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TOWNSHIP OF NUTLEY

BOARD OF COMMISSIONERS PUBLIC MEETING

MONDAY, NOVEMBER 23, 2015

8:05 P.M.

NUTLEY TOWN HALL - 3RD FLOOR COMMISSION CHAMBERS

1 KENNEDY DRIVE

NUTLEY, NEW JERSEY

Job No. NJ2194531

P R O C E E D I N G S

(**NOTE: Indiscernibles noted throughout this transcript due to poor audio quality and microphones constantly cutting in and out**)

MAYOR PETRACCO: Madame Clerk --

THE CLERK: Yes, Mayor.

Board of Commissioners Public meeting, Monday, November 23rd, 2015. The time is now 8:05.

Pursuant to the requirements of the Open Public Meeting Act (Chapter 231, P.L. 1975), notice of this meeting was published in the October 29, 2015 issues of The Nutley Sun. 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.

THE CLERK: Commissioner Tucci.

COMMISSIONER TUCCI: Here.

THE CLERK: Commissioner Evans.

COMMISSIONER EVANS: Here.

THE CLERK: Commissioner Scarpeli.

COMMISSIONER SCARPELLI: Here.

THE CLERK: Mayor Petracco.

MAYOR PETRACCO: Here.

THE CLERK: All present, Mayor.

1 MAYOR PETRACCO: Move on to minutes, please.

2 THE CLERK: Yes. We have October 16, 2015 special
3 meeting minutes; October 20th, 2015, regular meeting
4 minutes, and October 27, 2015, special meeting minutes.

5 COMMISSIONER EVANS: Move the minutes.

6 COMMISSIONER TUCCI: Second.

7 THE CLERK: Commissioner Rogers. Commissioner
8 Tucci.

9 COMMISSIONER TUCCI: Aye.

10 THE CLERK: Commissioner Evans.

11 COMMISSIONER EVANS: Aye.

12 THE CLERK: Commissioner Scarpelli.

13 COMMISSIONER SCARPELLI: Aye.

14 THE CLERK: Mayor Petracco.

15 MAYOR PETRACCO: Aye.

16 Also, we're going to skip one thing. We're going
17 to move to the bills next, please.

18 THE CLERK: Yes, Mayor.

19 Public Affairs \$315,350; revenue and finance
20 \$5,648,033.58; public safety \$462,752.28; public works
21 \$656,098.86; parks and public property \$151,119.54; total
22 payroll \$776,345.33 for a grand total of \$8,789,816.24.

23 COMMISSIONER EVANS: Move the bills.

24 COMMISSIONER TUCCI: Second.

25 THE CLERK: Commissioner Rogers.

1 COMMISSIONER ROGERS: Aye.

2 THE CLERK: Commissioner Tucci.

3 COMMISSIONER TUCCI: Aye.

4 THE CLERK: Commissioner Evans.

5 COMMISSIONER EVANS: Aye.

6 THE CLERK: Commissioner Scarpelli.

7 COMMISSIONER SCARPELLI: Aye.

8 THE CLERK: Mayor Petracco.

9 MAYOR PETRACCO: Aye.

10 Thank you, Madame Clerk.

11 THE CLERK: You're welcome.

12 MAYOR PETRACCO: Before Commissioner Rogers --
13 we're going to take his proclamations for these Eagle Scouts
14 are here, and thank you for waiting patiently, I do -- would
15 just like everyone in attendance tonight to have a moment of
16 silence for what happened in Paris and just a moment of
17 silence for our troops that are serving overseas.

18 (A moment of silence was observed)

19 MAYOR PETRACCO: Thank you.

20 Okay. Commissioner Rogers, before you read your
21 proclamations to these honorable Eagle Scouts that we have
22 here this evening, I just wanted to congratulate you and say
23 a few words about Commissioner Rogers.

24 Last week we had Veteran's Day and I have to tell
25 you, I attended the school one at the high school and all of

1 us were at Vincent Methodist Church. And I have to tell
2 you, Commissioner, you did a stellar job. It really, really
3 made me feel patriotic that day, and I know all the veterans
4 thank you. And from the bottom of my heart I thank you.
5 Excellent job.

6 COMMISSIONER ROGERS: Thank you, Mayor. And I
7 want to thank this board of commissioners because this
8 entire board did something very extraordinary, and I've said
9 this all over the place. In May of 2012 they established
10 the first Military and Veteran's Affairs Bureau on a local
11 (indiscernible) State of New Jersey. (Indiscernible) it
12 fully. I mean, if a veteran needs something -- Mayor, you
13 know this. You -- you and Commissioner Tucci, Commissioner
14 Evans and Commissioner Scarpelli, (indiscernible) disabled
15 or not, when they need something and I can't provide it, all
16 I got to do is pick up the phone (indiscernible) fellows are
17 right there, boy, ready, willing and able to help them.

18 So it's a team effort, but I thank you.

19 MAYOR PETRACCO: Thank you, Commissioner.

20 COMMISSIONER ROGERS: Ready?

21 MAYOR PETRACCO: We're ready.

22 COMMISSIONER ROGERS: Okay. Ladies and gentlemen,
23 I'm going to present proclamations to two Boy Scouts who
24 became Eagle Scouts.

25 I want you to know, also, that these proclamations

1 are really from the entire board of commissioners because
2 the Board of Commissioners because the Board of
3 Commissioners (indiscernible) outing in word, but in deed.
4 And, again, I mentioned veterans about phone calls. You
5 can't (indiscernible) gentlemen have done to advance
6 scouting in this town. So it's with that spirit that I
7 (indiscernible).

8 First, can we have Liam Sweeney come forward to
9 the mic.

10 Liam -- whereas, Nutley resident Liam Sweeney is
11 currently a member of BSA Troop 22 and whereas, in an effort
12 to obtain Eagle Scout status, Liam has completed his project
13 at Camp Glen Gray in Mahwah, where he installed a large
14 cabin deck and removed boulders from the trail in front of
15 the cabin creating easier and safer access to the cabin.

16 And whereas Liam is an active volunteer with the
17 Nutley Emergency Rescue Squad and is currently taking his
18 EMT training, now therefore be it proclaimed by the Board of
19 Commissioners, Township of Nutley, County of Essex, State of
20 New Jersey, joining Liam Sweeney's family and friends in
21 recognizing and congratulating him on receiving Eagle Scout
22 status with BHS Troop 22.

23 I congratulate you and I know my colleagues, I'm
24 sure, are going to want to say something.

25 COMMISSIONER SCARPELLI: Liam, congratulations.

1 It's always amazing what these Eagle Scouts do. And should
2 -- your family, I know, is proud of you and we're proud of
3 you and the Township is proud of you.

4 COMMISSIONER EVANS: Congratulations. I
5 frequently say this about scouting and especially at the
6 Eagle level. It's -- only two percent of scouts actually
7 achieve this level. It's something that is recognized at
8 the (indiscernible) level when you're making applications.
9 It makes you stand apart (indiscernible) leadership.

10 And so since you've put yourself on that path I
11 encourage you (indiscernible) continue to develop your
12 leadership (indiscernible) seek out opportunities
13 (indiscernible) successful in your own career, but wherever
14 you go and whatever community you (indiscernible).

15 Congratulations. It's a (indiscernible).

16 MAYOR PETRACCO: Commissioner Tucci.

17 COMMISSIONER TUCCI: I'll keep my remarks brief
18 because three down the line there's not a lot left to say.

19

20 (Laughter)

21 COMMISSIONER TUCCI: But I do want to congratulate
22 you. I know Evans has been giving this speech a long time.
23 It's a monumental feat, alright, becoming an Eagle Scout and
24 the qualities that are necessary to attain such a level,
25 alright, are pretty much second to none. What you've

1 accomplished so far is the beginning of something fantastic.
2 I know you're just going to continue to excel, and we're
3 just proud. And I personally am proud to be able to sit
4 here and congratulate you on everything (indiscernible).
5 Keep up the good work and keep moving forward.

6 MAYOR PETRACCO: Okay. (Indiscernible). It's not
7 easy, right?

8 First of all, smile. You did a great job. That's
9 number one.

10 And where are your parents tonight? Let's give
11 the parents a round of applause. I have to say having three
12 boys that never made it out of the cub scouts I can't
13 imagine how -- to be a parent and get an Eagle Scout out of
14 them. So I know the parents always have a lot to do with
15 it. Congratulations so much. You're always making our
16 township proud. All of our commissioners recognized how
17 hard it is to become an Eagle Scout and all the volunteer
18 work that it takes.

19 Would you like to say a few words to the board
20 tonight?

21 MR. SWEENEY: I would like to thank the whole
22 board, especially Commissioner Rogers for the proclamation
23 (indiscernible).

24 Thank you.

25 MAYOR PETRACCO: Thank you.

1 COMMISSIONER ROGERS: Don't go anywhere. Liam,
2 don't go anywhere.

3 Matthew -- Gregory. Gregory Matthew. I'm sorry.

4 (Indiscernible) Gregory, the Township of Nutley
5 Board of Commissioners hereby issues this proclamation.

6 Whereas, Nutley resident Gregory Matthew Kueken,
7 currently a member of BSA Troop 22 and whereas, in an effort
8 to attain Eagle Scout status, Gregory has completed his
9 project at Brookdale Reform Church in Montclair in which he
10 cleaned up the church cemetery and installed landscaping on
11 the property, and whereas Gregory is an active volunteer
12 with the Nutley Emergency Rescue Squad, is currently taking
13 his EMT training, now therefore it be it proclaimed by the
14 Board of Commissioners, Township of Nutley, County of Essex,
15 State of New Jersey joining Gregory Matthew Kueken's family
16 and friends in recognizing and congratulating him on
17 receiving Eagle Scout status within BSA Troop 22.

18 Gregory, with you and Liam, I always say this is
19 another reason why Nutley, New Jersey is one of the greatest
20 places to live. And, Mayor, as I'm reading this I'm
21 thinking, ain't it great to have young people in the EMT. I
22 mean, at this age, that's really great.

23 Well --

24 MAYOR PETRACCO: I'll --

25 COMMISSIONER ROGERS: -- I'll hand it off to my

1 colleagues. I'm sure they're going to want to
2 (indiscernible).

3 MAYOR PETRACCO: Commissioner Scarpeli.

4 COMMISSIONER SCARPELLI: Gregory, congratulations
5 again. We're very proud of you. Your family should be
6 proud of you. And like I said I'm always amazed at the work
7 that goes into becoming an Eagle Scout and you guys are a
8 credit to this town.

9 COMMISSIONER EVANS: Greg, I'll go. Congratulations
10 again. I'll echo my comments
11 (indiscernible) part of a very elite group. I encourage you
12 to be (indiscernible) success in (indiscernible).

13 MAYOR PETRACCO: Commissioner Tucci.

14 COMMISSIONER TUCCI: Well, like your counterpart
15 standing next to you, congratulations are in order. Again,
16 it's a great feat. You've accomplished much to this point.
17 I'm sure you have a long way to go and there are many other
18 great things that you're going to accomplish. And the mayor
19 was correct in thanking the families, the parents, because
20 the examples are set at the home. All right. You're taught
21 in school, but everything is reinforced back home.

22 So to the parents, to you gentlemen,
23 congratulations and, again, keep moving forward.

24 MAYOR PETRACCO: Gregory, where's your parents
25 tonight? Wow. You took your father's head right off him,

1 didn't you?

2 (Laughter)

3 MAYOR PETRACCO: I kind of figured that. Let's
4 give the parents another round of applause. Thank you for
5 coming.

6 Like Commissioner Tucci said, it starts at home
7 and we're blessed in Nutley to have so many strong families
8 and a good foundation that starts there. So congratulations
9 to you as well and I believe we're going to take a little
10 picture now, Commissioner Rogers?

11 COMMISSIONER ROGERS: (Indiscernible), gentlemen.

12 (Pause)

13 MAYOR PETRACCO: Okay. Before we get on with our
14 meeting we're going to take just a short 30 second break.
15 If any of the ladies and gentlemen here for the Eagle Scouts
16 would like to leave, you're more than welcome to stay for
17 our meeting, but if you were going to get up and leave this
18 would be the time to do that.

19 (Pause)

20 MAYOR PETRACCO: Thank you so much, guys. Happy
21 Thanksgiving to you guys, too.

22 (Pause)

23 UNIDENTIFIED SPEAKER: (Indiscernible) is it
24 getting it now?

25 (Pause)

1 MAYOR PETRACCO: We had a couple of our
2 commissioners that needed to use the boys room, so we're
3 just waiting on them.

4 (Pause)

5 MAYOR PETRACCO: Okay. Now we are going to move
6 onto ordinance introductions. Before I introduce Ordinance
7 Number 3326, Counsel, would you just give a brief
8 description exactly what this ordinance is.

9 Counsel.

10 MR. GENITEMPO: Yes, Mayor. Thank you. The first
11 ordinance for introduction, 3326, is an
12 ordinance to enter into a contract to purchase what's known
13 as 537 Franklin Avenue, Block 3100, Lots 28, 29, 30,
14 commonly known as the (indiscernible) property. This is the
15 first reading of this ordinance and is (indiscernible). The
16 ordinance is for a purchase price of \$3,425,000.
17 Commissioner Evans, I believe, will get into the ordinance
18 regarding the bonding of those (indiscernible) along with I
19 know the other public hearing we're having tonight.

20 So that -- this is the ordinance for introduction
21 for tonight. The public hearing (indiscernible) at which
22 point (indiscernible) hearing and public comment will be
23 (indiscernible).

24 MAYOR PETRACCO: Thank you.

25 This is Ordinance Number 3326, an ordinance of the

1 Township of Nutley, County of Essex, State of New Jersey
2 authorizing the acquisition of land known as 537 Franklin
3 Avenue and also known as Block 3100, Lots 28, 29 and 30,
4 pursuant to local land and buildings law.

5 I move that this ordinance be passed to a second
6 reading advertised in the Nutley Sun together with the
7 notice required by law and that further consideration of
8 said ordinance for final passage for the board of
9 commissioners to be held at its second reading on December
10 15th, 2015. I move the ordinance.

11 COMMISSIONER EVANS: Second.

12 THE CLERK: Commissioner Rogers.

13 COMMISSIONER ROGERS: Aye.

14 THE CLERK: Commissioner Tucci.

15 COMMISSIONER EVANS: Aye.

16 THE CLERK: Commissioner Evans.

17 COMMISSIONER EVANS: Aye.

18 THE CLERK: Commissioner Scarpelli.

19 COMMISSIONER SCARPELLI: Aye.

20 THE CLERK: Mayor Petracco.

21 MAYOR PETRACCO: Aye. Thank you, Counsel.

22 Okay. Commissioner Evans.

23 COMMISSIONER EVANS: Thank you, Mayor.

24 Tonight we have ordinance introductions of 3331
25 and 3332, these -- both of these ordinances authorize the

1 issuance of debt to support the purchase of both the --
2 what's commonly known as the Davis property on Franklin
3 Avenue as well as the Ciccolini property on Franklin Avenue.

4 The underlying premise of the debt is that it will
5 not increase our debt service over the future, so our debt
6 service will remain flat primarily driven by the favorable
7 interest rates and the terms of the notes.

8 Before (indiscernible) so in any -- any municipal
9 environment you have what you call your capital budget and
10 then you have (indiscernible) operating budget and you also
11 have what you call your (indiscernible) how much money you
12 can (indiscernible). And for Nutley the municipal debt limit
13 is actually \$130 million. Our current debt outstanding is
14 roughly around ten, \$11 million. And with the addition of
15 this debt it would ultimately increase
16 (indiscernible) to about 17 million or about 13 percent of
17 what our authorized (indiscernible). That would be the worst
18 case.

19 Given the nature of the way debt works and the
20 payments against that over time, it will (indiscernible) that
21 13 percent, but it's well below (indiscernible) in terms of
22 their debt service.

23 So what I also wanted to add is -- so to that
24 point is understanding what we're allowed to borrow and what
25

1 we have outstanding, how does that affect our ability to
2 support our capital and needs for the town. So this is the
3 (indiscernible) every year capital for road improvements.
4 for building support and things like that, how does it
5 affect that. And at the end of the day how does it actually
6 affect the operating budget which that particular budget
7 directly affects our property taxes.

8 But with the nature of these -- the addition of
9 this debt and the timing of when the debt terminates on our
10 books this will not cause us, and I repeat, will not cause
11 us having (indiscernible) operating budget for debt service.
12 So we remain (indiscernible). It's not an increase in
13 spending. It's maintaining our spending level and that's
14 the opportunity that we (indiscernible) primarily driven by
15 the fact that historical interest rates are at very low
16 levels for borrowing today.

17 It's also supported by the fact that the
18 municipality, given what we've been managing, has been able
19 to maintain (indiscernible). And earlier, a few years
20 earlier, it was actually to increase our bond rating
21 (indiscernible) lowered our cost to borrow. So we get
22 better interest rates because of the fact that our bond
23 rating (indiscernible) AA2 on a standard scale, which for
24 municipalities is a very favorable bond rating.

25 So that's the technical side of that. But the

1 simple fact is it does not affect our debt service.

2 I'm asked Ray Sarinelli to be here tonight. He is
3 our outside auditor and reviews these in great detail, and
4 before we proceed I would like to have Ray come up and
5 comment.

6 MR. SARINELLI: Ray Sarinelli, Township auditor.
7 Commissioner Evans contacted me a couple of months back
8 relative to this potential acquisition that the
9 (indiscernible) interested in two properties. And, you know,
10 we discussed the current debt service in the
11 (indiscernible) budget which is 2,225,000 each year. The way
12 Nutley has structured the debt service in the past
13 (indiscernible) try and phase in new debt as old debt starts
14 to get paid off.

15 So about every three to five years there's a drop
16 off in debt and then new debt replaces that, and the
17 intention is to not have any big (indiscernible) debt service
18 costs which would affect your tax rate.

19 So he asked given the current circumstance of what
20 our existing debt service is for already existing bond sales,
21 plus the debt that had been authorized through January 1st,
22 2015, (indiscernible) new debt authorized previous to these
23 ordinances plus this ordinance, could we put that in a
24 package and still allow the 1.5 million capital projects that
25 are authorized each year to continue

1 for the next ten years or so.

2 So we prepared -- I prepared some calculations
3 based on conservative estimates of what note and bond
4 interest rates (indiscernible) and prepared a schedule which
5 all the commissioners have which demonstrate that these
6 ordinances, added to the existing rate -- the existing
7 capital projects that have already been authorized along
8 with the existing debt service could be put in a structure
9 that would cause the debt service to be 2,225,000 or less
10 for the next ten years or so.

11 And you have that schedule and it does demonstrate
12 that. If you stay with this schedule, debt service would
13 actually (indiscernible) slightly (indiscernible) have a
14 slight increase, but it's always around that 2 million,
15 five. So no real impact on the budget.

16 The interest rates that were used for these
17 calculations (indiscernible) much higher than the current
18 interest rate. Just to be conservative, the current rate
19 for bonding is about (indiscernible) and (indiscernible)
20 calculation just in case there is a change (indiscernible).

