

P R O C E E D I N G S

1
2 MAYOR PETRACCO: Everyone please rise for the flag
3 salute.

4 Can we have a moment of silence for the troops and
5 people who are serving overseas, please?

6 Thank you.

7 Madam Clerk?

8 MADAM CLERK: Yes, Mayor, Tuesday, October 2nd,
9 2012, pursuant to the requirements of the Open Public
10 Meeting Law (Chapter 231, P.L. 1975), notice of this meeting
11 was published in the December 22, 2011 issues of the Nutley
12 Sun, the Star Ledger, and the Herald News. A copy of this
13 notice has been posted on the Nutley Town Hall bulletin
14 board and a copy is on file in the Municipal Clerk's Office.

15 Commissioner Rogers?

16 COMMISSIONER ROGERS: Here.

17 MADAM CLERK: Commissioner Tucci is absent/excused
18 this evening.

19 Commissioner Evans is absent/excused this evening.

20 Commissioner Scarpelli?

21 COMMISSIONER SCARPELLI: Here.

22 MADAM CLERK: Mayor Petracco?

23 MAYOR PETRACCO: Here.

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

1 are both absent/excused this evening.

2 We have no communications or correspondence they
3 think, Mayor.

4 We have no communications or correspondence this
5 evening, Mayor.

6 MAYOR PETRACCO: Any reports?

7 MADAM CLERK: We have no reports.

8 MAYOR PETRACCO: Bills?

9 MADAM CLERK: Bills we have.

10 MAYOR PETRACCO: Okay.

11 MADAM CLERK: Bill list, Tuesday, October 2nd,
12 2012:

13 Public affairs, \$16,192.54

14 Revenue and finance, \$2,307,307.43

15 Public safety, \$24,347.28

16 Public works, \$388,139.29

17 Parks and public property, \$909,807.48

18 Payroll, as of September 28th, 2012, \$748,721.63

19 For a grand total bill list of \$4,394,515.65.

20 And that's it for bills, Mayor.

21 MAYOR PETRACCO: Move the bills.

22 COMMISSIONER ROGERS: Second.

23 COMMISSIONER SCARPELLI: Second.

24 MADAM CLERK: Commissioner Rogers?

25 COMMISSIONER ROGERS: Aye.

1 MADAM CLERK: Commissioner Scarpelli?

2 COMMËSSIONER SCARPELLI: Aye.

3 MADAM CLERK: Mayor Petracco?

4 MAYOR PETRACCO: Aye.

5 MADAM CLERK: Thank you, Mayor.

6 MAYOR PETRACCO: Thank you.

7 Going to take some items out of order. I see
8 there are some people here for our resolutions that we have
9 to congratulate our men and women of the Nutley Police
10 Department.

11 I can't really see that far anymore even with my
12 glasses, but I would just like to recognize that we have our
13 favorite Undersheriff of Essex County here, Mr. Kevin Ryan.

14 (Applause)

15 We have Michael Gardener out there today.

16 (Applause)

17 Chief Holland is in attendance as well.

18 (Applause)

19 Okay. We're going to start off with the first
20 resolution for Paul Mascolo. Whereas, Paul Mascolo was
21 appointed to the Nutley Police Department on
22 September 25th, 1972 and served with distinction as a member
23 of the uniform police patrol division; and whereas, Officer
24 Paul Mascolo continually excelled, attaining the rank the
25 Sergeant on January 30th, 1984 and Captain on May 12th,

1 1988; and whereas, Captain Paul Mascolo was selected to
2 attend the 181st session of the prestigious FBI National
3 Academy at Quantico, Virginia from April 9th, 1995 through
4 June 23rd, 1995, becoming the only third officer in the
5 history of the Nutley Police Department to receive this
6 singularly distinctive honor; and whereas, Captain Paul
7 Mascolo was promoted to the rank of Deputy Chief of Police
8 on March 5, 2004; and whereas, Deputy Chief Paul Mascolo
9 made significant contributions to the Police Department
10 serving in the capacity of Patrol Commander, Detective
11 Bureau Commander and acting Chief of Police; and whereas
12 Deputy Chief Paul Mascolo retired from the Nutley Police
13 Department on September 1st, 2012; now, therefore, be it
14 resolved by the Board of Commissioners of the Township of
15 Nutley in the County of Essex, State of New Jersey that
16 Deputy Chief Paul Mascolo's substantial contribution to the
17 safety and welfare of the Township of Nutley be hereby
18 recognized; and be it further resolved that the gratitude of
19 this community be hereby extended to Deputy Chief Paul
20 Mascolo for his 40 years of distinguished service with the
21 Nutley Police Department.

22 I motive the resolution

23 MADAM CLERK: Commissioner Rogers?

24 COMMISSIONER ROGERS: Before I cast my vote, I
25 Paul, I want you to know that it was an honor and pleasure

1 all the years that I had the opportunity of working with
2 you, and I think of you, as well as the other officers
3 tonight as bringing much credit to the law enforcement
4 community and bringing to this township for all of the years
5 that you've given and that they have given a reputation
6 second to none, not only in the State of New Jersey, but in
7 the United States of America.

8 Paul, God bless you, and I vote yes.

9 MADAM CLERK: Commissioner Scarpelli?

10 COMMISSIONER SCARPELLI: Deputy Chief, good luck
11 in your retirement. Yes.

12 MADAM CLERK: Mayor Petracco?

13 MAYOR PETRACCO: Before I vote, I must have a
14 chance to praise someone who is really deserving of praise.
15 I just have to tell one story of my four years that I have
16 been here. When I got involved in the Police Department, I
17 started doing some checkpoints across Nutley. Paul Mascolo
18 headed that and I can remember one night I was with
19 Lieutenant Green, actually, and I said, Joe, let's take a
20 ride down Park Avenue, I know that Paul Mascolo is doing a
21 security check there, checkpoint. And it was pouring
22 raining that night. Talk about a guy that leads by example,
23 there was Paul Mascolo, the Deputy Chief of the Nutley
24 Police Department standing in the pouring rain dealing with
25 these stops. And I rolled down the window because it was

1 raining so hard that I didn't want to get out of the
2 vehicle, Chief, what are you doing?

3 Boss, I'm doing my job. You said you wanted us to
4 do this tonight.

5 I said, Paul, you're the Deputy Chief of the
6 Police Department, I didn't think or ask you to do it
7 yourself or be out here in the rain. I thought you would
8 delegate that work out.

9 Paul looked at me, I said come on get in the car,
10 you're not standing in this rain.

11 He goes I'll see I tomorrow, boss, I have my job
12 to do. That's the kind of leadership that is hard to
13 replace today, someone who leads by example.

14 So, I could keep you up here all night and tell
15 many stories like that, but the Nutley Police Department
16 will miss you, Paul, and you'll be very, very hard to
17 replace, so I vote yes.

18 We're going to bring you up for --

19 (Applause)

20 We're going to bring you -- the three of you up
21 for a picture.

22 The next one is Gail Ferrara.

23 Whereas, Gail Ferrara was appointed to the Nutley
24 Police Department on September 30, 1987; and whereas, the
25 appointment of Gail Ferrara to the Nutley Police Department

1 was a historically significant event, marking the first time
2 in the Department's history that a female had achieved the
3 position of police officer; and whereas on April 1st, 1996,
4 Officer Gail Ferrara's initiative and professionalism earned
5 her an appointment to the position of Detective; and whereas
6 Detective Gail Ferrara continually excelled, attaining the
7 rank of Sergeant on August 23, 1999; and whereas, Detective
8 Sergeant Gail Ferrara received numerous awards and citations
9 for meritorious service, including the Policemen's
10 Benevolent Association's highest award for valor; and
11 whereas, Detective Sergeant Gail Ferrara retired from the
12 Nutley Police Department on October 1st, 2012.

13 Now, therefore, be it resolved by the Board of
14 Commissioners of the Township of Nutley in the County of
15 Essex, State of New Jersey, that Detective Sergeant Gail
16 Ferrara's substantial contribution to the safety and welfare
17 of the Township of Nutley be hereby recognized, and be it
18 further resolved that the gratitude of this community be
19 hereby extended to Detective Sergeant Gail Ferrara for her
20 25 years of distinguished service with the Nutley Police
21 Department.

22 I move the resolution.

23 COMMISSIONER SCARPELLI: Second.

24 MADAM CLERK: Commissioner Rogers?

25 COMMISSIONER ROGERS: Gail, it was a pleasure

1 working with you in the Juvenile Bureau for many years. You
2 brought something that some of us could not bring to that
3 Juvenile Bureau and that was a motherly touch to those young
4 people that needed that touch. You brought that worldly
5 wisdom that really truly helped a lot of young women that
6 were going through some very difficult trials over the years
7 that, at least I'd been there. So some of your career, I
8 would say that you, indeed, were a role model for many
9 people that belonged to many generations and I wish God's
10 blessings upon you and your family and thank you, and I vote
11 yes.

12 MADAM CLERK: Commissioner Scarpelli?

13 COMMISSIONER SCARPELLI: Gail, thank you for your
14 service to our community, and good luck, again. Yes.

15 MADAM CLERK: Mayor Petracco?

16 MAYOR PETRACCO: I have to reflect back to this
17 resolution where Gail was hired. (Inaudible) '87, just out
18 of high school a few years and when I saw Gail in uniform
19 like many people in Nutley, I was like holy moly they hired
20 a woman, and I have to tell you, a very pretty woman at
21 that, very, very pretty.

22 And it's a really a funny position for me to be in
23 because when I got elected to office and all of a sudden a
24 bunch of good friends of mine like Gail and Naddy
25 (phonetic) to be Gail's boss just didn't seem right because

1 it was somebody that I've always admired, respected, you
2 know, it just felt awkward being -- going okay, Gail, we
3 need you to do this, A, B or C, all of that stuff.

4 I could tell you firsthand that transition wasn't
5 easy for me and it's still difficult, but you will never
6 find anyone who loves the Town of Nutley and rises to the
7 occasion as Gail Ferrara. Anything extra in that Police
8 Department, (indiscernible), you didn't have to ask her
9 because she was already on it.

10 (Indiscernible) Sam Correl was like every time we
11 would talk about something extra, it was Gail will do it,
12 Gail will do it, Gail will do it, Gail will do it. It
13 wasn't that she had to do it, she wanted to do it, and
14 that's what makes Nutley a very, very special place to live,
15 that we have people who work here for the community, such as
16 Gail, (indiscernible) you really take ownership of it, Gail,
17 and you really did.

18 It's really been a privilege and an honor for me
19 to spend the last five years with you. I mean that
20 sincerely being a good friend of our family that it was
21 really an honor for me to be there with you in
22 (indiscernible). I couldn't be more prouder of someone,
23 Gail.

24 I vote yes, as well.

25 (Applause)

1 Okay. Let's see if I can find Eric Anderson
2 (inaudible)e

3 Whereas, Eric Anderson was appointed to the Nutley
4 Police Department on January 16th, 1987 and thereafter
5 served with distinction as a member of the uniform patrol
6 division; and whereas on April 3, 2000 Officer Eric
7 Anderson's initiative and professionalism earned him an
8 appointment to the position of Detective; and whereas
9 Detective Eric Anderson continually excelled, attaining the
10 rank of Sergeant on June 6, 2003, Detective Sergeant on
11 February 2, 2009, and Lieutenant on June 17th 2011; and
12 whereas Eric Anderson received numerous awards and citations
13 for meritorious service including the Patrolmen's Benevolent
14 Association's distinguished service award; and whereas
15 Lieutenant Eric Anderson made significant contributions to
16 the Police Department having served in the capacity of
17 Patrol Officer, Detective, Sergeant, Detective Sergeant, and
18 Shift Commander; whereas Lieutenant Eric Anderson retired
19 from the Nutley Police Department on August 1st, 2012.

20 Now, therefore, be it resolved by the Board of
21 Commissioners of the Township of Nutley in the County of
22 Essex, State of New Jersey, that Lieutenant Eric Anderson's
23 substantial contribution to the safety and welfare of the
24 Township of Nutley be hereby recognized.

25 And be it further resolved that the gratitude of

1 this community be hereby extended to the Lieutenant Eric
2 Anderson for his 25 years of distinguished service with the
3 Nutley Police Department.

4 I move the resolution

5 COMMISSIONER SCARPELLI: Second.

6 MADAM CLERK: Commissioner Rogers?

7 COMMISSIONER ROGERS: Eric, again, the years that
8 I had the pleasure and honor of working with you showed me
9 something about you, a real role model for young officers in
10 a couple of respects. You were always dressed impeccably.
11 You brought much credit to this Police Department just by
12 the way you dressed and the command presence that you had in
13 that police headquarters. But also a couple of important
14 things regarding the influence that maybe you don't know you
15 had on young officers. You're the type of individual, type
16 of commander that's needed to today in police work, a
17 commander who comes on the scene and brings a calming effect
18 and a positive influence to very difficult situations.
19 That's the kind of officer you were. I know that's the kind
20 of man you are, and I want you to know that I appreciate the
21 time that I had with you and I would hope and I do believe
22 that at least in your last days here, those young officers
23 know they have one heck of a good commander.

