proudly move the resolutione

17 UNIDENTIFIED COMMISSIONER: Seconde

18 MADAM CLERK: Commissioner

19 Scarpelli?

20 COMMISSIONER SCARPELLI: Aye

21 MADAM CLERK: Commissioner Petracco?

22 COMMISSIONER PETRACCO: Aye

23 MADAM CLERK: Commissioner Tucci?

24 COMMISSIONER TUCCI: Aye

25 MADAM CLERK: Mayor Cocchiola?

1                   MAYOR COCCHIOLA:   Ayee  
2                   Congratulations, everyonee   We're very  
3                   proud of youe

4                   UNIDENTIFIED COMMISSIONER:   Would  
5                   you all please come up for a photo?

6                   MAYOR COCCHIOLA:   Tony Weiners --  
7                   ayee

8                   MRe WEINERS:   Mayor Cocchiola --

9                   MAYOR COCCHIOLA:   (Indiscernible) to  
10                  speake

11                  MRe WEINERS:   Fellow commissioners,  
12                  I want to take this opportunity to thank  
13                  you for this honor, and it is truly an  
14                  honore   I told the mayor that tonight you  
15                  have the kinder, gentler Tony Weinerse

16                  MAYOR COCCHIOLA:   We like this onee

17                  MRe WEINERS:   And I enjoy this one  
18                  also, but the last time I was here, I  
19                  talked about Nutley being a shining star,  
20                  and it truly ise   (Indiscernible)  
21                  community that you have here and your  
22                  involvement and I'm just so proud that,  
23                  you know -- hopefully -- and I know that  
24                  we wille   I know that this parade is  
25                  going to, you know, add a little twinkle

1 to that stare Once again, I thank you  
2 from the bottom of my heart, and I know  
3 Brenda wants to say a few wordse She  
4 loves to get up and -- I'm just happy  
5 that I'm not speaking after Brendae How  
6 do you like me so far, Brenda?

7 MS~~e~~ SHERMAN: (Indiscernible). I'm  
8 just going to be very briefe I think  
9 everyone of you or all the commissioners  
10 know how much I love Nutley, so I don't  
11 need to expand how much I love this  
12 communitye I've been a part of many of  
13 these parades, and it feels kind of weird  
14 to be Deputy Grand Marshalle I'm used to  
15 doing all of this sweat labor that some  
16 of our parade committee here members are  
17 doinge So, it is a true pleasure --  
18 definitely an honor for me to be able to  
19 march down the street of the town that  
20 I've been raised in and truly lovee So,  
21 thank you all for this resolution, and  
22 for the years of support that all of you  
23 have shown (indiscernible) there's been  
24 an issue or a problem, any one of you  
25 have stepped up, helped resolve it, we



1 got the parade on the street, and we  
2 truly appreciate your supporte Thank  
3 youe

4 MAYOR COCC#IOLA: Wait, one  
5 questione Who is going to run around  
6 with the clipboard if it's not you?

7 MSe SHERMAN: Well, I'm going to  
8 still try to sneak it ine I'm just going  
9 to have the dog walk around with it for  
10 mee So, we'll seee

11 MAYOR COCC#IOLA: Congratulations  
12 again, everyonee I look forward to  
13 marching with you. Okay, Commissioner  
14 Scarpelli, you have some special --

15 MRe SCARPELLI: Thank you, Mayore

16 MAYOR COCC#IOLA: -- events?

17 MRe SCARPELLI: This past fall, we  
18 had our 3rd annual RAKES program, which  
19 helps rake citizens' lawns and bag theme  
20 And, we have two of the hundred  
21 volunteers that volunteered over that  
22 weekende We wound up cleaning forty-five  
23 senior citizens homesese You know, it's --  
24 that volunteer spirit in Nutley that  
25 makes our town very uniquee And, it's a

1 great placee So, I'd like to bring up  
2 Chris Longo (phe) and Michael Zytleiter  
3 (phe), and give them some certificates  
4 and we can take a picturee

5 (Pause)

6 MAYOR COCCHIOLA: And thanks to your  
7 moms, as welle We appreciate ite Okay,  
8 we're going to move on to the rest of our  
9 regular businessse Madam Clerk, could you  
10 go over the minutes, please?

11 MADAM CLERK: Yes, Mayore I have a  
12 several meeting minutese

13 UNIDENTIFIED COMMISSIONER: They  
14 don't want to stay for thise If they  
15 want to leave --

16 MAYOR COCCHIOLA: If everyone would  
17 like to -- we could take a break if  
18 everyone would like to -- I don't know if  
19 you want to stay around for the business  
20 meetinge It's -- yeahe You got ite We  
21 would not be offendede You can all exit  
22 nowe

23 MAYOR COCCHIOLA: Thank youe

24 UNIDENTIFIED COMMISSIONER: Thank  
25 all of you.

1                   MAYOR COCCHIOLA: Thanks everyone,  
2 and congratulations again

3                   (Pause)

4                   MAYOR COCCHIOLA: Okay, Madam Clerk?

5                   MADAM CLERK: Yes, Mayor, we have  
6 several meeting minutes Meeting minutes  
7 for meetings held September 7th,  
8 September 21st, October 5th, October  
9 19th, November 9th, November 23rd,  
10 December 7th, 2010 I need a motion,  
11 Mayor?

12                   UNIDENTIFIED COMMISSIONER: Motion  
13 to approve the minutes

14                   UNIDENTIFIED COMMISSIONER: Second

15                   MADAM CLERK: Commissioner  
16 Scarpelli?

17                   COMMISSIONER SCARPELLI: Aye

18                   MADAM CLERK: Commissioner Petracco?

19                   COMMISSIONER PETRACCO: Aye

20                   MADAM CLERK: Commissioner Tucci?

21                   COMMISSIONER TUCCI: Aye

22                   MADAM CLERK: Mayor Cocchiola?

23                   MAYOR COCCHIOLA: Aye

24                   MADAM CLERK: That's all for  
25 minutes, Mayor

1           MAYOR COCCHIOLA: Move on to  
2           correspondence

3           MADAM CLERK: We also have a few  
4           itemse The first one is from the  
5           Franklin Steakhousee The steakhouse has  
6           requested permission to set up a tent in  
7           the parking lot of 526 Franklin Avenue,  
8           at the North Jersey Truck and Seat  
9           Company for Saturday, March 5th, 2011e  
10          The reason for the tent is to allow an  
11          area for their customers to enjoy the  
12          day's evente They're also requesting in  
13          the same letter to submit an application  
14          to the Division of ABC for an extension  
15          of their liquor license premises for the  
16          same date on March 5th, 2011e I need an  
17          approval, Mayore

18          UNIDENTIFIED COMMISSIONER: Move ite

19          UNIDENTIFIED COMMISSIONER: Seconde

20          MADAM CLERK: Commissioner  
21          Scarpelli?

22          COMMISSIONER SCARPELLI: Aye

23          MADAM CLERK: Commissioner Petracco?

24          COMMISSIONER PETRACCO: Aye

25          MADAM CLERK: Commissioner Tucci?

1 COMMISSIONER TUCCI: Aye

2 MADAM CLERK: Mayor Cocchiola?

3 MAYOR COCCHIOLA: Abstain for  
4 conflicte

5 MADAM CLERK: Mayor, I have a  
6 request from the Rotary Club of -- the  
7 Nutley Rotary Club seeking permission to  
8 submit an application to the Division of  
9 ABC for a social affair permit for their  
10 events schedules for March 26, 2011e The  
11 event is to be held at the Parks and  
12 Recreation Center at 44 Park Avenue. I  
13 know an approval, Mayore

14 UNIDENTIFIED COMMISSIONER: Move ite

15 UNIDENTIFIED COMMISSIONER: Seconde

16 MADAM CLERK: Commissioner  
17 Scarpelli?

18 COMMISSIONER SCARPELLI: Aye

19 MADAM CLERK: Commissioner Petracco?

20 COMMISSIONER PETRACCO: Aye

21 MADAM CLERK: Commissioner Tucci?

22 COMMISSIONER TUCCI: Aye

23 MADAM CLERK: Mayor Cocchiola?

24 MAYOR COCCHIOLA: Aye

25 MADAM CLERK: And, Mayor, the last

1 item I have is from the Holy Family  
2 Church. They're seeking permission to  
3 hold a Super 50/50 Raffle on Saturday,  
4 May 21st, 2011 at 9 p.m.

