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TOWNSHIP OF NUTLEY, NEW JERSEY

BOARD OF COMMISSIONERS

)
) PUBLIC MEETING) TRANSCRIPT OF
)) PROCEEDINGS:
)

December 2, 2014

7:42 p.m.

BEFORE:

- Commissioner Steven L. Rogers
- Commissioner Mauro Tucci
- Commissioner Joseph Scarpelli
- Mayor Alphonse Petracco

Job No. NJ1978125

Transcribed by: Lisa Beck

P R O C E E D I N G S

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MAYOR PETRACCO: Madam Clerk.

MADAM CLERK: Yes, Mayor. Board of Commissioners public meeting, Tuesday, December 2nd, 2014. Pursuant to the requirements of the Open Public Meeting Law, chapter 231 Public Laws 1975, notice of this meeting was published in the December 12th, 2013 issues of the Nutley Sun, the Star Ledger, and the Herald News. A copy of this notice has been posted on the Nutley town hall bulletin board and a copy is on file in the municipal clerk's office.

Commissioner Rogers?

COMMISSIONER ROGERS: Here.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Here.

MADAM CLERK: Commissioner Evans is absent excused this evening. Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Here.

MADAM CLERK: Mayor Petracco?

MAYOR PETRACCO: Here.

MADAM CLERK: All present, Mayor, except for Commissioner Evans, absent excused.

MAYOR PETRACCO: Thank you. Before we move on to our business portion of the meeting, I would just like to ask for a moment of silence. This week we had a gentleman, Mr. Jim Paulson (phonetic), who passed away who represented

1 our Nutley rescue squad for many, many years and it saddens
2 me to bring to the town this news. Tonight was actually the
3 wake. I can't say enough about the Paulson family. They
4 really served this community well. So, please, let's have a
5 moment of silence.

6 (Moment of silence)

7 MAYOR PETRACCO: Thank you. Okay. Madam Clerk,
8 we'll move on to minutes?

9 MADAM CLERK: Yes, Mayor. We have meeting minutes
10 this evening for November 6, 2014. Can I have a motion?

11 COMMISSIONER ROGERS: Move it.

12 COMMISSIONER SCARPELLI: Second.

13 MADAM CLERK: Commissioner Rogers?

14 COMMISSIONER ROGERS: Aye.

15 MADAM CLERK: Commissioner Tucci?

16 COMMISSIONER TUCCI: Aye.

17 MADAM CLERK: Commissioner Scarpelli?

18 COMMISSIONER SCARPELLI: Aye.

19 MADAM CLERK: Mayor Petracco?

20 MAYOR PETRACCO: Aye.

21 Okay. Communications and correspondence. I see
22 we have none. I do have a proclamation tonight that I would
23 like to read. It's for my dear friend at Clara Maass
24 Hospital, Mrs. Mary Ellen Clyne -- I should say Dr. Mary
25 Ellen Clyne.

1 Would you like to come to the podium when I read
2 this, please?

3 Before I read the resolution, I'd just like to
4 state for the record, I can't tell you the amount of
5 countless times I've texted Mary Ellen. I have called her
6 regarding Nutley residents that were on their way to Clara
7 Maass or needed her aid. And I have to say that you've been
8 such a great friend to me, the township, to the residents
9 because I don't care what time of day or night it is, you
10 always take my calls and respond to me. And the VIP
11 treatment that our Nutley residents get at Clara Maass
12 Hospital because of you is second to none and I really,
13 really appreciate it from the bottom of my heart.

14 "WHEREAS Mary Ellen Clyne and her husband, Jerry
15 Clyne, reside in the Township of Hillsborough; and WHEREAS
16 Mary Ellen Clyne and her husband have two sons, Patrick and
17 Jeffrey, and daughter Morgan; and WHEREAS Mary Ellen's
18 career in the medical field began with her nursing degree
19 from Muhlenberg School of Nursing; and WHEREAS Mary Ellen
20 chose to further her education and obtain a bachelor's,
21 master's and doctorate degree from Seton Hall University
22 where she also served as a clinical and adjunct professor;
23 and WHEREAS Mary Ellen, who currently holds the title of
24 chief executive officer at Clara Maass Hospital, also held
25 numerous supervisory and director positions at the General

1 Hospital at Passaic, the Hospital Center at Orange and
2 Overlook Hospital; and WHEREAS Mary Ellen has been
3 recognized and has received many awards for her leadership
4 including, most recently, being honored by the John V. Kelly
5 Memorial Foundation, North Community Health Centers
6 Distinguished Service Award and as Irish Woman of the Year
7 by the county and state officials.

8 "And now therefore, be it resolved by the Board of
9 Commissioners, Township of Nutley, County of Essex, State of
10 New Jersey that Mary Ellen Cline, a true friend to the
11 Township of Nutley be recognized and honored for her
12 significant contributions to the well-being and care for
13 others under the leadership at Clara Maass Hospital."

14 We don't need a vote but if any of our
15 commissioners would like to comment?

16 UNIDENTIFIED SPEAKER: Mary Ellen, I was happy to
17 be at the Kelly Association meeting -- I'm sorry -- event
18 where you were honored. And I just want you to know that
19 it's an honor being part of this proclamation honoring you
20 because you are, in fact, a treasure.

21 MS. CLYNE: Thank you.

22 UNIDENTIFIED SPEAKER: What you've done at Clara
23 Maass and the improvements that you've made there and just
24 the quality improvements that we've seen in the short period
25 of time that you've been in charge is definitely a testament

1 to your intelligence and everything that you stand for. So
2 I want to congratulate and I'd also like to congratulate
3 your board at Clara Maass or I could say Barnabas Health
4 Systems for being smart enough to appoint you.
5 Congratulations. Very well deserved.

6 MAYOR PETRACCO: Commissioners?

7 COMMISSIONER ROGERS: Our health department has
8 always been in touch with you. The service that you render
9 is outstanding. But what is really important and I think is
10 really neat is that in a day and age when, you know, you
11 don't see women doing much because of the way the system is,
12 you have forged the way in the medical field and in a
13 corporate industry. And you're a great role model and I
14 thank you for what you've done for us.

15 UNIDENTIFIED SPEAKER: Mary Ellen, on behalf of
16 the board of commissioners, congratulations and doing a
17 great job.

18 MAYOR PETRACCO: Would you like to say a few
19 words?

20 MS. CLYNE: I want to thank you and the counsel
21 for all the support that you've provided to Clara Maass
22 Medical Center. We are improving services each and every
23 day. I'm here for your residents in any way that I can be.
24 My phone number is available if anybody ever needs me. I
25 give out my business cards to the patients, their family

1 members. It always has my cell phone number on it. So
2 anybody can call me at any time. And I'm here to serve your
3 community in any way that we can. We want to see the
4 community stay well, not need the hospital, believe it or
5 not. We want to keep you well, keep you health, take good
6 care of yourselves. We have a great exciting new project
7 going on at the facility where we will be creating a brand
8 new building which will house 32 brand new ICU beds,
9 intensive care beds, with private showers, baths, sofa beds
10 for the families to stay over. There'll be special rooms
11 for the families to speak privately with the physicians.
12 The old nurses' stations of the past will be gone. The
13 nurses will be right outside of the rooms. And it'll have
14 the state-of-the-art equipment available to the residents
15 should they need that higher level of care. There's a brand
16 new lobby that will be in place as well. And we've added a
17 fifth level to the parking garage. And moving forward, we
18 will also be adding four new additional OR suites to the
19 facility for surgical services. And we've gotten new great
20 advancement in equipment for lung screening programs for
21 anybody who meets the criteria. If they've had long term
22 history of smoking with a free CT scan that's provided and a
23 brand new piece of technology called the electromagnetic
24 bronchoscopy which will pinpoint the smallest of nodules
25 that your if your CT scan results are positive. And we can

1 do actual robotic surgery which is less invasive than a
2 regular surgery for somebody's lung. And really take care
3 of the patients so that they can be diagnosed much sooner
4 than they normally would have been.