24 God bless you, Eric. I vote yes.

25 MADAM CLERK: Commissioner Scarpelli?

1 COMMISSIONER SCARPELLI: Eric, thank you for your
2 25 years of service to our citizens and good luck to you in
3 your retirement.

4 I vote yes.

5 MADAM CLERK: Mayor Petracco?

6 MAYOR PETRACCO: This is another easy one. Eric
7 was a friend of mine, and as you all know in the elected
8 world is that you have -- well, let me say this
9 (indiscernible) is that Eric was a friend of mine way before
10 I got involved in politics and along the way of a
11 politician's life, you make a lot of new friends sometimes
12 and all the years I've known you Eric from the softball
13 field, not only are you a good friend, you have a great
14 friend sitting beside you tonight, but you're a great
15 father. You're a great person. You're a giver. You have
16 compassion. Those are the kinds of words that are lost on
17 today's generation.

18 I can remember a lot of personal dealings with you
19 way back when, that you went out of your way to help a
20 family member (indiscernible). Those things never forget,
21 and when I say that Eric Anderson is a man of honor, it only
22 comes from my heart.

23 So congratulations, God bless you, we're lucky to
24 have you here.

25 (Applause)

1 Now, it's that time where we take the pictures, so
2 please all three of you come up.

3 (Pause.)

4 You guys are more than welcome to stay for the
5 whole meeting if you'd like, but I understand.

6 Okay. Madam Clerk, we'll move on to our public
7 hearing.

8 Commissioner Rogers, please.

9 COMMISSIONER ROGERS: (Indiscernible) Ordinance
10 No. 3220 as an ordinance to provide authorization for the
11 Chief Financial Officer to approve public assistance claims
12 on an interim basis, so moved.

13 COMMISSIONER SCARPELLI: Second.

14 MADAM CLERK: Commissioner Rogers?

15 COMMISSIONER ROGERS: Aye.

16 MADAM CLERK: Commissioner Scarpelli?

17 COMMISSIONER SCARPELLI: Aye.

18 MADAM CLERK: Mayor Petracco?

19 MAYOR PETRACCO: (Inaudible.) Yes, I am.

20 This is a public hearing.

21 COMMISSIONER SCARPELLI: Yeah, that's what I was
22 going to ask you, is this a public hearing, I'm assuming?

23 MAYOR PETRACCO: Yes, this is a public hearing, so
24 is there anyone tonight that would like to address the Board
25 on Ordinance No. 3220?

1 Seeing no one, motion?

2 Move to close the hearing, someone move to close
3 the hearing.

4 COMMISSIONER ROGERS: Move to close.

5 COMMISSIONER SCARPELLI: Second.

6 MADAM CLERK: Moved by Commissioner Rogers,
7 seconded by Commissioner Scarpelli.

8 Commissioner Rogers?

9 COMMISSIONER ROGERS: Aye.

10 MADAM CLERK: Commissioner Scarpelli?

11 COMMISSIONER SCARPELLI: Aye.

12 MADAM CLERK: Mayor Petracco?

13 MAYOR PETRACCO: Aye.

14 COMMISSIONER ROGERS: Moving the motion to
15 (indiscernible) the ordinance.

16 COMMISSIONER SCARPELLI: Second.

17 MADAM CLERK: Commissioner Rogers made a motion to
18 move the ordinance?

19 COMMISSIONER SCARPELLI: Yes, he did.

20 MADAM CLERK: Okay. Seconded by Commissioner
21 Scarpelli?

22 COMMISSIONER SCARPELLI: Yes.

23 MADAM CLERK: Commissioner Rogers?

24 COMMISSIONER ROGERS: Aye.

25 MADAM CLERK: Commissioner Scarpelli?

1 COMMISSIONER SCARPELLI: Aye.

2 MADAM CLERK: Mayor Petracco?

3 MAYOR PETRACCO: Aye

4 Okay. At this point, we move on to resolutions.

5 Commissioner Rogers?

6 COMMISSIONER ROGERS: It's resolution no. 246-12.

7 Whereas, in 2011, 2012, an estimated 230,480 new cases of
8 invasive breast cancer and 57,650 cases of non-invasive
9 breast cancer are expected to be diagnosed in women in the
10 U.S.; and, whereas, in 2011, 2012 more than 40,000 women
11 will lose their lives as a result of the breast cancer,
12 1,500 in the State of New Jersey alone; whereas, breast
13 cancer is the second leading cause of cancer deaths for
14 women in the U.S. after lung cancer; and recent strides in
15 early detection, including the use of mammography and prompt
16 treatment have significantly reduced the suffering and
17 deaths caused by this disease; and whereas, the Department
18 of Public Affairs will continue to work with the Nutley
19 Thriving Survivors, a non-profit corporation -- and may I
20 had, one of the best and finest, most fascinating and hard-
21 working organizations in the state of New Jersey -- to
22 develop programs to increase awareness of the symptoms of
23 breast cancer and to support those women and men who maybe
24 diagnosed with the disease.

25 Now, therefore be it resolved by the Board of

1 Commissioners of the Township of Nutley, County of Essex,
2 State of New Jersey declare October as breast cancer
3 awareness month.

4 We it further resolved that we urge all women and
5 their families in the Township of Nutley to seek assistance
6 in obtaining the facts and information about breast cancer,
7 mammography, and available support groups for victims and to
8 participate in the programs scheduled this year for the
9 residents of the Township, breast cancer survivors.

10 And be it resolved that residents are encouraged
11 to join the Thriving Survivors and celebrate the lives of
12 Nutley women who have been affected by breast cancer by
13 participating in the Nutley Thriving Survivors walk on
14 Friday, October 5th, 2012 at 7:00 p.m..

15 I move this resolution on the behalf of every
16 Commissioner who sits up on this Board of Commissioners.

17 COMMISSIONER SCARPELLI: Second.

18 MADAM CLERK: Commissioner Rogers?

19 COMMISSIONER ROGERS: Aye.

20 MADAM CLERK: Commissioner Scarpelli?

21 COMMISSIONER SCARPELLI: Aye.

22 MADAM CLERK: Mayor Petracco?

23 MAYOR PETRACCO: Aye.

24 Commissioner Scarpelli, are you going to start
25 with Commissioner Tucci, first or?

1 COMMISSIONER SCARPELLI: Sure.

2 MAYOR PETRACCO: Thank you.

3 COMMISSIONER TUCCI: Be it resolved, by the Board
4 of Commissioners of the Township of Nutley in the County of
5 Essex, in the State of New Jersey that the Township
6 Treasurer is hereby authorized to refund a tree permit fee
7 collected, in consideration of the fact that the required
8 replacement trees were installed, per Shade Tree
9 Preservation Ordinance. Payment would from account no. C-
10 01-906-906. That's for 193 Centre Street, \$50.

11 I move the resolution.

12 COMMISSIONER ROGERS: Second.

13 MADAM CLERK: Commissioner Rogers?

14 COMMISSIONER ROGERS: Aye.

15 MADAM CLERK: Commissioner Scarpelli?

16 COMMISSIONER SCARPELLI: Aye.

17 MADAM CLERK: Mayor Petracco?

18 MAYOR PETRACCO: Aye.

19 COMMISSIONER SCARPELLI: Whereas, sealed bids for
20 fencing at Monsignor Owens Park were opened on September
21 25th, 2012 in the Township of Nutley; and whereas, Quality
22 Fence of Peekskill, 1223 Lincoln Terrace, Peekskill, New
23 York, was the lowest responsible bidder at \$37,225.00;
24 whereas, funds are available from Capital Ordinance No.
25 3214B, and have been certified by the Chief Financial

1 Officer, said certification being attached to this
2 resolution.

3 Now, therefore be it resolved by the Board of
4 Commissioners of the Township of Nutley, County of Essex,
5 State of New Jersey, that a contract for fencing at
6 Monsignor Owens Mark be awarded to Quality Fence of
7 Peekskill.

8 I move the resolution.

9 COMMISSIONER ROGERS: Second.

10 MADAM CLERK: Commissioner Rogers?

11 COMMISSIONER ROGERS: Aye.

12 MADAM CLERK: Commissioner Scarpelli?

13 COMMISSIONER SCARPELLI: Aye.

14 MADAM CLERK: Mayor Petracco?

15 MAYOR PETRACCO: Aye.

16 COMMISSIONER SCARPELLI: Those with the two
17 Commissioner Tucci resolutions.

18 MAYOR PETRACCO: Okay.

19 COMMISSIONER SCARPELLI: These will be my
20 resolutions. Whereas, bids for leaf removal and recycling
21 were received and opened on September 25th, 2012; and
22 whereas, the terms of the contract shall be for one year
23 from the award date with an option for a one-year extension
24 at the discretion of the Township of Nutley and subject to
25 the availability of funds in the subsequent annual budget;

1 and whereas Natures Choice Corporation, 1 Caven Point
2 Avenue, Jersey City, New Jersey, was the low bidder priced
3 at \$8.50/per cubic yard, for the removal of leaves for
4 recycling; and whereas, the funds are available from account
5 no. 2-01-422-209 in the amount of \$61,000 and account 2-01-
6 421-209 in the amount of \$25,000 and have been certified by
7 the Chief Financial Officer, said certification being
8 attached to this resolution.

9 Now, therefore be it resolved by the Board of
10 Commissioners of the Township of Nutley, County of Essex,
11 State of New Jersey, that a contract be awarded to Natures
12 Choice Corporation, not to exceed \$86,000 and that the Mayor
13 and Township Clerk are hereby authorized to enter into and
14 sign said contract for the Township of Nutley.

15 I move the resolution.

16 COMMISSIONER ROGERS: Second.

17 MADAM CLERK: Commissioner Rogers?

18 COMMISSIONER ROGERS: Aye.

19 MADAM CLERK: Commissioner Scarpelli?

20 COMMISSIONER SCARPELLI: Aye.

21 MADAM CLERK: Mayor Petracco?

22 MAYOR PETRACCO: Aye.

23 COMMISSIONER SCARPELLI: Whereas, the Township of
24 Nutley Department of Public Works has a need to acquire the
25 services of real estate counsel as a non-fair and open

1 contract pursuant to the provisions of NJSA 19:44 A-20.4 or
2 25.5, as appropriate; and whereas, the engineering
3 coordinator has determined and certified in writing that the
4 value of the aggregate services provided by the vendor for
5 the term of this contract will not exceed \$17,500; and
6 whereas, the anticipated term of this contract is for 12
7 months from the date of contract award and may be extended
8 as approved by this governing body; and whereas, the firm of
9 Marina C. Perna, 189 Franklin Avenue, Nutley, New Jersey has
10 submitted a proposal indicating they will provide such
11 services for the sum not to exceed \$11,400; and whereas
12 Marina C. Perna has completed and submitted a Business
13 Entity Disclosure Certification which certifies that the
14 corporation has not made any reportable contributions to a
15 political or candidate committee in the Township of Nutley
16 in the previous one year, and that the contract will
17 prohibit Marina C. Perna from making any reportable
18 contributions through the term of the contract; and whereas,
19 funds are available from Capital Ordinance 3172 in the
20 amount of \$7,600 and Capital Ordinance 3171 A in the amount
21 of \$3,800.00 and have been certified by the Chief Financial
22 Officer, said certification being attached to this
23 resolution.

24 Now, therefore be it resolved by the Board of
25 Commissioners of the Township of Nutley, enter into a

1 contract with the firm of Marina C. Perna as described
2 herein; and be it further resolved that a notice of this
3 action shall be printed once in the Nutley Sun in accordance
4 with the local public contracts law.

5 I move the resolution.

6 COMMISSIONER ROGERS: Second.

7 MADAM CLERK: Commissioner Rogers?

8 COMMISSIONER ROGERS: Aye.

9 MADAM CLERK: Commissioner Scarpelli?

10 COMMISSIONER SCARPELLI: Aye.

11 MADAM CLERK: Mayor Petracco?

12 MAYOR PETRACCO: Aye.

13 COMMISSIONER SCARPELLI: Whereas, the Township of
14 Nutley through the Department of public works has a need to
15 acquire specialized and professional engineers services to
16 develop digital utility mapping of its potable water, sewer,
17 storm, and fire hydrant systems as a non-fair, and open
18 contract pursuant to the provisions of NJSA 19:44 A-20.4 or
19 20.5, as appropriate; and whereas, the engineering
20 coordinator had determined and certified in writing that the
21 value of the aggregate services provided by the vendor for
22 the term will exceed \$17,500; and whereas, the anticipated
23 term of the contract is for 12 months from the date of the
24 contract award may be extended as approved by the governing
25 body.