5 UNIDENTIFIED COMMISSIONER: Move it

6 UNIDENTIFIED COMMISSIONER: Second

7 MADAM CLERK: Commissioner

8 Scarpelli?

9 COMMISSIONER SCARPELLI: Aye

10 MADAM CLERK: Commissioner Petracco?

11 COMMISSIONER PETRACCO: Aye

12 MADAM CLERK: Commissioner Tucci?

13 COMMISSIONER TUCCI: Aye

14 MADAM CLERK: Mayor Cocchiola?

15 MAYOR COCCHIOLA: Aye

16 MADAM CLERK: That's all for

17 communication and correspondence, Mayor

18 MAYOR COCCHIOLA: Thank you, then we

19 can move on to payment of bills

20 MADAM CLERK: Okay, Tuesday,

21 February 15th, 2011:

22 Public Affairs \$167,212.77,

23 Revenue & Finance \$6,613,280.64,

24 Public Safety \$9,011.18,

25 Public Works \$4,859.68,

1 Parks & Public Property \$452,385.33,  
2 Payroll as of February 18th, 2011,  
3 \$926,352.48  
4 for a grand total bill list of  
5 \$8,174,002.87

6 And that's all for bills, Mayore

7 UNIDENTIFIED COMMISSIONER: Move the  
8 bills.

9 UNIDENTIFIED COMMISSIONER: Seconde

10 MADAM CLERK: Commissioner

11 Scarpelli?

12 COMMISSIONER SCARPELLI: Aye

13 MADAM CLERK: Commissioner Petracco?

14 COMMISSIONER PETRACCO: Aye

15 MADAM CLERK: Commissioner Tucci?

16 COMMISSIONER TUCCI: Aye

17 MADAM CLERK: Mayor Cocchiola?

18 MAYOR COCCHIOLA: Aye

19 MADAM CLERK: That's all for bills,

20 Mayore Thank you

21 MAYOR COCCHIOLA: Thank you

22 Commissioner Evans is not here this  
23 evening, but he has a public hearing for  
24 ordinance number 3161 which is an  
25 ordinance entitled fees to add section

1 320-5 entitled tax collector feese I'm  
2 going to open up the public hearinge Mre  
3 Harkens (phe), could you just go over  
4 this ordinance for the public hearing?

5 MRE HARKENS: State statute permits  
6 that (indiscernible: microphone fades to  
7 silencee)

8 MAYOR COCCHIOLA: Is there any  
9 member of the public that would like to  
10 be heard with respect to this ordinance,  
11 number 3161e There is no one, so I will  
12 move that the public hearing be closede

13 UNIDENTIFIED COMMISSIONER: Seconde

14 MADAM CLERK: Commissioner  
15 Scarpelli?

16 COMMISSIONER SCARPELLI: Ayee

17 MADAM CLERK: Commissioner Petracco?

18 COMMISSIONER PETRACCO: Ayee

19 MADAM CLERK: Commissioner Tucci?

20 COMMISSIONER TUCCI: Ayee

21 MADAM CLERK: Mayor Cocchiola?

22 MAYOR COCCHIOLA: Ayee And for

23 Commissioner Evans, I'll move the

24 ordinancee

25 UNIDENTIFIED COMMISSIONER: Seconde



1 MADAM CLERK: Commissioner

2 Scarpelli?

3 COMMISSIONER SCARPELLI: Ayee

4 MADAM CLERK: Commissioner Petracco?

5 COMMISSIONER PETRACCO: Ayee

6 MADAM CLERK: Commissioner Tucci?

7 COMMISSIONER TUCCI: Ayee

8 MADAM CLERK: Mayor Cocchiola?

9 MAYOR COCCHIOLA: Ayee Okay,

10 resolutionse Commissioner Scarpelli?

11 MR SCARPELLI: Whereas the township

12 of Nutley has entered into a contract

13 with Granada Construction Corp, 147

14 Thomas Street, Newark, New Jersey 07114,

15 for a project known as resurfacing of the

16 Passaic Avenue Section Four for original

17 contract amount of \$304,536e90, whereas

18 engineering services are recommended the

19 attached change order number one, in the

20 amount of \$73,084e40, dated January 6th,

21 2011, for additional milling and paving,

22 whereas the funds are available from

23 ordinance number 3189 in the amount of

24 \$37,563.01, and where -- from account

25 number 408e200 in the amount of

1           \$35,524.39 and have been certified by  
2           the chief financial officer, said  
3           certification attached to this  
4           resolution. Now, therefore be it  
5           resolved by the board of commissioners  
6           Township of Nutley, County of Essex,  
7           State of New Jersey, that change order  
8           number one is attached is a change from  
9           the contract previously made by the  
10          township of Nutley with Granada  
11          Construction Corp, for the project known  
12          as resurfacing of Passaic Avenue, section  
13          four is hereby authorized and approved.  
14          I move the resolution.

15                   UNIDENTIFIED COMMISSIONER:    Second

16                   MADAM CLERK:    Commissioner

17                   Scarpelli?

18                   COMMISSIONER SCARPELLI:    Ayee

19                   MADAM CLERK:    Commissioner Petracco?

20                   COMMISSIONER PETRACCO:    Ayee

21                   MADAM CLERK:    Commissioner Tucci?

22                   COMMISSIONER TUCCI:    Ayee

23                   MADAM CLERK:    Mayor Cocchiola?

24                   MAYOR COCCHIOLA:    Ayee

25                   MR SCARPELLI:    Whereas NJAC7:10A

1 requires the township to employ a  
2 licensed operator to operate a public  
3 waste water collection system, and  
4 whereas Dominic Ferry (p)h, an employee  
5 of the township of Nutley Department of  
6 Public Works, also required New Jersey  
7 public waste water collection C3 license  
8 per NJAC7d10Ae Now, therefore be it  
9 resolved by the board of commissioners  
10 Township of Nutley, County of Essex,  
11 State of New Jersey, that Dominic Ferry  
12 be named as the sanitary sewer collection  
13 system operator for the township of  
14 Nutley handling day-to-day operations and  
15 municipality I move the resolutione