21 So you have the schedule. If there's any
22 questions about it, but I think it's pretty clear given the
23 current market condition (indiscernible) this in your
24 capital program and still be able to maintain
25 (indiscernible).

1 MAYOR PETRACCO: And what -- and what -- related
2 to any type of (indiscernible) tax rate or (indiscernible)
3 at now.

4 MR. Sarinelli: This would not have any increase.
5 It would have no impact. It might be, in fact, just
6 slightly lower (indiscernible) debt service.

7 MAYOR PETRACCO: Okay. Questions, Commissioners.
8 Thank you, Ray.

9 COMMISSIONER EVANS: So just to -- to add, you
10 know, when you get into talking about bond rates and
11 interest rates and it can get complicated, if -- in the
12 simplest sense today Nutley's outstanding debt at the
13 municipal level is roughly \$11 million and change. It's on
14 average nine to ten years and the average interest rate
15 associated with that is 2.67 percent.

16 So if you put that in terms of a mortgage, we have
17 a ten-year mortgage at \$11 million at (indiscernible)
18 percent. That's the simplest way to explain it. So if you
19 -- if you purchased a house or you financed a car, those are
20 things that I think it relates to the same level of how you
21 would think about that. We think about it the same way.

22 It's also, as we discussed, for -- you know, for
23 the last ten years we've been actively managing our debt
24 service. We've been actively managing our -- our budget and
25 our operating budget so that when we're in a position where

1 we need to act, we're able to -- to do that.

2 To a question that was raised earlier, just as a
3 point of clarification, you know, are we paying too much,
4 why these amounts, how did they come about, right?

5 (Indiscernible) we did this, right? Tax assessed value is
6 lower. These were all the questions that have come up.

7 The important part around that is before we agree
8 to a purchase price, everybody has a desire to sell property
9 for what they would like to sell it for. The municipality
10 is guided by what's the fair value appraisal and it must be
11 independently appraised in order for us to determine what
12 our ability is to participate in any purchased transaction.

13 So for both of these properties we have obtained
14 independent appraisals. At the request of Commissioner
15 Tucci as we were going through that negotiation we had
16 individuals -- two separate individuals for each transaction
17 review the appraisals and make sure that they did a review
18 to say, is this right, is this another person's opinion, is
19 this a fair appraisal. And we went through that step and
20 we're -- we received favorable reviews based upon the
21 independent review of the appraiser.

22 The appraiser that we used is highly competent,
23 highly experienced in looking at commercial property. And
24 so it wasn't our tax assessor. It wasn't the commissioners
25 that looked at this. It was that we hired an independent

1 appraiser to do the evaluation.

2 The other question that was raised was that there
3 was an earlier appraisal on the Davis property which we'll
4 talk about earlier. And that we went through a process to
5 evaluate why that appraisal was initially lower and whether
6 or not appropriate for this transaction. And we did resolve
7 that.

8 So we did, as a board of commissioners, kick the
9 tires and do the tests to make sure that the prices that we
10 are paying are fair in relation to the value that's
11 associated with these properties.

12 Another point that I think is important is to
13 recognize is that in both cases these properties were up for
14 sale and were close to being sold. So if we were to be in a
15 situation where we were going to have an opportunity to
16 create an affordable solution to expand our schools, we
17 needed to act.

18 The same thing occurs with the Ciccolini property.
19 It was up for sale. It was about to be sold. And if we were
20 to address from a municipal standpoint how do we address
21 municipal parking and create opportunity, we --and we didn't
22 act these would then be purchased by private buyers who would
23 then use the property. And (indiscernible) Ciccolini's
24 property is suited for 70 to 80 apartments which would then
25 be built on Franklin Avenue. It would

1 cover all of the existing land there and the surrounding
2 businesses would not be able to avail themselves of any
3 parking in that area which would mean for them to be
4 successful their parking would encroach on residential
5 neighborhoods.

6 So it made sense for us to step in and act,
7 especially when the environment we're in where interest
8 rates are so favorable. So it's an opportunity for us to
9 address the needs of the municipality support the -- and
10 show cooperation and support with the school is they
11 evaluate what they need to do so that we can move forward.

12 The last question that was raised quite a bit was
13 how come the purchase prices then are different from what
14 the assessed values are. And the use of assess value on
15 commercial property in relation to what it should be sold
16 for is an irrelevant comparison. The assessed value is
17 determined by state statute, case law and regulations about
18 how you fairly distribute tax across businesses, not what
19 those businesses should be sold for in a fair market
20 environment.

21 Further, Nutley was subject to a revaluation in
22 the year 2005 and also by state constitutional law. The
23 base year for Nutley is 2005, so once that work is done it's
24 -- it's adjusted to be within the sort of time frame of
25 2005, not 2015. So your -- our very technical parameters

1 that go into determining how you calculate tax assessable
2 value versus the market value of a piece of property which
3 would be received during a fair and open sale process.

4 So they're very different. They aren't comparable
5 and they shouldn't be compared for this purpose.

6 So with that I would -- by title I'll read the
7 ordinance (indiscernible) introduction.

8 Before I do that, Commissioners, any --

9 COMMISSIONER TUCCI: I would like to make a
10 comment. So for all of the above reasons that Commissioner
11 Evans has just stated, because of our excellent bond rating,
12 because of our low amount of debt that we carry, because of
13 the availability of the properties, the two properties in
14 question, and because of our needs, both from an educational
15 perspective and the possibilities that acquisition of the
16 Davis property first presents to us, and who knows, there
17 may even be some others in the future, all right, so that we
18 not only accommodate what our needs are today, but also
19 moving forward in the future. So we would never run into a
20 space problem that we're experiencing right now and we
21 hinder the educational process of our children, which
22 there's probably nothing more important than.

23 As far as the Ciccolini property is concerned, we
24 have an opportunity to enhance our business district and
25 provide the necessary parking that's been absent for so many

1 years. Ultimately, what the disposition of the entire
2 property will be is undetermined. All right. But unless we
3 control the property and unless we can -- we can do the
4 necessary planning and have the foresight and the expertise
5 of our professionals, all right, we're never going to move
6 this township forward.

7 So these are not decisions that we as a board take
8 lightly, and I'll take that -- that liberty of speaking for
9 the entire board. These are bold moves. But, again,
10 because of the climate that we're in, because of the
11 interest rates, because of our bond rating, all right, and
12 because of our -- our latitude in how much we can bond we're
13 still at a very, very low percentage of debt for this
14 township, not to act would be a remission of our
15 responsibilities.

16 COMMISSIONER EVANS: Absolutely.

17 So and -- and just to add -- and, Commissioner
18 Tucci, I think that was very well said. Two other things
19 that I think are important.

20 One is on the Davis property -- and I know we're
21 getting into the Davis property before we get to the Davis
22 property, but at the Davis property, that building is
23 currently occupied with tenants and a business that's
24 operating.

25 Those tenants will continue to stay there. The

1 business will continue to operate, and we will be collecting
2 those rents. So it's not that it will become an idle piece
3 of property. We will be collecting the revenue flow
4 attached to those properties until such time as a
5 determination is made through the plans with the school that
6 something needs to be done with that property.

7 The second piece which is -- Mauro, you alluded to,
8 is the Ciccolini's is actually a two-step purchase. The
9 township has a primary need for that property to create
10 parking. We don't want to lose the retail space, but we have
11 the opportunity through redevelopment planning and declaring
12 it a revitalization planning that we, as a municipality, can
13 decide what's the right redevelopment of that particular
14 piece of property.

15 So it could be a continuation of the retail, maybe
16 a different form of retail or repurposing of that site with
17 a mixed use that's attached to it. So some apartments that
18 are there attached to it, that could be an outcome. But we
19 would do the work to determine what is the highest and best
20 use of that property.

21 If we don't act, then we are subject to the fact
22 that somebody else comes in to purchase it for three and a
23 half million dollars and basically says, I need to build 70,
24 80 apartments here in order for the -- to make the economics
25 work. We do not want to be subject to that. So it's an

1 opportunity for us to take control of the situation and
2 actually do -- do look at the future in a way that addresses
3 our municipal needs, but also gives us the opportunity to
4 take the building piece and flip that in a secondary
5 transaction for a use that best fits with the town. So it
6 just gives us a lot of great opportunity.

7 MAYOR PETRACCO: Thank you. Commissioners.

8 Commissioner Scarpelli.

9 COMMISSIONER SCARPELLI: I just want to add what
10 the -- Commissioner Evans said is that they could build
11 those 70 or 80 apartments without a variance.

12 COMMISSIONER EVANS: That's correct.

13 COMMISSIONER SCARPELLI: It's approved -- it's an
14 approved use. So this is an example of this government and
15 this -- this governing body being proactive and planning for
16 the future. Similar to those in the past who bought the
17 property behind the -- where Ginger is where we have parking
18 lot 2. If over time acquired that property and put a
19 parking lot there would help that part of the business
20 district.

21 This will help with our northern end in providing
22 much needed parking, parking that has been utilized by some
23 of the businesses in the past that if it was acquired it
24 would go away. So (indiscernible) we don't -- as
25 Commissioner Tucci said, it's a bold move. You know,

1 sometimes you have to not stick your finger in the air, see
2 which way the wind is blowing. Sometimes you have to act.
3 Sometimes you have to show leadership, and I think that's
4 what this board is doing.

5 MAYOR PETRACCO: Thank you.

6 Commissioner Rogers.

7 COMMISSIONER ROGERS: I would just state that I
8 support it 100 percent. It's a very prudent idea and now's
9 the time, as you said. Now's the time to do it.

10 MAYOR PETRACCO: I would just like to add that I
11 think that like Commissioner Scarpelli just said, it's -- if
12 we were to lose that parking down there it could be
13 devastating to all those businesses that are there. So I
14 think that when the -- these properties present themselves
15 we have to do what's right for the township.

16 I know we could go back and forth with the price
17 and debate that, but I think that by using our professionals
18 and, Commissioner Evans, how many appraisals did we have on
19 that building?

20 COMMISSIONER EVANS: I'm sorry.

21 MAYOR PETRACCO: How many appraisals did we have
22 on the building? On the building, the Ciccolini building? I
23 know we had an appraisal done and also --

24 COMMISSIONER EVANS: We had an appraisal done and
25 we also had an independent review.

1 MAYOR PETRACCO: An independent review. And I
2 would just like to add one other comment, also. You know,
3 it -- it's -- you know, we get a lot of opinions up here all
4 the time and sometimes they're painful. But I would just
5 like to say that 100 years ago when we were -- when our
6 forefathers were here putting this park system in that we
7 all love in this town, I'm sure that they got some, you
8 know, negative feedback of that and why and how come and all
9 that stuff.

10 So, you know, hopefully 50 years from now people
11 will be saying thank God that we made these actions and we
12 still have the Nutley that we know and love to walk through
13 our parks and to support our businesses on Franklin Avenue.

14 Thank you, Commissioner.

15 COMMISSIONER EVANS: So with that I will read the
16 ordinances by title.

17 "Bond ordinance 3331 providing for the acquisition
18 of lands in and by the Township of Nutley, in the County of
19 Essex, New Jersey, appropriating \$900,000 therefore and
20 authorizing the issuance of \$855,900 in bonds or notes of
21 the Township for financing part of the cost thereof."

22 I move that this ordinance be passed to a second
23 reading and advertised in the Nutley Sun together with the
24 notice required by law, and that further consideration of
25 said ordinance for final passage by the Board of

1 Commissioners be held at its second reading on December
2 15th, 2015, so move.

3 COMMISSIONER TUCCI: Second.

4 THE CLERK: Commissioner Rogers.

5 COMMISSIONER ROGERS: Aye.

6 THE CLERK: Commissioner Tucci.

7 COMMISSIONER TUCCI: Aye.

8 THE CLERK: Commissioner Evans.

9 COMMISSIONER EVANS: Aye.

10 THE CLERK: Commissioner Scarpeli.

11 COMMISSIONER SCARPELLI: Aye.

12 THE CLERK: Mayor Petracco.

13 MAYOR PETRACCO: Aye.

14 COMMISSIONER EVANS: "Bond Ordinance 3332
15 providing for the acquisition of lands in and by the
16 Township of Nutley, in the County of Essex, State of New
17 Jersey, appropriating \$3.5 million, therefore and
18 authorizing the issuance of \$3,333,000 in bonds or notes for
19 the Township for financing part of the cost thereof."

20 I move that this ordinance be passed to a second
21 reading and advertised in the Nutley Sun together with the
22 notice required by law and that further consideration of
23 said ordinance for final passage by the Board of
24 Commissioners be held at its second reading on December
25 15th, 2015, so move.

1 COMMISSIONER TUCCI: Second.

2 THE CLERK: Commissioner Rogers.

3 COMMISSIONER ROGERS: Aye.

4 THE CLERK: Commissioner Tucci.

5 COMMISSIONER TUCCI: Aye.

6 THE CLERK: Commissioner Evans.

7 COMMISSIONER EVANS: Aye.

8 THE CLERK: Commissioner Scarpeli. Mayor

9 Petracco.

10 MAYOR PETRACCO: Aye.

11 COMMISSIONER EVANS: I have -- my next public
12 (indiscernible).

13 "This is a ordinance that will eliminate parking
14 on -- at an undersized curb line on Franklin Avenue down by
15 Harrison Street, an ordinance to amend the ordinance
16 codified in the code of the Township of Nutley, Chapter 2228
17 entitled, Vehicles in Traffic, particularly Article 2,
18 Section 10 entitled, stopping or standing prohibited during
19 certain hours on certain streets to add the location set
20 forth herein which is Franklin Avenue just north of Harrison
21 Street."

22 I move that this ordinance be passed to a second
23 reading and advertised in the Nutley Sun, together with
24 notice required by law and that further consideration of
25 said ordinance for a final passage by the Board of

1 Commissioners be held at its second reading on December
2 15th, 2015, so move.

3 COMMISSIONER TUCCI: Second.

4 THE CLERK: Commissioner Rogers.

5 COMMISSIONER ROGERS: Aye.

6 THE CLERK: Commissioner Tucci.

7 COMMISSIONER TUCCI: Aye.

8 THE CLERK: Commissioner Evans.

9 COMMISSIONER EVANS: Aye.

10 THE CLERK: Commissioner Scarpeli.

11 COMMISSIONER SCARPELLI: Aye.

12 THE CLERK: Mayor Petracco.

13 MAYOR PETRACCO: Aye.

14 COMMISSIONER EVANS: Thank you, Mayor.

15 MAYOR PETRACCO: Commissioner Tucci.

16 COMMISSIONER TUCCI: Yes. This is actually an
17 ordinance where we're selling a piece of property, not
18 buying a piece of property.

19 These are -- we have several landlocked strips of
20 property throughout the township that we presently own and
21 we presently maintain. And by law we're able to offer them
22 to adjacent property owners, which enhances the size of
23 their properties while at the same time relieving the
24 township of the burden of maintaining them and trying to
25 find a use for these small strips.

1 So this is an ordinance authorizing the sale of
2 property designated as Block 7801, Lot 26 on the tax map of
3 the Township of Nutley, County of Essex, State of New
4 Jersey. I move that this ordinance be passed to a second
5 reading and advertised in the Nutley Sun together with the
6 notice required by law and that further consideration of
7 said ordinance for final passage by the Board of
8 Commissioners to be held at its second reading on December
9 15th. I move the ordinance.

10 COMMISSIONER EVANS: Second.

11 THE CLERK: Commissioner Rogers.

12 COMMISSIONER ROGERS: Aye.

13 THE CLERK: Commissioner Tucci.

14 COMMISSIONER TUCCI: Aye.

15 THE CLERK: Commissioner Evans.

16 COMMISSIONER EVANS: Aye.

17 THE CLERK: Commissioner Scarpeli.

18 COMMISSIONER SCARPELLI: Aye.

19 THE CLERK: Mayor Petracco.

20 MAYOR PETRACCO: Aye.

21 COMMISSIONER TUCCI: That's all I have for now,
22 Mayor.

23 MAYOR PETRACCO: Thank you.

24 Okay. Now we're going to move into our public
25 hearing on Ordinance Number 3325.

1 Counsel, I see that our superintendent of schools
2 are here, Russ Lazovick, and thank you so much for coming,
3 Russ.

4 Would it be okay if he came up to the mic and just
5 gave us a little synopsis of what's going on at the schools
6 and why we need some more space?

7 MR. GENITEMPO: Yes, Mayor. Your invitation
8 (indiscernible).

9 MAYOR PETRACCO: Thank you.

10 MR. LAZOVICK: Good evening. This is my second
11 meeting of the night. Thank you for having us. I did want
12 to say thank you, again, for your cooperation. I'm here on
13 behalf of the board. (Indiscernible) are here, but all nine
14 members are appreciative of the cooperation that the five of
15 you have shown throughout this process.

16 As you know we have a space issue.
17 (Indiscernible) a secret at this (indiscernible).
18 Specifically, at the elementary level our K-6 buildings are
19 beyond capacity (indiscernible). With your cooperation
20 we've hired a (indiscernible). We had our engineer in
21 (indiscernible) trying to find the most, the most fiscally
22 responsible and efficient way of resolving this issue in
23 line with what is educationally sound. We want to make sure
24 (indiscernible) on the rich tradition that (indiscernible).

25 Because of that we're looking to bring our

1 (indiscernible) elementary schools (indiscernible) middle
2 school for multiple reasons.

3 The first is it's the most efficient way to
4 alleviate the space (indiscernible) buildings
5 (indiscernible) drawing a great (indiscernible) out of all
6 five of them at once.

7 More importantly, though, it's (indiscernible)
8 more sound and more academically proven model where students
9 actually receive high levels of academic instruction by
10 content (indiscernible) and that other districts are moving
11 their (indiscernible) model much earlier than we are
12 (indiscernible). Our state data for decades at this point
13 have shown that the dip in our performance as expected at
14 the middle level happens a year (indiscernible) never fully
15 recovered.

16 So if you combine both our facilities
17 (indiscernible) with this (indiscernible) demonstrated
18 academic need (indiscernible) that for once both problems
19 kind of solve themselves together.

20 (Indiscernible) we needed your help. The
21 (indiscernible) was prepared and (indiscernible) to move
22 forward, but we did reach out and based on that I want to
23 thank you for offering to (indiscernible) obtain the
24 property necessary for (indiscernible) move forward in a
25 more fiscally responsible and less burdensome way to the

1 taxpayers. At the end of the day we both draw from the same
2 source. There are ways that we can work together to do that
3 more responsibly and more economically (indiscernible) such
4 as this (indiscernible) taxpayers (indiscernible) at this
5 point in time.

6 Planning-wise we shared plans with the
7 commissioners a number of years back. Those plans have been
8 significantly modified. It's interesting for me to hear you
9 address the Ciccolini parking as an issue because the number
10 one thing after our academic piece happens to be parking.
11 (Indiscernible) creating a parking lot.