1 And whereas Neglia Engineering Associates, 34 Park
2 Avenue, Lyndhurst, New Jersey, has submitted a proposal
3 indicating they will provide such services for the sum not
4 to exceed \$45,650.00; and whereas Neglia Engineering
5 Associates has completed and submitted a business entity
6 disclosure certification, which certifies that said
7 corporation has not made any reportable contributions to a
8 political or candidate committee in the Township of Nutley
9 in the previous one year, and that the contract will
10 prohibit Neglia Engineering Associates from making any
11 reportable contributions through the term of the contract;
12 whereas, funds are available from the account no. W-05-901-
13 905 in the amount of \$35,000 and Capital Ordinance 3151 A in
14 the amount of \$10,650.00 and have been certified by the
15 Chief Financial Officer, said certification being attached
16 to this resolution.

17 Now, therefore be it resolved by the Board of
18 Commissioners of the Township of Nutley enter into a
19 contract with Neglia Engineering Associates as described
20 herein; be it further resolved that the business disclosure
21 entity certification and the determination of the value be
22 placed on file with this resolution.

23 Be it further resolved that a notice of this
24 action shall be printed once in the Nutley Sun in accordance
25 with the local public contracts law.

1 I move the resolution.

2 COMMISSIONER ROGERS: Second.

3 MADAM CLERK: Commissioner Rogers?

4 COMMISSIONER ROGERS: Aye.

5 MADAM CLERK: Commissioner Scarpelli?

6 COMMISSIONER SCARPELLI: Aye.

7 MADAM CLERK: Mayor Petracco?

8 MAYOR PETRACCO: Aye.

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

10 MAYOR PETRACCO: Thank you, Commissioner.

11 Commissioner Rogers to read Commissioner Evans?

12 COMMISSIONER ROGERS: Yes.

13 Resolution No. 245-12, be it resolved, by the
14 Board of Commissioners of the Township of Nutley in the
15 County of Essex, in the State of New Jersey that the
16 Township Clerk is hereby authorized to advertise for sealed
17 bids for elevator subcode inspections, to be received on
18 behalf of the Board of Commissioners, Commission Chambers,
19 Township Hal, Kennedy Drive, Nutley, New Jersey, on Tuesday,
20 October 23, 2012, at 3:00 p.m. prevailing time, at which
21 time they will be opened and read.

22 So moved.

23 COMMISSIONER SCARPELLI: Second.

24 MADAM CLERK: Commissioner Rogers?

25 COMMISSIONER ROGERS: Aye.

1 MADAM CLERK: Commissioner Scarpelli?

2 COMMISSIONER SCARPELLI: Aye.

3 MADAM CLERK: Mayor Petracco?

4 MAYOR PETRACCO: Aye.

5 COMMISSIONER ROGERS: Resolution 255-12.

6 Be it resolved, by the Board of Commissioners of
7 the Township of Nutley in the County of Essex, in the State
8 of New Jersey, that the Treasurer be and she is authorized
9 to refund overpayment of the taxes in the amount of
10 \$7,929.16 for said years, block and lot, address and amount.

11 7701-7, Stager Street; 8004e18, Columbia Avenue,
12 4600-7 Prosect Street.

13 So moved.

14 COMMISSIONER SCARPELLI: Second.

15 MADAM CLERK: Commissioner Rogers?

16 COMMISSIONER ROGERS: Aye.

17 MADAM CLERK: Commissioner Scarpelli?

18 COMMISSIONER SCARPELLI: Aye.

19 MADAM CLERK: Mayor Petracco?

20 MAYOR PETRACCO: Aye.

21 COMMISSIONER ROGERS: Resolution 256-12, be it
22 resolved, by the Board of Commissioners of the Township of
23 Nutley in the County of Essex, in the State of New Jersey,
24 that the Treasurer be and she is hereby authorized to refund
25 overpayment of water in the amount of \$750.33 block and lot

1 no., 8300-3, 5206-17.

2 So moved.

3 COMMISSIONER SCARPELLI: Second.

4 MADAM CLERK: Commissioner Rogers?

5 COMMISSIONER ROGERS: Aye.

6 MADAM CLERK: Commissioner Scarpelli?

7 COMMISSIONER SCARPELLI: Aye.

8 MADAM CLERK: Mayor Petracco?

9 MAYOR PETRACCO: Aye.

10 COMMISSIONER ROGERS: Resolution 260-12, whereas a
11 discrepancy has arisen with respect to a water consumption
12 and billing for the premises at 695 Passaic Avenue, Nutley,
13 New Jersey; and whereas, due to equipment malfunction at
14 premises, an contract reading was not obtained; and whereas,
15 the Township and property owner have investigated this
16 matter and involved the discrepancy and will reduce the
17 agreement to writing.

18 Now, therefore be it resolved by the Board of
19 Commissioners of the Township of Nutley, County of Essex as
20 follows, one, the Township of Nutley be and is hereby
21 authorized to execute a settlement agreement with the
22 property owner in a form approved by the office of the
23 Township Attorney.

24 So moved.

25 COMMISSIONER SCARPELLI: Second.

1 MADAM CLERK: Commissioner Rogers?

2 COMMISSIONER ROGERS: Aye.

3 MADAM CLERK: Commissioner Scarpelli?

4 COMMISSIONER SCARPELLI: Aye.

5 MADAM CLERK: Mayor Petracco?

6 MAYOR PETRACCOe Aye.

7 COMMISSIONER ROGERS: Resolution 263-12,

8 introduced by Commissioner Evans, whereas block 9002, lot

9 12.4,45 Franklin Avenue, in the Township of Nutley, has a

10 2011 outstanding tax bill; and whereas, NJSA 54.5-19

11 authorizes agreement for the payment of delinquent taxes in

12 regular monthly installments over a five-year period; and

13 whereas, counsel for the property owner, Nutley post 70

14 American Legion, intends to file an appeal of its 2012 taxes

15 in order to bring its status in conform answer with its not-

16 for-profit status; and whereas the Township of Nutley and

17 the property owner have agreed to enter into a five-year

18 payment agreement;

19 Now, therefore be it resolved by the Board of

20 Commissioners of the Township of Nutley, County of Essex,

21 State of New Jersey, that block 9002, lot 12.4, 45 Franklin

22 Avenue be removed from the tax sale for tax delinquencies

23 subject to a five-year payment agreement in a form

24 authorized by the Township Attorney.

25 So moved.

1 COMMISSIONER SCARPELLI: Second.

2 MADAM CLERK: Commissioner Rogers?

3 COMMISSIONER ROGERS: Aye.

4 MADAM CLERK: Commissioner Scarpelli?

5 COMMISSIONER SCARPELLI: Aye.

6 MADAM CLERK: Mayor Petracco?

7 MAYOR PETRACCO: Aye.

8 Anything else?

9 COMMISSIONER ROGERS: That's it, Mr. Mayor. Thank
10 you.

11 MAYOR PETRACCO: Thank you.

12 Whereas, sealed bids for renovation and the
13 refurbishing of the Police Communication Center were
14 publicly opened and read on September 7th, 2012; and
15 whereas, Accurate Construction, Inc. is the lowest
16 responsible bidder; and whereas the funds in the amount of
17 \$13,413.11 are available in an appropriation entitled
18 Capital Ordinance no. 3140E and \$84,286 are available in an
19 appropriation entitled Capital Ordinance No. 3196A and has
20 been certified by the Chief Financial Officer, said
21 certification being attached to this resolution.

22 Now, therefore be it resolved by the Board of
23 Commissioners of the Township of Nutley, County of Essex,
24 State of New Jersey, that a contract for the renovation and
25 the refurbishing of the Police Communication Center be and

1 is hereby awarded to Accurate Construction, Inc. 149 apples
2 Road, Wayne, New Jersey, 07470.

3 I move the resolution.

4 COMMISSIONER ROGERS: Second.

5 MADAM CLERK: Commissioner Rogers?

6 COMMISSIONER ROGERS: Aye.

7 MADAM CLERK: Commissioner Scarpelli?

8 COMMISSIONER SCARPELLI: Aye.

9 MADAM CLERK: Mayor Petracco?

10 MAYOR PETRACCO: Aye.

11 The Third Half Club of Nutley will host the Nutley
12 High School Athletic Hall of Fame induction Ceremony on
13 Saturday, October 13, 2012, and as a result of their
14 outstanding individual accomplishments, the following
15 athletes have been selected for enshrinement as members of
16 the NHS Athletic Hall of Fame:

17 Frank "Rusty" Rusignuolo, Nutley High School
18 class of 1940, was a multiple sports athlete, selected as
19 one of the 10 greatest athletes of the decade by the Nutley
20 Sun having demonstrated excellence in football, basketball
21 and baseball. He was select to the Newark Evening News
22 Allstate group 4 be football team, and; whereas, Howard
23 "Howie" Fredericks, Nutley High School Class of 1952, made
24 his mark on the baseball diamond being selected to the All
25 Essex County 1st Team and the All State Group IV 1st Team.

1 He was selected as an NCAA All-Star as a member of the
2 Lafayette College Baseball Team. Howie also starred on the
3 basketball court for the Nutley Maroon Raiders; and whereas,
4 Vincent "Vinnie" Cina, NHS Class of 1959, was honored as an
5 All Essex County 1st Team selection for his superlative play
6 as the Center and Linebacker of a Nutley Football team that
7 posted 7 wins against only 1 loss. Cina received Football
8 All Group and All State accolades as well as excelling in
9 Track & Field; and whereas, Ronald Warhurst, Nutley High
10 School Class of 1961, had a superior career in Cross County
11 & Track & Field while at Nutley High School. He was a
12 member of the 1964 & 1965 National Championship Track Team
13 at Western Michigan. Ron went on to become the legendary
14 Cross Country & Track & Field Coach at the University of
15 Michigan for 36 years, developing numerous Olympic athletes,
16 National Championships & All Americans; and whereas, George
17 Olsen, Nutley High School Class of 1962, As a Junior, George
18 Olsen played a decisive role as an end on the 1960 State
19 Championship Football team. In his senior year, he further
20 distinguished himself by being selected, 1st Team All Essex
21 County, and 2nd Team All State, All Groups Football teams
22 and made significant contributions as an important member of
23 the Track & Field team; and, David Siepert, Nutley High
24 School Class of 1982, was the first Nutley athlete to score
25 1,000 points on the basketball court, and that was before

1 the 3-point shot was permitted. Dave continued his athletic
2 career at Muhlenberg College and then entered the coaching
3 ranks at East Tennessee State and Penn State; and whereas,
4 Douglas Marshall, Nutley High School Class of 1984 was a
5 multi-talented athlete quietly mastering baseball,
6 basketball & football. His consistent excellence on the
7 baseball diamond garnering him 1st Team All Essex County and
8 1st Team All Group IV Baseball honors; and whereas, Lauren
9 Olmsted, Nutley High School Class of 1994 was one of the
10 finest female athletes ever to attend Nutley High School.
11 Lauren received 1st Team All Essex County honors 8 times in
12 Soccer, basketball and track & field. She attended Penn
13 State, concentrating on Soccer, and was selected as the
14 Offensive Player of the year and an Academic All-American;
15 and whereas, Anthony Montes, Nutley High School Class of
16 2002, Anthony Montes earned High School All-American honors
17 as a wrestler. He was a three-time NJSIAA State Medalist
18 along with winning the Essex County Championship twice.
19 Anthony's athletic prowess in football also led to his
20 selection to the 1st Team All-Essex County Football Team;
21 and now, therefore, I Alphonse Petracco, Mayor of the
22 Township of Nutley and the Board of Commissioners wish to
23 congratulate the 2012 Inductees into the Nutley High School
24 Athletic hall of Fame and commend them for the outstanding
25 examples they have set for the student athletes of today,

1 and I do hereby proclaim, October 13, 2012, as: The Third
2 Half Club of Nutley High School Athletic Hall of Fame Day.

3 Move the resolution.

4 COMMISSIONER SCARPELLI: Second.

5 MADAM CLERK: Commissioner Rogers?

6 COMMISSIONER ROGERS: Aye.

7 MADAM CLERK: Commissioner Scarpelli?

8 COMMISSIONER SCARPELLI: Aye.

9 MADAM CLERK: Mayor Petracco?

10 MAYOR PETRACCO: I vote aye. Next time we just
11 have to make the letters in this one a little bigger, Madam
12 Clerk, or I need bigger glasses.