16 UNIDENTIFIED COMMISSIONER: Seconde

17 MADAM CLERK: Commissioner

18 Scarpelli?

19 COMMISSIONER SCARPELLI: Aye

20 MADAM CLERK: Commissioner Petracco?

21 COMMISSIONER PETRACCO: Aye

22 MADAM CLERK: Commissioner Tucci?

23 COMMISSIONER TUCCI: Aye

24 MADAM CLERK: Mayor Cocchiola?

25 MAYOR COCCHIOLA: Aye

1                   MRE SCARPELLI: Whereas North  
2                   American Eagle Construction, LLC, 101  
3                   East Main Street, Little Falls, NJ 07424,  
4                   has submitted to the township of Nutley a  
5                   New Jersey Department of Environmental  
6                   Protection application for treatment  
7                   works approval for certification and  
8                   consent by Dominic Ferry, licensed sewer  
9                   operator, and whereas the sanitation  
10                  sewer connection approval further  
11                  requires that a treatment works approval  
12                  be obtained from the NJDEP, in order to  
13                  connect the sewer flow from the 120 unit  
14                  residential dwelling located at 57 East  
15                  Center Street, Nutley, NJ 07110 into the  
16                  township of Nutley sanitary sewer system  
17                  And whereas the treatment works approval  
18                  application has been reviewed by the  
19                  licensed sewer operator and found to be  
20                  acceptable for signaturee Now, therefore  
21                  be it resolved by the board of  
22                  commissioners Township of Nutley, County  
23                  of Essex, State of New Jersey, that  
24                  Dominic Ferry, licensed sewer operator is  
25                  hereby authorized to signing applicable

1 certification and consent sections of the  
2 NJDEP treatment works application, on  
3 behalf of the township of Nutleye I move  
4 the resolutione

5 UNIDENTIFIED COMMISSIONER: Seconde

6 MADAM CLERK: Commissioner

7 Scarpelli?

8 COMMISSIONER SCARPELLI: Aye

9 MADAM CLERK: Commissioner Petracco?

10 COMMISSIONER PETRACCO: Aye

11 MADAM CLERK: Commissioner Tucci?

12 COMMISSIONER TUCCI: Aye

13 MADAM CLERK: Mayor Cocchiola?

14 MAYOR COCCHIOLA: Aye

15 MR SCARPELLI: Be it resolved by  
16 the board of commissioners Township of  
17 Nutley, County of Essex, State of New  
18 Jersey, that (indiscernible) RS#0A:4-59,  
19 the following transfers of 2010  
20 appropriation reserves be in the same are  
21 hereby authorized and approvede From  
22 water operations to (indiscernible),  
23 \$2,000 dollarse I move the resolutione

24 UNIDENTIFIED COMMISSIONER: Seconde

25 MADAM CLERK: Commissioner

1 Scarpelli?

2 COMMISSIONER SCARPELLI: Aye

3 MADAM CLERK: Commissioner Petracco

4 COMMISSIONER PETRACCO: Aye

5 MADAM CLERK: Commissioner Tucci

6 COMMISSIONER TUCCI: Aye

7 MADAM CLERK: Mayor Cocchiola?

8 MAYOR COCCHIOLA: Aye

9 COMMISSIONER SCARPELLI: Be it

10 resolved by the board of commissioners  
11 Township of Nutley, County of Essex,  
12 State of New Jersey that renewal of  
13 plenary retail consumption license number  
14 071633017007 be granted to Park Place  
15 Pizza, trading as Terrazza Restaurant,  
16 said license to be effective July 1st,  
17 2010 through June 30th, 2011. Be it  
18 resolved that the State of New Jersey  
19 Department of Treasury Division of  
20 Taxation has provided tax clearance  
21 certification for this establishment. Be  
22 it resolved that this establishment has  
23 been inspected by the board of health,  
24 fire department, code enforcement  
25 department of the township of Nutley, and

1 are in satisfactory condition. Now,  
2 therefore be it resolved by the board of  
3 commissioners Township of Nutley, County  
4 of Essex, State of New Jersey that  
5 municipal clerk be herein authorized  
6 directly authorized to issue the license  
7 for July 1st, 2010 through June 30th,  
8 2011 licensing period. I move the  
9 resolution.

10 UNIDENTIFIED COMMISSIONER: Second.

11 MADAM CLERK: Commissioner  
12 Scarpelli?

13 COMMISSIONER SCARPELLI: Aye.

14 MADAM CLERK: Commissioner Petracco?

15 COMMISSIONER PETRACCO: Aye.

16 MADAM CLERK: Commissioner Tucci?

17 COMMISSIONER TUCCI: Aye.

18 MADAM CLERK: Mayor Cocchiola?

19 MAYOR COCCHIOLA: Abstain.

20 MADAM CLERK: Abstain, Mayor, right?

21 MAYOR COCCHIOLA: Thank you.

22 Commissioner Tucci?

23 COMMISSIONER TUCCI: Yes, for  
24 Commissioner Evans, be it resolved by the  
25 board of commissioners of Township of

1 Nutley, County of Essex, State of New  
2 Jersey, that in accordance with the  
3 provision of RS40A:4-5, the following  
4 transfer of 2010 appropriation reserves  
5 be in the same are hereby authorized and  
6 approved. The Department of Revenue and  
7 Finance from construction code, office,  
8 salaries and wages, \$1000, to  
9 construction code, office, other  
10 expenses, \$1000. I move the resolution.

11 UNIDENTIFIED COMMISSIONER: Second.

12 MADAM CLERK: Commissioner

13 Scarpelli?

14 COMMISSIONER SCARPELLI: Aye.

15 MADAM CLERK: Commissioner Petracco?

16 COMMISSIONER PETRACCO: Aye.

17 MADAM CLERK: Commissioner Tucci?

18 COMMISSIONER TUCCI: Aye.

19 MADAM CLERK: Mayor Cocchiola?

20 MAYOR COCCHIOLA: Aye.

21 COMMISSIONER TUCCI:

22 (Indiscernible), Mayor? Thank you.

23 Whereas the township of Nutley enters  
24 into contract with Neglia Engineering, 34  
25 Park Avenue, Lindhurst, New Jersey, for



1 technical and management services for the  
2 Monsignor Owens Park Field reconstruction  
3 project, and whereas the superintendent  
4 of the department of parks and public  
5 property has recommended the following  
6 change order from said contracte Change  
7 order number one, a soil sampling report  
8 to be included in the preliminary  
9 assessment report to the New Jersey Dept  
10 of Environmental Protection in the amount  
11 of \$9,130 dollarse The money is  
12 available from account number 3131, and  
13 has been certified by the chief financial  
14 officer, said certification being  
15 attached to this resolutione Now,  
16 therefore be it resolved by the board of  
17 commissioners and Township of Nutley,  
18 County of Essex, State of New Jersey,  
19 that change order number one, in the  
20 amount of \$9,d30 dollars be in is hereby  
21 approvede I move the resolutione

22 UNIDENTIFIED COMMISSIONER: Seconde

23 MADAM CLERKe Commissioner

24 Scarpelli?

25 COMMISSIONER SCARPELLI: Ayee

1 MADAM CLERK: Commissioner Petracco?

2 COMMISSIONER PETRACCO: Aye

3 MADAM CLERK: Commissioner Tucci?

4 COMMISSIONER TUCCI: Aye

5 MADAM CLERK: Mayor Cocchiola?

6 MAYOR COCCHIOLA: Aye

7 COMMISSIONER TUCCI: Be it resolved

8 by the board of commissioners in the

9 Township of Nutley, County of Essex,

10 State of New Jersey, that in accordance

11 with a provision of RS4A:4-59, the

12 following transfer of 2010 appropriation

13 reserves be in the same are hereby

14 authorized and approved. In the

15 department of parks and public property,

16 from public buildings and grounds, other

17 expenses, \$8,000 to utilities,

18 specifically electric, in the same amount

19 of \$8,000. I move the resolution.