12 We will be planning to expand the middle school
13 onto that property, but in order to do that in a way that,
14 number one, maximizes the space and cost does it in a way
15 that's in line with code and the safety requirements. It
16 appears that we have the highest level academic space
17 (indiscernible). We absolutely do need that property.

18 So I appreciate the fact that, again, we're
19 (indiscernible) the five of you (indiscernible) something
20 that the district actually is determined to do and that we
21 absolutely do need. We're prepared for public presentations
22 on this. What we're looking for at the middle school, we
23 have been wrapping that together with kind of what we're
24 calling a one Nutley public schools' plan, looking at all of
25 the needs together. There still are (indiscernible) high

1 school.

2 (Indiscernible) but this purchase of this property
3 for this use (indiscernible) partnership with the Nutley
4 public school board and board of commissioners
5 (indiscernible) great things, as you talked about, 50 years
6 from now. The school district has always been one of the
7 jewels of this township and we want to make sure that the
8 next chapter is just as (indiscernible) work that you've
9 been doing.

10 MAYOR PETRACCO: Well, Mr. Lazovick, before we let
11 you go home --

12 MR. LAZOVICK: Sure.

13 MAYOR PETRACCO: -- on another late night can you
14 just explain to everyone of what's driving, you know, the
15 space issues as far as when we met as far as the special ed
16 because I am a graduate -- a proud graduate of the class of
17 1983 and I know our class sizes were much bigger --

18 MR. LAZOVICK: Yes.

19 MAYOR PETRACCO: -- then as we discussed. So just
20 to get into a little bit of how the footprint has shrunk and
21 the reasons why.

22 MR. LAZOVICK: There are a number of issues with
23 people trying to pin it on one versus the other. But
24 generally speaking -- or (indiscernible) and to kind of lay
25 them all out generally.

1 First is that requirements have changed over time
2 since you or I were in school and how we're allowed to use
3 the space is different now by state law. We cannot put the
4 same number of students into the same rooms as they were.
5 As school districts, as school buildings age, they get
6 smaller even though physically they don't change size. It
7 happens.

8 The second piece is our special services. One of
9 the most significant pieces of public education, you know,
10 has been to support students with special needs. It's a
11 fantastic thing. It's one of the things that make this --
12 makes this country unique when it comes to public education.

13 But in order to do that it takes more resources
14 and more (indiscernible). It has set -- altered our budget
15 as a school district and has altered the way we use space.
16 (Indiscernible) classrooms where you would have 25 or 30
17 students. In a classroom now you can have nine or eleven.
18 And we need two or three classrooms just to support the same
19 number of students where we could have had one. So that has
20 changed as well.

21 On top of it the academic program has changed. We
22 offer more to students at every level. Specialized
23 instruction in small groups as well as technology and
24 radically different math and language arts. We have a rich
25 program that goes beyond with music, art and everything you

1 need (indiscernible) to do that.

2 Right now we have a number of our elementary
3 buildings sharing those rooms which is not ideal, especially
4 when you want kids to be able to work and create that work
5 and leave it there and come back the next day. Those things
6 aren't happening. So that has happened as well.

7 On top of the fact that when we had a demographer
8 in (indiscernible) to a time when the district had larger
9 class sizes. Based on the way the town was laid out in 1983
10 --

11 MAYOR PETRACCO: Yes.

12 MR. LAZOVICK: -- those houses could produce a certain number
13 of school age children. The township has changed
14 dramatically since then. We have fewer kids than we did then
15 and more space issues, number one, because of the changes
16 I've mentioned.

17 My concern moving forward is that we know just
18 based on experience that the existing -- in 1983 the
19 existing layout of the town could produce more school-age
20 students than we have now. Since that time the town has
21 changed and there are more residences from which we can
22 receive school-age students.

23 But if you couple the two of them together there
24 is every possibility per the demographer that we could have
25 -- gradually add more time which we're showing at the

1 elementary levels. Year after year not just two or three
2 sections of kindergarten, but four and sometimes five
3 sections of kindergarten. And it hasn't proven to be a
4 bubble at this point. We've maintained that for four years
5 in a row. And that's unheard of if you look at our past
6 demographics.

7 So those pieces certainly have added as well.

8 The other big piece at the elementary level
9 specifically, I think, was a decision by the board which
10 academically (indiscernible) unquestionably the right
11 decision. But you have to take into consideration budget
12 and space, plus moving from half-day to full-day
13 kindergarten.

14 (Indiscernible) same age, same number of
15 kindergarten age students would take up twice as many rooms
16 now (indiscernible) servicing them through the entire day.

17 I will say that feedback from the Nutley teachers
18 who have been here through that change, first grade teachers
19 specifically, they notice a dramatic difference of the
20 preparedness, and it may sound silly, but of kindergartners
21 who are aging up into first grade and it makes a difference.

22 I'm happy to report that we've been hopefully
23 transparent in our student performance data. The state
24 released the first round of elementary park data this
25 morning. I immediately turned it over and presented the

1 initial findings to the Board of Education across the street
2 this evening. We're having a parent academy. We've invited
3 the entire community to view that data more specifically
4 tomorrow night at the high school, 7:00 in Room 100.

5 Just to touch base on that, if you look at our
6 scores everyone in the entire state as we've moved from the
7 (indiscernible) proficiency levels have gone down because
8 it's a more rigorous test across the board.

9 My larger concern, though, was we've had two
10 decades of data showing where our students performed against
11 the other students in this city. So I was less concerned
12 about initial proficiency scores as to how our proficiency
13 scores (indiscernible) with everyone else across the state.

14 The good news is that at the elementary levels
15 we've far outperformed (indiscernible) in the past ten years
16 as far as student performance when you look (indiscernible).

17 MAYOR PETRACCO: (Indiscernible).

18 MR. LAZOVICK: So the academic program changes and
19 the work that our teachers on the ground are doing, getting
20 our parents involved in a strategic plan and the this board
21 have made to direct finances into the classroom.

22 (Indiscernible) showing impact and, again, we have four
23 consecutive years at this point of increased advanced
24 placement participation at the high school level and
25 increased scores on those assessments. And now we're

1 showing the flip. You have a more rigorous test and the
2 entire state moved down proficiency-wise, but where we were
3 at average or below average we were (indiscernible) for the
4 first time.

5 So I'm hopeful that on the academic side we're
6 moving forward, but then continue to work with you to make
7 sure that the facilities are the kinds of (indiscernible)
8 that we provide an educational environment that's not just
9 can hold our students, but provide the kind of environment
10 our students are going to thrive on.

11 MAYOR PETRACCO: That news is wonderful to hear.
12 We really appreciate you coming out this evening and
13 explaining it all to us.

14 MR. LAZOVICK: Thank you for having me and, again,
15 the board --

16 COMMISSIONER EVANS: May -- may I?

17 MAYOR PETRACCO: Sure.

18 COMMISSIONER EVANS: First off, Russ, thank you
19 for sharing that news. It's actually good -- it's great to
20 hear which means the academic changes that you made and the
21 rigor that you've been putting into this system is actually
22 starting to pay some dividends. It's really great to hear
23 that.

24 Just for me because I've been quoted as commenting
25 on what's driving the need for changes in our facilities and

1 I've summarized it in sort of -- sort of a very brief, maybe
2 more cryptic way than you just walked us through. But I
3 want to make sure it's fair and accurate because I don't
4 want to misquote.

5 MR. LAZAVICK: 21st century education, 20th
6 century building.

7 COMMISSIONER EVANS: Yeah. That's sort of, I
8 guess, that -- that cryptic. 21st century educational needs
9 based on 20th century infrastructure.

10 But the essence of that means that even if -- even
11 if we were to take the current volume levels of schools, add
12 to it the projected volume levels of schools, that would be
13 less than the volumes that we had when I was in school and
14 when Al was in school.

15 MR. LAZAVICK: Correct.

16 COMMISSIONER EVANS: So one would think on a
17 volume basis what's the issue, right? And in that's --
18 volume is not the issue. In the reality of where we are
19 today volume is an issue, but the reality by comparing it
20 against history it's just not an issue.

21 MR. LAZAVICK: Right.

22 COMMISSIONER EVANS: That's what I've explained.

23 The drivers for me have been there's a decision
24 that says we've absorbed space differently. We're using
25 (indiscernible). Full-day kindergarten uses more space

1 today than it used to because it was a half a day. We've
2 had changes in classroom size requirements. Larger
3 classroom size. I had some where I was in classes. There
4 were 30 students in the class when I was in a -- when I was
5 in high school. Today we're ideally looking to be somewhere
6 around 18 students.

7 MR. LAZAVICK: Elementary, yes.

8 COMMISSIONER EVANS: Right. Right. Elementary
9 class. Right. Exactly. And so, therefore, fewer -- same --
10 same number of classrooms, but fewer children in those --
11 occupying those classrooms.

12 The addition of the special ed requirements that
13 says, I have a very small classroom size here, less than ten,
14 somewhere around eight, plus the support space that goes
15 around that to (indiscernible) utilizing that 20th century
16 infrastructure basically to its maximum. In fact, we've now
17 exceeded the maximum use of that space and, therefore, we
18 have to look for a change.

19 The last thing that I've said is based upon
20 academic changes and how our children are challenged and need
21 to be challenged you have educated me well on the importance
22 of teachers being certified in their subject matter and that
23 you -- it's hard to press a sixth grade teacher to be
24 knowledgeable across four certification levels and be able to
25 have that children -- that child achieve that

1 (indiscernible) level of academic need that's required in
2 order for them to compete.

3 By moving to the middle school concept we have a
4 greater ability to provide a better academic experience for
5 our (indiscernible).

6 MR. LAZOVICK: Exactly.

7 COMMISSIONER EVANS: I've -- that's what I've
8 said. That -- it's good?

9 MR. LAZOVICK: I hope that's what I conveyed just
10 before, but the idea that, yes, 21st century education in
11 20th century infrastructure, and it's -- we want to make
12 sure that our students have every possible (indiscernible)
13 to thrive.

14 COMMISSIONER EVANS: Appreciate that. Thank you.

15 COMMISSIONER TUCCI: I'm just very happy to hear
16 that we're progressing and we continue to move forward. I
17 mean, we hear a lot of reviews about the changes going on and
18 the different schools and (indiscernible) they're great ideas
19 and who doesn't think they're such great ideas. But as it's
20 been for years and years, the proof is in the pudding.
21 Right. When tested, when evaluated, if our children are
22 doing better then we're doing our job. That's our
23 responsibility. It's not something that (indiscernible) nice
24 thing to do. It's something that we absolutely need to
25

1 do.

2 I would like to congratulate you and your teams
3 both on the high school level, the middle school level and
4 obviously in our elementary schools for continuing to move
5 the system along and move this district along.

6 (Indiscernible). We're off to a good start. We
7 still have a way to go. All right. But hopefully together
8 we're going to get there and our children are going to get
9 the best education that money can buy.

10 MR. LAZOVICK: Well, it's a start. We're at the
11 start, but the good news is it looks like we're moving in
12 the right direction. And I know you do all the time, but
13 the teachers have taken on a great deal (indiscernible). I
14 think the proof of their work, the evidence of their work is
15 just starting to come through.

16 COMMISSIONER TUCCI: Well, you're all to be
17 commended.

18 MAYOR PETRACCO: Commissioner Scarpeli.

19 COMMISSIONER SCARPELLI: Go home and get some
20 rest.

21 MAYOR PETRACCO: Commissioner Rogers.

22 COMMISSIONER ROGERS: You and the school board
23 you presently have as opposed to prior ones
24 (indiscernible) have always, always kept the education of
25 our children in this town a priority. You have been very

1 consistent and what you're doing now is just part and parcel
2 of what we've seen. So thank you for your hard work and
3 your efforts. And I'm sure things are going to work out
4 fine.

5 Thank you.

6 MAYOR PETRACCO: Russ, this is my final comment as
7 it comes to my head. You know, you and I have had many
8 conversations with the boards. And I have to say growing up
9 in Nutley, you know, it was always good that --and it was
10 always the perception that Nutley school systems were so
11 good. And obviously that drove our house market. And I've
12 learned a lot, you know, through (indiscernible) exiting and,
13 you know, who do we want to attract to Nutley and, you know,
14 how are we going to attract the millennials because they seem
15 to be the, you know, next generation.

16 And when we were kids growing up here and our
17 parents were buying homes here the one thing that our
18 parents did have in their hand was their iPhone. Now today,
19 you know, I hear it all the time. You know, people go right
20 on their phone and there's your test scores. There's your
21 ratings for the schools. And these are the things that I
22 really am passionate for and, you know, that we need to keep
23 investing in our education system here in Nutley and it has
24 to improve. It has to keep improving. And I think we're on
25 the right track because today it's not just word of mouth

1 that brings families from the surrounding communities into
2 Nutley, you know, to want to live in our town. Now it's
3 they go on their -- they don't call the Mayor's office or
4 the board of ed. They go right on their phone and all the
5 information is at its fingertips.

6 So I know that our board and myself are really
7 committed to giving you the tools which you need to keep our
8 school systems stellar and moving in the right direction.
9 And the residents' reward for that will be higher house
10 values, you know, and a driving market because people want
11 to live where the school systems are good.

12 MR. LAZOVICK: And the knowledge that you're
13 providing the absolute best for (indiscernible). As much as
14 a school district or as a community (indiscernible), the
15 school district is a direct (indiscernible) community its
16 in. Based on the heart of this community as I've got to
17 know it in the past four years (indiscernible). That's
18 here. I really think the sky is the limit and
19 (indiscernible) we're looking for big things.

20 And, again, I and the board thank you very much
21 for your cooperation and I look forward to more.
22 (Indiscernible).

23 MAYOR PETRACCO: Thank you so much for coming.

24 MR. LAZOVICK: Have a good night.

25 MAYOR PETRACCO: Have a great night, Russ.

1 Okay. With that being said, tonight's public
2 hearing, this is on behalf of the board of commissioners,
3 Number 3325, an ordinance of the Township of Nutley, County
4 of Essex, State of New Jersey authorizing the acquisition of
5 land known as 307-309 Franklin Avenue and also known as
6 Block 6001, Lot 10, pursuant to the local land and buildings
7 law. I produce this ordinance.

8 I need a motion to open up the public portion of
9 the meeting.

10 COMMISSIONER SCARPELLI: Move it.

11 COMMISSIONER ROGERS: Second.

12 THE CLERK: Commissioner Rogers.

13 COMMISSIONER ROGERS: Aye.

14 THE CLERK: Commissioner Tucci.

15 COMMISSIONER TUCCI: Aye.

16 THE CLERK: Commissioner Evans.

17 COMMISSIONER EVANS: Aye.

18 THE CLERK: Commissioner Scarpeli.

19 COMMISSIONER SCARPELLI: Aye.

20 THE CLERK: Mayor Petracco.

21 MAYOR PETRACCO: Aye.

22 Is there anyone here this evening that would like
23 to comment on Ordinance 3325.

24 Please come to the mic. State your name and
25 address for the record.

1 DR. PUNTARERO: Good evening. My name is Dr.
2 Donna Puntarero (ph). I'm the property owner at 299
3 Franklin Avenue, three buildings down from the Davis
4 building.

5 I don't have an issue or any concerns regarding
6 the school (indiscernible). I think it's wonderful and I'm
7 glad the superintendent spoke so well and enlightened us all
8 of the need for the expansion (indiscernible).

9 My concern is the time frame and the deadline of
10 actual construction of what is planned (indiscernible) that
11 property, how long the board of ed is going to wait to do
12 it, and how are they going to delineate the actual board of
13 ed property versus the other properties that are adjoined to
14 that parking lot.

15 Right now there is a big concern of the property
16 owners there because of the high traffic area. Every single
17 day there are cars in and out of the private property that
18 we have already thinking that it's board of ed property.
19 What's going to be done to distinguish that our private
20 property versus the board of ed (indiscernible).

21 And in addition to that my other concern is this:
22 That whole corner, that whole area is gridlock
23 (indiscernible) starting at 2:30. If I don't get to my
24 office at 2:30 to start at three I can't get through. With
25 the increase in students there if you're moving sixth

1 graders there, what's the proposed pickup and drop-off
2 areas. Has that been -- has that been worked on, and will
3 these plans be available to the property owners and the
4 neighbors in that area?

5 MAYOR PETRACCO: I -- I think, Doctor, that this
6 is a work in progress. This is the first step in buying the
7 piece of property. We have looked at very preliminary
8 plans, but I think it would be a team effort, you know, on
9 our part, the board of ed's part and your part to get
10 together with these concerns and that when these blueprints
11 become official documents, that we could work together to
12 make sure that we don't impose on your practice and that,
13 you know, the best end result can be attained for all -- for
14 everyone.

15 DR. PUNTARERO: Well, I should hope that before
16 the blue prints become facts that --

17 MAYOR PETRACCO: No. No. No. No. No, not
18 before --

19 DR. PUNTARERO: -- that it would --

20 MAYOR PETRACCO: -- it. I'm saying if, you
21 know, if you give me what your concerns are as we go through
22 that process, you know, I would raise those questions or
23 even -- really, I mean, I would do that, but also it's
24 really the board of ed, too, and I know that you would want
25 to talk to them as the process is going on.

1 So it's not too late, you know, to (indiscernible)

2 --

3 DR. PUNTARERO: All right. Fair --

4 MAYOR PETRACCO: -- to address it.

5 DR. PUNTARERO: -- fair enough. I mean, that's --

6 MR. GENITEMPO: May I -- may I answer the
7 doctor once second? I'll call her Donna because --

8 DR. PUNTARERO: Go ahead. That's fine.

9 MR. GENITEMPO: Donna, the other thing is
10 it (indiscernible) approved (indiscernible) fire department
11 (indiscernible) review (indiscernible).

12 DR. PUNTARERO: Okay. That's -- I wasn't aware of
13 that because there's been an -- and that's why I'm here
14 tonight because (indiscernible) I don't really go by rumor.
15 I go by fact.

16 MR. GENITEMPO: It's all rumors because we would
17 know.

18 DR. PUNTARERO: Exactly. So that's why I'm asking
19 what -- you know, if there, in fact, is a plan. I know I
20 would and I know (indiscernible) would as well. I don't know
21 who else is here, but I think that would just be right that
22 we do know what's going on and what the intentions are and
23 what will happen with respect to that property.

24 MR. GENITEMPO: I --

25 MR. GENITEMPO: If I could --

1 MR. GENITEMPO: There will be a referendum,
2 too, and that will (indiscernible).

3 MR. GENITEMPO: I think there will be many,
4 many (indiscernible) public input (indiscernible).

5 DR. PUNTARERO: Okay. Fair enough.

6 COMMISSIONER TUCCI: Donna, this is just the
7 very, very first step. There is no plan that's cast in
8 concrete at this point. The demographer has provided the
9 board and they've shared that with us as to what they
10 (indiscernible).

11 DR. PUNTARERO: And that's --

12 COMMISSIONER TUCCI: But ultimately what the
13 solution (indiscernible) address that need, we're nowhere
14 near there.