13 Be it resolved, by the Board of Commissioners of
14 the Township of Nutley in the County of Essex, in the State
15 of New Jersey, that renewal of plenary retail consumption
16 license be granted to East Green Jade Corp. T/A The Green
17 Jade (pocket license) for the 2012-2013 license term.

18 Be it resolved that the State of New Jersey,
19 Department of treasury, Division of Taxation has provided
20 tax clearance certificate for said license.

21 Be it further resolved, the Director of the
22 Division of Alcoholic Beverage Control has reviewed the
23 special ruling petition submitted by the East Green Jade
24 Corp. T/A The Green Jade and has considered all the facts
25 and circumstances related to the inactive status of this

1 license and has determined that the licensee has established
2 good cause in accordance with the statutory requirements to
3 warrant an application for the renewal of License No. 0716-
4 33-016-009 for the 2012-2013 license term.

5 Now, therefore be it resolved by the Board of
6 Commissioners of the Township of Nutley, County of Essex,
7 State of New Jersey, that the license be and is hereby
8 renewed for the 2012-2013 licensing term.

9 I move the resolution.

10 UNIDENTIFIED MALE SPEAKER: Second.

11 MADAM CLERK: Commissioner Rogers?

12 COMMISSIONER ROGERS: Aye.

13 MADAM CLERK: Commissioner Scarpelli?

14 COMMISSIONER SCARPELLI: Aye.

15 MADAM CLERK: Mayor Petracco?

16 MAYOR PETRACCO: Aye.

17 Now, at this time, we also have a public hearing,
18 counsel?

19 UNIDENTIFIED MALE SPEAKER: Yes, Mr. Mayor.

20 We have a public hearing (inaudible) person to
21 person transfer of a liquor license. We addressed this at
22 our last meeting. We were waiting for a tax clearance
23 certificate, which I see Mr. Carrino is present, sent over
24 to the Clerk. So we have all the paperwork necessary to do
25 the application.

1 I would add that at our last meeting, there was a
2 gentleman, Mr. Lou (indiscernible) who based an objection.
3 He called me this morning and withdrew his objection. I
4 don't believe that he's here this evening, and he wished
5 that I put on the record that he's withdrawing his
6 application.

7 I don't believe that we have any other objectors
8 here this evening.

9 Is there anyone here tonight that would like to
10 speak on this matter?

11 Hearing no one, I will read the resolution.

12 UNIDENTIFIED MALE SPEAKER: Yeah, Mayor, I just
13 note to the record that Mr. Placek is here, as well as
14 Mr. Sullivan. They were both here at our last hearing and
15 made objections on this.

16 MAYOR PETRACCO: Being no objections, I guess we
17 can go ahead and read the resolution and make sure all the
18 paperwork is correct.

19 MADAM CLERK: Okay. For the record, I just want
20 to be clear that no one has come forward to object, so,
21 therefore, there were no members of the public came forward
22 to speak on behalf of this transfer.

23 MAYOR PETRACCO: Okay. So just to be clear, there
24 is no one here tonight that would like to address the Board
25 on this matter (inaudible) the resolution?

1 Whereas an application has been filed for a person
2 to person transfer of plenary retail consumption License No.
3 0716-33-017-007, heretofore issued to park place pizza T/A
4 Terrazza Ristorante for premises located at 507 Franklin
5 Avenue, Nutley, New Jersey 07110.

6 And whereas, the submitted application form is
7 complete in all respects, the transfer fees have been paid,
8 and the license has been properly renewed for the current
9 license term; and whereas, the applicant is qualified to be
10 licensed according to all standards established by title 33
11 of the New Jersey statutes, regulations promulgated
12 thereunder, as well as pertinent local ordinances and
13 conditions consistent with title 33; and whereas, the applicant
14 has disclosed and the issuing authority reviewed the source
15 of all funds used in the purchase of the license and the
16 licensed business and all additional financing obtained in
17 connection with the license business.

18 Now, therefore be it resolved the Township of
19 Nutley Governing Body does hereby approve, effective October
20 3rd, 2012, the transfer of the aforesaid plenary retail
21 consumption license to Terrazza, LLC, and does hereby direct
22 the Municipal Clerk to endorse the license certificate to
23 the new ownership as follows: "This license, subject to the
24 all its terms and conditions, is hereby transferred to
25 Terrazza, LLC, effective October 3rd, 2012."

1 I move the resolution.

2 COMMISSIONER SCARPELLI: Second.

3 MADAM CLERKE Commissioner Rogers?

4 COMMISSIONER ROGERS: Aye.

5 MADAM CLERKE Commissioner Scarpelli?

6 COMMISSIONER SCARPELLI: Aye.

7 MADAM CLERKE Mayor Petracco?

8 MAYOR PETRACCO: Aye.

9 Okay. I think that ends our business portion of
10 the meeting. Is there anyone here this morning that would
11 like to address the Board of Commissioners?

12 Please come up front, state your name and your
13 address for the record.

14 UNIDENTIFIED MALE SPEAKER: Good evening,
15 Mr. Mayor, (indiscernible)

16 My name is Sil Veretesta (phonetic), I live at 309
17 Washington Avenue, Nutley.

18 It's a shame that they left so quick. I just
19 wanted to say something Abigail. She helped my daughter in
20 a very difficult situation. I had no idea she was retiring
21 tonight. I'm here on an unrelated topic. I wanted to tell
22 her that my daughter (indiscernible) her help, and of course
23 Steven Rogers is (indiscernible) in the Nutley music
24 (indiscernible) system, but it was a very rough time for us,
25 but she had a very big hand in helping her, and I wanted to

1 publicly say thank you.

2 I live at 309 Washington Avenue on the corner of
3 Nutley Avenue. I'm the first driveway southwest on
4 Washington Avenue. The problem that we're having is there's
5 a traffic light right there and people, when the traffic
6 light is red, when people are coming East on Nutley Avenue,
7 the no turn on red -- actually, when they're allowed to turn
8 on red, the law, I believe is that you're supposed to stop
9 and when it's clear, you can go on through. The problem is
10 no one even slows down.

11 MAYOR PETRACCO: For the right on red?

12 UNIDENTIFIED MALE SPEAKER: Yes, for the right on
13 red. My driveway, being right there, and especially with my
14 daughter is now 18, she just started driving, it's very
15 difficult for us to get out of the driveway. If there's a
16 no turn on red sign there, it would greatly decrease that,
17 and also there's an awful lot of accidents there because of
18 the people just rolling through and not actually stopping
19 and seeing if it's clear and just going.

20 My question is, what can we do to get a no turn on
21 red sign put on that corner? I have no idea, so I thought I
22 would go to a town meeting and see what they say.

23 MAYOR PETRACCO: Well, sometimes the easiest fix
24 that makes perfect sense, exactly what always happens
25 (inaudible) We answer to the Department of Transportation.

1 We can inquire about that and see (inaudible) with it and
2 we'll do that.

3 Sam Correl (phonetic) is here this evening, she's
4 my (inaudible) public safety. If you want to give her your
5 contact number where she to can reach you at, so forth and
6 so on, and then see what avenues we can take and then we'll
7 definitely report back to you.

8 UNIDENTIFIED MALE SPEAKER: That would be awesome.
9 Thank you very much.

10 MAYOR PETRACCO: You're very welcome.

11 UNIDENTIFIED MALE SPEAKER: I'll catch her after
12 the meeting.

13 MAYOR PETRACCO: Okay. Is there anyone else this
14 evening that would like to address the Board?

15 Yes, sir, please state your name and your address
16 for the record.

17 MR. BOLTON: My name is Scott Bolton, Jr. I live
18 at 53 lake Side drive. I'm 11 years old and I suggest that
19 we have an annual soap box derby to support (indiscernible)
20 recreational programs which help in all of the citizens in
21 the city. This would be a fun way of raising money
22 (indiscernible) and the kids would love it.

23 Thank you for your time.

24 MAYOR PETRACCO (Inaudible.)

25 MR. BOLTON: Scott Bolton.

1 MAYOR PETRACCO: And you're at 53 Lake Drive?

2 MR. BOLTON: Lakeside Drive.

3 MAYOR PETRACCO: The microphones aren't that good
4 in here.

5 Why don't you describe to me in your own words
6 what it is that you want to ask. What exactly is it that
7 you're looking for?

8 MR. BOLTON: Well, I was hoping that we could have
9 annual soap box derby to help Nutley's community.

10 MAYOR PETRACCO: Animal soap box?

11 UNIDENTIFIED MALE SPEAKER: Soap box derby,
12 annual -- a yearly soap box derby.

13 MAYOR PETRACCO: Oh, oh, oh, now, I understand.

14 MADAM CLERK: (Indiscernible) right.

15 MAYOR PETRACCO: I think that's a fantastic idea,
16 and you would like to see the money go where, just to be
17 clear?

18 MR. BOLTON: I would like the money to head to the
19 (indiscernible) recreational programs.

20 MAYOR PETRACCO: Recreational programs?

21 MR. BOLTON: Uh-huh, so it could benefit all of
22 the citizens in Nutley.

23 MAYOR PETRACCO: So you think we should have some
24 fundraisers that we could offset the burden taxes to the
25 residents by raising some money. A lot of people will be

1 glad to hear that, and we could send the money down to parks
2 and rec to benefit a lot of people in the recreation
3 department (indiscernible) so forth?

4 MR. BOLTON: That is what I think.

5 MAYOR PETRACCO: Well, you sound like you're a
6 little business entrepreneur to me.

7 (Laughter)

8 I own a deli at 507 Bloomfield Avenue, and when
9 you're ready to start working, make sure to come and see me.

10 We will take that under consideration. If there's
11 any other questions that you have -- it's so refreshing to
12 get a young face up here that's actually not pointing the
13 finger in my face. So thank you so much for coming tonight.

14 Mrs. Correl is right there. I'm sure if you give
15 her your number, I'm sure we will definitely get back to you
16 on that.

17 Any other Commissioners like to comment:

18 UNIDENTIFIED MALE SPEAKER: I like with the
19 sentiments of the Mayor. Good job, you came up here, you
20 spoke well, and you look like you've got something going on
21 in your heart and I want to echo what the Mayor said.

22 Thanks for coming up, we need more young people
23 like you. Thank you.

24 UNIDENTIFIED MALE SPEAKER: I just want to see the
25 Mayor in one of those soap box derby cars.

1 (Laughter)

2 UNIDENTIFIED MALE SPEAKER: Thank you, and that's
3 a great idea.

4 MAYOR PETRACCO: Okay. Thank you for coming.
5 Thank you, Scott.

6 MADAM CLERK: Thank you.

7 MAYOR PETRACCO: Is there anyone else this evening
8 that would like to address the Board?

9 Seeing no one --

10 UNIDENTIFIED MALE SPEAKER: The meeting is
11 adjourned.

12 MADAM CLERK: We're not adjourning the meeting.
13 We're continuing the meeting to Friday, October 5th at
14 8:30 a.m. in third floor Commission Chambers conference room.

15 MAYOR PETRACCO: We'll distribute a telephone
16 notice on that, right?

17 MADAM CLERK: Yes.

18 UNIDENTIFIED MALE SPEAKER: See you all, then.

19 MAYOR PETRACCO: Is Thriving Survivors this
20 weekend?

21 (Inaudible) before we break, guys, the Thriving
22 Survivors is having an event, this Friday -- do you have the
23 times?

24 (Whereupon, the meeting was adjourned.)
25

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

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

I, William J. Garling, certify that the foregoing transcript is a true and accurate record of the proceedingse


William J. Garling, CET
Certified Electronic Transcriber
CET**D-543

Datee June 3, 2013

**Township of Nutley
Board of Commissioners
Meeting Minutes
Tuesday, October 2, 2012
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 22, 2011 issues of the Nutley Sun, the Star Ledger and the Herald News. A copy of this notice has been posted on the Nutley Town Hall bulletin board and a copy is on file in the Municipal Clerk's Office.

ROLL CALL:

Commissioner Rogers	- Present
Commissioner Tucci	- Absent/Excused
Commissioner Evans	- Absent/Excused
Commissioner Scarpelli	- Present
Mayor Petracco	- Present

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

Prior to entering into public session, the Municipal Clerk read the following executive session resolution. Motion to introduce by Commissioner Scarpelli, seconded by Commissioner Rogers. All Ayes on a roll call vote. Commissioners Tucci & Evans absent/excused. Entered Executive Session at 7:15 PM.

Resolution # 264-12

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. Pending Litigation

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.

Commissioner Scarpelli made a motion to exit executive session and enter into public session, seconded by Commissioner Rogers. Commissioners Tucci & Evans absent/excused All Ayes. Exited Executive Session at 7:38PM.