20 UNIDENTIFIED COMMISSIONER: Second.

21 MADAM CLERK: Commissioner

22 Scarpelli?

23 COMMISSIONER SCARPELLI: Aye

24 MADAM CLERK: Commissioner Petracco?

25 COMMISSIONER PETRACCO: Aye

1 MADAM CLERK: Commissioner Tucci?

2 COMMISSIONER TUCCI: Aye

3 MADAM CLERK: Mayor Cocchiola?

4 MAYOR COCCHIOLA: Aye

5 COMMISSIONER TUCCI: That's all I

6 have, Mayore

7 MAYOR COCCHIOLA: Whereas an

8 application for a renewal of a video game

9 license has been received from Jim Dandy,

10 the Mudhole, 563 Franklin Avenue, Nutley,

11 New Jersey, whereas the application has

12 been reviewed by the code enforcement

13 department and the office of the

14 municipal clerk, and whereas the license

15 fee of \$300 dollars has been paid

16 Therefore, be it resolved by the board of

17 commissioners of the Township of Nutley,

18 County of Essex, that said license is

19 hereby approved and the municipal clerk

20 is authorized to issue the video game

21 license to Jim Dandy's The Mudhole I

22 move the resolutione

23 UNIDENTIFIED COMMISSIONER: Seconde

24 MADAM CLERK: Commissioner

25 Scarpelli?

1 COMMISSIONER SCARPELLI: Aye

2 MADAM CLERK: Commissioner Petracco?

3 COMMISSIONER PETRACCO: Aye

4 MADAM CLERK: Commissioner Tucci?

5 COMMISSIONER TUCCI: Aye

6 MADAM CLERK: Mayor Cocchiola?

7 MAYOR COCCHIOLA: Aye Whereas

8 raffle applications have been received

9 from the following organizations, Holy

10 Family Church, for license number 131

11 for an on-premise Super 50/50 cash raffle

12 on May 21st, Holy Family Church Rosary

13 Altar Society, license number 14-11 for

14 an on-premise merchandise raffle April

15 16th, Rotary Club of Nutley, license

16 number 15-11 for an on-premise

17 (indiscernible) raffle March 23rd, 2011

18 Whereas the applications have been

19 reviewed and approved by the municipal

20 clerk and the police department. Now,

21 therefore be it resolved by the board of

22 commissioners of the Township of Nutley,

23 County of Essex, State of New Jersey that

24 the licenses are approved and the

25 municipal clerk is authorized to issue

1 the license. I move the resolution.

2 UNIDENTIFIED COMMISSIONER: Second.

3 MADAM CLERK: Commissioner  
4 Scarpelli?

5 COMMISSIONER SCARPELLI: Aye.

6 MADAM CLERK: Commissioner Petracco?

7 COMMISSIONER PETRACCO: Aye

8 MADAM CLERK: Commissioner Tucci?

9 COMMISSIONER TUCCI: Aye

10 MADAM CLERK: Mayor Cocchiola?

11 MAYOR COCCHIOLA: Aye. That  
12 concludes the regular business portion of  
13 our meeting, this evening. Is there any  
14 member of the public that would like to  
15 address the board? I --

16 UNIDENTIFIED COMMISSIONER: Move to  
17 adjourn.

18 UNIDENTIFIED COMMISSIONER: Second.

19 MADAM CLERK: Commissioner  
20 Scarpelli?

21 COMMISSIONER SCARPELLI: Aye

22 MADAM CLERK: Commissioner Petracco?

23 COMMISSIONER PETRACCO: Aye

24 MADAM CLERK: Commissioner Tucci?

25 COMMISSIONER TUCCI: Aye.

1 MADAM CLERK: Mayor Cocchiola?

2 MAYOR COCCHIOLA: Aye Thank you,  
3 everyonee

4 UNIDENTIFIED COMMISSIONER: Thank  
5 you, and good nighte

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

I, Michael Knighton, 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:

July 24, 2011e

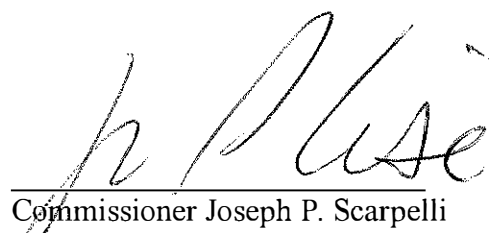
  
Michael Knighton

**February 15, 2011 Meeting Transcription approved by the Board of Commissioners of the Township of Nutley at their meeting held on Tuesday August 2, 2011.**



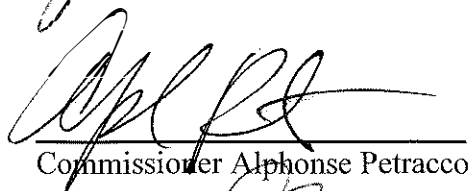
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Evelyn Rosario, RMC, CMC  
Municipal Clerk



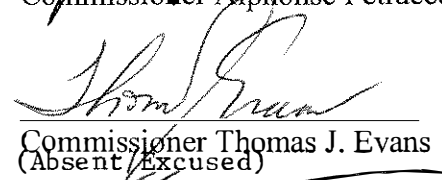
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Commissioner Joseph P. Scarpelli



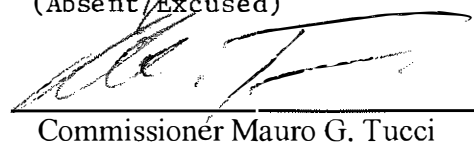
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Commissioner Alphonse Petracco



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Commissioner Thomas J. Evans  
(Absent/Excused)



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Commissioner Mauro G. Tucci



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Mayor Joanne Cocchiola



TOWNSHIP OF NUTLEY									
BILL LIST									
Tuesday, February 15, 2011									
P.O. NUMBER	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTAL		
11-00263	ESSEX CNTY UTILITIES AUTH.	80,492.90					80,492.90		
11-00412	FUTURE SANATATION	65,805.55					65,805.55		
10-05526	AT & T	322.10					322.10		
10-05213	DELGEN PRESS	1,722.60					1,722.60		
10-05089	PRINTING TECH	275.00					275.00		
10-05490	GANN LAW BOOKS	284.00					284.00		
10-05489	GANN LAW BOOKS	284.00					284.00		
10-05499	NO JERSEY MEDIA GROUP	55.04					55.04		
10-05501	NO JERSEY MEDIA GROUP	94.96					94.96		
10-05500	NO JERSEY MEDIA GROUP	94.17					94.17		
10-00444	NUTLEY PARK SHOPRITE	177.24					177.24		
10-05531	LINDA POSTERNOCK	150.00					150.00		
10-05480	WORALL COMM.NWPAPER	12.60					12.60		
10-05287	DELGEN PRESS	588.00					588.00		
10-01337	SANOFI PASTEUR	5,988.92					5,988.92		
10-05509	PENNONI ASSOCIATES	885.00					885.00		
10-05508	PENNONI ASSOCIATES	440.00					440.00		
10-05387	CENTRE RIDGE	842.75					842.75		
10-05447	PENNONI ASSOCIATES	150.00					150.00		
10-05170	DOWNES TREE SERVICE	7,850.00					7,850.00		
10-05249	B & H	697.94					697.94		
	TREASURER OF SCHOOL		2,088,000.00				2,088,000.00		
	COUNTY OF ESSEX NJ		4,447,160.53				4,447,160.53		
	COUNTY OF ESSEX NJ		38,973.62				38,973.62		
	T/N PAYROLL AGENCY		34,026.48				34,026.48		
10-05527	AT & T MOBILITY		74.71				74.71		
10-05522	AT & T MOBILITY		259.64				259.64		