15 DR. PUNTARERO: Okay. That's -- you know --

16 COMMISSIONER TUCCI: All right. There are a lot
17 of concepts --

18 DR. PUNTARERO: -- it's the first step, but I want
19 to be part of that first step because --

20 COMMISSIONER TUCCI: You absolutely need to be
21 part of that process --

22 DR. PUNTARERO: -- I'm within --

23 COMMISSIONER TUCCI: -- as well as everyone
24 else. This will be a transparent process, all right.

25 Everyone will be informed every step of the way and we will

1 --

2 DR. PUNTARERO: Absolutely.

3 COMMISSIONER TUCCI: -- make this decision
4 together.

5 COMMISSIONER EVANS: And, Donna, just so, you know,
6 I wrote down your concerns. It's delineating private for --
7 versus school -- private property versus school property, how
8 do you determine right of way and access, right
9 (indiscernible). Also, the nature of drop -- pickup and drop
10 off areas designated because of the
11 (indiscernible). I heard all of those. And you being a
12 property being on the end of Church Street and the right of
13 way that goes across the back, I appreciate your concern
14 about the heavy flow of traffic.

15 I also think also as well is that you've been very
16 patient and you're tolerant of the fact that, you know, the
17 kids like to sit on your steps. They like to sit in your
18 yard. They -- sometimes they don't clean up and I
19 appreciate your patience and understanding.

20 But I think all of your points are really
21 important for the board to understand and for the planners
22 to understand, and what we are -- and where we are at
23 (indiscernible) we're just on a very early stage. But we'll
24 make sure that your voice is heard as well as other -- the
25 other owners that are -- that are there as well --

1 DR. PUNTARERO: Okay.

2 COMMISSIONER EVANS: -- need to be heard.

3 DR. PUNTARERO: That's fine. Thank you for your
4 time.

5 MAYOR PETRACCO: Thank you so much, Donna.

6 Is there anyone else here that would like to
7 comment on Ordinance Number 3325?

8 MS. LANDRY: Pennie Landry, 135 Lakeside Drive. I
9 was at a board of ed meeting where there was actually DeCaro
10 (ph) I believe is the board of ed's architect and they do
11 have three building plan schemes that have been looked at by
12 a committee that were discussed at a board of ed meeting.

13 So maybe, Donna, you could ask one of the board of
14 ed members if they could let you look at the plans that have
15 been prepared. And there was a committee that has been
16 reviewing those three architectural renderings that do
17 consist of 21 classrooms and a walkway. So there are three
18 different plans that have been prepared for the school board
19 that you may want to look at as well. Okay.

20 It was referenced that there were two individuals
21 who reviewed the appraisals. Is it public knowledge who
22 those two individuals who reviewed the appraisals?

23 MAYOR PETRACCO: Counsel, do we have their
24 names?

25 MR. GENITEMPO: Yes. Now that the need for

1 (indiscernible).

2 MS. LANDRY: Okay. And who are they?

3 MR. GENITEMPO: (Indiscernible). I apologize,
4 but that (indiscernible).

5 MS. LANDRY: So Ray McCarthy was one of the
6 reviewers and someone else who we don't know their name.
7 And who was the appraiser?

8 MR. GENITEMPO: Mark Hendricks (ph).

9 UNIDENTIFIED SPEAKER: Mark Hendricks, the --

10 MS. LANDRY: Mark Hendricks, the same Mark
11 Hendricks who does the appraisals in town for assisting Mr.
12 Lebreezie (ph), our contract appraiser, correct?

13 MR. GENITEMPO: Correct.

14 MS. LANDRY: Okay. So (indiscernible). And what
15 was the appraisal?

16 UNIDENTIFIED SPEAKER: (Indiscernible).

17 MS. LANDRY: At or above?

18 UNIDENTIFIED SPEAKER: (Indiscernible).

19 MS. LANDRY: So what was the appraisal price?

20 UNIDENTIFIED SPEAKER: (Indiscernible).

21 MS. LANDRY: Oh, we're just on the Davis property.
22 Isn't this the --

23 MR. GENITEMPO: I believe it was 925.

24 MS. LANDRY: Is this the Davis property public
25 hearing?

1 MR. GENITEMPO: Yes.

2 COMMISSIONER EVANS: 905. I'm sorry. 905.

3 MS. LANDRY: So it appraised for 905?

4 COMMISSIONER EVANS: Yes.

5 MS. LANDRY: And what is our purchase price?

6 COMMISSIONER EVANS: 900 less what they call a
7 related transfer fee. We're still going to fine tune it,
8 but right now the number is 891,000 and change.

9 MS. LANDRY: 891. And who is the broker?

10 UNIDENTIFIED SPEAKER: (Indiscernible).

11 MS. LANDRY: No broker so there will be no broker
12 fees, no commissions. This is direct with --

13 COMMISSIONER EVANS: Correct.

14 MS. LANDRY: -- the owner and the owner of the
15 property is?

16 UNIDENTIFIED SPEAKER: (Indiscernible).

17 MS. LANDRY: Oh, okay, because there was another
18 name in the records, some kind of LLC. Okay. So it is a
19 business entity. Okay. All right. Thanks.

20 And the other thing is the tenants that are
21 currently there, what is the total monthly rent that will be
22 collected by the Township of Nutley from both the
23 residential and the retail tenants?

24 MR. GENITEMPO: (Indiscernible) total for the site
25 exclusive (indiscernible) a year.

1 MS. LANDRY: \$84,000 a year and that's for how
2 many apartments?

3 COMMISSIONER EVANS: Two apartments and one
4 commercial unit.

5 MS. LANDRY: Two apartment and the bike -- two
6 apartments and one commercial unit is going to generate
7 \$84,000 a year?

8 COMMISSIONER EVANS: I'm sorry. Four
9 apartments.

10 MR. GENITEMPO: Four apartments.

11 MS. LANDRY: Okay. Four apartments, one
12 commercial unit, \$84,000. And who will get the rent from
13 the bike shop?

14 UNIDENTIFIED SPEAKER: (Indiscernible).

15 MS. LANDRY: (Indiscernible) Mr. Davis owns the
16 bike shop?

17 COMMISSIONER EVANS: Yes, he does. But we --

18 MS. LANDRY: Okay. And so part of --

19 COMMISSIONER EVANS: -- the town will purchase
20 it and then the revenues -- those revenues will transition
21 and be paid to the township --

22 MS. LANDRY: Okay.

23 COMMISSIONER EVANS: -- and go in the general
24 revenue fund.

25 MS. LANDRY: Okay. So we're purchasing a building

1 for \$891,000 that's going to generate \$84,000 a year in
2 revenue.

3 Thank you.

4 MAYOR PETRACCO: Is there anyone else this evening
5 that would like to comment on Ordinance Number 3325?

6 Seeing no one I need a motion to close the public
7 hearing.

8 COMMISSIONER SCARPELLI: I move.

9 THE CLERK: I need a second.

10 MAYOR PETRACCO: Oh, I'm -- excuse me, sir.

11 THE CLERK: Oh, I'm --

12 MAYOR PETRACCO: Please state your name and
13 address for the record.

14 MR. HENNING: Neal Henning (ph), 31 Terrace
15 Avenue, Nutley.

16 First I want to congratulate the commissioners on
17 the managing of the town's debt. It's very low and
18 obviously we like that because it gives us flexibility
19 should there be any type of emergency.

20 Like you said opportunities come up. You take
21 advantage of them. There was an opportunity though before
22 on 184 Franklin Avenue. Was that something that we ever
23 looked at?

24 COMMISSIONER EVANS: The 184, what's 184?

25 MR. HENNING: That is the new Mecca building that

1 used to be the -- next to the pizzeria there.

2 COMMISSIONER EVANS: We did not look at that
3 property. It was presold.

4 MR. HENNING: What do you mean presold? It was up
5 for sale for longer than these two properties.

6 UNIDENTIFIED SPEAKER: Yes. And we didn't look at
7 it at that time and when we had --

8 MR. HENNING: Doesn't that side of town need more
9 parking than the side --

10 COMMISSIONER EVANS: Yes, it does.

11 MR. HENNING: -- that we're looking at?

12 COMMISSIONER EVANS: Yes, it does.

13 MR. HENNING: Okay. So that's a property that we
14 never -- what was the impetus to look at these properties as
15 opposed to not looking at that one?

16 COMMISSIONER EVANS: The first stage was the --for
17 us to be involved was actually working with the school board
18 to look at the necessary expansion of the infrastructure. So
19 that actually started that. And then the next step happened
20 to be becoming aware of the immediate sale, the imminent sale
21 of the Ciccolini property.

22 MR. HENNING: The addition that's going to be
23 going on to this Davis property, does the board -- do the
24 commissioners have any idea what the referendum amount will
25 be for that?

1 COMMISSIONER EVANS: Not yet.

2 COMMISSIONER TUCCI: The plans aren't even
3 finalized yet. So the board -- the board wouldn't -- let me
4 -- let me just finish my sentence. The board wouldn't be
5 able to move forward with any plans, all right, until they
6 control the property. So we're just at the very early stages
7 of purchasing the property, but the township is purchasing
8 the property. So obviously there would have to be an
9 agreement between the township and the board as to control of
10 the property and, obviously, there needs to be a lot of
11 discussion going on, all right, despite what plans may be
12 available now and what has been discussed to date.

13 That plan may be enlarged. It may encompass more
14 properties, all right, because the one thing we don't want to
15 do is make mistakes that have been made in the past. And
16 I'll give you a prime example, Montclair Radiology, wonderful
17 business. All right. But if that was still a train station,
18 all right, our property values would be even better than what
19 they are today. Look at some of the more successful
20 townships and there's a rail line there.

21 So what we don't want to do is miss an opportunity
22 and be short-sighted. All right. So that's why we're taking
23 the actions that we are now.

24 And, again, these are not actions that are taken
25 lightly. I mean, we've thought about this. We've

1 deliberated over this for many, many months. All right.
2 And what ultimately goes there is not only going to meet the
3 needs of today, but the needs moving into the future
4 because, again, we don't want to be short-sighted and just
5 satisfy today's needs.

6 MR. HENNING: Understood.

7 So with that being said, then, is it fair to say
8 that the board of ed will have the full support of all the
9 commissioners for the referendum and will -- all the
10 commissioners will --

11 MAYOR PETRACCO: I think that --

12 MR. HENNING: -- hope to work to get that passed?

13 MAYOR PETRACCO: I think that depends on
14 what exactly it is and what they're putting out. What it
15 encompasses, how it helps us, how it helps our students and
16 what it looks like for the future of Nutley before we could
17 just say yes or no to anything. I mean, once we get plans
18 and see what the whole package is trying to deliver, it's
19 hard to make a decision on what we're going to do.

20 MR. HENNING: Well, what are we buying the
21 building for then?

22 MAYOR PETRACCO: We're buying the building for an
23 opportunity to correct the problems that are in the school
24 system.

25 MR. HENNING: So we're letting the school -- we

1 are working -- the school is working with that and they're
2 putting together the project. So I'm missing the part where
3 they would -- that you would have the -- that you would be
4 giving them the support. If you're supporting them by
5 buying the property, why wouldn't you support them to pass
6 the referendum?

7 COMMISSIONER EVANS: The only way I would
8 characterize it, right, and I don't want to speak for the
9 board. But it would be my position is we are purchasing this
10 with the intent that once they complete their planning
11 process, once they sit down and go through that planning
12 process with the board of commissioners we will achieve a
13 point where we will all stand together and support the need
14 for the expansion of schools.

15 It's absolutely necessary that we come up with the
16 right plan to expand the schools. It's necessary. So the
17 simple fact is let's get to the right plan and if we -- once
18 we do that, this board, I believe, will stand together. I
19 know I will and I will commit to that. But my expectation is
20 is that I want to see that plan and I want to go over it and
21 I want to understand it fully.

22 And as Commissioner Tucci said, we're on the early
23 side of that. So you're asking an end game question and I'm
24 not there yet, but --

25 MR. HENNING: Yeah. I mean, it just seems kind of

1 --

2 COMMISSIONER EVANS: -- that's the intent.

3 MR. HENNING: It just seems kind of strange that
4 we're -- you said this end game, but we're buying a piece of
5 land that is part of that first step. So it's not really
6 the end game if you're already purchasing it for that
7 purpose.

8 COMMISSIONER EVANS: The purpose right now is that
9 we could -- we could have sat back as a board and simply
10 said, guys, figure it out. Buy the property you need to buy.
11 And that would be a missed opportunity and we didn't want
12 that to happen.

13 MR. HENNING: When is the -- since when does the --
14 when does the town get into the landlord business? That's not
15 what we're -- that's not why we bought the property. We
16 didn't buy it for the \$84,000 --

17 COMMISSIONER EVANS: Absolutely. We're not in the
18 landlord --

19 MR. HENNING: -- worth of revenue.

20 COMMISSIONER EVANS: -- business. We're not going
21 to -- but we're not going to lose the revenue and we're --
22 and build the plan --

23 MR. HENNING: I understand. But I'm saying, like
24 it's --

25 COMMISSIONER EVANS: Then why say that?

1 MR. HENNING: It was for the -- because you're
2 saying we're kind of getting -- giving the horse before and
3 that's not the case.

4 COMMISSIONER EVANS: It's step one. We're not
5 getting before anything. It's --

6 MR. HENNING: Step one to get the --

7 COMMISSIONER EVANS: -- just step one.

8 MR. HENNING: -- get the addition on the middle
9 school.

10 UNIDENTIFIED SPEAKER: Yeah.

11 MR. HENNING: Right. So that's why I don't
12 understand why -- what the hesitation would be on the
13 referendum piece.

14 COMMISSIONER SCARPELLI: The hesitation --

15 MR. HENNING: A referendum is going to be going
16 out.

17 COMMISSIONER SCARPELLI: Right. The hesitation, I
18 think, is pretty obvious. Okay. Number one, we need to
19 assess what the physical impact will be on that area and
20 everyone in that area, and we also need to assess what the
21 financial impact will be depending on what the tax climate is
22 and what the climate in the economy is --

23 MR. HENNING: Okay.

24 COMMISSIONER SCARPELLI: -- and how well the
25 economy is or isn't doing.

1 MR. HENNING: Fine. So --

2 COMMISSIONER SCARPELLI: And we don't know what that
3 referendum is going to encompass. is it going to encompass
4 the middle school; is it going to encompass some of the
5 elementary schools and the high school. We have no idea what
6 it's going to encompass. To ask us to -- are you going to
7 support the referendum? No. In concept, we support buying
8 the property to address the problems that the elementary
9 school and to bring the sixth grade to the middle
10 school. That's the concept.

11 COMMISSIONER SCARPELLI: Now if the question is do
12 we support education in Nutley, the answer is absolutely.

13 MR. HENNING: Obviously.

14 COMMISSIONER SCARPELLI: All right. But not
15 having all that other information it would be premature and,
16 quite frankly, irresponsible for us to say whether or not we
17 support something that we don't know what the elements of it
18 are.

19 MR. HENNING: So where we're going with this is at
20 -- we're just going to be landlords picking up the 84 grand
21 until such time as they come up with something that everybody
22 agrees with.

23 MAYOR PETRACCO: Oh, we're looking to --

24 COMMISSIONER SCARPELLI: It could be two years,
25 five years, ten years, twenty years from now.

1 MAYOR PETRACCO: We're -- you know, Neal, I think
2 it's like the chicken and the egg. It's like what comes
3 first, right? So if we missed the opportunity to buy the
4 property and that property, I believe, had interesting
5 parties on it, Commissioner Evans?

6 MR. HENNING: I get it. I get it.

7 MAYOR PETRACCO: So it's -- at a certain point you have
8 to jump.

9 MR. HENNING: I get it. And it -- and getting the
10 84 --

11 MAYOR PETRACCO: But let me just --

12 MR. HENNING: -- grand, it covers --

13 MAYOR PETRACCO: But let me just say my
14 part, Neal. My -- excuse me, Commissioner Evans. My part
15 is, is this. We are going to take a look at what the board
16 of education comes back with us, you know, and hopefully
17 we're going to get together.

18 But like any real estate investment, we have
19 something solid. It's not like we're going down to Atlantic
20 City with money and throwing it on black. We could always
21 regroup -- if we -- for some reason we can't get together
22 with the board of education, which I know that we will, what
23 -- we still have a valuable piece of property that if we
24 would have to sell it, we can.

25 MR. HENNING: And whose department is going to be

1 in charge of that maintenance on that property now?

2 MAYOR PETRACCO: Oh, parks and rec will be in
3 charge of maintenance.

4 MR. HENNING: Parks and rec?

5 MAYOR PETRACCO: Actually, parks and public
6 property. Yes.

7 MR. HENNING: Parks and public property.

8 COMMISSIONER TUCCI: And in the interim the
9 84,000 that will be revenue coming into the town will help
10 offset --

11 MR. HENNING: Of course.

12 COMMISSIONER TUCCI: -- the debt service. So it's
13 pretty much a no-brainer. I mean, it's not -- it's not that
14 we're getting into the real estate business or we're going to
15 be buying up properties all around town just to collect --

16

17 MR. HENNING: That's what I'm trying --

18 COMMISSIONER TUCCI: -- rents. That's not our
19 function.

20 MR. HENNING: That's what I'm trying to understand
21 because that's what it's starting to sound like. So that's
22 why I wanted to see --

23 COMMISSIONER TUCCI: No.

24 COMMISSIONER TUCCI: No. No. No.

25 MR. HENNING: -- if we actually have --

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COMMISSIONER TUCCI: And, Neal, you're a smart
guy --

-- MR. HENNING: I'm trying to understand which one

COMMISSIONER TUCCI: -- and that's a legitimate
question. All right.

MR. HENNING: I'm trying to understand which
properties are viable and which ones aren't. And where --

COMMISSIONER EVANS: Yeah. So --

MR. HENNING: -- are other --

COMMISSIONER EVANS: Neal, to your point, that's
what I said. It's a -- simply it's a first step. The --
I'm not aware of any intention on the part of the school
board to wait five, ten years to figure out what they want
to do. They're actively working on plans. We have to sit
down and go through those as the next step.

We've purchased a valuable asset. The asset has a
revenue stream associated with that. Commissioner Tucci's
department will maintain the asset. My department will
collect the money on the asset. All right. And we'll make
sure that it's available for the benefit of the town.

We do expect that whatever they're going to come
forth in a referendum will be a referendum that addresses
the needs of our schools and that for -- I would like to
achieve a point (indiscernible) finally we stop talking

1 about the needs of our schools.

2 We just heard tonight academically we're on the
3 right path. We're now going to address the infrastructure
4 and I would like to get to a point where we've said, we've
5 done the right things. We can look back on it and say we've
6 done the right things. Our children are excelling. Our
7 values of our homes are going up. People still think Nutley
8 is a desirable place. That's the direction where we want to
9 go.