**Township of Nutley
Board of Commissioners
Meeting Minutes
Continued meeting of Tuesday, October 2, 2012
held on Friday, October 5, 2012
7:00 P.M.**

A continued meeting of Tuesday, October 2, 2012 was held on Friday, October 5, 2012 at 8:30 A.M.

ROLL CALL:

Commissioner Rogers	- Present
Commissioner Tucci	- Absent/Excused
Commissioner Evans	- Present
Commissioner Scarpelli	- Present (via telephone conference)
Mayor Petracco	- Present (via telephone conference)

Evelyn Rosario, Municipal Clerk - Present
Sharon L. Bozza, Assistant to the Municipal Clerk – Present

The following resolutions were adopted:

Resolution No. 266-12

BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, that the Director of the Department of Public Affairs and the Township Clerk be and they are hereby authorized to execute, a grant-in-aid contract between the Township of Nutley and the Essex County Department of Senior Services effective January 1, 2013 and shall terminate December 31, 2013. The services by the grant include for assistant for the visiting nurse services.

Introduced by Commissioner Rogers , seconded by Commissioner Evans
All ayes on a roll call vote. Commissioner Tucci absent/excused.

Resolution No. 265-12

WHEREAS, the owner of Block 6700, Lot 2, 176 Washington Avenue (the "Property) disputed the applicability of an outstanding tax bill to his property ; and

WHEREAS, the Township tax counsel conducted an extensive review of the Township records and determined that the taxes for the Property were inadvertently charged to the Owner; and

WHEREAS, the taxes due are not owed by the property owners of Block 6700, Lot 2; NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, that Block 6700, Lot 2, 176 Washington Avenue be removed from the Tax Sale for tax delinquencies.

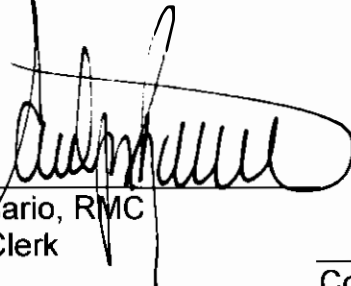
Introduced by Commissioner Evans , seconded by Commissioner Rogers
All ayes on a roll call vote. Commissioner Tucci absent/excused.

ADJOURNMENT:


Motion to adjourn by Commissioner Rogers, seconded by Commissioner Evans.
All Ayes on a roll.

Meeting adjourned at 8:45 A.M

ATTEST:

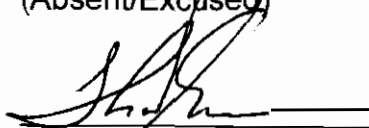


Evelyn Rosario, RMC
Municipal Clerk

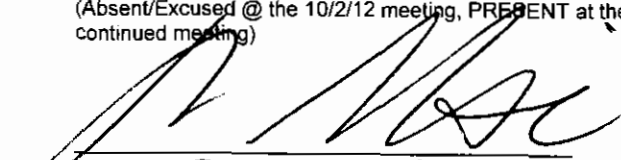


Commissioner Steven Rogers

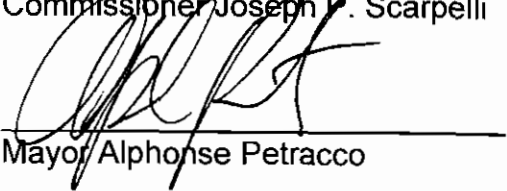
Commissioner Mauro G. Tucci
(Absent/Excused)



Commissioner Thomas J. Evans
(Absent/Excused @ the 10/2/12 meeting, PRESENT at the 10/5/12 continued meeting)



Commissioner Joseph P. Scarpelli



Mayor Alphonse Petracco

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Joseph P. Scarpelli *Date:* October 2, 2012

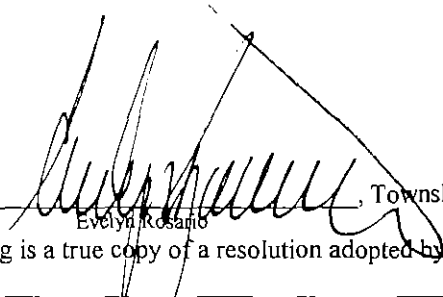
Seconded by: Commissioner Steven Rogers *No.* 264-12

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. Pending Litigation

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.

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 October 2, 2012

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

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY OCTOBER 2, 2012							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
12-03611	PATERSON STAMP WORKS	24.67					24.67
12-03060	NO. JERSEY MEDIA GROUP	157.80					157.80
12-03826	NJ MEADOWLAND COMM	10,421.56					10,421.56
12-03911	NUTLEY FAMILY SERVICE BUR.	5,416.67					5,416.67
12-01541	PRINTING TECH	65.00					65.00
12-00137	NUTLEY PARK SHOPRITE	77.42					77.42
12-03783	CABLEVISION	23.43					23.43
12-00437	POLAND SPRING	5.99					5.99
12-03790	TREASURER SCHOOL MONEY		2,201,024.00				2,201,024.00
12-03813	T/N PAYROLL AGENCY ACCT.		32,371.48				32,371.48
12-03825	T/N PAYROLL AGENCY ACCT.		91.77				91.77
12-03735	VERIZON WIRELESS		48.03	583.70			631.73
12-00617	MAJOR LEAGUE AUTO SPA		5.00				5.00
12-03841	THE STAR-LEDGER		66.12				66.12
12-03751	THE STAR-LEDGER		187.92				187.92
12-03272	THE STAR-LEDGER		542.88				542.88
12-03846	AT & T MOBILITY		238.66				238.66
12-03836	AT & T MOBILITY		151.52				151.52
12-03417	PRINTING TECH		445.00				445.00
12-03628	DELGEN PRESS		119.00				119.00
12-00438	POLAND SPRING		71.88				71.88
12-03482	G.F.O.A.		225.00				225.00
12-03796	GEORGE LIBRIZZI		99.00				99.00
12-03516	HEWLETT PACKARD CORP		1,698.34				1,698.34
12-00093	LAW FIRM OF ZINNA,CIFELLI,		2,393.90				2,393.90
12-03739	TOWN OF KEARNY		58,310.53				58,310.53

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY OCTOBER 2, 2012							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
12-00120	RICHARD RENN		505.00				505.00
12-03842	PSE & G SERVICE CORP		6,981.60				6,981.60
12-03844	AFLAC		25.00				25.00
12-03855	DAVID WILSON		567.00				567.00
12-03856	DAVID WILSON		546.00				546.00
12-03857	DAVID WILSON		462.00				462.00
12-03817	VITAL COMM.		130.80				130.80
12-03595	ATLANTIC POWER SYSTEMS			506.00			506.00
12-03410	HEWLETT PARKARD COR			260.91			260.91
12-01451	INSURANCE RESTORATION			110.00			110.00
12-03680	HOME DEPOT			35.94			35.94
12-03728	NO. JERSEY MEDIA GROUP			73.60			73.60
12-03328	ACTION INTERPRETING			438.75			438.75
12-03665	PENNONI ASSOC.			750.00			750.00
12-03484	JACKSON HIRSH			239.40			239.40
12-03487	APPLIED CONCEPTS			466.00			466.00
12-03051	LANGUAGE LINE SERVICE			6.88			6.88
12-00666	NUTLEY PARK SHOP RITE			56.74			56.74
12-03553	GENERAL SALES ADMIN.			460.00			460.00
12-03552	FLEMINGTON CAR			135.01			135.01
12-02395	CDW			1,106.00			1,106.00
12-03500	W.B. MASON			160.18			160.18
12-03458	W.B. MASON			591.50			591.50
12-03542	POWER DMS			944.46			944.46
12-03801	UPS			20.87			20.87
12-03086	STAPLES			645.90			645.90

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY OCTOBER 2, 2012							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
12-03622	FIREFIGHTER ONE			490.00			490.00
12-00103	MAJOR LEAGUE AUTO SPA			5.00			5.00
12-00118	MAJOR LEAGUE AUTO SPA			103.00			103.00
12-03773	PATRICIA CONROY			50.00			50.00
12-03539	THE TARGET SHOP			577.00			577.00
12-03049	CHIEF SUPPLY CORP			188.96			188.96
12-03048	CHIEF SUPPLY CORP			423.98			423.98
12-03320	HEWLETT PACKARD CORP			2,222.04			2,222.04
12-03485	MOTOROLA INC			2,071.20			2,071.20
12-03535	EAGLE POINT GUN SHOP			8,236.15			8,236.15
12-03896	JOHN HOLLAND			141.91			141.91
12-03895	JOHN STAMLER			30.00			30.00
12-03913	TURNOUT FIRRE & SAFETY			321.90			321.90
12-03914	TURNOUT FIRRE & SAFETY			15.00			15.00
12-03915	TURNOUT FIRRE & SAFETY			593.91			593.91
12-03916	TURNOUT FIRRE & SAFETY			100.93			100.93
12-03917	TURNOUT FIRRE & SAFETY			202.97			202.97
12-03918	TURNOUT FIRRE & SAFETY			153.98			153.98
12-03919	TURNOUT FIRRE & SAFETY			448.87			448.87
12-03920	TURNOUT FIRRE & SAFETY			165.98			165.98
12-03786	NJ STATE LEAGUE OF MUNICIP.			100.00			100.00
11-00106	XEROX CORP			29.70			29.70
12-03861	UPS			82.96			82.96
12-02844	AJM CONTRACTORS				215,099.61		215,099.61
12-02935	DAWNBRITE				218.50		218.50
12-03266	BRADLEY TIRE				2,088.78		2,088.78

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY OCTOBER 2, 2012							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
12-03215	BRADLEY TIRE				1,278.06		1,278.06
12-03626	CLIFFSIDE BODY CPR				263.00		263.00
12-03633	METRIC PARKING DIV.				142.50		142.50
12-03660	C-WC CONTINUING ED.				836.00		836.00
12-03785	DAVID RUBIN				100.00		100.00
12-00045	NEWARK ASPHALT				244.00		244.00
12-03692	PASSAIC VALLEY WATER COM				39,006.25		39,006.25
12-03843	PASSAIC VALLEY WATER COM				512.00		512.00
12-01723	RELIABLE WOOD PROD				4,680.80		4,680.80
12-01723	RELIABLE WOOD PROD				3,140.80		3,140.80
12-01723	RELIABLE WOOD PROD				2,628.00		2,628.00
12-00048	SUPERIOR AUTO DIST.				110.46		110.46
12-00050	VIOLA BROTHERS				94.03		94.03
12-03712	PSE & G				19.20		19.20
12-03743	PSE & G				73.79		73.79
12-03744	PSE & G				16,999.51		16,999.51
12-00038	AMERICAN HOSE				53.56		53.56
12-03548	PENN JERSEY MACH				542.78		542.78
12-03688	SOR JERSEY ENERGY				4,025.23		4,025.23
12-03674	ANJR				110.00		110.00
12-03777	CITY OF NEWARK				12,535.65		12,535.65
12-00031	BELL RIDGE PLUMBING				28.00		28.00
12-00440	POLAND SPRING				283.90		283.90
12-03746	POWERPRO ELECTRICAL				285.00		285.00
12-00058	P & A AUTO PARTS				76.22		76.22
12-00045	NEWARK ASPHALT				59.85		59.85

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY OCTOBER 2, 2012							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
12-00032	GRAINGER				42.75		42.75
11-03589	BADGER METER				6,852.00		6,852.00
11-03589	BADGER METER				63,150.00		63,150.00
11-03589	BADGER METER				8,565.00		8,565.00
12-03627	THE SIGN POST				200.00		200.00
12-03732	SELECTIVE BUSINESS MACH				130.00		130.00
12-03719	BELLEVILLE BLDG. MATERIAL				46.30		46.30
12-03752	V & L SALES				15.50		15.50
12-03531	PARKWAY AUTO BODY				2,794.70		2,794.70
12-03678	RT.23				807.56		807.56
12-03877	NJSHBP					327,262.38	327,262.38
12-03876	NJSHBP					148,853.61	148,853.61
12-03512	ZENITH					355,000.00	355,000.00
12-03769	HOME DEPOT					171.44	171.44
12-00027	TERRE CO					353.67	353.67
12-00016	AGL WELDING					101.27	101.27
12-03730	HUDSON ENERGY					510.72	510.72
12-03806	DELTA DENTAL					13,268.53	13,268.53
12-03807	DELTA DENTAL					12,872.97	12,872.97
12-03738	MCGRAW COMM					4,627.11	4,627.11
12-03749	BOR. OF RIVERDALE					75.00	75.00
12-03711	PSE & G					629.80	629.80
12-03745	PSE & G					24,349.08	24,349.08
12-03741	PSWE					1,517.62	1,517.62
12-03742	PSE & G					352.17	352.17
12-00029	STOIR TRACTOR					184.17	184.17