TOWNSHIP OF NUTLEY							
BILL LIST							
Tuesday, February 15, 2011							
P.O. NUMBER	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTAL
10-05530	US BANK CUST PRO CAPITAL I		701.34				701.34
10-05533	US BANK CUST PRO CAPITAL I		2,411.41				2,411.41
10-05214	WEST GROUP		81.00				81.00
10-05524	MR ANTHONY SPAGNUOLO		500.00				500.00
10-00661	MAJOR LEAGUE AUTO SPA		10.00				10.00
10-05198	W.B.MASON		249.48				249.48
10-05196	W.B.MASON		130.30				130.30
10-05165	W.B.MASON		272.32				272.32
10-05494	WORRALL COMM. NWPR		12.60				12.60
10-05537	MOORING TAX ASSET.GROUP		417.21				417.21
10-05514	AT & T MOBILITY			2,516.86			2,516.86
10-05512	VERIZON			40.35			40.35
11-00398	NJMVC			180.00			180.00
10-05250	W.B.MASON			462.93			462.93
10-05166	W.B.MASON			166.73			166.73
10-04993	W.B.MASON			184.84			184.84
10-04612	W.B.MASON			213.38			213.38
10-00060	MAJOR LEAGUE AUTO SPA			105.00			105.00
10-05204	PATERSON STAMP WORKS			319.87			319.87
10-05206	DRAEGER SAFETY			142.00			142.00
10-05000	FLEMINGTON CAR			197.08			197.08
10-05470	NJ MUN. COURT LAW REVIEW			20.00			20.00
10-04886	NBC AUTO PARTS			55.00			55.00
10-04999	NBC AUTO PARTS			379.96			379.96
10-05224	GEN-EL IND.			4,863.05			4,863.05
10-04659	TURN-OUT FIRE			64.13			64.13
10-05518	AT & T MOBILITY				1,715.06		1,715.06

TOWNSHIP OF NUTLEY							
BILL LIST							
Tuesday, February 15, 2011							
P.O.	VENDOR	PUBLIC	REVENUE &	PUBLIC	PUBLIC	PARKS &	
NUMBER		AFFAIRS	FINANCE	SAFETY	WORKS	PROPERTY	TOTAL
10-05525	AT & T MOBILITY				198.40		198.40
10-05199	DAWNBRITE				654.00		654.00
10-04298	LUBEST				365.44		365.44
10-05191	HEWLETT PACKARD				314.25		314.25
10-01829	ONE CALL CONCEPTS				66.36		66.36
10-05148	PENN JERSEY MACH				176.42		176.42
10-05275	BINDER MACH. CO				662.07		662.07
10-05335	FRANKS TRUCK				330.92		330.92
10-05395	USA MOBILITY WIRELESS				53.76		53.76
10-05535	DOMINICK FERRY				323.00		323.00
	NJSHBP					305,776.97	305,776.97
	NJSHBP					128,530.05	128,530.05
	FLAGSHIP DENTAL PLAN					579.53	579.53
10-05521	AT & T MOBILITY					48.70	48.70
10-05528	AT & T MOBILITY					715.80	715.80
10-05476	CAPOZZI OVERHEAD DOOR					240.00	240.00
10-05258	STORR TRACTOR					1,020.09	1,020.09
10-05327	FRANKS TRUCK					3,208.71	3,208.71
10-05326	FRANKS TRUCK					68.76	68.76
10-05173	CEI					507.33	507.33
10-05106	NBC AUT PARTS					429.00	429.00
10-01575	CABLEVISION LIGHT PATH					2,977.18	2,977.18
10-05504	SAL ELECTRIC					353.67	353.67
10-05216	W.B. MASON					518.32	518.32
10-05158	BSN SPORTS					1,730.40	1,730.40
10-05230	SPORTS SUPPLY					639.25	639.25
10-00005	RICCARDI BROTHERS					224.60	224.60



TOWNSHIP OF NUTLEY  
BILL LIST  
February 15, 2011

List of payroll submitted for approval by the Board of Commissioners at their regular meeting of FEBRUARY 15, 2011:

**PAYROLL-REGULAR FEBRUARY 18, 2011:**

Department of Public Affairs	21,621.58
Department of Revenue & Finance	51,917.63
Department of Public Safety	413,660.72
Department of Public Works	58,689.67
Department of Parks & Public Properties	70,263.88
Department of Recreation Commission	2,249.00
Water Operations	36,843.15
Due To From General Capital	3,568.84
600 Series	9,025.20
C.E.H.A.	302.96
ACC-U-VAC	194,105.80
<b>Sub Total</b>	<b>862,248.43</b>

**PAYROLL-OVERTIME FEBRUARY 18, 2011**

Department of Public Affairs	0 00
Department of Revenue & Finance	694.55
Department of Public Safety	6,578.80
Department of Public Works	40,990.65
Department of Parks & Public Properties	6,871.00
Water Operations	8,969.05
600 Series	0 00
<b>Sub Total</b>	<b>64,104.05</b>

**TOTAL PAYROLL: 926,352.48**

**GRAND TOTAL: 8,174,002.08**

The Payroll list in the foregoing schedule includes amounts to be deducted for:

Federal Withholding Tax	139,781.42
Social Security	17,263.86
N.J. State Tax	25,798.10
Medicare	10,706.12
Wage Execution	4,287.58
Deferred Compensation	46,697.90
Employee Disability Ins.	3,996.52

**Ordinance No. 3161**  
**Introduced by Commissioner Evans**  
**Introduced on January 18, 2011**  
**Public Hearing February 15, 2011**  
**Advertise in the Nutley Sun Issue of Thursday, January 27, 2011**

**ORDINANCE NO. 3161**

**AN ORDINANCE OF THE TOWNSHIP OF NUTLEY,  
COUNTY OF ESSEX, STATE OF NEW JERSEY,  
TO ADD ARTICLE V TO CHAPTER 320 OF THE  
TOWNSHIP CODE, ENTITLED "FEES," SO AS TO  
ADD SECTION 320-5, ENTITLED "TAX COLLECTOR  
FEES"**

**BE IT ORDAINED, by the Board of Commissioners of the Township of Nutley,  
County of Essex, State of New Jersey, as follows:**

**Chapter 320 of the Township Code of the Township of Nutley, entitled**

**"Fees," is hereby amended to add § 320-5, entitled "Tax Collector Fees," by creating  
the following subsection:**

**§320-5. Tax Collector Fees for Copies.**

**Section 1.**

**A. In accordance with N.J.S.A. 54:5-54 the Tax Collector shall provide to any party entitled to redeem a certificate pursuant to this section (N.J.S.A. 54:5-54) two calculations of the amount required for redemption within a calendar year at no cost. For each subsequent calculation from the Tax Collector there shall be a \$50.00 fee. A request for a redemption calculation shall be made in writing to the Tax Collector.**

**B. In accordance with N.J.S.A. 54:5-97.1 the Tax Collector may charge a lien holder of a tax lien \$50.00 for the calculation of the amount due to redeem the tax lien as required pursuant to N.J.S.A. 54:5-97.1 Any request for a redemption calculation shall specify the date to be used for the calculation, which shall be the date of the notice. Neither the Tax Collector nor the Municipality shall be liable for an incorrect calculation. The fee paid to the Municipality shall not be part of the lien and shall not be passed on to any party entitled to redeem pursuant to N.J.S.A. 54:5-54.**

**Section 2. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.**

**Section 3. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.**

**Section 4. This ordinance shall take effect after second reading and publication as required by law.**

ATTEST:

\_\_\_\_\_  
Evelyn Rosario, RMC, CMC  
Municipal Clerk

\_\_\_\_\_  
Commissioner Joseph P. Scarpelli

\_\_\_\_\_  
Commissioner Alphonse Petracco

\_\_\_\_\_  
Commissioner Thomas J. Evans

\_\_\_\_\_  
Commissioner Mauro G. Tucci

\_\_\_\_\_  
Mayor Joanne Cocchiola

## Evelyn Rosario

---

**From:** Jodi DeMaio  
**Sent:** Tuesday, February 15, 2011 2:41 PM  
**To:** Evelyn Rosario; Evelyn Rosario

The ordinance is to implement a fee for duplicate requests for lien redemptions. A person bearing interest in the property can only request a lien redemption calculation two times in a calendar year. After the 2<sup>nd</sup> request the Township will charge the person requesting the calculation \$50.00.