5 So we're very excited about the future of the
6 hospital. We've been nationally recognized by U.S. News and
7 World Report as a top fifty hospital in the New York metro
8 area. We have also been ranked by the Consumer Watchdog for
9 Healthcare Safety, called the Leap Frog Group, where Clara
10 Maass has been one of only 251 hospitals in the United
11 States to get an A rating every single time those scores
12 have come out. So we're very proud of the accomplishments.

13 We have a wonderful medical staff. You have your
14 own resident from Nutley, Dr. John Kelly, who is the
15 president of our medical staff. And we are here with his
16 leadership to guide us. And we're delighted to serve the
17 public in any way that we can and to be of assistance and
18 continued support to you as you all have been to us. And
19 it's my pleasure to help in any way that we can. So on
20 behalf of the board, the medical staff and the entire
21 healthcare team, I'm truly honored to accept your
22 proclamation and I'm delighted that we've been able to
23 develop the friendship as we've come along this journey
24 together. So thank you.

25 MAYOR PETRACCO: Thank you again, Mary Ellen.

1 Okay. We will move on to -- we did minutes, I
2 believe. We have an -- oh, I'm sorry. Thank you. Bills.

3 MADAM CLERK: Yes, Mayor. Public affairs,
4 \$21,781.70; revenue and finance, \$2,460,784.19; public
5 safety, \$14,237.06; public works, \$25,037.09; parks and
6 public property, \$627,950.39. Total payroll is \$865,337.08
7 for a grand total of \$4,015,127.51

8 COMMISSIONER ROGERS: Move the bills.

9 COMMISSIONER SCARPELLI: Second.

10 MADAM CLERK: Commissioner Rogers?

11 COMMISSIONER ROGERS: Aye.

12 MADAM CLERK: Commissioner Tucci?

13 COMMISSIONER TUCCI: Aye.

14 MADAM CLERK: Commissioner Scarpelli?

15 COMMISSIONER SCARPELLI: Aye.

16 MADAM CLERK: Mayor Petracco?

17 MAYOR PETRACCO: Aye.

18 Thank you. We have ordinance public hearing
19 tonight. Commissioner Scarpelli will read it for
20 Commissioner Evans.

21 COMMISSIONER SCARPELLI: This is an ordinance to
22 amend an ordinance codified in the Code of the Township of
23 Nutley, Chapter 228, entitled "Vehicles and Traffic",
24 particularly Article II (parking on certain streets),
25 Section 14 entitled "Parking Prohibited During Certain

1 Hours" to add the location set forth therein which is River
2 Road on the west side, no parking from 36019 south of Park
3 Avenue, south for 29 feet.

4 MAYOR PETRACCO: Is there anyone here this evening
5 that would like to comment on Ordinance number 3299?

6 Need a motion.

7 COMMISSIONER SCARPELLI: Move that we close the
8 public hearing.

9 UNIDENTIFIED SPEAKER: Second.

10 MADAM CLERK: Commissioner Rogers?

11 COMMISSIONER ROGERS: Aye.

12 MADAM CLERK: Commissioner Tucci?

13 COMMISSIONER TUCCI: Aye.

14 MADAM CLERK: Commissioner Scarpelli?

15 COMMISSIONER SCARPELLI: Aye.

16 MADAM CLERK: Mayor Petracco?

17 MAYOR PETRACCO: Aye.

18 COMMISSIONER SCARPELLI: Move the ordinance.

19 COMMISSIONER ROGERS: Second.

20 MADAM CLERK: Commissioner Rogers?

21 COMMISSIONER ROGERS: Aye.

22 MADAM CLERK: Commissioner Tucci?

23 COMMISSIONER TUCCI: Aye.

24 MADAM CLERK: Commissioner Scarpelli?

25 COMMISSIONER SCARPELLI: Aye.

1 MADAM CLERK: Mayor Petracco?

2 MAYOR PETRACCO: Aye.

3 Thank you. Commissioner Rogers?

4 COMMISSIONER ROGERS: I have five resolutions.

5 Resolution number 24 -- correction -- 294-14. This is
6 authorization of municipal services for Solid Waste
7 Collection and Disposal, 432 owners, 1 River Road, Nutley,
8 New Jersey a/k/a Arbor Hills; reimburse for solid waste
9 disposal services. So moved as listed.

10 COMMISSIONER SCARPELLI: Second.

11 MADAM CLERK: Commissioner Rogers?

12 COMMISSIONER ROGERS: Aye.

13 MADAM CLERK: Commissioner Tucci?

14 COMMISSIONER TUCCI: Aye.

15 MADAM CLERK: Commissioner Scarpelli?

16 COMMISSIONER SCARPELLI: Aye.

17 MADAM CLERK: Mayor Petracco?

18 MAYOR PETRACCO: Aye.

19 COMMISSIONER ROGERS: Resolution number 295-14.

20 Authorize agreement to provide services to mentally
21 challenged individuals for New Jersey ARC, Essex County
22 Unit, Inc., January 2015 to December 31, 2015, on the sum of
23 \$1,000.00. As listed, so moved.

24 COMMISSIONER SCARPELLI: Second.

25 MADAM CLERK: Commissioner Rogers?

1 COMMISSIONER ROGERS: Aye.

2 MADAM CLERK: Commissioner Tucci?

3 COMMISSIONER TUCCI: Aye.

4 MADAM CLERK: Commissioner Scarpelli?

5 COMMISSIONER SCARPELLI: Aye.

6 MADAM CLERK: Mayor Petracco?

7 MAYOR PETRACCO: Aye.

8 COMMISSIONER ROGERS: Resolution 296-14. Award
9 contract for professional services without competitive
10 bidding, Noreen P. McManus, CNM, January 1, 2015 to December
11 31, 2015. As listed, so move.

12 COMMISSIONER SCARPELLI: Second.

13 MADAM CLERK: Commissioner Rogers?

14 COMMISSIONER ROGERS: Aye.

15 MADAM CLERK: Commissioner Tucci?

16 COMMISSIONER TUCCI: Aye.

17 MADAM CLERK: Commissioner Scarpelli?

18 COMMISSIONER SCARPELLI: Aye.

19 MADAM CLERK: Mayor Petracco?

20 MAYOR PETRACCO: Aye.

21 COMMISSIONER ROGERS: Resolution number 302-14.
22 2015 agreement for mental health services, Northwest Essex
23 Community Healthcare Network, Inc., 570 Belleville Avenue,
24 Belleville, New Jersey 07109 in the amount of \$10,000. As
25 listed, so moved.