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY OCTOBER 2, 2012							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
12-02742	SPS					1,507.64	1,507.64
12-00559	ABADEL PEST CONTROL					125.00	125.00
12-03598	ARCO STEEL CO					1,300.00	1,300.00
12-03452	HEWLETT PACKARD					686.64	686.64
12-03478	W.B. MASON					211.13	211.13
12-03637	MAGIC TOUCH					452.35	452.35
12-03541	HOOVER TRUCK					177.55	177.55
12-03603	CORINO SERVICE					137.50	137.50
12-00011	VIOLA BROTHERS					32.36	32.36
12-00019	FRANKS TRUCK					141.74	141.74
12-00028	P & A AUTO PARTS					4.49	4.49
12-00013	GRANT SUPPLIES					37.86	37.86
12-00022	BRADLEY TIRE					24.50	24.50
12-03772	HOME DEPOT					45.65	45.65
12-03837	HESS					149.13	149.13
12-03808	CABLEVISION					101.53	101.53
12-00015	CONTEMPORARY GLASS					38.00	38.00
12-00029	STORR TRACTOR					24.22	24.22
12-03833	PSE & G					63.28	63.28
12-038332	PSE & G					4.39	4.39
12-03818	VERIZON					203.80	203.80
10-02986	NEGLIA ENGINEERING					2,640.00	2,640.00
12-03875	MICHAEL CONZINE					3,812.69	3,812.69
12-03439	YOUTH SPORTS RESEARCH					299.00	299.00
12-03831	NATIONAL TERMINAL					180.49	180.49
12-03929	PAY PAL					30.00	30.00

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY OCTOBER 2, 2012							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
12-03753	SUSAN GIBREY					25.00	25.00
12-03754	TAMORA VARGAS					60.00	60.00
12-03756	GINA ANDRADE					60.00	60.00
12-03757	ANELLE INIGO					60.00	60.00
12-03759	RACHEL HUELBIG					30.00	30.00
12-03760	JOE DEFURIA					35.00	35.00
12-03761	MICHAEL ROSELLI					30.00	30.00
12-03762	ALLISON EDERT					45.00	45.00
12-03763	PHILLIP APPEL					100.00	100.00
12-03764	CAROLINE FRAISSET					50.00	50.00
12-03765	MARIA LITTLE					35.00	35.00
12-03766	ANA SACHEZ					60.00	60.00
12-03767	MICHAEL COLASURDO					60.00	60.00
12-03768	DEBBIE CARGILL					100.00	100.00
12-03657	NUTLEY PARK SHOP RITE					50.00	50.00
12-03878	RUGDA ATTIYAH					30.00	30.00
12-03879	CARMELO FERRARO					220.00	220.00
12-03880	NUTELY JR RAIDERS BOOSTER					3,960.00	3,960.00
12-03881	SHANNON NEVILLE					30.00	30.00
12-03882	JENNIFER GLASSER DELANEY					30.00	30.00
12-03883	DR MICHAEL RUSSONELLA					500.00	500.00
12-03884	SHEILA DUNN					30.00	30.00
12-03885	EILEEN DANDREA					60.00	60.00
12-03886	DIA ZONIC					35.00	35.00
12-03464	BSN SPORTS					552.00	552.00
12-03930	JEKYLL AND HYDE					1,000.00	1,000.00

TOWNSHIP OF NUTLEY
BILL LIST
October 2, 2012

List of payroll submitted for approval by the Board of Commissioners at their regular meeting of OCTOBER 2, 2012:

PAYROLL-REGULAR SEPTEMBER 28, 2012:

Department of Public Affairs	19,042.20
Department of Revenue & Finance	58,998.95
Department of Public Safety	443,663.24
Department of Public Works	55,206.27
Department of Parks & Public Properties	83,811.21
Department of Recreation Commission	911.50
Water Operations	47,565.20
Due To From General Capital	3,519.91
ACC-U-VAC	1,764.56
C.E.H.A.	69.18
Sub Total	714,552.22

PAYROLL-OVERTIME SEPTEMBER 28, 2012:

Department of Public Affairs	0.00
Department of Revenue & Finance	106.78
Department of Public Safety	18,408.17
Department of Public Works	2,255.62
Department of Parks & Public Properties	5,712.89
Water Operations	7,685.95
Sub Total	34,169.41

TOTAL PAYROLL: 748,721.63

GRAND TOTAL: \$4,394,515.65

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

Federal Withholding Tax	95,299.14
Social Security	16,112.54
N.J. State Tax	27,089.76
Medicare	10,896.18
Wage Execution	4,175.93
Deferred Compensation	27,279.98
Employee Disability Ins.	3,143.95

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Mayor Alphonse Petracco Date: October 2, 2012

Seconded by: Commissioner Steven Rogers No. 251-12

WHEREAS, Paul Mascolo was appointed to the Nutley Police Department on September 25, 1972 and served with distinction as a member of the uniform patrol division; and

WHEREAS, Officer Paul Mascolo continually excelled, attaining the rank of Sergeant on January 30, 1984, and Captain on May 12, 1988; and

WHEREAS, Captain Paul Mascolo was selected to attend the 181st Session of the prestigious FBI National Academy in Quantico, Virginia from April 9, 1995 through June 23, 1995, becoming only the third officer in the history of the Nutley Police Department to receive this singularly distinctive honor; and

WHEREAS, Captain Paul Mascolo was promoted to the rank of Deputy Chief of Police on March 5, 2004; and

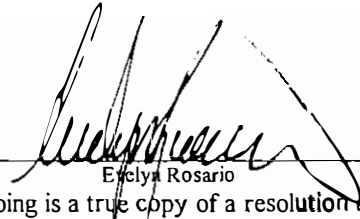
WHEREAS, Deputy Chief Paul Mascolo made significant contributions to the Police Department serving in the capacity of Patrol Commander, Detective Bureau Commander, and Acting Chief of Police; and

WHEREAS, Deputy Chief Paul Mascolo retired from the Nutley Police Department on September 1, 2012;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Nutley in the County of Essex, State of New Jersey that Deputy Chief Paul Mascolo's substantial contribution to the safety and welfare of the Township of Nutley be hereby recognized; and

BE IT FURTHER RESOLVED that the gratitude of this community be hereby extended to Deputy Chief Paul Mascolo for his 40 years of distinguished service with the Nutley Police Department.

. . .

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 October 2, 2012

Record of Vote	Commissioner Rogers	Commissioner Tucci	Commissioner Evans	Commissioner Scarpelli	Mayor Petracco
Yes	X			X	X
No					
Not Voting					
Absent/Excused		X	X		

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Mayor Alphonse Petracco *Date:* October 2, 2012

Seconded by: Commissioner Joseph P. Scarpelli *No.* 252-12

WHEREAS, Gail Ferrara was appointed to the Nutley Police Department on September 30, 1987; and

WHEREAS, the appointment of Gail Ferrara to the Nutley Police Department was a historically significant event, marking the first time in the department's history that a female had achieved the position of Police Officer; and

WHEREAS, on April 1, 1996 Officer Gail Ferrara's initiative and professionalism earned her an appointment to the position of Detective; and

WHEREAS, Detective Gail Ferrara continually excelled, attaining the rank of Sergeant on August 23, 1999; and

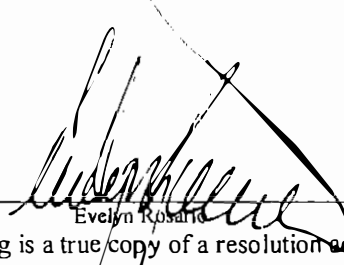
WHEREAS, Detective Sergeant Gail Ferrara received numerous awards and citations for meritorious service, including the Policemen's Benevolent Association's highest award for valor; and

WHEREAS, Detective Sergeant Gail Ferrara retired from the Nutley Police Department on October 1, 2012;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Nutley in the County of Essex, State of New Jersey that Detective Sergeant Gail Ferrara's substantial contribution to the safety and welfare of the Township of Nutley be hereby recognized; and

BE IT FURTHER RESOLVED that the gratitude of this community be hereby extended to Detective Sergeant Gail Ferrara for her 25 years of distinguished service with the Nutley Police Department.

...

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 October 2, 2012

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

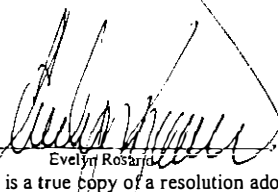
Resolution

Introduced by: Mayor Alphonse Pertracco *Date:* October 2, 2012
Seconded by: Commissioner Joseph P. Scarpelli *No.* 253-12

- WHEREAS, The Third Half Club of Nutley will host the Nutley High School Athletic Hall of Fame Induction Ceremony on Saturday, October 13, 2012, and as a result of their outstanding individual accomplishments, the following athletes have been selected for enshrinement as members of the NHS Athletic Hall of Fame;
- WHEREAS, Frank "Rusty" Rusignuolo, NHS Class of 1940, was a multiple sport athlete, selected as one of the 10 greatest athletes of the decade by the Nutley Sun having demonstrated excellence in Football, Basketball & Baseball. He was selected to Newark Evening News All State Group 4 Football Team, and
- WHEREAS, Howard "Howie" Fredericks, NHS Class of 1952, made his mark on the baseball diamond being selected to the All Essex County 1st Team and the All State Group IV 1st Team. He was selected as an NCAA All-Star as a member of the Lafayette College Baseball Team. Howie also starred on the basketball court for the Nutley Maroon Raiders, and
- WHEREAS, Vincent "Vinnie" Cina, NHS Class of 1959, was honored as an All Essex County 1st Team selection for his superlative play as the Center and Linebacker of a Nutley Football Team that posted 7 wins against only 1 loss. Cina received Football All Group and All State accolades as well as excelling in Track & Field, and
- WHEREAS, Ronald Warhurst, NHS Class of 1961, had a superior career in Cross Country & Track & Field while at Nutley High School. He was a member of the 1964 & 1965 National Championship Track Team at Western Michigan. Ron went on to become the legendary Cross Country & Track & Field Coach at the University of Michigan for 36 years, developing numerous Olympic athletes, National Champions & All Americans, and
- WHEREAS, George Olsen, NHS Class of 1962, As a Junior, George Olsen played a decisive role as an end on the 1960 State Championship Football team. In his senior year he further distinguished himself by being selected, 1st Team All Essex County, and 2nd Team All State, All Groups Football teams and made significant contributions as an important member of the Track & Field team, and
- WHEREAS, David Siepert, NHS Class of 1982, was the first Nutley Athlete to score 1,000 points on the basketball court, and that was before the 3 point shot was permitted! Dave continued his athletic career at Muhlenberg College and then entered the coaching ranks at East Tennessee State and Penn State, and
- WHEREAS, Douglas Marshall, NHS Class of 1984, was a multi-talented athlete quietly mastering Baseball, Basketball & Football. His consistent excellence on the baseball diamond garnering him 1st Team All Essex County and 1st Team All Group IV Baseball honors, and
- WHEREAS, Lauren Olmsted, NHS Class of 1994, was one of the finest female athletes ever to attend Nutley High School, Lauren received 1st Team All Essex County honors 8 times in Soccer, Basketball and Track & Field. She attended Penn State, concentrating on Soccer, and was selected as the Offensive Player of the year and an Academic All-American, and
- WHEREAS, Anthony Montes, NHS Class of 2002, Anthony Montes earned High School All-American honors as a wrestler. He was a three-time NJSIAA State Medalist along with winning the Essex County Championship twice. Anthony's athletic prowess in Football also led to his selection to the 1st Team All-Essex County Football team, and

NOW THEREFORE, I, Alphonse Petracco, Mayor of the Township of Nutley and the Board of Commissioners wish to congratulate the 2012 Inductees into the Nutley High School Athletic Hall of Fame and commend them for the outstanding examples they have set for the student athletes of today, and

I DO HEREBY PROCLAIM, October 13, 2012 as; The Third Half Club of Nutley, Nutley High School, Athletic Hall of Fame Day.

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 October 2, 2012

Record of Vote	Commissioner Rogers	Commissioner Tucci	Commissioner Evans	Commissioner Scarpelli	Mayor Petracco
Yes	X			X	X
No					
Not Voting					
Absent/Excused		X	X		

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

FINAL ADOPTION OF ORDINANCE
ORDINANCE NO. 3220

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, October 2, 2012.