10 MR. HENNING: I would like to see us get that
11 direction as well.

12 Thank you.

13 MAYOR PETRACCO: Thank you.

14 Is there anyone else this evening -- oh, okay.
15 Yes, sir, your name and address for the record.

16 MR. LACURSHIO: Vince Lacurshio (ph), 14 Coeyman
17 Avenue. Sorry. I just want to take the moment to encourage
18 you guys to keep looking forward, keep planning for the
19 forward. To me, this is an investment in our community. To
20 me, the board of ed, the commissioners, we're all on the
21 same team. Okay. We're in this together. Keep doing the
22 job you're doing. It's great. I encourage -- I would have
23 paid more money for that property, but that's me. So keep
24 -- I just want to thank you for your work and just keep
25 looking forward. Let's not be reactive like a lot of times

1 we are in the past. Let's keep being proactive. That's
2 what I have to say.

3 MAYOR PETRACCO: Thank you.

4 COMMISSIONER ROGERS: Vinny, Vinny, before you
5 go, I like to seize opportunities. I want to thank you for
6 something. I may have mentioned this to you before, but
7 it's something that I know (indiscernible) all of us --

8 MR. LACURSHIO: Free turkey?

9 COMMISSIONER ROGERS: No. No. Not a free
10 turkey.

11 (Laughter)

12 COMMISSIONER ROGERS: You've got -- you've got --

13 MR. LACURSHIO: I need a 23 pounder.

14 (Applause)

15 COMMISSIONER ROGERS: You've got a sign that's
16 been there a long time. People take note of it. The
17 neighborhood (indiscernible). You've kept the flavor of
18 Nutley, the character of Nutley and done it in word and
19 deed, but I just want you to know how much that sign means
20 to a lot of people in this town because I do hear about it.
21 And I'm sure, fellows, you've heard from time to time that
22 they've really kept the character of this community as a --a
23 neighborhood town.

24 So I just want to take this time to thank you.

25 Thank you very much.

1 MR. LACURSHIO: My pleasure. Thank you for that.

2 MAYOR PETRACCO: Thank you.

3 And I would just like to comment and say one more
4 comment before we close the public portion of the meeting.

5 We are very committed, this board of
6 commissioners, and also the board of ed is that over the
7 years we've had the perception of the school system isn't
8 what it used to be and they're slipping and, you know,
9 people don't want to move into the town.

10 We are very committed, and I know I am, that we're
11 not going to watch the game get away from us. We are going
12 to swing the bat up here and hopefully 50 years from now
13 when our kids are having their kids and our grandkids are
14 here we're going to have a town that everyone could be proud
15 of. And we're going to have an education system that is
16 second to none.

17 However, we don't have a crystal ball up here.
18 But we're not going to say 50 years from now this body, this
19 governing body that's before us, you know what, they didn't
20 do anything. They didn't take any chances. All they did
21 was aye and nay and no and yes.

22 So I just want everybody to know that we are very
23 committed to swinging the bat here and to make sure that our
24 grandkids and our children and yours have the same
25 opportunity that we all here in Nutley that are from here

1 had the same chance to achieve our dreams and our goals.

2 Any other commissioners? Any other comments,
3 Commissioners, I meant to say?

4 COMMISSIONER ROGERS: I don't think we need any
5 more commissioners.

6 MAYOR PETRACCO: Thank you.

7 I move to close the public portion of the meeting.

8 COMMISSIONER TUCCI: Second.

9 THE CLERK: Commissioner Rogers.

10 COMMISSIONER ROGERS: Aye.

11 COMMISSIONER EVANS: Commissioner Tucci.

12 COMMISSIONER TUCCI: Aye.

13 THE CLERK: Commissioner Evans.

14 COMMISSIONER EVANS: Aye.

15 THE CLERK: Commissioner Scarpeli.

16 COMMISSIONER SCARPELLI: Aye.

17 THE CLERK: Mayor Petracco.

18 MAYOR PETRACCO: Aye.

19 I move the ordinance.

20 COMMISSIONER TUCCI: Second.

21 THE CLERK: Commissioner Rogers.

22 COMMISSIONER ROGERS: Aye.

23 COMMISSIONER EVANS: Commissioner Tucci.

24 COMMISSIONER TUCCI: Aye.

25 THE CLERK: Commissioner Evans.

1 COMMISSIONER EVANS: Aye.

2 THE CLERK: Commissioner Scarpeli.

3 COMMISSIONER SCARPELLI: Aye.

4 THE CLERK: Mayor Petracco.

5 MAYOR PETRACCO: Aye.

6 Thank you.

7 Okay. Ordinance Number 3327, we are going to
8 defer this to our next meeting, correct, Counsel?

9 MR. GENITEMPO: Yes, Mayor. We are going to defer
10 it. We're still in negotiations on some items in it, so
11 (indiscernible) right -- right time to just defer to the
12 next meeting.

13 MAYOR PETRACCO: Thank you.

14 Commissioner Tucci, we'll move on to the
15 resolutions.

16 COMMISSIONER TUCCI: Thank you, Mayor.

17 Whereas the Township of Nutley has a need to
18 acquire specialized professional services as a fair and open
19 contract pursuant to the provision of NJSA 19:44A-20.5 and
20 whereas the Department of Parks and Public Property has
21 determined that there is a need to acquire specialized
22 professional services for air conditioning, plumbing,
23 heating, and refrigeration service and purchase of equipment
24 and supplies, and whereas the municipal clerk is hereby
25 authorized and directed to advertise for sealed bids for air

1 conditioning, plumbing, heating and refrigeration service
2 and purchase of equipment and supplies now, therefore, be it
3 resolved by the Board of Commissioners, Township of Nutley,
4 County of Essex, State of New Jersey that sealed bids shall
5 be due on Wednesday, December 16th, 2015 at 3 p.m. addressed
6 to the Municipal Clerk, Nutley Township Hall, 1 Kennedy
7 Drive, Nutley, New Jersey at which time they will be
8 publicly opened and read.

9 I move the resolution.

10 COMMISSIONER EVANS: Second.

11 THE CLERK: Commissioner Rogers.

12 COMMISSIONER ROGERS: Aye.

13 COMMISSIONER EVANS: Commissioner Tucci.

14 COMMISSIONER TUCCI: Aye.

15 THE CLERK: Commissioner Evans.

16 COMMISSIONER EVANS: Aye.

17 THE CLERK: Commissioner Scarpeli.

18 COMMISSIONER SCARPELLI: Aye.

19 THE CLERK: Mayor Petracco.

20 MAYOR PETRACCO: Aye.

21 COMMISSIONER TUCCI: Whereas the Township of
22 Nutley has the need to acquire specialized professional
23 services as a fair and open contract pursuant to the
24 provision of NJSA 19:44A-20.5 and whereas requests for
25 qualifications for Township Forester were received and

1 opened on September 23rd, 2015 by the township clerk, and
2 whereas the most responsible and responsive requests for
3 qualifications was from Shade Tree Department, LLC, John
4 Linson, P.O. Box 6089, West Orange, New Jersey, and whereas
5 the Shade Tree Department, LLC, John Linson, New Jersey
6 certified tree expert Number 9198 has provided these
7 services in the past to the Township of Nutley and is
8 particularly suited to provide continued service, and
9 whereas the term of this contract is for a one year period
10 commencing on September 1, 2015 and continue through August
11 31st, 2016, and whereas the contract is not to exceed
12 \$22,000 and funds are available from Account 5-01-512-200 in
13 the amount of 5,000, in 6-01-512-200 in the amount of 17,000
14 funds having been certified by the chief financial officer,
15 said certification being attached to this resolution, now,
16 therefore, be it resolved by the Board of Commissioners,
17 Township of Nutley, County of Essex, State of New Jersey
18 that a contract be awarded to Shade Tree Department, LLC,
19 John Linson as described herein, the response to requests
20 for qualification be placed on file with this resolution and
21 notice of this action shall be printed once in the Nutley
22 Sun in accordance with local public contracts law.

23 I move the resolution.

24 COMMISSIONER EVANS: Second.

25 THE CLERK: Commissioner Rogers.

1 COMMISSIONER ROGERS: Aye.

2 COMMISSIONER EVANS: Commissioner Tucci.

3 COMMISSIONER TUCCI: Aye.

4 THE CLERK: Commissioner Evans.

5 COMMISSIONER EVANS: Aye.

6 THE CLERK: Commissioner Scarpelli.

7 COMMISSIONER SCARPELLI: Aye.

8 THE CLERK: Mayor Petracco.

9 MAYOR PETRACCO: Aye.

10 COMMISSIONER TUCCI: The Township of Nutley has a
11 need to acquire specialized professional services as a fair
12 and open contract pursuant to the provision of NJSA 19:44A-
13 20.5 and whereas the request for qualifications for
14 insurance action and safety review board meetings were
15 received and opened on February 11th, 2015 by the township
16 clerk, and whereas resolution number 6615 stipulates that a
17 contract shall be for one year, 12 months, January 1, 2015
18 through December 31st, 2015 with an option for the township
19 to extend for one year, and whereas resolution 6615 has
20 provided the one-year extension option and the Board of
21 Commissioners for the Township of Nutley would like to
22 utilize the one-year option of said contract, and whereas C.
23 Walter Searle Insurance Agency, 410 Franklin Avenue, Nutley,
24 New Jersey has provided these services in the past to the
25 Township of Nutley and is particularly suited to provide

1 continued service, and whereas the term of this contract is
2 for a one-year period commencing on January 1, 2016 and
3 continuing through December 31st, 2016, whereas funds are
4 available from Account 6-516245 in the amount of \$10,000 and
5 have been certified by the chief financial officer, said
6 certification being attached to this resolution now,
7 therefore, be it resolved by the Board of Commissioners of
8 the Township of Nutley, County of Essex, State of New Jersey
9 that a contract be awarded to C. Walter Searle Insurance
10 Agency, LLC as described herein, that the response to the
11 request for qualifications shall be placed on file with this
12 resolution, and a notice of this action shall be printed
13 once in the Nutley Sun in accordance with local public
14 contracts law.

15 I move the resolution.

16 COMMISSIONER ROGERS: Second.

17 THE CLERK: Commissioner Rogers.

18 COMMISSIONER ROGERS: Aye.

19 COMMISSIONER EVANS: Commissioner Tucci.

20 COMMISSIONER TUCCI: Aye.

21 THE CLERK: Commissioner Evans.

22 COMMISSIONER EVANS: Aye.

23 THE CLERK: Commissioner Scarpeli.

24 COMMISSIONER SCARPELLI: Aye.

25 THE CLERK: Mayor Petracco.

1 MAYOR PETRACCO: I will abstain. I do some
2 business with Searle.

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

4 MAYOR PETRACCO: Thank you.
5 Commissioner Evans.

6 COMMISSIONER EVANS: Thank you, Mayor.

7 Whereas the local capital budget for the year 2015
8 was adopted on the 2nd day of June, 2015, and whereas it is
9 desired to amend said approved capital budget for the
10 purchase of property as noted as the Davis property for
11 \$900,000 and the Chickolini property for \$3,500,000, these
12 are the gross amounts for bonding purposes. The actual
13 purchases as we discussed are less than this.

14 Now, therefore, be it resolved by the Board of
15 Commissioners for the Township of Nutley that the following
16 amendments to the approved budget section be made and as
17 stated to include the 900,000 and 3.5 million.

18 So move.

19 COMMISSIONER TUCCI: Second.

20 THE CLERK: Commissioner Rogers.

21 COMMISSIONER ROGERS: Aye.

22 COMMISSIONER EVANS: Commissioner Tucci.

23 COMMISSIONER TUCCI: Aye.

24 THE CLERK: Commissioner Evans.

25 COMMISSIONER EVANS: Aye.

1 THE CLERK: Commissioner Scarpeli.

2 COMMISSIONER SCARPELLI: Aye.

3 THE CLERK: Mayor Petracco.

4 MAYOR PETRACCO: Aye.

5 COMMISSIONER EVANS: Whereas local government
6 units must prepare and submit a corrective action plan as
7 part of the annual audit process in accordance with OMB
8 Circular 133 -- A133 and 9801 now, therefore, be it resolved
9 by the Board of Commissioners for the Township of Nutley
10 that the attached corrective action plan for the audit for
11 the year 2014 is hereby approved. Be it further resolved
12 that a copy of this correction -- corrective action plan is
13 to be kept on file in the township clerk's office and one
14 certified copy is to be submitted to the director of the
15 Division of Local Governmental Services.

16 So move.

17 COMMISSIONER TUCCI: Second.

18 THE CLERK: Commissioner Rogers.

19 COMMISSIONER ROGERS: Aye.

20 COMMISSIONER EVANS: Commissioner Tucci.

21 COMMISSIONER TUCCI: Aye.

22 THE CLERK: Commissioner Evans.

23 COMMISSIONER EVANS: Aye.

24 THE CLERK: Commissioner Scarpeli.

25 COMMISSIONER SCARPELLI: Aye.

1 THE CLERK: Mayor Petracco.

2 MAYOR PETRACCO: Aye.

3 COMMISSIONER EVANS: Be it resolved by the Board
4 of Commissioners for the Township of Nutley, County of
5 Essex, State of New Jersey that the treasurer be and she is
6 hereby authorized to refund overpayments of tax charges for
7 Block 9701-95-C1308 for \$825.44 for the year 2013; for Block
8 300, Lot 1 for \$470,287.57; for Block 501-27 for \$1,680.10;
9 Block 400, Lot 9 for \$16,739.20 for a total refund of
10 \$489,532.31.

11 So move.

12 COMMISSIONER TUCCI: Second.

13 THE CLERK: Commissioner Rogers.

14 COMMISSIONER ROGERS: Aye.

15 COMMISSIONER EVANS: Commissioner Tucci.

16 COMMISSIONER TUCCI: Aye.

17 THE CLERK: Commissioner Evans.

18 COMMISSIONER EVANS: Aye.

19 THE CLERK: Commissioner Scarpeli.

20 COMMISSIONER SCARPELLI: Aye.

21 THE CLERK: Mayor Petracco.

22 MAYOR PETRACCO: Aye.

23 COMMISSIONER EVANS: The -- let's see. Be it
24 resolved by the Board of Commissioners for the Township of
25 Nutley in the County of Essex that the treasurer be and she

1 is hereby authorized to cancel water charges in the amount
2 of \$129,298.97 for the following reasons:

3 For each of the accounts in five of the areas an
4 error in reading the meter. In one area it's a billing
5 error and the other is it's a duplicate billing.

6 So move.

7 COMMISSIONER TUCCI: Second.

8 THE CLERK: Commissioner Rogers.

9 COMMISSIONER ROGERS: Aye.

10 COMMISSIONER EVANS: Commissioner Tucci.

11 COMMISSIONER TUCCI: Aye.

12 THE CLERK: Commissioner Evans.

13 COMMISSIONER EVANS: Aye.

14 THE CLERK: Commissioner Scarpeli.

15 COMMISSIONER SCARPELLI: Aye.

16 THE CLERK: Mayor Petracco.

17 MAYOR PETRACCO: Aye.

18 COMMISSIONER EVANS: Be it resolved by the Board
19 of Commissioners for the Township of Nutley, County of
20 Essex, State of New Jersey that in accordance with the
21 provision of RSA 40A:4-58 the following transfers of
22 appropriations in the 2015 be and the same are hereby
23 authorized and approved:

24 From tax assessor salary and wage 10,000; tax
25 collector salary and wage 30,000; municipal election 60,000;

1 social security 40,000; unemployment comp 49,000 to tax
2 assessor O&E for 10,000; tax collector O&E for 10,000;
3 clerk's salary and wage for 8,000; DCRP 1,000 pers. Those
4 are both in pension accounts for 10,000; and the capital
5 improvement fund for 150,000 for a total transfers of
6 189,000.

7 So move.

8 COMMISSIONER ROGERS: Second.

9 THE CLERK: Commissioner Rogers.

10 COMMISSIONER ROGERS: Aye.

11 COMMISSIONER EVANS: Commissioner Tucci.

12 COMMISSIONER TUCCI: Aye.

13 THE CLERK: Commissioner Evans.

14 COMMISSIONER EVANS: Aye.

15 THE CLERK: Commissioner Scarpeli.

16 COMMISSIONER SCARPELLI: Aye.

17 THE CLERK: Mayor Petracco.

18 MAYOR PETRACCO: Aye.

19 COMMISSIONER EVANS: Thank you, Mayor.

20 MAYOR PETRACCO: Commissioner Scarpeli.

21 COMMISSIONER SCARPELLI: Whereas bids for the
22 2014-2015 acceptance of recycling vegetative waste to
23 include leaf and grass clippings were received and opened on
24 November 12th, 2014, and whereas S. Rotondi & Sons, P.O. Box
25 1407, Summit, New Jersey was awarded a contract for the

1 removal and recycling of Class B clean wood brush in the
2 amount of \$6 per cubic yard, for the removal and recycle of
3 a Class C leaves in the amount of \$7.95 per cubic yard, and
4 for the removal of recycling of Class C grass clippings in
5 the amount of \$13.95 per cubic yard, whereas the terms of
6 the contract shall be extended for an additional year from
7 the extension award date November 25th, 2014 with the same
8 price option subject to availability of the funds and the
9 subsequent annual budget, and whereas the funds are
10 available in the Account Number 501-422209 in the amount of
11 \$6,000 and from Account Number 601-422209 in the amount of
12 \$55,000, and have been certified by the chief financial
13 officer, said certification being attached to this
14 resolution now, therefore, it be resolved by the Board of
15 Commissioners for the Township of Nutley, County of Essex,
16 State of New Jersey that a contract be awarded to S. Rotondi
17 & Sons not to exceed \$61,000 and that the Mayor and township
18 clerk are hereby authorized to enter into and sign said
19 contract for the Township of Nutley.

20 So move the resolution.

21 COMMISSIONER ROGERS: Second.

22 THE CLERK: Commissioner Rogers.

23 COMMISSIONER ROGERS: Aye.

24 COMMISSIONER EVANS: Commissioner Tucci.

25 COMMISSIONER TUCCI: Aye.

1 THE CLERK: Commissioner Evans.

2 COMMISSIONER EVANS: Aye.

3 THE CLERK: Commissioner Scarpeli.

4 COMMISSIONER SCARPELLI: Aye.

5 THE CLERK: Mayor Petracco.

6 MAYOR PETRACCO: Aye.

7 COMMISSIONER SCARPELLI: Be it resolved by the
8 Board of Commissioners for the Township of Nutley, County of
9 Essex, State of New Jersey that the township clerk is hereby
10 authorized to advertise for sealed bids for the Park Avenue
11 monopole co-location lease. The Township of Nutley received
12 on behalf of the Board of Commissioners in the commission
13 chambers, Township Hall, 1 Kennedy Drive, Nutley, New Jersey
14 on Wednesday, December 16, 2015 at 3 p.m. prevailing time
15 which they will be opened and read.