1 COMMISSIONER SCARPELLI: Second.

2 MADAM CLERK: Commissioner Rogers?

3 COMMISSIONER ROGERS: Aye.

4 MADAM CLERK: Commissioner Tucci?

5 COMMISSIONER TUCCI: I abstain.

6 MADAM CLERK: Commissioner Scarpelli?

7 COMMISSIONER SCARPELLI: Aye.

8 MADAM CLERK: Mayor Petracco?

9 MAYOR PETRACCO: Aye.

10 COMMISSIONER ROGERS: Resolution number 305 -14.

11 Authorize transfer of appropriations in 2014 budget, total
12 of amount, \$5,500.00. As listed, so moved.

13 COMMISSIONER SCARPELLI: Second.

14 MADAM CLERK: Commissioner Rogers?

15 COMMISSIONER ROGERS: Aye.

16 MADAM CLERK: Commissioner Tucci?

17 COMMISSIONER TUCCI: Aye.

18 MADAM CLERK: Commissioner Scarpelli?

19 COMMISSIONER SCARPELLI: Aye.

20 MADAM CLERK: Mayor Petracco?

21 MAYOR PETRACCO: Aye.

22 COMMISSIONER ROGERS: That's all I have, Mayor.

23 Thank you.

24 MAYOR PETRACCO: Thank you. Commissioner Tucci?

25 COMMISSIONER TUCCI: Yes. "WHEREAS the Township

1 of Nutley has a need to acquire dental plan services on
2 behalf of the township; and

3 "WHEREAS such services may be acquired as a non-
4 fair and open contract pursuant to the provisions of
5 N.J.S.A. 19:44A-20.4 or 20.5 as appropriate; and

6 "WHEREAS IMAC Insurance Management and Consulting
7 shopped rates but none of the quotes were comparable to the
8 benefits that the township currently has with Delta Dental;
9 and

10 "WHEREAS the township has negotiated with Delta
11 Dental of New Jersey, Inc. and has retained a one-year
12 renewal rate with a three percent increase over our current
13 rate; and

14 "WHEREAS the anticipated cost for this service
15 will not exceed \$335,000 per year; and

16 "WHEREAS funds will be available from account
17 number 5-01-526-243 and 5-01-707-243 and will be certified
18 by the chief financial officer, said certification subject
19 to adoption in 2015 municipal budget; and

20 "WHEREAS Delta Dental of New Jersey has completed
21 and submitted a business entity disclosure certification
22 which certifies that Delta Dental has not made any
23 reportable contributions to a political or candidate
24 committee in the Township of Nutley in the previous one year
25 and that the contract will prohibit Delta Dental from making

1 any reportable contributions to determine the contract;

2 "NOW, THEREFORE BE IT RESOLVED that the Board of
3 Commissioners of the Township of Nutley, State of New
4 Jersey, will authorize the Mayor to enter into a contract
5 with Delta Dental of New Jersey, Inc."

6 I move the resolution.

7 COMMISSIONER SCARPELLI: Second.

8 MADAM CLERK: Commissioner Rogers?

9 COMMISSIONER ROGERS: Aye.

10 MADAM CLERK: Commissioner Tucci?

11 COMMISSIONER TUCCI: Aye.

12 MADAM CLERK: Commissioner Scarpelli?

13 COMMISSIONER SCARPELLI: Aye.

14 MADAM CLERK: Mayor Petracco?

15 MAYOR PETRACCO: Aye.

16 COMMISSIONER TUCCI: "WHEREAS the Township of
17 Nutley, Ordinance 2963, preservation of trees, state that
18 tree removal permits must be obtained for a cost of \$50.00
19 per tree; and

20 "WHEREAS the Township of Nutley, Department of
21 Parks and Recreation authorizes a refund for each tree
22 permit submitted upon the planting of a new tree on said
23 property, replacement trees, size and species must be
24 approved in advance by the Township of Forester; and

25 "WHEREAS funds will be available from Account C-

1 01-904-905;

2 "NOW THEREFORE, BE IT RESOLVED that the Board of
3 Commissioners of the Township of Nutley, County of Essex,
4 State of New Jersey that the Township treasurer is
5 authorized to refund the tree permit that he collected as
6 per the shade tree ordinance for Natalie Turano, 24 Columbia
7 Avenue, in the amount of \$50.00."

8 I move the resolution.

9 COMMISSIONER SCARPELLI: Second.

10 MADAM CLERK: Commissioner Rogers?

11 COMMISSIONER ROGERS: Aye.

12 MADAM CLERK: Commissioner Tucci?

13 COMMISSIONER TUCCI: Aye.

14 MADAM CLERK: Commissioner Scarpelli?

15 COMMISSIONER SCARPELLI: Aye.

16 MADAM CLERK: Mayor Petracco?

17 MAYOR PETRACCO: Aye.

18 COMMISSIONER TUCCI: "WHEREAS the Township of
19 Nutley has the need to acquire Vision Care Network Plan
20 Services on behalf of the township; and

21 "WHEREAS said services may be acquired as a non-
22 fair and open contract pursuant to the provisions of NJSA
23 19:44A-20.4 or 20.5 as appropriate; and

24 "WHEREAS Premier Vision Care, 990 Cedar Bridge
25 Avenue, Brick, New Jersey submitted a proposal indicating

1 they will provide the services for the sum of \$1,904; and

2 "WHEREAS funds will be available from account 5-
3 01-526-245 and will be certified by the chief financial
4 officer, said certification subject to the adoption of
5 the 2015 municipal budget;

6 "NOW, THEREFORE, BE IT RESOLVED that the Board of
7 Commissioners, Township of Nutley authorizes the Mayor to
8 enter into a contract with Premier Vision Care."

9 I move the resolution.

10 COMMISSIONER SCARPELLI: Second.

11 MADAM CLERK: Commissioner Rogers?

12 COMMISSIONER ROGERS: Aye.

13 MADAM CLERK: Commissioner Tucci?

14 COMMISSIONER TUCCI: Aye.

15 MADAM CLERK: Commissioner Scarpelli?

16 COMMISSIONER SCARPELLI: Aye.

17 MADAM CLERK: Mayor Petracco?

18 MAYOR PETRACCO: Aye.

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

20 MAYOR PETRACCO: Thank you. Commissioner
21 Scarpelli.

22 COMMISSIONER SCARPELLI: "WHEREAS the Department
23 of Public Works announces there will be free two-hour meter
24 parking from December 15th, 2014 through December 25th,
25 2014; and

1 "WHEREAS suspension of meter parking during the
2 holiday is a Nutley tradition to promote our business
3 district and support local merchants; and

4 "WHEREAS the free two-hour parking will allow
5 ample time for residents to take the opportunity to
6 leisurely walk and shop Nutley first;

7 "NOW, THEREFORE, BE IT RESOLVED that the Board of
8 Commissioners, the Township of Nutley, County of Essex,
9 State of New Jersey wish you a happy and health holiday
10 season."

11 I move the resolution.

12 COMMISSIONER ROGERS: Second.

13 MADAM CLERK: Commissioner Rogers?

14 COMMISSIONER ROGERS: Aye.

15 MADAM CLERK: Commissioner Tucci?

16 COMMISSIONER TUCCI: Aye.

17 MADAM CLERK: Commissioner Scarpelli?

18 COMMISSIONER SCARPELLI: Aye.

19 MADAM CLERK: Mayor Petracco?

20 MAYOR PETRACCO: Aye.

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

22 MAYOR PETRACCO: Thank you.

23 "BE IT RESOLVED in accordance with the Open Public
24 Meeting Law, Chapter 231, 1975, the public meeting of the
25 Board of Commissioners of the Township of Nutley, Essex

1 County, State of New Jersey are held the first and third
2 Tuesday of every month. "

3 Counsel, will you take the second paragraph?

4 UNIDENTIFIED SPEAKER: Yes, Mayor.

5 (Indiscernible) continued.

6 "PLEASE TAKE NOTICE that the public meetings of
7 the year 2015 will be held on the following dates at the
8 Township of Nutley Municipal Building, third floor (3rd)
9 Commissioner Chambers, One Kennedy Drive, at 7 p.m. for a
10 conference session followed by the regular meeting which
11 will start no sooner than 7:30 p.m. at which time formal
12 action may be taken."