---

### **Jodi DeMaio**


*Tax Collector*

Department of Revenue and Finance | Township of Nutley, NJ

(973) 284-4951 x2273 Office | (973) 661-0145 Fax

[www.nutleynj.org](http://www.nutleynj.org)

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 Please consider the environment before printing this email.



**Township of Nutley  
Essex County  
One Kennedy Drive  
Nutley, New Jersey 07110**

**FINAL ADOPTION OF ORDINANCE  
ORDINANCE NO. 3161**

**NOTICE IS HEREBY GIVEN, that the following Ordinance was approved for final adoption by the Board of Commissioners Township of Nutley, Essex County, New Jersey at a meeting held on Tuesday, February 15, 2011.**

**“AN ORDINANCE OF THE TOWNSHIP OF NUTLEY, COUNTY OF ESSEX, STATE OF NEW JERSEY, TO ADD ARTICLE V TO CHAPTER 320 OF THE TOWNSHIP CODE, ENTITLED “FEES,” SO AS TO ADD SECTION 320-5, ENTITLED “TAX COLLECTOR FEES”**

**ALL “AYES” ON A ROLL CALL VOTE**

<b>Commissioner Scarpelli</b>	<b>“AYE”</b>
<b>Commissioner Petracco</b>	<b>“AYE”</b>
<b>Commissioner Evans</b>	<b>“Absent/Excused”</b>
<b>Commissioner Tucci</b>	<b>“AYE”</b>
<b>Mayor Cocchiola</b>	<b>“AYE”</b>

**Evelyn Rosario, RMC, CMC  
Municipal Clerk**

**Nutley Sun Issue/Thursday, February 24, 2011/Via E-Mail:  
[publicnotices@northjersey.com](mailto:publicnotices@northjersey.com)**

**Township of Nutley  
Essex County  
One Kennedy Drive  
Nutley, New Jersey 07110**

**ORDINANCE INTRODUCTION**

**ORDINANCE NO. 3161**

**NOTICE IS HEREBY GIVEN, that the following Ordinance was introduced and passed upon first reading at a regular meeting of the Board of Commissioners, Township of Nutley, Essex County, New Jersey on the 18<sup>th</sup> day of January 2011 and that said Ordinance will be taken up for further consideration for final passage at a regular meeting of the Board of Commissioners to be held on the 15<sup>th</sup> day of February, 2011 at 7:00 p.m., or as soon thereafter as said matter can be reached, at which time and place all persons who may interested therein will be given an opportunity to be heard concerning same.**

**Evelyn Rosario, RMC, CMC  
Municipal Clerk  
Township of Nutley**

**Nutley Sun Issue/Thursday, January 27, 2011Via E-Mail:  
[publicnotices@northjersey.com](mailto:publicnotices@northjersey.com)**

**Post Bulletin Board**

**BOARD OF COMMISSIONERS**  
TOWNSHIP OF NUTLEY, NEW JERSEY

Attach To Official Minutes

## Resolution

*Introduced by:* Commissioner Joseph Scarpelli *Date:* February 15, 2011

*Seconded by:* Commissioner Alphonse Petracco *No.* 28-11

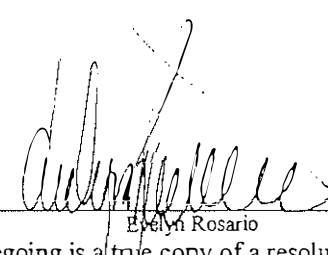
*WHEREAS*, the Township of Nutley has entered into a contract with Granada Construction Corp., 147 Thomas Street, Newark, New Jersey 07114, for a project known as Resurfacing of Passaic Avenue Section 4 for an original contract amount of \$304,536.99; and

*WHEREAS*, Engineering Services has recommended the attached Change Order #1 in the amount of \$73,084.40, dated January 6, 2011 for additional milling and paving; and

*WHEREAS*, the funds are available from Ordinance #3139 in the amount of \$37,563.01, and from Account #408-200 in the amount of \$35,521.39 and have been certified by the Chief Financial Officer, said certification attached to this resolution;

*NOW THEREFORE, BE IT RESOLVED* by the Board of Commissioners in the Township of Nutley, County of Essex, State of New Jersey, that the Change Order #1, as attached, is a change from the contract previously made by the Township of Nutley with Granada Construction Corp., for the project known as Resurfacing of Passaic Avenue Section 4 is hereby authorized and approved.

. . .

I,  Evelyn Rosario, 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 February 1, 2011.

<i>Record of Vote</i>	<i>Commissioner Scarpelli</i>	<i>Commissioner Petracco</i>	<i>Commissioner Evans</i>	<i>Commissioner Tucci</i>	<i>Mayor Cocchiola</i>
<i>Yes</i>	X	X		X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>			X		

**BOARD OF COMMISSIONERS  
Township of Nutley, New Jersey**

Attach To Official Minutes

Resolution

Introduced by: Commissioner Mauro C. Tucci ee ee ee Date: February 15, 2011

Seconded by: Commissioner Joseph P. Scarpelli No. 29-11 ee e ee

**WHEREAS**, On Saturday, March 5, 2011, the Irish American Association will hold its 33<sup>rd</sup> Annual St. Patrick's Day Parade; and

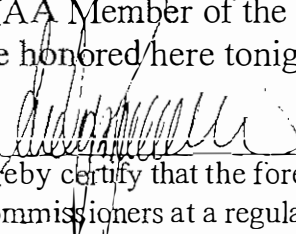
**WHEREAS**, The St. Patrick's Day Parade has become an exciting event in the Township of Nutley, which is looked forward to and enjoyed by both spectators and participants alike; and

**WHEREAS**, The Nutley Irish American Association will celebrate its Annual St. Patrick's Day Parade, Grand Marshal Dinner, on Saturday, February 5, 2011 at The Landmark in East Rutherford, N.J.; and

**WHEREAS**, this year's Grand Marshal is Tony Wieners; and

**WHEREAS**, Mr. Wieners is joined by Deputy Grand Marshal, Brenda Sherman, and NIAA Member of the Year, Linda Strimike, along with Parade Queen, Genna Russo as this year's dignitaries; and

**NOW THEREFORE, BE IT RESOLVED** that the Board of Commissioners of the Township of Nutley, County of Essex, join with the citizens of Nutley to salute and congratulate Grand Marshal, Tony Wieners, Deputy Grand Marshal, Brenda Sherman, NIAA Member of the Year, Linda Strimike and Parade Queen, Genna Russo as they are honored here tonight.

 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 February 15, 2011.

<i>Record of Vote</i>	<i>Commissioner Scarpelli</i>	<i>Commissioner Petracco</i>	<i>Commissioner Evans</i>	<i>Commissioner Tucci</i>	<i>Mayor Cocchiola</i>
<i>Yes</i>	X	X		X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>			X		

**BOARD OF COMMISSIONERS**  
**Township of Nutley, New Jersey**

*Attach To Official Minutes*

Resolution

Introduced by: ee Commissioner Mauro G. Tucci ee ee ee ee ee ee Date: February 15, 2011.