“AN ORDINANCE TO PROVIDE AUTHORIZATION FOR THE CHIEF FINANCIAL OFFICER TO APPROVE PUBLIC ASSISTANCE CLAIMS ON AN INTERIM BASIS”

ALL “AYES” ON A ROLL CALL VOTE

Commissioner Rogers	“AYE”
Commissioner Evans	“ABSENT/EXCUSED”
Commissioner Scarpelli	“AYE”
Commissioner Tucci	“AYE”
Mayor Petracco	“ABSENT/EXCUSED”

Evelyn Rosario, RMC, CMC
Municipal Clerk

Nutley Sun Issue/Thursday, October 11, 2012/Via E-Mail:
publicnotices@northjersey.com

Ordinance No. 3220

Introduced by Commissioner Steven Rogers

Introduced on Monday, September 10, 2012 (Continued Meeting of Tuesday, September 4, 2012)

Public Hearing Tuesday, October 2, 2012

Advertise in the Nutley Sun Issue of Thursday, September 13, 2012

Ordinance No. 3220

“AN ORDINANCE TO PROVIDE AUTHORIZATION FOR THE CHIEF FINANCIAL OFFICER TO APPROVE PUBLIC ASSISTANCE CLAIMS ON AN INTERIM BASIS.”

WHEREAS, N.J.S.A. 40A:5-17 requires that the governing body approve or disapprove all claims; and

WHEREAS, said statute also provides that the governing body may designate one person who may approve claims between meetings of the governing body; and

WHEREAS, there are times when after exhausting all avenues possible, the Township of Nutley is the source of public assistance of last resort; and

WHEREAS, it is desirous that the Chief Financial Officer be given that authority to approve payment when people in distress are in need of emergent assistance when no other source of public assistance is available;

NOW, THEREFORE, BE IT ORDAINED, by the Board of Commissioners, of the Township of Nutley, County of Essex, NJ, that the Chief Financial Officer be and is hereby authorized to approve a payment of public assist on an interim basis;

BE IT FURTHER ORDAINED as follows:

1. The Chief Financial Officer will comply with the certification requirements of 40A:5-16b; ascertaining the existence of proper and sufficient appropriations for the payments to be made and determining that there is legal authority for the payments;
2. All interim payments of public assistance claims will be approved by the Director of Public Affairs and a designee that the Director deems responsible for this program;
3. Checks drawn on the Township of Nutley in payment of said claims will be signed by all authorized signers designated by Township resolution;
4. All interim payments shall be approved in the manner prescribed by rules made and promulgated by the Division of Local Government Services;
5. All interim payments must be submitted for approval of the Board of Commissioners at the next regularly scheduled meeting.

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Steven Rogers *Date:* October 2, 2012
Seconded by: Commissioner Joseph P. Scarpelli *No.* 246-12

WHEREAS, in 2011-2012, an estimated 230,480 new cases of invasive breast cancer and 57,650 cases of non-invasive breast cancer are expected to be diagnosed in women in the U.S.; and

WHEREAS, in 2011-2012 more than 40,000 women will lose their lives as a result of the breast cancer, - 1,500 in the State of New Jersey alone; and

WHEREAS, breast cancer is the second leading cause of cancer death for women in the U.S, after lung cancer; and

WHEREAS, recent strides in early detection, including the use of mammography, and prompt treatment have significantly reduced the suffering and deaths caused by this disease; and

WHEREAS, the Department of Public Affairs will continue to work with Nutley Thriving Survivors, a nonprofit corporation, to develop programs to increase awareness of the symptoms of breast cancer and to support those women, and men, who may be diagnosed with the disease;

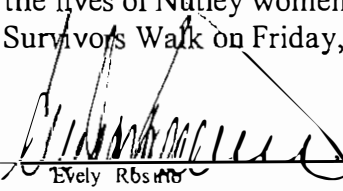
NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey declare **OCTOBER** as

BREAST CANCER AWARENESS MONTH

BE IT FURTHER RESOLVED that we urge all women and their families in the Township of Nutley to seek assistance in obtaining the facts and information about breast cancer, mammography and available support groups for victims and to participate in the programs scheduled this year for residents of the Township and breast cancer survivors, and

BE IT FURTHER RESOLVED that residents are encouraged to join the Thriving Survivors and celebrate the lives of Nutley women who have been affected by breast cancer by participating in the Nutley Thriving Survivors Walk on Friday, October 5, 2012, at 7:00 pm.

. . .

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 October 2, 2012

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Joseph P. Scarpelli FOR
Commissioner Mauro G. Tucci

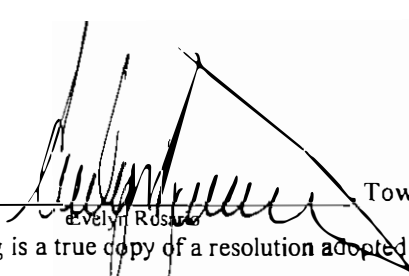
Date: October 2, 2012

Seconded by: Commissioner Steven Rogers

No. 248-12

BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, County of Essex, New Jersey that the Township Treasurer is hereby authorized to refund a tree permit fee collected, in consideration of the fact that the required replacement trees were installed, per Shade Tree Preservation Ordinance. Payment would come from account C-01-904-906:

John Evans 193 Centre St \$50.00

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 October 2, 2012

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Joseph P. Scarpelli FOR *Date:* October 2, 2012
 Commissioner Mauro G. Tucci

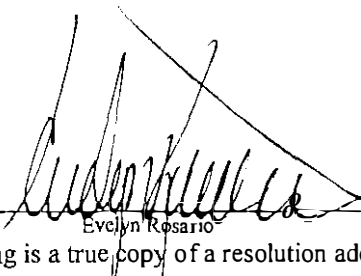
Seconded by: Commissioner Steven Rogers *No.* 259-12

WHEREAS, sealed bids for fencing at Monsignor Owens Park were opened on September 25, 2012 in the township of Nutley; and

WHEREAS, Quality Fence of Peekskill, 1223 Lincoln Terrace, Peekskill, NY 10566 was the lowest responsible bidder at \$37,225.00; and

WHEREAS, funds are available from Capital Ordinance # 3214B, and have been certified by the chief Financial Officer, said certification being attached to this resolution; and

NOW THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the township of Nutley, County of Essex, State of New Jersey, that a contract for fencing at Monsignor Owens Park be awarded to Quality Fence of Peekskill.

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 October 2, 2012

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Steven Rogers FOR
Commissioner Thomas J. Evans

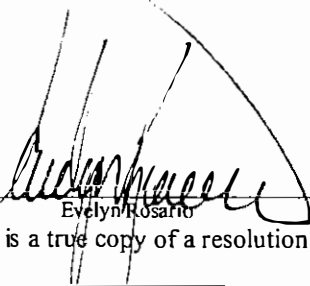
Date: October 2, 2012

Seconded by: Commissioner Joseph P. Scarpelli

No. 245-12

BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, in the County of Essex, N.J. that the Township Clerk is hereby authorized to advertise for sealed bids for “Elevator Subcode Inspections”, to be received on behalf of the Board of Commissioners, Commission Chambers, Township Hall, Kennedy Drive, Nutley, NJ, on Tuesday, October 23, 2012 at 3:00 p.m. prevailing time, at which time they will be opened and read.

. . .

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 October 2, 2012

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

Resolution # 254-12
Number Not Used
October 2, 2012

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Steven Rogers FOR
Commissioner Thomas J. Evans

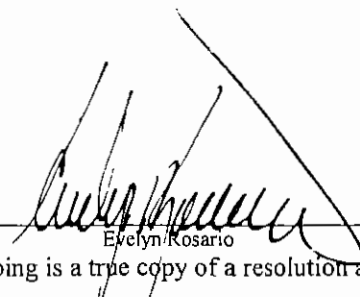
Date: October 2, 2012

Seconded by: Commissioner Joseph P. Scarpelli

No. 255-12

BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, in the County of Essex, State of New Jersey, that the Treasurer be and she is hereby authorized to refund overpayment of the taxes in the amount of \$7,929.16 for said years.

<u>BLOCK & LOT</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
7701- 7	129 Stager Street	\$2328.66 - 2012
8004 - 18	148 Columbia Avenue	\$5282.79 - 2012
4600 - 7	396 Prospect Street	\$317.71 - 2011

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 o October 2, 2012

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

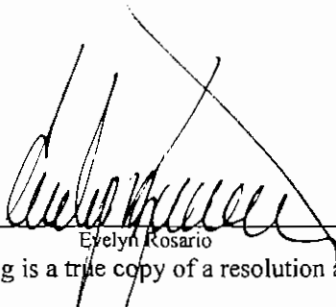
Introduced by: Commissioner Steven Rogers FOR _____ *Date:* October 2, 2012
 Commissioner Thomas J. Evans _____

Seconded by: Commissioner Joseph P. Scarpelli _____ *No.* 256-12 _____

BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, in the County of Essex, State of New Jersey, that the Treasurer be and she is hereby authorized to refund overpayment of the water in the amount of \$705.33.

<u>BLOCK & LOT</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
8300 - 3	53 San Antonio	\$179.58
5206 - 17	110 Cedar Street	\$525.75

. . .

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 October 2, 2012R

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Steven Rogers FOR
Commissioner Thomas J. Evans

Date: October 2, 2012

Seconded by: Commissioner Joseph P. Scarpelli

No. 260-12

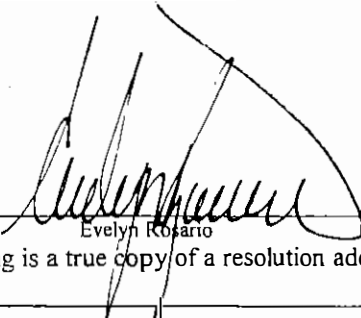
WHEREAS, a discrepancy has arisen with respect to a water consumption and billing for the premises at 695 Passaic Avenue (Block 501, Lot 1) Nutley, New Jersey; and

WHEREAS, due to equipment malfunction at the premises, an accurate reading was not obtained; and

WHEREAS, the Township and property owner have investigated this matter and resolved the discrepancy and will reduce the agreement to writing.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners and the Township of Nutley in the County of Essex, as follows:

1. The Township of Nutley be and is hereby authorized to execute a Settlement Agreement with the property owner in a form approved by the Office of the Township Attorney.

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 October 2, 2012

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Steven Rogers FOR
Commissioner Thomas J. Evans

Date: October 2, 2012

Seconded by: Commissioner Joseph P. Scarpelli o

No. 263-12

WHEREAS, Block 9002, Lot 12.4, 45 Franklin Avenue, in the Township of Nutley, has a 2011 outstanding tax bill; and

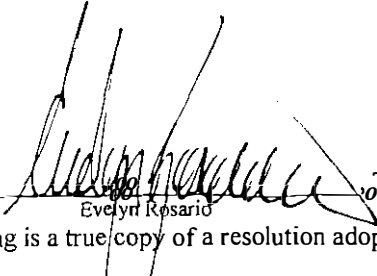
WHEREAS, N.J.S.A. 54:5-19 authorizes agreement for the payment of delinquent taxes in regular monthly installments over a five (5) year period; and

WHEREAS, counsel for the property owner, Nutley Post 70 American Legion, intends to file an appeal of its 2012 taxes in order to bring its status in conformance with its not-for-profit status; and

WHEREAS, the Township of Nutley and the property owner have agreed to enter into a five year payment agreement;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, that Block 9002, Lot 12.4, 45 Franklin Avenue be removed from the Tax Sale for tax delinquencies subject to a five year payment agreement in a form authorized by the Township Attorney.

. . .

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 October 2, 2012

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Joseph P. Scarpelli Date: October 2, 2012

Seconded by: Commissioner Steven Rogers No. 249-12

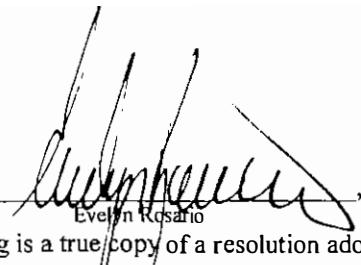
WHEREAS, Bids for Leaf Removal and Recycling were received and opened on September 25, 2012; and

WHEREAS, the term of the contract shall be for one year from the award date with an option for a one year extension at the discretion of the Township of Nutley and subject to availability of funds in the subsequent annual budget; and

WHEREAS, Natures Choice Corporation, 1 Caven Point Avenue, Jersey City, New Jersey 07305 was the low bidder priced at \$8.50/per cubic yard, for the removal of leaves for recycling; and

WHEREAS, the funds are available from Account# 2-01-422-209 in the amount of \$61,000.00 and Account# 2-01-421-209 in the amount of \$25,000.00 and have been certified by the Chief Financial Officer, said certification being attached to this resolution;

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, that a contract be awarded to Natures Choice Corporation not to exceed \$86,000.00 and that the Mayor and Township Clerk are hereby authorized to enter into and sign said contract for the Township of Nutley.