13 MAYOR PETRACCO: "PLEASE TAKE NOTICE the Governing
14 Body of the Township of Nutley, County of Essex, State of
15 New Jersey may require an Executive Session at any given
16 meeting listed below. In accordance with N.J.S.A. 10:4-12,
17 the Governing Body will adopt a resolution at an open
18 meeting indication (sic) the reasons for going into an
19 Executive Session. No action will be taken in Executive
20 Session.

21 "PLEASE TAKE FURTHER NOTICE, the Board of
22 Commissioners of the Township of Nutley will hold an end of
23 the year meeting on Wednesday, December 31, 2015 at 9:00
24 A.M., Township of Nutley Municipal Building, third (3rd)
25 floor Commissioner Chambers, One Kennedy Drive. Formal

1 action may be taken."

2 Our list is January 6th, January 20th, February
3 3rd, February 17th, March 3rd, March 17th, April 7th, April
4 21st, May 5th, May 19th, June 2nd, June 16th, July 7th, July
5 21st, August 4th, August 18th, September 1st, September
6 15th, October 6th, October 20th, November 5th is a Thursday,
7 November 17th, December 1st and December 15th and December
8 31st, 2015 at 9:00 a.m. (Thursday).

9 Before I move this resolution, what we're trying
10 to accomplish with this resolution is when we do have to go
11 into a public -- an executive session, not to keep the
12 public waiting. So from now on, what we're going to try to
13 do, or what we're going to do is we're going to start our
14 meeting in Commissioner Chambers in the back at 7 and we
15 will not come out to the floor until 7:30. So if we have
16 any executive sessions that we have to talk about among our
17 commissioners, we can do that and not keep the public
18 waiting. So if anybody wants to come to a commissioner
19 meeting, the meetings will start at 7:30 in this room from
20 now on.

21 I move the resolution.

22 COMMISSIONER TUCCI: Second.

23 MADAM CLERK: Commissioner Rogers?

24 COMMISSIONER ROGERS: Aye.

25 MADAM CLERK: Commissioner Tucci?

1 COMMISSIONER TUCCI: Aye.

2 MADAM CLERK: Commissioner Scarpelli?

3 COMMISSIONER SCARPELLI: Aye.

4 MADAM CLERK: Mayor Petracco?

5 MAYOR PETRACCO: Aye. Thank you.

6 "BE IT RESOLVED by the Board of Commissioners of
7 the Township of Nutley, County of Essex, State of New Jersey
8 that the following days shall be considered paid holidays":

9 The 2015 schedule is as follows:

10 Thursday, January 1st, New Year's Day; Monday
11 January 19th, Martin Luther King Jr. Day; Monday, February
12 16th, President's Day; Friday, April 3rd, Good Friday;
13 Monday, May 25th, Memorial Day; Friday, July 3rd,
14 Independence Day; Monday, September 7th, 2015, Labor Day;
15 Monday, October 12th, Columbus Day; Tuesday, November 3rd,
16 Election Day; Wednesday, November 11th, Veteran's Day;
17 Thursday, November 26th, Thanksgiving; Friday, November
18 27th, 2015, Day After Thanksgiving; Thursday, December 24th,
19 Christmas Eve (1/2 day); Friday, December 25th, 2015,
20 Christmas Day; and Thursday, December 31st, New Years Eve is
21 a half a day." And again this is the schedule for 2015.

22 I move the resolution.

23 COMMISSIONER TUCCI: Second.

24 MADAM CLERK: Commissioner Rogers?

25 COMMISSIONER ROGERS: Aye.

1 MADAM CLERK: Commissioner Tucci?

2 COMMISSIONER TUCCI: Aye.

3 MADAM CLERK: Commissioner Scarpelli?

4 COMMISSIONER SCARPELLI: Aye.

5 MADAM CLERK: Mayor Petracco?

6 MAYOR PETRACCO: Aye.

7 "BE IT RESOLVED, by the Board of Commissioners of
8 the Township of Nutley, County of Essex, State of New
9 Jersey, that the following newspapers are hereby designated
10 as the official newspapers for advertising for the Township
11 of Nutley, for the year 2015: The Nutley Sun, The Star
12 Ledger, the Herald News."

13 I move the resolution.

14 COMMISSIONER TUCCI: Second.

15 MADAM CLERK: Commissioner Rogers?

16 COMMISSIONER ROGERS: Aye.

17 MADAM CLERK: Commissioner Tucci?

18 COMMISSIONER TUCCI: Aye.

19 MADAM CLERK: Commissioner Scarpelli?

20 COMMISSIONER SCARPELLI: Aye.

21 MADAM CLERK: Mayor Petracco?

22 MAYOR PETRACCO: Aye.

23 "WHEREAS, impaired drivers on our nation's roads
24 kill more than 10,000 people each year and cost our society
25 more than 37 billion dollars annually; and

1 "WHEREAS, 22 percent of motor vehicle fatalities
2 in New Jersey in 2013 were alcohol-related; and

3 "WHEREAS, an enforcement crackdown is planned to
4 combat impaired driving; and

5 "WHEREAS, the season at the end of the year is
6 traditionally a time of social gatherings which often
7 include alcohol; and

8 "WHEREAS, the State of New Jersey, Division of
9 Highway Traffic Safety, has asked law enforcement agencies
10 throughout the state to participate in the Drive Sober or
11 Get Pulled Over Year-End Holiday Crackdown; and

12 "WHEREAS, the project will involve increased
13 impaired driving enforcement from December 5th, 2014 through
14 January 2nd, 2015; and

15 "WHEREAS, an increase in impaired driving
16 enforcement and a reduction in impaired driving will save
17 lives on our roadways;

18 "WHEREFORE BE IT RESOLVED that Mayor Alphonse
19 Petracco declares his support for the Drive Sober or Get
20 Pulled Over 2014 Year-End Holiday Crackdown from December
21 5th, 2014 through January 2nd, 2015 and pledges to increase
22 awareness of the dangers of drinking and driving."

23 I move the resolution.

24 COMMISSIONER TUCCI: Second.

25 MADAM CLERK: Commissioner Rogers?

1 COMMISSIONER ROGERS: Aye.

2 MADAM CLERK: Commissioner Tucci?

3 COMMISSIONER TUCCI: Aye.

4 MADAM CLERK: Commissioner Scarpelli?

5 COMMISSIONER SCARPELLI: Aye.

6 MADAM CLERK: Mayor Petracco?

7 MAYOR PETRACCO: Aye.

8 "BE IT RESOLVED by the Board of Commissioners of
9 the Township of Nutley, County of Essex, State of New
10 Jersey, that the Township of Nutley shall apply for
11 Community Development Block Grant monies for the year 2015;
12 and WHEREAS, public hearings regarding the Community
13 Development Block Grant Program were held on November 5th,
14 2014 and December 1st, 2014, at which time applications for
15 grants were accepted;

16 "NOW THEREFORE, BE IT RESOLVED, that the Township
17 of Nutley submits the following applications for funding for
18 2015 in this order:

19 "(1) Conover Avenue Reconstruction and Resurfacing
20 from Union Ave. to St. Mary's Place for \$159,358.00; and

21 "(2) Chestnut Place and Willow Place
22 Reconstruction and Resurfacing for \$93,536.00"