Seconded by: ee Commissioner Joseph P. Scarpelli ee ee ee No. 30-11 ee ee ee ee

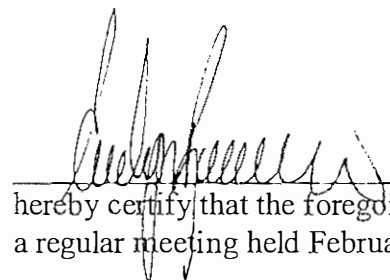
**WHEREAS,** Whereas, The Township of Nutley heretofore entered into a contract with Neglia Engineering, 34 Park Avenue, Lyndhurst, N.J. 07071 for technical and management services for the Monsignor Owens Park, Field Reconstruction Project; and

**WHEREAS,** The Superintendent of the Department of Parks and Public Property has recommended the following change order from said contract:

**CHANGE ORDER NO. 1:** A soil sampling report to be included in the Preliminary Assessment Report (PAR) to the NJDEP. **\$9,130.00**

The money is available from Account #Account 3131 and has been certified by the Chief Financial Officer and said certification is attached to this resolution.

**NOW THEREFORE, BE IT RESOLVED** by the Board of Commissioners in the Township of Nutley, County of Essex, State of New Jersey, tha Change Order #1, \$9,130.00 be and is hereby approved.

 , 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 February 15, 2011.

<i>Record of Vote</i>	<i>Commissioner Scarpelli</i>	<i>Commissioner Petracco</i>	<i>Commissioner Evans</i>	<i>Commissioner Tucci</i>	<i>Mayor Cocchiola</i>
<i>Yes</i>	X	X		X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>			X		

**BOARD OF COMMISSIONERS**  
**TOWNSHIP OF NUTLEY, NEW JERSEY**

*Attach To Official Minutes*

**Resolution**

*Introduced by: Mayor Joanne Cocchiola* \_\_\_\_\_ *Date: February 15, 2011*

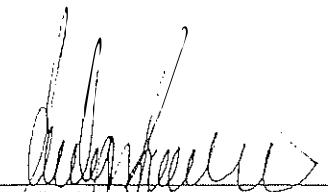
*Seconded by: Commissioner Mauro G. Tucci* **ee ee e e** *No.31-11* \_\_\_\_\_

**WHEREAS**, an application for renewal of a video game license has been received from “Jim Dandy’s (The Mudhole)” 563 Franklin Avenue, Nutley, New Jersey 07110; and

**WHEREAS**, the application has been reviewed by the Code Enforcement Department and the Office of the Municipal Clerk; and

**WHEREAS**, the license fee of three hundred dollars has been paid.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Nutley, County of Essex that said license is hereby approved and the Municipal Clerk is authorized to issue the video game license to “Jim Dandy’s (The Mudhole)”

I,  \_\_\_\_\_ 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 February 15, 2011.

<i>Record of Vote</i>	<i>Commissioner Scarpelli</i>	<i>Commissioner Petracco</i>	<i>Commissioner Evans</i>	<i>Commissioner Tucci</i>	<i>Mayor Cocchiola</i>
<i>Yes</i>	X	X		X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>			X		

**BOARD OF COMMISSIONERS**  
**TOWNSHIP OF NUTLEY, NEW JERSEY**

*Attach To Official Minutes*

**Resolution**

*Introduced by:* Mayor Joanne Cocchiola *Date* February 15, 2011

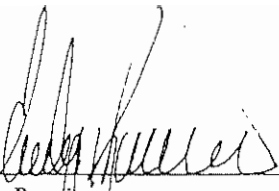
*Seconded by:* Commissioner Mauro G. Tucci No. 32-11

**WHEREAS**, raffle applications have been received from the following organizations; and

Holy Family Church	License No. 13-11 On-Premise Super 50/50 Cash Raffle	May 21, 2011
Holy Family Church Rosary Altar Society	License No. 14-11 On-Premise Merchandise Raffle	April 16, 2011
Rotary Club of Nutley	License No. 15-11 On-Premise Tricky Tray Raffle	March 23, 2011

**WHEREAS**, the applications have been reviewed and approved by the Municipal Clerk and the Police Department.

**NOW, THEREFORE BE IT RESOLVED** by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey that the licenses are approved and the Municipal Clerk is authorized to issue the licenses.

I,  Township Clerk of the Township of Nutley, Essex County, NJ, do hereby  
Evelyn Rosario  
 certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held February 15, 2011.

<i>Record of Vote</i>	<i>Commissioner Scarpelli</i>	<i>Commissioner Petracco</i>	<i>Commissioner Evans</i>	<i>Commissioner Tucci</i>	<i>Mayor Cocchiola</i>
<i>Yes</i>	X	X		X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>			X		

**BOARD OF COMMISSIONERS**  
TOWNSHIP OF NUTLEY, NEW JERSEY

*Attach To Official Minutes*

## Resolution

*Introduced by:* Commissioner Joseph Scarpelli *Date:* February 15, 2011

*Seconded by:* Commissioner Alphonse Petracco *No.* 33-11

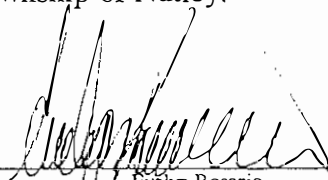
A RESOLUTION AUTHORIZING THE TOWNSHIP OF NUTLEY TO SIGN A NJDEP TREATMENT WORKS APPROVAL APPLICATION FOR THE CONNECTION OF A 120-UNIT RESIDENTIAL DWELLING LOCATED AT 57 EAST CENTRE STREET, NUTLEY, NEW JERSEY, 07110 INTO THE TOWNSHIP OF NUTLEY SANITARY SEWER SYSTEM.

*WHEREAS*, North American Eagle Construction, LLC, 101 East Main Street, Little Falls, New Jersey 07424, has submitted to the Township of Nutley, a New Jersey Department of Environmental Protection (NJDEP) Application for Treatment Works Approval for Certification and Consent by Dominic Ferry, Licensed Sewer Operator; and

*WHEREAS*, a sanitary sewer connection approval further requires that a Treatment Works Approval be obtained from the NJDEP in order to connect the sanitary sewer flow from the 120-Unit Residential Dwelling located at 57 East Centre Street, Nutley, NJ 07110, into the Township of Nutley Sanitary Sewer System; and

*WHEREAS*, the Treatment Works Approval Application has been reviewed by the Licensed Sewer Operator and found to be acceptable for signature.

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, that Dominic Ferry, Licensed Sewer Operator is hereby authorized to sign the applicable Certification and Consent Sections of the NJDEP Treatment Works Application on behalf of the Township of Nutley.

I,  Evelyn Rosario, 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 February 15, 2011.