16 I move the resolution.

17 COMMISSIONER ROGERS: Second.

18 THE CLERK: Commissioner Rogers.

19 COMMISSIONER ROGERS: Aye.

20 COMMISSIONER EVANS: Commissioner Tucci.

21 COMMISSIONER TUCCI: Aye.

22 THE CLERK: Commissioner Evans.

23 COMMISSIONER EVANS: Aye.

24 THE CLERK: Commissioner Scarpeli.

25 COMMISSIONER SCARPELLI: Aye.

1 THE CLERK: Mayor Petracco.

2 MAYOR PETRACCO: Aye.

3 COMMISSIONER SCARPELLI: Be it resolved by the
4 Board of Commissioners for the Township of Nutley, County of
5 Essex, State of New Jersey that in accordance with Revision
6 RSA 40A4-58 the following transfers appropriations of 2015
7 budget be and the same were hereby authorized and approved:
8 (Indiscernible) salary and wage 10,000; to road repair and
9 maintenance and other expenses \$10,000; from sewer, other
10 expenses \$7,000; to parking lot salary and wages 7,000 for a
11 grand total of \$17,000.

12 I move the resolution.

13 COMMISSIONER ROGERS: Second.

14 THE CLERK: Commissioner Rogers.

15 COMMISSIONER ROGERS: Aye.

16 COMMISSIONER EVANS: Commissioner Tucci.

17 COMMISSIONER TUCCI: Aye.

18 THE CLERK: Commissioner Evans.

19 COMMISSIONER EVANS: Aye.

20 THE CLERK: Commissioner Scarpeli.

21 COMMISSIONER SCARPELLI: Aye.

22 THE CLERK: Mayor Petracco.

23 MAYOR PETRACCO: Aye.

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

25 MAYOR PETRACCO: Thank you.

1 Commissioner Rogers, do you -- you don't have
2 anything this evening?

3 COMMISSIONER ROGERS: Nothing, Mayor. Thank you.

4 MAYOR PETRACCO: Thank you.

5 I have one resolution.

6 Whereas NJSA 48:4-87 provides for the director of
7 the Division of Local Services may approve the insertion of
8 any special item in the budget of any county or municipality
9 when such item shall have been made available by the law and
10 the amount thereof was not determined at the time of the
11 adoption of the budget, whereas said director may also
12 approve the insertion of the item of appropriation for equal
13 amount now, therefore be it resolved by the Board of
14 Commissioners, Township of Nutley, County of Essex, State of
15 New Jersey hereby request that the director of Division of
16 Local Government Services to approve the insertion of an
17 item of revenue in the budget of year 2015 in the sum of
18 \$31,000 which is now available from the FEMA staffing for
19 adequate fire and emergency response, the SAFER grant, in
20 the amount of \$31,000.

21 Be it further resolved that the like sum of 50,000
22 be made -- be and the same is hereby appropriate under the
23 caption of general appropriations, appropriations excluded
24 from five percent caps, FEMA SAFER grant \$31,000, be it
25 further resolved that the above is the result of funds

1 from the FEMA staffing for adequate fire and emergency
2 response SAFER grant in the amount of 31,000, be it further
3 resolved that the township clerk will forward two certified
4 copies of this resolution to the director of local services.

5 I move resolution.

6 COMMISSIONER TUCCI: Second.

7 THE CLERK: Commissioner Rogers.

8 COMMISSIONER ROGERS: Aye.

9 COMMISSIONER EVANS: Commissioner Tucci.

10 COMMISSIONER TUCCI: Aye.

11 THE CLERK: Commissioner Evans.

12 COMMISSIONER EVANS: Aye.

13 THE CLERK: Commissioner Scarpeli.

14 COMMISSIONER SCARPELLI: Aye.

15 THE CLERK: Mayor Petracco.

16 MAYOR PETRACCO: Aye.

17 That concludes our business portion of the
18 meeting. Is there anyone here that would like to address
19 the board of commissioners?

20 MS. LANDRY: Pennie Landry, 135 Lakeside Drive. I
21 -- at the last meeting Commissioner Evans was not here and,
22 Mayor, you asked me to wait and ask the question when Mr.
23 Evans was here.

24 MAYOR PETRACCO: Sure.

25 MS. LANDRY: Has Tax Assessor Labrizzi resigned

1 or has he given the township his intention to resign?

2 COMMISSIONER EVANS: Mr. Labrizzi has actually
3 resigned and he is employed in another municipality. He is
4 no longer with the township.

5 MS. LANDRY: And who is acting as our tax
6 assessor?

7 COMMISSIONER EVANS: I'm sorry.

8 MS. LANDRY: Who is our acting tax assessor?

9 COMMISSIONER EVANS: George is covering until we
10 actually appoint a new tax assessor, which we're
11 (indiscernible).

12 MS. LANDRY: And will this be a full-time or a
13 part-time tax assessor?

14 COMMISSIONER EVANS: You know, it's an interesting
15 question. I'm -- given the size of the township and the
16 number of line items the (indiscernible), we could justify
17 going full-time. But I actually am working on a part-time
18 solution. I think it's time to give it a try.

19 MS. LANDRY: And this part-time solution, has this
20 position been advertised or is this --

21 COMMISSIONER EVANS: Yes.

22 MS. LANDRY: It has.

23 COMMISSIONER EVANS: Yes.

24 MS. LANDRY: And what is the salary range?

25 COMMISSIONER EVANS: Expected to be between 80 and

1 \$90,000.

2 MS. LANDRY: 80 and 90. And what was the full-
3 time salary range for Mr. Lebreezie?

4 COMMISSIONER EVANS: It was currently \$132,000.
5 It would have risen to (indiscernible) and change.

6 MS. LANDRY: 134. Okay. And 80 to 90 for part-
7 time.

8 COMMISSIONER EVANS: Correct. And we would also
9 experience savings as well because we would be subject to
10 paying 60 percent pension and in healthcare where today
11 we're paying (indiscernible).

12 MS. LANDRY: Okay. Great. Thank you. So he's no
13 longer here, but he's being paid on an hourly basis or --

14 COMMISSIONER EVANS: Right now he's not being paid
15 at all. He -- we were just getting the coverages
16 (indiscernible) part of the agreement.

17 MS. LANDRY: Okay. Great. Thank you.

18 Second question, someone asked me to ask this who
19 could not be here tonight. The transporting of PCBs and
20 undisclosed cargo through Nutley residential neighborhoods
21 resulted in four cubic yards of PCBs and lead being dumped
22 in the residential area on the track as a result of a
23 derailment this weekend due to potentially unsafe tracks.

24 How does the township intend to respond to
25 Roche regarding this and also the citizens of

1 Nutley?

2 MAYOR PETRACCO: We're going to hold everybody
3 accountable, and Roche told us tonight that they were not
4 going to be shipping any dirt through the train at all from
5 this point on.

6 MS. LANDRY: And how will the dirt be shipped
7 because --

8 MAYOR PETRACCO: By truck.

9 MS. LANDRY: By truck. So they're going to take
10 it on our roads instead of on the railroad?

11 MAYOR PETRACCO: I think they're going to go
12 through the Clifton side so it won't be on the Nutley side at
13 all.

14 MS. LANDRY: Okay. So why wasn't that the plan in
15 the beginning?

16 MAYOR PETRACCO: I guess it was more affordable to
17 do it by rail because of the volume of dirt, but that's a
18 Roche question.

19 MS. LANDRY: And given this railroad is being used
20 commercially, is -- how is the township being compensated, if
21 at all? Do we receive tax revenue or something for this
22 railroad or this railroad just is used? Obviously this line
23 makes money from Roche for transporting --

24 MAYOR PETRACCO: The right of way.

25 MS. LANDRY: -- contaminated soil. Is there --

1 MAYOR PETRACCO: The track.

2 MS. LANDRY: Huh?

3 COMMISSIONER TUCCI: It's owned by Northfork
4 Southern. It's a spur of Northfolk Southern. It was there
5 to transport, I guess, medicines and different --

6 MS. LANDRY: So that actual property is not Nutley
7 property. It's --

8 COMMISSIONER TUCCI: No. That's owned by Northfolk
9 Southern. If it was Nutley property we would try to
10 reestablish the train station that we spoke about earlier.

11

12 MS. LANDRY: Okay. All right.

13 (Laughter)

14 MS. LANDRY: Can we buy it from them? We seem to
15 be --

16 COMMISSIONER TUCCI: We would love to.

17 MS. LANDRY: -- buying property.

18 While we're on the subject of buying things, it
19 was two years ago next month that I first spoke at this
20 microphone and I've been attending lots of meetings. And I
21 made the request several times that our mic system be
22 improved. Tonight, there was a lot of in and out on the mic
23 which does not pick up when the minutes are being done.
24 And, also, we have a recording system that records these
25 meetings. However, we have planning board meetings. We

1 have zoning board meetings that are not recorded and
2 attending those meetings you cannot hear the people speaking
3 on the mics, particularly the planning board members.

4 So I would like to see maybe everybody needs to go
5 to a public speaking course or that we need to get the mics
6 improved so that the minutes do not contain inaudibles which
7 they do and so that people who are watching --

8 MAYOR PETRACCO: I think I would note it --are we
9 working on anything, Commissioner Tucci?

10 COMMISSIONER TUCCI: Yes. Actually, we've
11 contacted Franklin Central Communications who manages our
12 sound system here now to give us a price on a state of the
13 art sound system and also bring in an acoustical company,
14 all right. Because of the shape of this room and the
15 rounded ceiling the sound just bounces. So it's not always
16 picked up correctly.

17 So we are, in fact, in the process of doing that.
18 We're doing that in conjunction with the filming. As we
19 mentioned I believe going back when we first started filming
20 that we would be doing this. But we are following through
21 on it. We're waiting for the quotes to come back and come
22 budget time we'll also be speaking about filming and
23 broadcasting some of the other meetings.

24 MS. LANDRY: Great. Thank you very much.

25 I hear the timer.

1 MAYOR PETRACCO: Yeah.

2 MS. LANDRY: Does that mean I'm done even though
3 it's another topic?

4 MAYOR PETRACCO: (Indiscernible) really this is a
5 public comment session, but what's your question?

6 MS. LANDRY: Okay. Well, this is the only time we
7 have to ask questions.

8 MAYOR PETRACCO: No. It's not the only time you
9 have. You could always feel --

10 MS. LANDRY: Okay. I just have a quick question
11 --

12 MAYOR PETRACCO: -- free to call a commissioner
13 up.

14 MS. LANDRY: -- a quick question. I met with
15 Jason about the news website which is coming along great
16 even though we're closing in on two years, so I'm hoping
17 soon. And I asked about minutes for the economic
18 development advisory committee being available on the
19 nutleynewjersey.org website and I was told it was being
20 considered.

21 Has a decision been made as to if those minutes
22 will be available for the citizens --

23 MAYOR PETRACCO: Commissioner Evans?

24 MS. LANDRY: -- of Nutley?

25 COMMISSIONER EVANS: No.

1 MS. LANDRY: No, the decision has not been made --

2 COMMISSIONER EVANS: Correct.

3 MS. LANDRY: -- or, no, there will be no minutes?

4 COMMISSIONER EVANS: Yes to the decision has been
5 made and the answer is no.

6 MS. LANDRY: No decision has been made? Thank
7 you.

8 COMMISSIONER EVANS: Correct.

9 MS. LANDRY: Would you -- I would like to
10 respectfully ask that you consider making economic
11 development advisory committee meeting minutes available to
12 the public and that they also be open to the public.

13 Thank you.

14 MAYOR PETRACCO: Is there anyone else this evening
15 that would like to address the Board of Commissioners?

16 Seeing no one, on behalf of the Board of
17 Commissioners and my colleagues I would like to wish
18 everyone a very healthy and happy holiday season, a
19 wonderful and happy Thanksgiving. I know we have some
20 events coming up in Nutley. I believe Santa Claus's arrival
21 is this Friday at 2:00 at the oval and we will be kicking
22 off Sunday night our annual tree lighting on behalf of the
23 Board of Commissioners.

24 So if you're in town please stop by.

25 Commissioner Scarpeli.

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COMMISSIONER SCARPELLI: Move to adjourn.

COMMISSIONER ROGERS: Second.

THE CLERK: Commissioner Rogers.

COMMISSIONER ROGERS: Aye.

COMMISSIONER EVANS: Commissioner Tucci.

COMMISSIONER TUCCI: Aye.

THE CLERK: Commissioner Evans.

COMMISSIONER EVANS: Aye.

THE CLERK: Commissioner Scarpeli.

COMMISSIONER SCARPELLI: Aye.

THE CLERK: Mayor Petracco.

MAYOR PETRACCO: Aye.

THE CLERK: And the time is now 9:46.

(Whereupon, at approximately 9:46 p.m. the meeting
concluded.)

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

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I, Sherri L. Breach, certify that the foregoing transcript
is a true and accurate record of the proceedings.



Sherri L. Breach

AAERT Certified Electronic Reporter & Transcriber

CERT*D-397

DATE: December 15, 2015

AGENDA
TOWNSHIP OF NUTLEY
BOARD OF COMMISSIONERS
PUBLIC MEETING
MONDAY, NOVEMBER 23, 2015/7:00P.M.

Notice Pursuant to N.J.S.A 10:4-8(d)

This agenda for the next regular meeting of the Township of Nutley Board of Commissioners, and the resolutions on the agenda, reflect the agenda and proposed resolutions to the extent known at the time of posting, pursuant to N.J.S.A. 10:4-8(d). The agenda and resolutions are tentative. They are subject to amendment additions or deletions prior to the meeting. Any inquiries concerning the agenda and its contents should be directed to the Municipal Clerk's Office at (973) 284-4955.

PLEDGE OF ALLEGIANCE:

SUNSHINE NOTICE:

Pursuant to the requirements of the Open Public Meeting Act (Chapter 231, P.L.1975), notice of this meeting was published in the October 29, 2015 issues of The Nutley Sun. 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
Commissioner Tucci
Commissioner Evans
Commissioner Scarpelli
Mayor Petracco

MINUTES:

October 16, 2015 (Special Meeting)
October 20, 2015
October 27, 2015 (Special Meeting)

COMMUNICATIONS/CORRESPONDENCE:

PROCLAMATION:

Commissioner Rogers/In Honor of Eagle Scout Gregory Matthew Kueken
Commissioner Rogers/In Honor of Eagle Scout Liam Sweeney

REPORTS:

BILLS:

ORDINANCE INTRODUCTIONS (5):

BOARD OF COMMISSIONERS/ORDINANCE NO. 3326

“AN ORDINANCE OF THE TOWNSHIP OF NUTLEY, COUNTY OF ESSEX, STATE OF NEW JERSEY AUTHORIZING THE ACQUISITION OF LAND KNOWN AS 537 FRANKLIN AVENUE (AND ALSO KNOWN AS (BLOCK 3100, LOTS 28,29,30) PURSUANT TO THE LOCAL LAND AND BUILDINGS LAW” (PUBLIC HEARING ON DECEMBER 15, 2015)

COMMISSIONER EVANS/BOND ORDINANCE NO. 3331

“BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF LANDS IN AND BY THE TOWNSHIP OF NUTLEY, IN THE COUNTY OF ESSEX, NEW JERSEY, APPROPRIATING \$900,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF

\$855,900 BONDS OR NOTES OF THE TOWNSHIP FOR FINANCING PART OF THE COST THEREOF.” (PUBLIC HEARING ON DECEMBER 15, 2015)

COMMISSIONER EVANS/BOND ORDINANCE NO. 3332

“BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF LANDS IN AND BY THE TOWNSHIP OF NUTLEY, IN THE COUNTY OF ESSEX, NEW JERSEY, APPROPRIATING \$3,500,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$3,333,000 BONDS OR NOTES OF THE TOWNSHIP FOR FINANCING PART OF THE COST THEREOF.” (PUBLIC HEARING ON DECEMBER 15, 2015)

COMMISSIONER THOMAS J. EVANS/ORDINANCE NO. 3333

“AN ORDINANCE TO AMEND AN ORDINANCE CODIFIED IN THE CODE OF THE TOWNSHIP OF NUTLEY, CHAPTER 228, ENTITLED VEHICLES AND TRAFFIC, PARTICULARLY ARTICLE II (PARKING ON CERTAIN STREETS), SECTION 10 ENTITLED STOPPING OR STANDING PROHIBITED DURING CERTAIN HOURS ON CERTAIN STREETS TO ADD THE LOCATION SET FORTH THEREIN.” (PUBLIC HEARING ON DECEMBER 15, 2015)

COMMISSIONER MAURO G. TUCCI/ORDINANCE NO. 3334

“AN ORDINANCE AUTHORIZING THE SALE OF PPROPERTY DESIGNATED AS BLOCK 7801, LOT 26, ON THE TAX MAP OF THE TOWNSHIP OF NUTLEY, COUNTY OF ESSEX, STATE OF NEW JERSEY” (PUBLIC HEARING ON DECEMBER 15, 2015)

ORDINANCE PUBLIC HEARINGS (2):

BOARD OF COMMISSIONERS/ORDINANCE NO. 3325

“AN ORDINANCE OF THE TOWNSHIP OF NUTLEY, COUNTY OF ESSEX, STATE OF NEW JERSEY AUTHORIZING THE ACQUISITION OF LAND KNOWN AS 307-309 FRANKLIN AVENUE (AND ALSO KNOWN AS (BLOCK 6001, LOT 10) PURSUANT TO THE LOCAL LAND AND BUILDINGS LAW” (INTRODUCED ON OCTOBER 20, 2015)

BOARD OF COMMISSIONERS/ORDINANCE NO. 3327

“AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF NUTLEY IN THE COUNTY OF ESSEX ADOPTING THE HOFFMAN-LAROCHE REDEVELOPMENT PLAN FOR PHASE ONE” (INTRODUCED ON OCTOBER 16, 2015)

RESOLUTIONS:

Commissioner Rogers:

Commissioner Tucci:

**No. 331-15/Authorize Advertisement for Sealed Bids/Air Conditioning, Plumbing, Heating, and Refrigeration Services, and Purchase of Equipment and Supplies/To be Received December 16, 2015
No. 333-15/Award Contract for Township Forester/John Linson, P.O. Box 6089 – WOB, West Orange, New Jersey/Period of September 1, 2015 to August 31, 2015/Not to Exceed \$22,000.00**

No. 335-15/Authorize One-Year Extension for Contract for Insurance Accident and Safety Review Board Meetings/C. Walter Searle Agency LLC, 410 Franklin Avenue, Nutley, New Jersey/Period of January 1, 2016 to December 31, 2016

Commissioner Evans:

No. 330-15/Amend Approved Capital Budget for year 2015

No. 332-15/Authorize Corrective Action Plan for Audit Year 2014

No. 336-15/Refund Overpayments of Tax Charges/Various Block and Lots/Total Amount of \$489,532.31

No. 337-15/Cancel Water Charges/Various Block and Lots

No. 340-15/Authorize Transfers of Appropriations in 2015 Budget/Total Amount of \$189,000.00

Commissioner Scarpelli:

No. 334-15/Authorize One-Year Extension for Contract for Recycling Vegetative Waste/S. Rotondi & Sons, Inc., P.O. Box 1407, Summit, New Jersey/Not to Exceed \$61,000.00

No. 339-15/Authorize Advertisement for Sealed Bids/Park Avenue Monopole Co-Location Lease/To be Received December 16, 2015

No. 341-15/Authorize Transfers of Appropriations in 2015 Budget/Total Amount of \$17,000.00

Mayor Petracco:

No. 338-15/Authorize Appropriations for FEMA SAFER Grant/Amount of \$31,000.00

MEETING OPEN TO THE PUBLIC:

ADJOURNMENT:

REMINDER:

The next Board of Commissioners meeting is scheduled for Tuesday, December 1, 2015 at 7:00 P.M., Nutley Town Hall, 3rd Floor Commission Chambers.