23 I move the resolution.

24 COMMISSIONER TUCCI: Second.

25 MADAM CLERK: Commissioner Rogers?

1 COMMISSIONER ROGERS: Aye.

2 MADAM CLERK: Commissioner Tucci?

3 COMMISSIONER TUCCI: Aye.

4 MADAM CLERK: Commissioner Scarpelli?

5 COMMISSIONER SCARPELLI: Aye.

6 MADAM CLERK: Mayor Petracco?

7 MAYOR PETRACCO: Aye.

8 "WHEREAS, the State of New Jersey, Office of
9 Homeland Security, which is in, but not of, the Department
10 of Law and Public Safety, is administering and coordinating
11 a federal grant awarded to the State of New Jersey for the
12 Broadband Technology Opportunity Program, 700 MHz LTE
13 Broadband Project; and

14 "WHEREAS, the Township of Nutley desires to
15 participate in the provision of the communication services
16 provided by the BTOP Project and to further the interests of
17 domestic preparedness; and

18 "WHEREAS, OHSP and the Township of Nutley desire
19 to further the purpose of the BTOP Project by placing
20 certain OHSP owned equipment within Nutley pursuant to the
21 terms and conditions outlined in the Use and Occupancy
22 Agreement attached hereto;

23 "NOW, THEREFORE, BE IT RESOLVED, that the Board of
24 Commissioners, Township of Nutley, County of Essex, State of
25 New Jersey is hereby authorized and directed to:

1 "(1) execute the Use and Occupancy Agreement in
2 the name of the Township of Nutley; and

3 "(2) to execute the Use and Occupancy Agreement
4 without competitive bidding in accordance with N.J.S.A.
5 40A:11-5(2) of the Local Public Contracts Law because said
6 services are between Township of Nutley and the State of New
7 Jersey and is excluded from competitive bidding and
8 advertising; and

9 "(3) to file a copy of this resolution with the
10 chief financial officer of the Township of Nutley, the OHSP,
11 and the Division of Local Government Services in the
12 Department of Community Affairs, as required by N.J.S.A.
13 52:34-10.6(b)."

14 I move the resolution.

15 COMMISSIONER TUCCI: Second.

16 MADAM CLERK: Commissioner Rogers?

17 COMMISSIONER ROGERS: Aye.

18 MADAM CLERK: Commissioner Tucci?

19 COMMISSIONER TUCCI: Aye.

20 MADAM CLERK: Commissioner Scarpelli?

21 COMMISSIONER SCARPELLI: Aye.

22 MADAM CLERK: Mayor Petracco?

23 MAYOR PETRACCO: Aye.

24 "BE IT RESOLVED, by the Board of Commissioners of
25 the Township of Nutley, County of Essex, New Jersey that in

1 accordance with the provision of R.S. 40A:4-58, the
2 following transfer(s) of appropriations in the 2014 Budget
3 be and the same are hereby authorized and approved:

4 From Zoning Board O/E 4-01-014-200, \$3,000.00; and
5 From Zoning Board salary and wage 4-01-014-100,
6 \$3,000.00; for a total of \$3,000.00."

7 I move the resolution.

8 COMMISSIONER TUCCI: Second.

9 MADAM CLERK: Commissioner Rogers?

10 COMMISSIONER ROGERS: Aye.

11 MADAM CLERK: Commissioner Tucci?

12 COMMISSIONER TUCCI: Aye.

13 MADAM CLERK: Commissioner Scarpelli?

14 COMMISSIONER SCARPELLI: Aye.

15 MADAM CLERK: Mayor Petracco?

16 MAYOR PETRACCO: Aye.

17 That concludes our business portion of the
18 meeting. Madam Clerk, will you please read our five-minute
19 rule?

20 MADAM CLERK: Yes, Mayor. "All persons addressing
21 the Board of Commissioners regarding community concern
22 should approach the microphone and provide their name and
23 address for the record. Unless further time is granted by
24 the board, each person shall limit their address to five
25 minutes. All remarks to the board and its individual

1 members must be addressed to the mayor. The mayor may defer
2 citizens' comments to the appropriate member of the board.
3 Dialogue between citizens and others addressing the board
4 shall be allowed unless the mayor or presiding officer or
5 the majority of the membership of the board shall determine
6 that the interest of the quorum and/or the expeditious
7 conduct of municipal business are being adversely affected
8 by such dialogue."

9 MAYOR PETRACCO: Thank you, Madam Clerk. Is there
10 anyone here this evening that would like to address the
11 board of commissioners.

12 Please state your name and address for the record.

13 MS. LANTREY: Hey, Mayor. Penny Lantrey
14 (phonetic), 135 Lakeside Drive, Nutley, New Jersey.

15 A clarification question on Resolution 290-14.
16 Will conference sessions that begin at 7 that are not
17 declared executive sessions still be open to the public?

18 MAYOR PETRACCO: Yes.

19 MS. LANTREY: Thank you. Okay. And then real
20 quick, a second one. Chapter 3 of the New Jersey Tax
21 Assessor's Handbook states that "Assessors are expected to
22 attend meetings of the governing body." To the best of your
23 knowledge, Commissioners, what was the last meeting attended
24 by Assessor Librizzi?

25 MAYOR PETRACCO: I don't recall. But we could --

1 the next meeting Commissioner Evans is here, we could ask
2 him that question.

3 MS. LANTREY: Okay. But you don't know? I've
4 been at most of the meetings this year and he wasn't here.
5 Do you know if he attended any in 2013?

6 MAYOR PETRACCO: I don't remember.

7 MS. LANTREY: Do any of you remember Mr. Librizzi
8 being at a board of commissioners meeting?

9 MAYOR PETRACCO: I believe he attended one
10 meeting.

11 MS. LANTREY: In how many years?

12 MAYOR PETRACCO: I believe he attends at least one
13 a year.

14 MS. LANTREY: Okay.

15 MAYOR PETRACCO: All right? But let's check that.
16 All right. And usually, when he comes before us, he talks
17 to us about his annual reassessment and how he's going about
18 doing that --

19 MS. LANTREY: Okay.

20 MAYOR PETRACCO: -- because I know one year he
21 came and spoke to us about how he was going to approach
22 businesses in town. And then the following year, he came to
23 us and told us how he was going to approach the entire town.

24 MS. LANTREY: Okay. You know, just because the
25 state of New Jersey in their handbook for assessors really

1 strongly advocates that assessors attend meetings so they
2 can learn about the township from the governing body. So I
3 respectfully request that this board of commissioners make
4 the request to our tax assessor, Mr. Librizzi, that he start
5 to attend meetings in 2015. Request accepted?

6 MAYOR PETRACCO: Absolutely.

7 MS. LANTREY: Thank you.

8 MAYOR PETRACCO: Thank you. Is there anyone here
9 this evening that would like to address the board of
10 commissioners?

11 Please state your name and address for the record.

12 MR. ODRIA: Michael Odria (phonetic), 133 High
13 Street.

14 This is about Ordinance 3301. I know you guys are
15 not talking about it tonight but two town hall meetings ago,
16 I happened to get a list of Ordinance 3301 about the salary
17 wage increases. My question to you, sir, is this. Before
18 you vote on this ordinance, ask yourselves this question.
19 Answer me this, please. Do you think that the people of
20 Nutley, especially the property tax paying homeowners --
21 most likely this will affect our property tax next year. I
22 mean, it doesn't matter is it's BOC, BOE or the county
23 because whatever you guys do, our property taxes go up. My
24 question to you is this. Before you vote on this ordinance,
25 and most likely it will raise our property taxes, do you

1 think the families of this town can absorb another property
2 tax increase? Yes or no?