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 October 2, 2012

Record of Vote	Commissioner Rogers	Commissioner Tucci	Commissioner Evans	Commissioner Scarpelli	Mayor Petracco
Yes	X			X	X
No					
Not Voting					
Absent/Excused		X	X		

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Joseph P. Scarpelli *Date:* October 2, 2012

Seconded by: Commissioner Steven Rogers *No.* 257-12

WHEREAS, the Township of Nutley Department of Public Works has a need to acquire the services of real estate counsel as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44 A-20.4 or 20.5, as appropriate; and

WHEREAS, the engineering coordinator has determined and certified in writing that the value of the aggregate services provided by the vendor for the term of this contract will not exceed \$17,500; and

WHEREAS, the anticipated term of this contract is for twelve (12) months from the date of contract award and may be extended as approved by this governing board; and

WHEREAS, the firm of Marina C. Perna, 189 Franklin Avenue, Nutley, NJ 07110 has submitted a proposal indicating they will provide such services for the sum not to exceed \$11,400.00; and

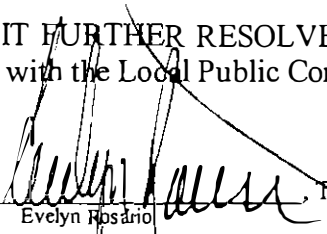
WHEREAS, Marina C. Perna has completed and submitted a Business Entity Disclosure Certification which certifies that said corporation has not made any reportable contributions to a political or candidate committee in the Township of Nutley in the previous one year, and that the contract will prohibit Marina C. Perna from making any reportable contributions through the term of the contract; and

WHEREAS, funds are available from Capital Ordinance 3172 in the amount of \$7,600 and Capital Ordinance 3171A in the amount of \$3,800.00 and have been certified by the chief financial officer, said certification being attached to this resolution,

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Nutley enter into a contract with the firm of Marina C. Perna as described herein; and

BE IT FURTHER RESOLVED that a notice of this action shall be printed once in the Nutley Sun in accordance with the Local Public Contracts Law.

. . .

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 October 2, 2012

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Joseph P. Scarpelli *Date:* October 2, 2012
Seconded by: Commissioner Steven Rogers *No.* 258-12

WHEREAS, the Township of Nutley through the Department of Public Works has a need to acquire specialized and professional engineering services to develop digital utility mapping of its potable water, sewer, storm and fire hydrant systems as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44 A-20.4 or 20.5, as appropriate; and

WHEREAS, the engineering coordinator has determined and certified in writing that the value of the aggregate services provided by the vendor for the term of this contract will exceed \$17,500; and

WHEREAS, the anticipated term of this contract is for twelve (12) months from the date of contract award and may be extended as approved by this governing board; and

WHEREAS, Neglia Engineering Associates, 34 Park Avenue, P.O. box 426, Lyndhurst, NJ 07071 has submitted a proposal indicating they will provide such services for the sum not to exceed \$45,650.00; and

WHEREAS, Neglia Engineering Associates has completed and submitted a Business Entity Disclosure Certification which certifies that said corporation has not made any reportable contributions to a political or candidate committee in the Township of Nutley in the previous one year, and that the contract will prohibit Neglia Engineering Associates from making any reportable contributions through the term of the contract; and

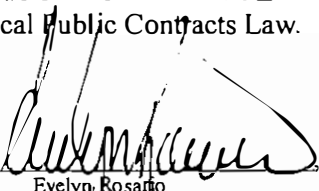
WHEREAS, funds are available from account W-05-901-905 in the amount of \$35,000.00 and Capital Ordinance 3151A in the amount of \$10,650.00 and have been certified by the chief financial officer, said certification being attached to this resolution,

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Nutley enter into a contract with Neglia Engineering Associates as described herein; and

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution.

BE IT FURTHER RESOLVED that a notice of this action shall be printed once in the Nutley Sun in accordance with the Local Public Contracts Law.

. . .

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 October 2, 2012

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

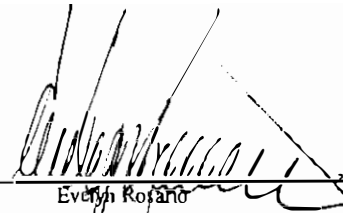
Introduced by: Mayor Alphonse Petracco *Date:* October 2, 2012
Seconded by: Commissioner Steven Rogers *No.* 247-12

WHEREAS, sealed bids for renovation and the refurbishing of the Police Communication Center were publicly opened and read on September 7, 2012; and

WHEREAS, Accurate Construction, Inc. is the lowest responsible bidder; and

WHEREAS, the funds, in the amount of \$13,413.11, are available in an appropriation entitled Capital Ordinance # 3149E and \$84,286 are available in an appropriation entitled Capital Ordinance # 3196A and has been certified by the Chief Financial Officer, said certification being attached to this resolution;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, New Jersey, that a contract for the renovation and the refurbishing of the Police Communication Center be and is hereby awarded to Accurate Construction, Inc., 149 Alps Road, Wayne, NJ 07470.

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 October 2, 2012

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Mayor Alphonse Petracco *Date:* October 2, 2012

Seconded by: Commissioner Joseph P. Scarpelli *No.* 250-12

WHEREAS, Eric Anderson was appointed to the Nutley Police Department on January 16, 1987 and thereafter served with distinction as a member of the uniform patrol division; and

WHEREAS, on April 3, 2000 Officer Eric Anderson's initiative and professionalism earned him an appointment to the position of Detective; and

WHEREAS, Detective Eric Anderson continually excelled, attaining the rank of Sergeant on June 6, 2003, Detective Sergeant on February 2, 2009, and Lieutenant on June 17, 2011; and

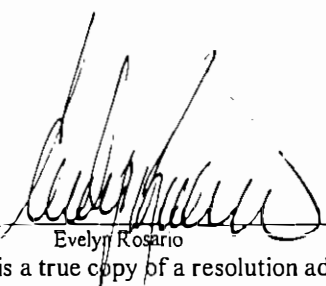
WHEREAS, Eric Anderson received numerous awards and citations for meritorious service, including the Policemen's Benevolent Association's Distinguished Service Award; and

WHEREAS, Lieutenant Eric Anderson made significant contributions to the Police Department, having served in the capacity of Patrol Officer, Detective, Sergeant, Detective Sergeant, and Shift Commander; and

WHEREAS, Lieutenant Eric Anderson retired from the Nutley Police Department on August 1, 2012;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Nutley in the County of Essex, State of New Jersey that Lieutenant Eric Anderson's substantial contribution to the safety and welfare of the Township of Nutley be hereby recognized; and

BE IT FURTHER RESOLVED that the gratitude of this community be hereby extended to Lieutenant Eric Anderson for his 25 years of distinguished service with the Nutley Police Department.

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 October 2, 2012

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Mayor Alphonse Petracco Date: October 2, 2012

Seconded by: Commissioner No. 261-12

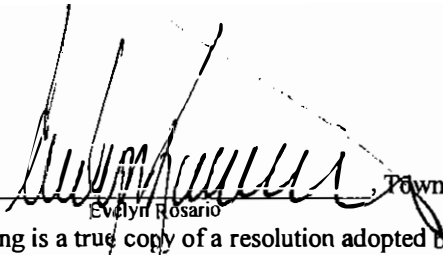
BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, in the County of Essex, State of New Jersey, that renewal of Plenary Retail Consumption License be granted to East Green Jade Corp. T/A The Green Jade (POCKET LICENSE) for the 2012-2013 License term.

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

BE IT FURTHER RESOLVED, the Director of the Division Alcoholic Beverage Control has reviewed the Special Ruling petition submitted by the East Green Jade Corp. T/A The Green Jade and has considered all the facts and circumstances related to the inactive status of this license and has determined that the licensee has established good cause in accordance with the statutory requirements to warrant an application for renewal of license number 0716-33-016-009 for the 2012-2013 license term.

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey that the license be and is hereby renewed for the 2012-2013 licensing term.

. . .

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 October 2, 2012

Record of Vote	Commissioner Rogers	Commissioner Tucci	Commissioner Evans	Commissioner Scarpelli	Mayor Petracco
Yes	X			X	X
No					
Not Voting					
Absent/Excused		X	X		

**TOWNSHIP OF NUTLEY
ONE KENNEDY DRIVE
NUTLEY, NEW JERSEY 07110**

**NOTICE
PUBLIC HEARING**

**RETAIL CONSUMPTION
LIQUOR LICENSE # 0716-33-017-007
PERSON TO PERSON
TRANSFER**

PLEASE TAKE NOTICE the Board of Commissioners of the Township of Nutley will hold a public hearing concerning an application for a Retail Consumption Liquor License Person to Person Transfer.

PLEASE TAKE NOTICE that the name of the applicant is Terrazza, LLC, (Registered Agent: John Carrino), 507 Franklin Avenue, Nutley, NJ 07110

PLEASE TAKE NOTICE the public hearing will be held on Tuesday, September 18, 2012 at 8:00 P.M., Town Hall, One Kennedy Drive, Nutley, NJ 07110, 3rd Floor Commission Chambers.

PLEASE TAKE FURTHER NOTICE the meeting will be held at the Township of Nutley (3rd) Floor Chambers, One Kennedy Drive.

ACTION MAY BE TAKEN

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

**Nutley Sun/ Issue Thursday, August 30, 2012 /Via E-Mail:
publicnotices@northjersey.com**

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

Resolution

Introduced by: Mayor Alphonse Petracco *Date:* October 2, 2012
Seconded by: Commissioner Joseph P. Scarpelli *No.* 262-12

WHEREAS, an application has been filed for a person-to-person Transfer of Plenary Retail Consumption License Number **0716-33-017-007**, heretofore issued to **Park Place Pizza T/A Terrazza Ristorante** for premises located at **507 Franklin Avenue, Nutley, New Jersey 07110**; and

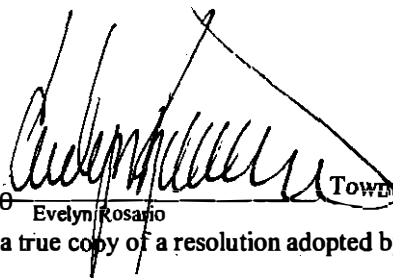
WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term; and

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33; and

WHEREAS, the applicant has disclosed and the issuing authority reviewed the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the license business;

NOW, THEREFORE BE IT RESOLVED, that the Township of Nutley Governing Body does hereby approve, effective October 3, 2012, the transfer of the aforesaid Plenary Retail Consumption License to Terrazza, LLC; and does hereby direct the Municipal Clerk to endorse the license certificate to the new ownership as follows: "This license, subject to all its terms and conditions, is hereby transferred to "Terrazza LLC", effective October 3, 2012."

. . .

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 October 2, 2012

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Continued Meeting of Tuesday, October 2, 2012

Introduced by: Commissioner Thomas J. Evans *Date:* October 5, 2012

Seconded by: Commissioner Steven Rogers *No.* 265-12

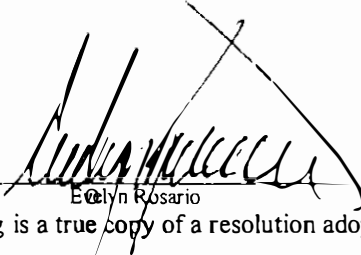
WHEREAS, the owner of Block 6700, Lot 2, 176 Washington Avenue (the "Property") disputed the applicability of an outstanding tax bill to his property ; and

WHEREAS, the Township tax counsel conducted an extensive review of the Township records and determined that the taxes for the Property were inadvertently charged to the Owner; and

WHEREAS, the taxes due are not owed by the property owners of Block 6700, Lot 2;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, that Block 6700, Lot 2, 176 Washington Avenue be removed from the Tax Sale for tax delinquencies.

. . .

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 October 5, 2012
Continued Meeting of Tuesday, October 2, 2012

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

RD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Continued Meeting of October 2, 2012

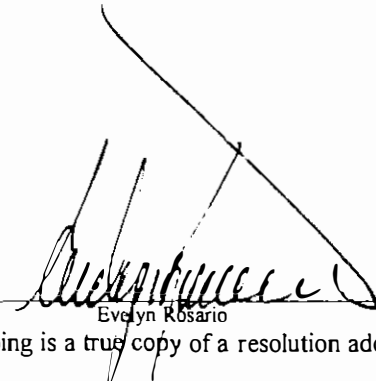
Introduced by: Commissioner Steven Rogers

Date: October 5, 2012

Seconded by: Commissioner Thomas J. Evans

No. 266-12

BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, that the Director of the Department of Public Affairs and the Township Clerk be and they are hereby authorized to execute, a grant-in-aid contract between the Township of Nutley and the Essex County Department of Senior Services effective January 1, 2013 and shall terminate December 31, 2013. The services by the grant include for assistant for the visiting nurse services.

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 ___ October 5, 2012 ___ o

Continued Meeting of October 2, 2012

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