HAPPY THANKSGIVING!

ORDINANCE NO. 3326
INTRODUCED BY: THE BOARD OF COMMISSIONERS
INTRODUCED ON: NOVEMBER 23, 2015
PUBLISHED: DECEMBER 3, 2015
PUBLIC HEARING: DECEMBER 15, 2015
PUBLISHED:

ORDINANCE NO. 3326

AN ORDINANCE OF THE TOWNSHIP OF NUTLEY, COUNTY OF ESSEX, STATE OF NEW JERSEY AUTHORIZING THE ACQUISITION OF LAND KNOWN AS 537 FRANKLIN AVENUE (AND ALSO KNOWN AS (BLOCK 3100, LOTS 28,29,30) PURSUANT TO THE LOCAL LAND AND BUILDINGS LAW

WHEREAS, pursuant to N.J.S.A. 40A:12-5, the Township of has the power to acquire any real property for a public purpose through negotiated agreement or by the exercise of its powers of eminent domain; and

WHEREAS, the owner of certain real property located in the Township of NUTLEY, County of ESSEX, State of New Jersey, known as 537 Franklin Avenue and shown on the official tax map of the Township of NUTLEY as Block 3100, Lots 28, 29 and 30 and containing approximately 1.52 acres (the "Property"), desires to sell same to the Township for a purchase price of approximately Three Million Four Hundred Twenty-Five Thousand United States Dollars (US\$3,425,000.00), which purchase price shall include the land, buildings and agreed-upon personal property and artifacts located thereon, for the preservation of public health, education, safety and welfare of the residents; and

WHEREAS, the Township Commissioners are committed to the preservation of open space within the Township and it has determined that acquisition of the Property would serve a public purpose and benefit the downtown business district.

NOW, THEREFORE, BE IT ORDAINED by the Commissioners of the Township of NUTLEY, County of ESSEX, State of New Jersey, as follows.

SECTION 1. That each and every one of the foregoing recitals be and hereby are incorporated as if set forth at length herein; and

SECTION 2. That the Mayor be and hereby is authorized to negotiate and execute, and the Township Clerk be and hereby is authorized to witness, a contract or contracts for the acquisition of an approximately 1.52 acre portion of land known as 537 Franklin Avenue shown as Block 3100 Lot 28, 29 and 30 on the official tax map of the Township of NUTLEY from the owner, 8 CB REALTY, LLC. for the purchase price of Three Million, Four Hundred Twenty-Five Thousand United States Dollars (US\$3,425,000.00), subject to customary contractual provisions and adjustments; and

SECTION 3. That the aforementioned contract or contracts be in a form and contain substantive provisions in accordance with the requirements of this Ordinance and acceptable to the Township Attorney; and

SECTION 4. That the property shall be conveyed to the Township by Deed with covenants as to Grantor's acts, and other customary conveyance documents to be reviewed and approved by the Township Attorney; and

SECTION 5. That the Mayor and Township Clerk are hereby authorized to execute and deliver any document as would be necessary to effectuate said conveyance; and

SECTION 6. That should any section, paragraph, subsection, clause, or provision of this Ordinance be adjudicated invalid by a court of competent jurisdiction, such adjudication shall apply only to the section, paragraph, subsection, clause or provision so adjudicated, and the remainder of the Ordinance shall survive and be deemed valid and effective; and

SECTION 7. That any Ordinance or parts thereof in conflict with the provisions of this Ordinance be and hereby are repealed to the extent of such conflict; and

SECTION 8. That this Ordinance shall take effect upon the passage and publication in accordance with the applicable law.

I HEREBY CERTIFY the above to be a true copy of an Ordinance introduced by the Commissioners of the Township of NUTLEY at a duly convened meeting held on October 20, 2015, and adopted on _____, 2015.

ORDINANCE NO. 3331
INTRODUCED BY: COMMISSIONER THOMAS J. EVANS
INTRODUCED ON: NOVEMBER 23, 2015
PUBLISHED: DECEMBER 3, 2015
PUBLIC HEARING: DECEMBER 15, 2015
PUBLISHED:

ORDINANCE NO. 3331

BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF LANDS IN AND BY THE TOWNSHIP OF NUTLEY, IN THE COUNTY OF ESSEX, NEW JERSEY, APPROPRIATING \$900,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$855,900 BONDS OR NOTES OF THE TOWNSHIP FOR FINANCING PART OF THE COST THEREOF.

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF NUTLEY, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), **AS FOLLOWS:**

Section 1. The improvement described in Section 3 of this bond ordinance is hereby authorized as a general improvement to be made or acquired by the Township of Nutley, New Jersey. For the said improvement or purpose stated in said Section 3, there is hereby appropriated the sum of \$900,000, said sum being inclusive of all appropriations heretofore made therefor and including the sum of \$44,100 as the down payment for said improvement or purpose required by law and now available therefor by virtue of provision in a previously adopted budget or budgets of the Township for down payment or for capital improvement purposes.

Section 2. For the financing of said improvement or purpose and to meet the part of said \$900,000 appropriation not provided for by application hereunder of said down payment, negotiable bonds of the Township are hereby authorized to be issued in the principal amount of \$855,900 pursuant to the Local Bond Law of New Jersey. In anticipation of the issuance of said bonds and to temporarily finance said improvement or purpose, negotiable notes of the Township in a principal amount not exceeding \$855,900 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

Section 3. (a) The improvement hereby authorized and purpose for the financing of which said obligations are to be issued is the acquisition, by purchase, of lands and buildings thereon in and by the Township for public purposes, said lands consisting of approximately .50 acres and located at 307 - 309 Franklin Avenue and identified as Lot 10 in Block 6001 on the Official Tax Map of the Township, all in accordance with the proposed contract therefor on file or to be filed in the office of the Township Clerk and hereby approved.

(b) The estimated maximum amount of bonds or notes to be issued for said purpose is \$855,900.

(c) The estimated cost of said purpose is \$900,000, the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor being the amount of the said \$44,100 down payment for said purpose.

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The said purpose described in Section 3 of this bond ordinance is not a current expense and is a property or improvement which the Township may lawfully acquire or

make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of said purpose within the limitations of said Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is forty (40) years.

(c) The supplemental debt statement required by said Local Bond Law has been duly made and filed in the office of the Township Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such statement shows that the gross debt of the Township as defined in said Local Bond Law is increased by the authorization of the bonds and notes provided for in this bond ordinance by \$855,900, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$8,000 for interest on said obligations, costs of issuing said obligations and other items of expense listed in and permitted under section 40A:2-20 of said Local Bond Law may be included as part of the cost of said improvement and is included in the foregoing estimate thereof.

Section 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer, provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the Chief Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. §40A:2-8. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the dates of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body of the Township at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, interest rate and maturities of the notes sold, the price obtained and the name of the purchaser.

Section 6. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy ad valorem taxes upon all the taxable property within the Township for the payment of said obligations and interest thereon without limitation of rate or amount.

Section 7. The capital budget or temporary capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith and the resolutions promulgated by the Local Finance Board showing all detail of the amended capital budget or temporary capital budget and capital program as approved by the Director, Division of Local Government Services, are on file with the Township Clerk and are available for public inspection.

Section 8. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.

ORDINANCE NO. 3332
INTRODUCED BY: COMMISSIONER THOMAS J. EVANS
INTRODUCED ON: NOVEMBER 23, 2015
PUBLISHED: DECEMBER 3, 2015
PUBLIC HEARING: DECEMBER 15, 2015
PUBLISHED:

ORDINANCE NO. 3332

BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF LANDS IN AND BY THE TOWNSHIP OF NUTLEY, IN THE COUNTY OF ESSEX, NEW JERSEY, APPROPRIATING \$3,500,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$3,333,000 BONDS OR NOTES OF THE TOWNSHIP FOR FINANCING PART OF THE COST THEREOF.

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF NUTLEY, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), **AS FOLLOWS:**

Section 1. The improvement described in Section 3 of this bond ordinance is hereby authorized as a general improvement to be made or acquired by the Township of Nutley, New Jersey. For the said improvement or purpose stated in said Section 3, there is hereby appropriated the sum of \$3,500,000, said sum being inclusive of all appropriations heretofore made therefor and including the sum of \$167,000 as the down payment for said improvement or purpose required by law and now available therefor by virtue of provision in a previously adopted budget or budgets of the Township for down payment or for capital improvement purposes and to the extent of \$4,263.72 from the Capital Improvement Fund and to the extent of \$161,736.28 from the Down Payment for Improvements Fund.

Section 2. For the financing of said improvement or purpose and to meet the part of said \$3,500,000 appropriation not provided for by application hereunder of said down payment, negotiable bonds of the Township are hereby authorized to be issued in the principal amount of \$3,333,000 pursuant to the Local Bond Law of New Jersey. In anticipation of the issuance of said bonds and to temporarily finance said improvement or purpose, negotiable notes of the Township in a principal amount not exceeding \$3,333,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

Section 3. (a) The improvement hereby authorized and purpose for the financing of which said obligations are to be issued is the acquisition, by purchase, of lands and buildings thereon in and by the Township for public purposes, said lands consisting of approximately 1.52 acres and located at 537 Franklin Avenue and identified as Lots 28, 29 and 30 in Block 3100 on the Official Tax Map of the Township, all in accordance with the proposed contract therefor on file or to be filed in the office of the Township Clerk and hereby approved.

(b) The estimated maximum amount of bonds or notes to be issued for said purpose is \$3,333,000.

(c) The estimated cost of said purpose is \$3,500,000, the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor being the amount of the said \$167,000 down payment for said purpose.

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The said purpose described in Section 3 of this bond ordinance is not a current expense and is a property or improvement which the Township may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of said purpose within the limitations of said Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is forty (40) years.

(c) The supplemental debt statement required by said Local Bond Law has been duly made and filed in the office of the Township Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such statement shows that the gross debt of the Township as defined in said Local Bond Law is increased by the authorization of the bonds and notes provided for in this bond ordinance by \$3,333,000, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$75,000 for interest on said obligations, costs of issuing said obligations and other items of expense listed in and permitted under section 40A:2-20 of said Local Bond Law may be included as part of the cost of said improvement and is included in the foregoing estimate thereof.

Section 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer, provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the Chief Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. §40A:2-8. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the dates of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body of the Township at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, interest rate and maturities of the notes sold, the price obtained and the name of the purchaser.

Section 6. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy ad valorem taxes upon all the taxable property within the Township for the payment of said obligations and interest thereon without limitation of rate or amount.

Section 7. The capital budget or temporary capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith and the resolutions promulgated by the Local Finance Board showing all detail of the amended capital budget or temporary capital budget and capital program as approved by the Director, Division of Local Government Services, are on file with the Township Clerk and are available for public inspection.

Section 8. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.

ORDINANCE NO. 3333
INTRODUCED BY: COMMISSIONER THOMAS J. EVANS
INTRODUCED ON: NOVEMBER 23, 2015
PUBLISHED: DECEMBER 3, 2015
PUBLIC HEARING: DECEMBER 15, 2015
PUBLISHED:

ORDINANCE NO. 3333

AN ORDINANCE TO AMEND AN ORDINANCE CODIFIED IN THE CODE OF THE TOWNSHIP OF NUTLEY, CHAPTER 228, ENTITLED VEHICLES AND TRAFFIC, PARTICULARLY ARTICLE II (PARKING ON CERTAIN STREETS), SECTION 10 ENTITLED STOPPING OR STANDING PROHIBITED DURING CERTAIN HOURS ON CERTAIN STREETS TO ADD THE LOCATION SET FORTH THEREIN.

BE IT ENACTED by the Board of Commissioners of the Township of Nutley that Section 10 of Chapter 228 of the Code of the Township of Nutley, entitled Stopping or Standing Prohibited During Certain Hours On Certain Streets, is hereby amended to set forth the ADDITION of the following location:

No person shall stop or stand a vehicle between the hours specified on any day upon any of the streets or parts of streets described:

Add

<u>Name of Street</u>	<u>Side</u>	<u>Hours</u>	<u>Location</u>
Franklin Avenue	East	All	From a point 128 feet north of the northern curblineline of Harrison Street, north for a distance of 45 feet

BE IT FURTHER ENACTED that all other terms and conditions and locations in Section 10 and Chapter 228 shall remain as heretofore set forth in the Code of the Township of Nutley, except where such a reading would not give meaning to and further the application of this amendment. In such case and in such event, the terms and conditions shall have a meaning consistent with the intent of this amendment; and
BE IT FURTHER ENACTED that the within ordinance shall become effective after passage and publication, pursuant to law.

Ordinance No. 3334

Introduced by: Commissioner Mauro G. Tucci

Introduced on: November 23, 2015

Published: December 3, 2015

Public Hearing: December 15, 2015

Published:

ORDINANCE NO. 3334

**AN ORDINANCE AUTHORIZING THE SALE OF PROPERTY DESIGNATED AS
BLOCK 7801, LOT 26, ON THE TAX MAP OF THE TOWNSHIP OF NUTLEY,
COUNTY OF ESSEX, STATE OF NEW JERSEY**

WHEREAS, the Township of Nutley property known as Lot 26 in Block 7801 as shown on the official Tax Map of the Township of Nutley; and

WHEREAS, the Board of Commissioners has determined that the lot designated as Block 7801, Lot 26 is unimproved, landlocked, undersized and not needed for public use; and

WHEREAS, N.J.S.A 40A; 12-13 permits a municipality to sell public property not needed for public use;

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

1. Pursuant to N.J.S.A. 40A: 12-13, the Board of Commissioners authorize the public sale of Lot 26 in Block 7801 on the Tax Map at the Township of Nutley.
2. The sale shall be conducted pursuant to the requirements of law
3. The Board of Commissioners reserves the right to accept the highest qualified bid or reject all bidders.

ORDINANCE NO. 3325
INTRODUCED BY: THE BOARD OF COMMISSIONERS
INTRODUCED ON: OCTOBER 20, 2015
PUBLISHED: OCTOBER 29, 2015
PUBLIC HEARING: NOVEMBER 23, 2015
PUBLISHED: DECEMBER 3, 2015

ORDINANCE NO. 3325

AN ORDINANCE OF THE TOWNSHIP OF NUTLEY, COUNTY OF ESSEX, STATE OF NEW JERSEY AUTHORIZING THE ACQUISITION OF LAND KNOWN AS 307-309 FRANKLIN AVENUE (AND ALSO KNOWN AS (BLOCK 6001, LOT 10) PURSUANT TO THE LOCAL LAND AND BUILDINGS LAW

WHEREAS, pursuant to N.J.S.A. 40A:12-5, the Township of Nutley has the power to acquire any real property for a public purpose through negotiated agreement or by the exercise of its powers of eminent domain; and

WHEREAS, the owner of certain real property located in the Township of NUTLEY, County of ESSEX, State of New Jersey, known as 307-309 Franklin Avenue and shown on the official tax map of the Township of NUTLEY as Block 6001, Lot 10 and containing approximately .50 acres (the "Property"), desires to sell same to the Township for a purchase price of approximately Nine Hundred Thousand United States Dollars (US\$900,000.00), which purchase price shall include the land, buildings and agreed-upon personal property and artifacts located thereon, for the preservation of public health, education, safety and welfare of the residents as well as for Open Space preservation purposes; and

WHEREAS, the Township Commissioners are committed to the preservation of open space within the Township and it has determined that acquisition of the Property would serve a public purpose.

NOW, THEREFORE, BE IT ORDAINED by the Commissioners of the Township of NUTLEY, County of ESSEX, State of New Jersey, as follows.

SECTION 1. That each and every one of the foregoing recitals be and hereby are incorporated as if set forth at length herein; and

SECTION 2. That the Mayor be and hereby is authorized to negotiate and execute, and the Township Clerk be and hereby is authorized to witness, a contract or contracts for the acquisition of an approximately .50 acre portion of land known as 307-309 Franklin Avenue shown as Block 6001 Lot 10 on the official tax map of the Township of NUTLEY from the owner, ROBERT E. DAVIS AND MARTHA DAVIS CORPORATION for the purchase price of Nine Hundred Thousand United States Dollars (US\$900,000.00), subject to customary contractual provisions and adjustments; and

SECTION 3. That the aforementioned contract or contracts be in a form and contain substantive provisions in accordance with the requirements of this Ordinance and acceptable to the Township Attorney; and

SECTION 4. That the property shall be conveyed to the Township by Deed with covenants as to Grantor's acts, and other customary conveyance documents to be reviewed and approved by the Township Attorney; and

SECTION 5. That the Mayor and Township Clerk are hereby authorized to execute and deliver any document as would be necessary to effectuate said conveyance; and

SECTION 6. That should any section, paragraph, subsection, clause, or provision of this Ordinance be adjudicated invalid by a court of competent jurisdiction, such adjudication shall apply only to the section, paragraph, subsection, clause or provision so adjudicated, and the remainder of the Ordinance shall survive and be deemed valid and effective; and

SECTION 7. That any Ordinance or parts thereof in conflict with the provisions of this Ordinance be and hereby are repealed to the extent of such conflict; and

SECTION 8. That this Ordinance shall take effect upon the passage and publication in accordance with the applicable law.

I HEREBY CERTIFY the above to be a true copy of an Ordinance introduced by the Commissioners of the Township of NUTLEY at a duly convened meeting held on October 20, 2015, and adopted on November 23, 2015.