3 MAYOR PETRACCO: I think that we are at our limits
4 here. And I pay a tax from just paying my property taxes
5 here that they are -- they're very difficult for me to even
6 pay at this point. However, I think that Nutley offers a
7 lot. I think it's a great town. I think you get a lot of
8 services. And I think you get a good bang for your buck
9 here.

10 MR. ODRIA: So basically, you're saying yes, that
11 we can absorb another property tax increase?

12 MAYOR PETRACCO: I'm saying to you that we do the
13 best that we can. We are one agency out of three that
14 affects the bill: the board of education, the board of
15 commissioners and also the county does. And I can tell you
16 that we've done everything in our power to manage these
17 costs so there is a minimal raise in any of the taxes. And
18 we do whatever we can do to provide the best services to the
19 residents of Nutley, the best school system, the safest
20 town, the parks, the water. I can go on and on and on. So
21 in order to do that, there's a cost associated with that.
22 And like we've talked about before, we have to weigh our
23 options. Do we want to start bringing down our education
24 level? Do we want to not make it a safe town in order to
25 balance our budget? And what we try to do up here, Michael,

1 all the time, and I know I do, and I won't talk for all the
2 commissioners, is try to strike a balance, try to say, okay,
3 where can we cut not to make it be lopsided. But we're
4 doing the best we can and I think that, in this climate,
5 we've been doing a pretty good job up here.

6 MR. ODRIA: Okay. Because I believe in
7 (indiscernible) control bureau of spending. And I do
8 remember -- I think it was March 2013 when -- remember
9 those -- you know, the Nutley police were speaking to you
10 about, you know, these -- what do you call this -- they
11 wanted some promotions and all that. And one cop after
12 another kept pounding you saying he's worth and some old guy
13 said no, he's blah, blah, blah, get out of this town. But
14 there was one woman --

15 MAYOR PETRACCO: They were telling me to get out
16 of town?

17 MR. ODRIA: Well, some woman -- some gentleman,
18 some older guy. If you go back to the minutes, maybe you
19 can find -- but more importantly is this. I remember
20 towards the end of the meeting, this one woman got up and
21 she said to you, I know you and I know most of the -- I'm
22 just using these police officers as an example because
23 they're town employees. They're the same as the guys who
24 pick up the garbage or work in the park. I'm just using --
25 but this one woman got up and she says, I drive a van for a

1 living and I know your children and most of your police
2 officers -- I know your children. She said something that
3 struck me to the core that I never mentioned before but I've
4 been reminded of it. From what I remember, she said, we
5 should all be happy we have a job. And I think it's a
6 blessing if you have a job that pays 52,000 dollars a year
7 'cause I look at some of these salaries and we homeowners
8 have to pay for this. And these are non-union employees. I
9 don't know if they get a pension. I don't know if they're
10 getting health care. Well, probably are. I'm not sure,
11 most likely they are. But what I'm trying to say is if
12 you're making more than 52 grand a year in the public
13 sector, that's a blessing, because we in the private sector
14 are really fighting to make every buck just to pay these
15 bills because it is a bill.

16 So before you vote, and we have more people move
17 out of this town -- and also like Chris Christy (phonetic)
18 said, 70 billion dollars has moved out of New Jersey over
19 the course of the past five years. Don't be a part of that.
20 You can put a stop to it. You know, cap and control your
21 spending and just to let you know --

22 MAYOR PETRACCO: It's five minutes. Thank you,
23 Madam Clerk.

24 MR. ODRIA: Just to let you know, I did
25 (indiscernible) Joe DiVincenzo, Essex County --

1 MAYOR PETRACCO: Executive.

2 MR. ODRIA: -- executive and I told him the same
3 thing, too, because he told me, Mr. Odria, you know, I
4 didn't raise your property taxes to two percent cap. I
5 raised it 1.7. And I said to him, but you still raised it
6 in the past three years. Can't you cap and control your
7 spending, too?

8 Okay. That's all I want to say. But thank you
9 very much.

10 MAYOR PETRACCO: Thank you, Michael. Is there
11 anyone else here this evening that would like to address the
12 board of commissioners? Seeing no one --

13 COMMISSIONER ROGERS: Move to adjourn.

14 COMMISSIONER SCARPELLI: Second.

15 MADAM CLERK: Commissioner Rogers?

16 COMMISSIONER ROGERS: Aye.

17 MADAM CLERK: Commissioner Tucci?

18 COMMISSIONER TUCCI: Aye.

19 MADAM CLERK: Commissioner Scarpelli?

20 COMMISSIONER SCARPELLI: Aye.

21 MADAM CLERK: Mayor Petracco?

22 MAYOR PETRACCO: Aye.

23 MADAM CLERK: The time is now 8:21.

24 MAYOR PETRACCO: Do you know where your children
25 are?

(Whereupon, meeting concluded at 8:21 p.m.)

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BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY
Resolution

Introduced by: Mayor Alphonse Petracco Date: December 2, 2014

Seconded by: Commissioner Mauro G. Tucci No. 290-14

BE IT RESOLVED, in accordance with the Open Pubic Meeting Law, Chapter 231, PL. 1975 the public meetings of the Board of Commissioners of the Township of Nutley, Essex County, State of New Jersey are held the first and third Tuesday of every month.

PLEASE TAKE NOTICE, the public meetings for the year "2015" will be held on the following dates at the Township of Nutley Municipal Building, third (3rd) floor Commissioner Chambers, One Kennedy Drive beginning with a conference session at 7:00 P.M., and then the regular meeting which will not begin until at least 7:30 P.M. at which time formal action may be taken.

PLEASE TAKE NOTICE, the Governing Body of the Township of Nutley, County of Essex, State of New Jersey may require an Executive Session at any given meeting listed below. In accordance with N.J.S.A. 10:4-12 the Governing Body will adopt a resolution at an open meeting indication the reasons for going into an Executive Session. No action will be taken in Executive Session.

PLEASE TAKE FURTHER NOTICE, the Board of Commissioners of the Township of Nutley will hold an end of the year meeting on Wednesday, December 31, 2015 at 9:00 A.M., Township of Nutley Municipal Building, third (3rd) floor Commission Chambers, One Kennedy Drive. Formal action may be taken.

January 6, 2015	June 2, 2015	November 5, 2015 (Thursday)
January 20, 2015	June 16, 2015	November 17, 2015
February 3, 2015	July 7, 2015	December 1, 2015
February 17, 2015	July 21, 2015	December 15, 2015
March 3, 2015	August 4, 2015	December 31, 2015 at 9:00AM (Thursday)
March 17, 2015	August 18, 2015	
April 7, 2015	September 1, 2015	
April 21, 2015	September 15, 2015	
May 5, 2015	October 6, 2015	
May 19, 2015	October 20, 2015	

. . .

I, Eleni Pettas, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the
 Eleni Pettas

foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 2, 2014

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Mayor Alphonse Petracco *Date:* December 2, 2014
Seconded by: Commissioner Mauro G. Tucci *No.* 291-14

BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey that the following days shall be considered paid holidays:

2015 HOLIDAY SCHEDULE

Thursday	January 1, 2015	New Year's Day (observed)
Monday	January 19, 2015	Martin Luther King Jr. Day
Monday	February 16, 2015	President's Day
Friday	April 3, 2015	Good Friday
Monday	May 25, 2015	Memorial Day
Friday	July 3, 2015	Independence Day
Monday	September 7, 2015	Labor Day
Monday	October 12, 2015	Columbus Day
Tuesday	November 3, 2015	Election Day
Wednesday	November 11, 2015	Veteran's Day(Observed)
Thursday	November 26, 2015	Thanksgiving
Friday	November 27, 2015	Day After Thanksgiving
Thursday	December 24, 2015	Christmas Eve (1/2 day)
Friday	December 25, 2015	Christmas Day
Thursday	December 31, 2015	New Years Eve (1/2 day)

. . .