<i>Record of Vote</i>	<i>Commissioner Scarpelli</i>	<i>Commissioner Petracco</i>	<i>Commissioner Evans</i>	<i>Commissioner Tucci</i>	<i>Mayor Cocchiola</i>
<i>Yes</i>	X	X		X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>			X		



**BOARD OF COMMISSIONERS**  
TOWNSHIP OF NUTLEY, NEW JERSEY

*Attach To Official Minutes*

## Resolution

*Introduced by:* Commissioner Joseph P. Scarpelli *Date:* February 15, 2011

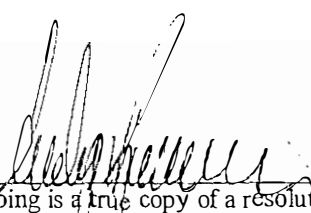
*Seconded by:* Commissioner Alphonse Petracco *No.* 34-11

*Whereas*, N.J.A.C. 7:10A requires that the Township employ a licensed operator to operate a public wastewater collection system; and

*Whereas*, Dominic Ferry, an employee with the Township of Nutley Department of Public Works holds the required New Jersey Public Waste Water Collection C3 License as per N.J.A.C 7:10A;

*Now Therefore, Be It Resolved* by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey that Dominic Ferry be named as the Sanitary Sewer Collection System Operator for the Township of Nutley handling the day to day operations of the municipality.

. . .

I, , 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 February 15, 2011.

<i>Record of Vote</i>	<i>Commissioner Scarpelli</i>	<i>Commissioner Petracco</i>	<i>Commissioner Evans</i>	<i>Commissioner Tucci</i>	<i>Mayor Cocchiola</i>
<i>Yes</i>	X	X		X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>			X		

**BOARD OF COMMISSIONERS**  
**TOWNSHIP OF NUTLEY, NEW JERSEY**

*Attach To Official Minutes*

## Resolution

*Introduced by:* Commissioner Thomas J. Evans *Date:* February 15, 2011

*Seconded by:* Commissioner Alphonse Petracco *No.* 35-11

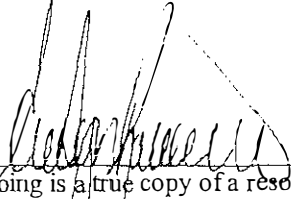
**BE IT RESOLVED**, by the Board of Commissioners of the Township of Nutley, County of Essex, New Jersey that in accordance with the provision of R.S. 40A: 4-59, the following transfer(s) of 2010 Appropriation Reserves be and the same are hereby authorized and approved:

### DEPARTMENT OF REVENUE & FINANCE

**FROM:**

**TO:**

Construction Code Off. S/W	Construction Code Off. O/E
0-01-218-100                      \$ 1,000.00	0-01-218-200                      \$ 1,000.00
<b>Total                                      \$ 1,000.00</b>	<b>Total                                      \$ 1,000.00</b>

I,  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 February 15, 2011.

<i>Record of Vote</i>	<i>Commissioner Scarpelli</i>	<i>Commissioner Petracco</i>	<i>Commissioner Evans</i>	<i>Commissioner Tucci</i>	<i>Mayor Cocchiola</i>
<i>Yes</i>	X	X		X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>			X		

**BOARD OF COMMISSIONERS  
TOWNSHIP OF NUTLEY, NEW JERSEY**

*Attach To Official Minutes*

## Resolution

*Introduced by:* Commissioner Joseph P. Scarpelli *Date:* February 15, 2011

*Seconded by:* Commissioner Alphonse Petracco *No.* 36-11

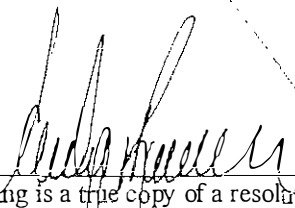
**BE IT RESOLVED**, by the Board of Commissioners of the Township of Nutley, County of Essex, New Jersey that in accordance with the provision of R.S. 40A: 4-59, the following transfer(s) of 2010 Appropriation Reserves be and the same are hereby authorized and approved:

**DEPARTMENT OF PUBLIC WORKS & WATER**

**FROM:**

**TO:**

Water Op. O/E 0-05-702-200	\$ 2,000.00	City of Newark Water 0-05-704-200	\$ 2,000.00
<b>TOTAL</b>	<b>\$ 2,000.00</b>	<b>TOTAL</b>	<b>\$ 2,000.00</b>

I, , 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 February 15, 2011.

<i>Record of Vote</i>	<i>Commissioner Scarpelli</i>	<i>Commissioner Petracco</i>	<i>Commissioner Evans</i>	<i>Commissioner Tucci</i>	<i>Mayor Cocchiola</i>
<i>Yes</i>	X	X		X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>			X		

**BOARD OF COMMISSIONERS  
TOWNSHIP OF NUTLEY, NEW JERSEY**

*Attach To Official Minutes*

## Resolution

*Introduced by:* Commissioner Mauro G. Tucci *Date:* February 15, 2011

*Seconded by:* Commissioner Joseph P. Scarpelli *No.* 37-11

**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: 4-59, the following transfer(s) of 2010 Appropriation Reserves be and the same are hereby authorized and approved:

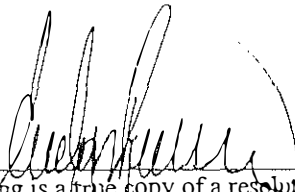
**DEPARTMENT OF PARKS & PUBLIC PROPERTY**

**FROM:**

**TO:**

Pub. Bldgs. & Grounds O/E 0-01-508-200	\$8,000.00	Utilities: Electric 0-01-529-200	\$8,000.00
<b>TOTAL</b>	<b>\$ 8,000.00</b>	<b>TOTAL</b>	<b>\$ 8,000.00</b>

. . .

I,  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 February 15, 2011.

<i>Record of Vote</i>	<i>Commissioner Scarpelli</i>	<i>Commissioner Petracco</i>	<i>Commissioner Evans</i>	<i>Commissioner Tucci</i>	<i>Mayor Cocchiola</i>
<i>Yes</i>	X	X		X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>			X		

**BOARD OF COMMISSIONERS**  
**TOWNSHIP OF NUTLEY, NEW JERSEY** *Attach To Official Minutes*  
**Resolution**

*Introduced by:* Commissioner Joseph P. Scarpelli *Date:* February 15, 2011

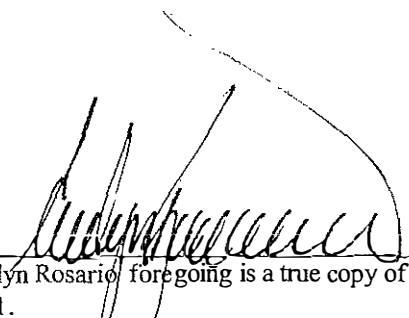
*Seconded by:* Commissioner Alphonse Petracco e *No.* 38-11 *ee*

**BE IT RESOLVED**, by the Board of Commissioners of the Township of Nutley, in the County of Essex, State of New Jersey, that renewal of Plenary Retail Consumption License No. 0716-33-017-007 be granted to “Park Place Pizza T/A Terrazza Ristorante” said License to be effective July 1, 2010 through June 30, 2011.

**BE IT RESOLVED**, that the State of New Jersey, Department of Treasury, Division of Taxation has provided Tax Clearance Certificate for this establishment.

**BE IT FURTHER RESOLVED**, that this establishment has been inspected by the Board of Health, Fire Department and Code Enforcement Department of the Township of Nutley and are in satisfactory condition.

**NOW, THEREFORE BE IT RESOLVED** by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey that the Municipal Clerk be and she is hereby directed and authorized to issue the license for the July 1, 2010 through June 30, 2011 licensing period.

I,  Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the Evelyn Rosario foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held February 15, 2011.

<i>Record of Vote</i>	<i>Commissioner Scarpelli</i>	<i>Commissioner Petracco</i>	<i>Commissioner Evans</i>	<i>Commissioner Tucci</i>	<i>Mayor Cocchiola</i>
<i>Yes</i>	X	X		X	
<i>No</i>					
<i>Not Voting</i>					<u>ABSTAINED</u>
<i>Absent/Excused</i>			X		