I, Eleni Pettas, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 2, 2014

<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	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>			X		

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Mayor Alphonse Petracco Date: December 2, 2014
 Seconded by: Commissioner Mauro GeTucci e No. 292-14

Township of Nutley
One Kennedy Drive
Nutley, New Jersey 07110

2015 Newspaper Designation

BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, that the following newspapers are hereby designated as the official newspapers for advertising for the Township of Nutley, for the year 2015:

THE NUTLEY SUN
ONE GARRET MOUNTAIN
PLAZA
P.O. BOX 471
Woodland Park, New Jersey
07424

The Star Ledger
ONE STAR LEDGER PLAZA
Newark, New Jersey 07102

Herald News
ONE GARRET MOUNTAIN
PLAZA
P.O. BOX 471
Woodland Park, New Jersey
07424

Eleni Pettas, RMC,
Municipal Clerk
Township of Nutley

Nutley Sun Issue/Thursday, December 11, 2014 /Via E-Mail: publicnotices@northjersey.com
 Star Ledger Issue/Thursday, December 11, 2014 /Via E-Mail: legalads@starledger.com
 The Herald News Issue/Thursday, December 11, 20134 /Via E-Mail: publicnotices@northjersey.com

I, Eleni Pettas, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 2, 2014

<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	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>			X		

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Mayor Alphonse Petracco Date: December 2, 2014
 Seconded by: Commissioner Mauro G. Tucci No. 293-14

Whereas, impaired drivers on our nation's roads kill more than 10,000 people each year and cost our society more than \$37 billion annually; and

Whereas, 22% of motor vehicle fatalities in New Jersey in 2013 were alcohol-related; and

Whereas, an enforcement crackdown is planned to combat impaired driving; and

Whereas, the season at the end of the year is traditionally a time of social gatherings which often include alcohol; and

Whereas, the State of New Jersey, Division of Highway Traffic Safety, has asked law enforcement agencies throughout the state to participate in the *Drive Sober or Get Pulled Over Year End Holiday Crackdown*; and

Whereas, the project will involve increased impaired driving enforcement from December 5, 2014 through January 2, 2015; and

Whereas, an increase in impaired driving enforcement and a reduction in impaired driving will save lives on our roadways;

Therefore Be It Resolved that Mayor Alphonse Petracco declares his support for the *Drive Sober or Get Pulled Over 2014 Year End Holiday Crackdown* from December 5, 2014 through January 2, 2015 and pledges to increase awareness of the dangers of drinking and driving.

I, Eleni Pettas, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 2, 2014.

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Steven Rogers *Date:* December 2, 2014
Seconded by: Commissioner Joseph P. Scarpelli *No.* 294-14

WHEREAS, pursuant to N.J.A.S.A. 40:67-23.1 Seq. Arbor Hills is recognized as a “qualified private community”, and


WHEREAS, the Township is responsible to reimburse a qualified Community for certain services including solid waste disposal or to provide said services to the qualified private community in the same fashion as the municipality provides these services on public roads and streets:

WHEREAS, the Township has elected to reimburse Arbor Hills for solid waste disposal services,

NOW, THEREFORE, be it resolved by the Board of Commissioners of the Township of Nutley, in the County of Essex, as follows;

- 1. The Mayor and Township Clerk are hereby authorized to enter into a Municipal Services Agreement for solid waste collection and disposal with 432 Owners, 1 River Road, Nutley known as Arbor Hills in a form approved by the Township Attorney**
- 2. A copy of this Resolution, as well as the Municipal Services Agreement, shall be placed in the file with the Clerk and a notice of this action shall be printed once in the Nutley Sun.**

. . .

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 December 2, 2014

<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	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>			X		

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Steven Rogers *Date:* December 2, 2014
Seconded by: Commissioner Joseph P. Scarpelli *No.* 295-14

BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, New Jersey that the Township enter an agreement with the New Jersey Association for Retarded Citizens, Essex County Unit, Inc. a New Jersey Corporation, with offices on Naylon Avenue in the Township of Livingston, Essex County, New Jersey, wherein the “Unit” agrees to provide services to mentally challenged individuals and their families in the Township of Nutley, effective January 1, 2015 through December 31, 2015 in consideration of payment by the Township of Nutley to the “Unit of \$1,000.00” payable in one sum, as a partial reimbursement of costs and services; and

BE IT FURTHER RESOLVED that the Mayor and the Township Clerk are hereby authorized and directed to execute said agreement on behalf of the Township of Nutley.

. . .

I, Eleni Petras, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 2, 2014

<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	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>			X		

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Steven Rogers *Date:* December 2, 2014
Seconded by: Commissioner Joseph P. Scarpelli *No.* 296-14

BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, in the County of Essex, New Jersey, as follows:

WHEREAS, the Nutley Health Department wishes to provide health promotion screenings to its residents; and

WHEREAS, Noreen P. Mc Manus, CNM, is willing and able to provide cervical and breast cancer screening and education for the target population in accordance with "Minimum Standards,"

WHEREAS, the Local Public Contract Law (NJSA 40A:11-1) permits contracts for professional services without competitive bidding;

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

- (a) the term of the contract is from January 1, 2015 through December 31, 2015,
- (b) the amount to be paid by voucher will be \$55.00 per hour, per clinic session,
- (c) the Certified Nurse Midwife will present malpractice and liability insurance;

BE IT FURTHER RESOLVED that the Contract is awarded without competitive bidding as a "Professional Service" in accordance with the Local Public Contracts law, N.J.S.A. 40A: 11-5(1) (a), because it is for service performed by persons authorized by law to practice a recognized professions; and

BE IT FURTHER RESOLVED that a copy of this Resolution, as well as the Contract shall be placed on file with the Clerk of the Township of Nutley; and a notice in accordance with the Local Public Contracts Law of New Jersey in the form attached hereto shall be published in the Nutley Sun.

. . .

I, Eleni Petras, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 2, 2014

<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	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>			X		

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Mauro G. Tucci *Date:* December 2, 2014
Seconded by: Commissioner Joseph P. Scarpelli *No.* 297-14

WHEREAS, the Township of Nutley has the need to acquire dental plan services on behalf of the Township; and

WHEREAS, such services may be acquired 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, Imac Insurance Management & Consulting shopped rates but none of the quotes were comparable to benefits the Township currently has with Delta Dental; and

WHEREAS, The Township has negotiated with Delta Dental of New Jersey Inc., 1639 Rt. 10, P.O. Box 369, Parsippany, NJ 07054, and has retained a one-year renewal rate, with a 3% increase over our current rate; and

WHEREAS, the anticipated cost for this service will not exceed \$335,000.00 per year; and

WHEREAS, funds will be available from Account# 5-01-526-243 and 5-01-707-243, and will be certified by the Chief Financial Officer, said Certification is subject to adoption of the 2015 Municipal Budget; and

WHEREAS, Delta Dental of New Jersey has completed and submitted a Business Entity Disclosure Certification which certifies that Delta Dental 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 Delta Dental from making any reportable contributions through the term of the contract; and

NOW THEREFORE, BE IT RESOLVED, that the Board of Commissioners of the Township of Nutley authorizes the Commissioner of Parks and Public Property to enter into a contract with Delta Dental of New Jersey, Inc.

I, Eleni Pettas, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 2, 2014

<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	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>			X		

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Mauro G. Tucci *Date:* December 2, 2014
Seconded by: Commissioner Joseph P. Scarpelli *No.* 298-14

WHEREAS, The Township of Nutley Ordinance #2963, Preservation of Trees states that Tree Removal Permits must be obtained for a cost of \$50.00 per tree; and

WHEREAS, The Township of Nutley, Department of Parks and Recreation authorizes a refund for each tree permit submitted upon the planting of a new tree on the said property; replacement tree(s) size and species must be approved in advance by the Township Forester; and

WHEREAS, funds will be available from account C-01-904-905; and

NOW THEREFORE, BE IT RESOLVED, that the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey that the Township Treasurer is authorized to refund the Tree Permit Fee collected as per the Shade Tree Preservation Ordinance.

Natale Turano *24 Columbia Ave* *\$50.00*

I, *Eleni Petras*, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the Eleni Petras foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 2, 2014

<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	Xk
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>			X		

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Mauro G. Tucci e *Date:* December 2, 2014 e
Seconded by: Commissioner Joseph P. Scarpelli *No.* 299-14

WHEREAS, the Township of Nutley has the need to acquire vision care network plan services on behalf of the Township; and

WHEREAS, such services may be acquired 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, Premier Vision Care, 990 Cedar Bridge Ave, Suite B7-130, Brick, New Jersey 08723 submitted a proposal indicating they will provide the services for the sum of \$1,904.00; and

WHEREAS, funds will be available from account #5-01-526-245, and will be certified by the Chief Financial Officer, said Certification is subject to adoption of the 2015 Municipal Budget; and

NOW THEREFORE, BE IT RESOLVED, that the Board of Commissioners of the Township of Nutley authorizes the Commissioner of Parks and Public Property to enter into a contract with Premier Vision Care.

. . .

I, Eleni Pettas, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the
 Eleni Pettas
 foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 2, 2014

<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	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>			X		

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: ee e Commissioner Joseph P. Scarpelli Date: December 2, 2014
Seconded by: Commissioner Steven Rogers No. 300-14

WHEREAS, the Department of Public Works announces there will be free two hour metered parking from December 15, 2014 through December 25, 2014; and

WHEREAS, the suspension of metered parking during the holiday is a Nutley tradition to promote our business district and support local merchants; and

WHEREAS, the free two hour parking will allow ample time for residents to take the opportunity to leisurely walk and “Shop Nutley First”;

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, wishes you a Happy, Healthy Holiday Season.

I, Eleni Pettas Eleni Pettas, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 2, 2014

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Mayor Alphonse Petracco *Date:* December 2, 2014
Seconded by: Commissioner Mauro G. Tucci *No.* 301-14

BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, that the Township of Nutley shall apply for Community Development Block Grant (CDBG) monies for the year 2015; and

WHEREAS, public hearings regarding the Community Development Block Grant Program were held on November 5, 2014 and December 1, 2014, at which time applications for grants were accepted;

NOW, THEREFORE, BE IT RESOLVED, that the Township of Nutley submits the following applications for funding for 2015:

- Conover Avenue Reconstruction and Resurfacing from Union Ave. to St. Mary's Place **\$159,358.00**
- Chestnut Place and Willow Place Reconstruction and Resurfacing **\$93,536.00**

I, Eleni Pettas Eleni Pettas, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 2, 2014 e

<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	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>			X		

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Steven Rogers *Date:* December 2, 2014
Seconded by: Commissioner Joseph P. Scarpelli *No.* 302-14

WHEREAS, the Township of Nutley and Northwest Essex Community Healthcare Network, Inc., 570 Belleville Avenue, Belleville, New Jersey, 07109, desire to enter into an agreement wherein the Community Mental Health Services will provide mental health services to Nutley residents; and

WHEREAS, it is in the best interest of the Township of Nutley to enter into this agreement for a fee of \$10,000 for 2015;

WHEREAS, Funds are available and have been certified by the Chief Financial Officer from said Certification attached hereto from Account # 5-01-118-209 for \$10,000.00 for the period January 1, 2015 through December 31, 2015.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, New Jersey that the Director of Public Affairs and Township Clerk are hereby authorized to execute an agreement with Northwest Essex Community Healthcare Network, Inc.

. . .

I, Eleni Petracco, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 2, 2014

<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>		X			
<i>Absent/Excused</i>			X		

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Mayor Alphonse Petracco Date: December 2, 2014

Seconded by: Commissioner Mauro G. Tucci No. 303-14

RESOLUTION AUTHORIZING USE AND OCCUPANCY AGREEMENT BETWEEN THE TOWNSHIP OF NUTLEY AND THE STATE OF NEW JERSEY, OFFICE OF HOMELAND SECURITY AND PREPAREDNESS

WHEREAS, the State of New Jersey, Office of Homeland Security (“OHSP”), which is in, but not of, the Department of Law and Public Safety, is administering and coordinating a federal grant awarded to the State of New Jersey for the Broadband Technology Opportunity Program (“BTOP”) 700 MHz LTE Broadband Project (“BTOP Project”); and

WHEREAS, the Township of Nutley desires to participate in the provision of the communication services provided by the BTOP Project and to further the interests of domestic preparedness; and

WHEREAS, OHSP and the Township of Nutley desire to further the purpose of the BTOP Project by placing certain OHSP owned equipment within Nutley pursuant to the terms and conditions outlined in the Use and Occupancy Agreement attached hereto.

NOW, THEREFORE, BE IT RESOLVED, THAT THE BOARD OF COMMISSIONERS, TOWNSHIP OF NUTLEY, COUNTY OF ESSEX, STATE OF NEW JERSEY is hereby authorized and directed to:

- (1) execute the Use and Occupancy Agreement in the name of the Township of Nutley; and
- (2) to execute the Use and Occupancy Agreement without competitive bidding in accordance with N.J.S.A. 40A:11-5(2) of the Local Public Contracts Law because said services are between Township of Nutley and the State of New Jersey and is excluded from competitive bidding and advertising; and
- (3) to file a copy of this RESOLUTION with the chief financial officer of the Township of Nutley, the OHSP, and the Division of Local Government Services in the Department of Community Affairs, as required by N.J.S.A. 52:34-10.6(b).

I, Eleni Petras, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 2, 2014

<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	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>			X		

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Mayor Alphonse Petracco Date: December 2, 2014
 Seconded by: Commissioner Mauro G. Tucci No. 304-14

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

DEPARTMENT OF PUBLIC SAFETY

FROM:		TO:	
Zoning Bd. O/E 4-01-014-200	\$3,000.00	Zoning Bd. S/W 4-01-014-100	\$3,000.00
Total	\$3,000.00	Total	\$3,000.00

. . .

I, Eleni Petta, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 2, 2014

<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>
Yes	X	X		X	X
No					
Not Voting					
Absent/Excused			X		

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Steven Rogers *Date:* December 2, 2014
Seconded by: Commissioner Joseph P. Scarpelli *No.* 305-14

Copy and paste or type resolution here.

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

DEPARTMENT OF PUBLIC AFFAIRS

FROM:		TO:	
Dept. of Health O/E		Public Health Reserve O/E	
4-01-110-200	\$5,500.00	4-01-104-200	\$ 3,000.00
		Veterans Affairs O/E	
		4-01-112-200	2,500.00
Total	\$ 5,500.00	Total	\$ 5,500.00

. . .

I, Elvira Petracco e _____, 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 Click here to enter a date.

<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	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>			X		