ORDINANCE # 3327

INTRODUCED BY: BOARD OF COMMISSIONERS

INTRODUCED ON: OCTOBER 16, 2015

PUBLISHED: OCTOBER 19, 2015

VOTE/AMENDMENTS AS PER PLANNING BOARD: OCTOBER 27, 2015

PUBLISHED: OCTOBER 29, 2015

PUBLIC HEARING & ADOPTION: NOVEMBER 23, 2015

PUBLISHED: DECEMBER 3, 2015

ORDINANCE # 3327

AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF NUTLEY IN THE COUNTY OF ESSEX ADOPTING THE HOFFMAN-LAROCHE REDEVELOPMENT PLAN FOR PHASE ONE

WHEREAS, the Board of Commissioners of the Township of Nutley (the “Board of Commissioners”) identified the certain properties in the Township of Nutley (the “Township”) designated as follows on the official Tax Map of the Township of Nutley (collectively, the “Study Area”):

Block 102, Lots 2 and 9; Block 200, Lots 1, 2, 3, 4, 5, 6 and 24; Block 201, Lot 1; Block 300, Lots 1 and 20; Block 2000, Lots 1, 4 and 5; Block 2100, Lot 9 C0101, Lot 9 C0102, Lot 9 C0103, Lot 9 C0104, Lot 9 C0105, Lot 9 C0106, Lot 9 C0107, Lot 9 C0108, Lot 9 C0109, Lot 9 C0110, Lot 9 C0111, Lot 9 C0208, Lot 9 C0209, Lot 9 C0210, Lot 9 C0211, Lot 9 C0212, Lot 9 C0214, Lot 9 C0215, Lot 9 C0216 and Lot 9 C0217; Block 2101, Lot 1; and Block 2304, Lot 17, Lot 18 C0001, Lot 18 C0002, Lot 18 C0003 and Lot 18 C0203,

also known as the former Hoffmann LaRoche corporate campus site, to be considered for designation as a condemnation “area in need of redevelopment” under the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the “LRHL”); and

WHEREAS, on February 24, 2015, the Planning Board adopted a Resolution recommending that Block 102, Lot 2; Block 200, Lots 1, 2, 3, 4, 5, 6 and 24; Block 201, Lot 1; Block 300, Lots 1 and 20; Block 2000, Lots 1, 4 and 5; Block 2101, Lot 1, and Block 2304, Lot 17, as shown on the official Tax Map of the Township of Nutley (the “Redevelopment Area”) be determined by the Board of Commissioners to be a condemnation “area in need of redevelopment” under the LRHL; and

WHEREAS, the Board of Commissioners concurred and agreed with Planning Board’s recommendation, as supported by the reasons stated in the Preliminary Investigation, that the Redevelopment Area constitutes and meets the criteria under the LRHL and that the Redevelopment Area should be determined and declared a condemnation “area in need of redevelopment”, which determination shall, among other things, authorize the Township to exercise the power of eminent domain to acquire all or any portion of such Redevelopment Area; and

WHEREAS, on March 3, 2015, the Board of Commissioners adopted Resolution No. 74-15 declaring the Redevelopment Area a condemnation “area in need of redevelopment” under the LRHL; and

WHEREAS, in furtherance of the redevelopment of the Redevelopment Area, the Board of Commissioners directed Maser Consulting, P.A. to prepare a redevelopment plan, entitled “Hoffmann-LaRoche Redevelopment Plan – Phase 1,” (the “Redevelopment Plan”), which contains a detailed development program and design criteria for an approximately 10.9 acre portion of the Redevelopment Area located within portions of Block 201, Lot 1 and Block 300, Lot 1 (which is indicated in the Redevelopment Plan as possibly being subdivided into up to four (4) smaller separate lots), while

maintaining existing zoning for the remainder of the larger Redevelopment Area, with an understanding that the Redevelopment Plan will be amended in the future to encourage and permit uses in the Redevelopment Area complimentary to and consistent with the Redevelopment Plan; and

WHEREAS, pursuant to N.J.S.A. 40A:12A-7(d)-(e), upon introduction of this Ordinance, the Redevelopment Plan shall be referred to the Nutley Planning Board for review and issuance of a report containing its recommendations, if any, concerning the Redevelopment Plan and its consistency with the Nutley Township Master Plan within forty five (45) days of referral.

NOW, THEREFORE, BE IT ORDAINED, by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, being the governing body thereof, that pursuant to N.J.S.A. 40A:12A-7 the Board of Commissioners hereby accept and approve the Redevelopment Plan, and hereby adopts said Redevelopment Plan; and

BE IT FURTHER ORDAINED, if any section, paragraph, subsection, clause, or provision of this Ordinance shall be adjudged by the courts to be invalid, such adjudication shall apply only to the section, paragraph, subsection, clause, or provision so adjudicated, and the remainder of the Ordinance shall be deemed valid and effective; and

BE IT FURTHER ORDAINED, any ordinances or parts thereof in conflict with the provisions of this Ordinance are repealed to the extent of such conflict; and

BE IT FURTHER ORDAINED, to the extent that any portion of the Redevelopment Plan conflicts with or amends or modifies any provision of any other of the Township's development regulations, the Redevelopment Plan shall supersede or amend or modify, as applicable, such development regulations and the zoning district map included in the Township's zoning ordinance shall be deemed amended accordingly; and

BE IT FURTHER ORDAINED, this Ordinance shall take effect upon passage and publication in accordance with applicable law.

Township of Nutley

Board of Commissioners

Hereby Issues This Proclamation

WHEREAS, Nutley resident, Gregory Matthew Kueken, is currently a member of B.S.A. Troop 22; and

WHEREAS, in an effort to attain Eagle Scout status Gregory has completed his project at Brookdale Reform Church in Montclair, in which he cleaned up the church cemetery and installed landscaping on the property; and

WHEREAS, Gregory is an active volunteer with the Nutley Emergency Rescue Squad and is currently taking his EMT training;

NOW, THEREFORE BE IT PROCLAIMED, by the Board of Commissioners, Township of Nutley, County of Essex, State of New Jersey, join Gregory's Matthew Kueken's family and friends in recognizing and congratulating him on receiving **EAGLE SCOUT** status within B.S.A. Troop 22.

Township of Nutley

Board of Commissioners

Hereby Issues This Proclamation

WHEREAS, Nutley resident, Liam Sweeney, is currently a member of B.S.A. Troop 22; and

WHEREAS, in an effort to attain Eagle Scout status Liam has completed his project at Camp Glen Gray in Mahwah, where he installed a large cabin deck and removed boulders from the trail in front of the cabin creating easier and safer access to the cabin; and

WHEREAS, Liam is an active volunteer with the Nutley Emergency Rescue Squad and is currently taking his EMT training;

NOW, THEREFORE BE IT PROCLAIMED, by the Board of Commissioners, Township of Nutley, County of Essex, State of New Jersey, join Liam Sweeney's family and friends in recognizing and congratulating him on receiving EAGLE SCOUT status within B.S.A. Troop 22.

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Mayor Alphonse Petracco *Date:* November 23, 2015
Seconded by: Commissioner Joseph P. Scarpelli *No.* 329-15

WHEREAS, Section 8 of the Open Public Meetings Act, Chapter 231, P.L. 1975, permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, the public body is of the opinion that such circumstance exists; and

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 move into closed executive session to discuss:

1. Litigation
2. Potential Contract Negotiation

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

the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held November 23, 2015

<i>Record of Vote</i>	<i>Commissioner Steven L. Rogers</i>	<i>Commissioner Mauro G. Tucci</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Joseph P. Scarpelli</i>	<i>Mayor Alphonse Petracco</i>
<i>Yes</i>	X	X	X	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

I hereby certify that this is a true copy of an resolution adopted by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey on 11/23/15

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

Resolution

Eleni Pettas
Eleni Pettas, RMC
Municipal Clerk

Commissioner Thomas J. Evans

Date: November 23, 2015

Seconded by:

Commissioner Mauro G Tucci

No. 330-15

CAPITAL BUDGET AMENDMENT

WHEREAS, the local capital budget for the year 2015 was adopted on the 2nd day of June, 2015; and

WHEREAS, it is desired to amend said approved capital budget section;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, County of Essex, New Jersey, that the following amendments to the approved capital budget section be made:

**TO
CAPITAL BUDGET (CURRENT YEAR ACTION)
PLANNED FUNDING SERVICES FOR CURRENT YEAR-2013**

<u>Project</u>	<u>Estimated Total Cost</u>	<u>Capital Improvement Fund</u>	<u>Down Payment For Improvement Fund</u>	<u>Debt Authorization</u>
Purchase of Property	\$ 900,000.00	\$44,100.00	\$ 0.00	\$ 855,900.00
Purchase of Property	\$3,500,000.00	\$ 4,263.72	\$161,736.28	\$3,333,000.00

**6-YEAR CAPITAL PROGRAM 2015-2020
Anticipated Project Schedule and Funding Requirements**

<u>Project</u>	<u>Estimated Total Cost</u>	<u>Estimated Completion Time</u>	<u>Funding Amounts Per Year Budget Year 2015</u>
Purchase of Property	\$ 900,000.00	1 Year	\$ 900,000.00
Purchase of Property	\$3,500,000.00	1 Year	\$3,500,000.00

**YEAR CAPITAL PROGRAM 2015-2020
PLANNED FUNDING SOURCES FOR CURRENT YEAR AND AMOUNTS**

<u>Project</u>	<u>Estimated Total Cost</u>	<u>Capital Improvement Fund</u>	<u>Down Payment For Improvement Fund</u>	<u>Debt Authorized</u>
Purchase of Property	\$ 900,000.00	\$44,100.00	\$ 0.00	\$ 855,900.00
Purchase of Property	\$3,500,000.00	\$ 4,263.72	\$161,736.28	\$3,333,000.00

BE IT FURTHER RESOLVED, that two certified copies of this resolution be filed forthwith in the Office of the Director of Local Government Services.

APPROVED _____
Director, Division of Local Government Serv.

...

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 November 23, 2015

<u>Record of Vote</u>	<u>Commissioner Steven L. Rogers</u>	<u>Commissioner Mauro G. Tucci</u>	<u>Commissioner Thomas J. Evans</u>	<u>Commissioner Joseph P. Scarpelli</u>	<u>Mayor Alphonse Petracco</u>
Yes	X	X	X	X	X
No					
Not Voting					
Absent/Excused					

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Mauro G. Tucci *Date:* November 23, 2015
Seconded by: Commissioner Thomas J. Evans *No.* 331-15


WHEREAS, the Township of Nutley has a need to acquire specialized professional services as a fair and open contract pursuant to the provision of N.J.S.A. 19:44 A-20.5; and

WHEREAS, the Department of Parks and Public Property has determined that there is a need to acquire specialized professional services for AIR CONDITIONING, PLUMBING, HEATING AND REFRIGERATION SERVICE AND PURCHASE OF EQUIPMENT AND SUPPLIES; and

WHEREAS, The Municipal Clerk is hereby authorized and directed to advertise for SEALED BIDS for AIR CONDITIONING, PLUMBING, HEATING AND REFRIGERATION SERVICE AND PURCHASE OF EQUIPMENT AND SUPPLIES; and

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, that the SEALED BIDS shall be due on Wednesday, December 16, 2015 at 3:00 P.M. addressed to Municipal Clerk, Nutley Township Hall, One Kennedy Drive, Nutley N.J. 07110, at which time they will be publicly 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 November 23, 2015

<i>Record of Vote</i>	<i>Commissioner Steven L. Rogers</i>	<i>Commissioner Mauro G. Tucci</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Joseph P. Scarpelli</i>	<i>Mayor Alphonse Petracco</i>
<i>Yes</i>	X	X	X	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Thomas J. Evans Date: November 23, 2015
 Seconded by: Commissioner Mauro G. Tucci No. 332-15

WHEREAS, all local government units must prepare and submit a Corrective Action Plan as part of the annual audit process in accordance with OMB A-133 and 98-01;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, that the attached Corrective Action Plan for the audit year 2014 is hereby approved.


BE IT FURTHER RESOLVED that a copy of this Corrective Action Plan is to be kept on file in the Township Clerk's Office and one certified copy is to be submitted to Director of the Division of Local Government Services.

I hereby certify that this is a true copy of an resolution adopted by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey on 11/23/15



Eleni Pettas, RMC
Municipal Clerk

...

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 November 23, 2015

Record of Vote	Commissioner Steven L. Rogers	Commissioner Mauro G. Tucci	Commissioner Thomas J. Evans	Commissioner Joseph P. Scarpelli	Mayor Alphonse Petracco
Yes	X	X	X	X	X
No					
Not Voting					
Absent/Excused					

TO: Commissioner Thomas J. Evans

FROM: Rosemary Costa, Treasurer, and C.F.O

DATE: November 18, 2015

SUBJECT: 2014 CORRECTIVE ACTION PLAN

Attached is a copy of the 2014 Corrective Action Plan that will be filed with the Township Clerk as required. It will be on the agenda for the November 23, 2015 meeting. A copy of which will be distributed to each commissioner.

**TOWNSHIP OF NUTLEY
COUNTY OF ESSEX
CORRECTIVE ACTION REPORT
2014 AUDIT**

**SUMMARY SCHEDULE OF PRIOR AUDIT FINDINGS
(Federal & State Awards)**

The Township's prior year finding regarding segregation of duties was not resolved in 2014 and is included in the audit for the year ended December 31, 2014.

TOWNSHIP OF NUTLEY
COUNTY OF ESSEX
CORRECTIVE ACTION REPORT
2014 AUDIT

Finding #1a:

A number of tickets and special complaints were assigned over six months ago.

Recommendation:

The process of reviewing all assigned but not issued tickets and special complaints over six months old be continued so that they are collected from the respective officers and voided.

Explanation & Corrective Action:

The Chief of Police will continue to review a report of all assigned but not issued tickets and special complaints received from the Court Administrator on a monthly basis. As part of this procedure change, the Police Chief will then direct the respective police officers to address these open items with the Court Administrator for final disposition.

Implementation Date:

Effective: July 1, 2015

Finding #2b:

The Municipal Court bail account bank reconciliation includes bank fees from the current and prior years.

Recommendation:

The Municipal Court bail account includes bank fees from the current and prior years be reviewed for proper disposition.

Explanation & Corrective Action:

Bank fees from the current and prior years will be properly disposed of during 2015 and accounted for going forward.

Implementation Date:

Effective: July 1, 2015.

Finding #2a:

Various older improvement authorizations have unexpended balances.

Recommendation:

It is recommended that all older improvement authorization balances be reviewed for possible cancellation

Explanation & Corrective Action:

A review of improvement authorizations is made annually. Unspent balances which are deemed to be no longer needed will be cancelled. Funded cancelled balances which lapse to capital surplus will be used to fund future ordinances.

Implementation Date:

Effective: July 1, 2015.

Finding #3a:

Water billing adjustments were not always approved by an employee independent of the water rents billing and adjustment process.

Recommendation:

It is recommended that a Water Utility Collector be appointed and all water billing adjustments be approved by an employee or official independent of the water rents billing and adjustment process.

Explanation & Corrective Action:

As part of our cost containment efforts, the water rent billing process and the duties of utility collection have been consolidated under the Tax Collector's Office. We continue to make every effort to leverage existing staff as the most efficient use of resources for our township which is well within the span of control of the Tax Collector's Office.

Implementation Date:

Effective: July 1, 2015.

Finding #4a:

The collections activity for recreation is recorded in a general ledger account titled "reserve for recreation expenditures" rather than being allocated to the specific general ledger recreation activity accounts for which the collection is related.

Recommendation:

Collection activity for the recreation be allocated to the specific general ledger recreation activity accounts for which the collection is related.

Explanation & Corrective Action:

The Township will allocate collections activity for recreation to the specific general ledger recreation activity accounts the collections relate to. The Township continues to utilize new computer software better suited for this purpose.

Implementation Date:

Effective: July 1, 2015.

Finding #5a:

The Township does not maintain an adequate segregation of duties with respect to the payroll function due to the position of Payroll Clerk currently being vacant.

Recommendation:

It is recommended that consideration be given to providing for a more adequate segregation of duties with respect to the payroll function.

Explanation & Corrective Action:

In order to fulfill our need to maintain affordable cost efficient operations, certain job functions remain consolidated as it is economically necessary to do so. We fully recognize in the ideal state, full segregation of duties is appropriate for any finance organization. We have given this due consideration and have separated critical tasks among current staff members to provide adequate segregation of these responsibilities and are confident that this has been achieved. When circumstances change, we will revisit this position and add in further safeguards as necessary.

Implementation Date:

Effective: July 1, 2015.

Finding #6a:

The semi-annual SF-425 fiscal report was not filed in a timely manner and the grant reimbursement request for the grant period was not in agreement with the Township's financial records.

Recommendation:

It is recommended that the SF-425 reports be filed on a timely basis and that expenditure requests filed be in agreement with the Township's financial records.

Explanation & Corrective Action:

The necessary steps will be taken to ensure that the required SAFER grant reports are filed in a timely manner and expenditures reported on grant reimbursement requests are in agreement with the Township's financial records.

Implementation Date:

Effective: July 1, 2015.

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Mauro G. Tucci *Date:* November 23, 2015
Seconded by: Commissioner Thomas J. Evans *No.* 333-15

WHEREAS, the Township of Nutley has a need to acquire specialized professional services as a fair and open contract pursuant to the provision of *N.J.S.A. 19:44 A-20.5*; and

WHEREAS, The Requests for Qualification for Township Forester were received and opened on September 23rd, 2015 by the Township Clerk and,

WHEREAS, the most responsible and responsive request for qualifications was from The Shade Tree Department LLC, John Linson, P.O. Box 6089 – WOB, West Orange NJ 07052, and


WHEREAS, The Shade Tree Department LLC , John Linson, NJ Certified Tree Expert #198 has provided these services in the past to the Township of Nutley and is particularly suited to provide continued service; and

WHEREAS, the term of this contract is for a one year period commencing on September 1, 2015 and continue through August 31, 2016; and

WHEREAS, the contract is not to exceed \$22,000.00 and funds are available from account 5-01-512-200 in the amount of \$5,000.00 and 6-01-512-200 in the amount of \$17,000.00 fund 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 The Shade Tree Department, LLC, John Linson as described herein. The response to the Request for Qualification be placed on file with this resolution, and 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 23, 2015

<i>Record of Vote</i>	<i>Commissioner Steven L. Rogers</i>	<i>Commissioner Mauro G. Tucci</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Joseph P. Scarpelli</i>	<i>Mayor Alphonse Petracco</i>
<i>Yes</i>	X	X	X	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

AFFIDAVIT

The Local Finance Board is authorized by N.J.S.A. 52: 27BB-10 to adopt standard rules for municipal financial administration and N.J.S.A. 40A: 4-57 prohibits the expending of money, incurring of liability or the entering into; of any contract which by its terms involves the expenditure of money for any purpose for which no appropriation is provided, or in excess of the amount appropriated for such purpose. By virtue of the powers vested in the Local Finance Board by N.J.S.A. 52: 27BB-10 on October 20, 1975, the Local Finance Board adopted a procedure for the expenditure of public moneys by a municipality. This procedure became effective January 1, 1976.

In accordance with the rules and regulations adopted by the Local Finance Board with respect to the awarding of Contracts by the Municipal Governing Body, I do hereby certify that funds are available for the following purpose and this contract may be adopted.


Purpose: Professional Services-Forester

Account: 5-01-512-200; 6-01-512-200

Fund: Current Fund

Amount: \$22,000.00 (\$5,000; \$17,000-Subject to the Adoption of 2016 Budget

Date: November 23, 2015


Rosemary Costa
Treasurer, C.F.O.

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Joseph P. Scarpelli *Date:* November 23, 2015
Seconded by: Commissioner Steven L. Rogers *No.* 334-15

WHEREAS, Bids for 2014-2015 Acceptance of Recycling Vegetative Waste to include Leaf and Grass Clippings were received and opened on November 12, 2014; and

WHEREAS, S. Rotondi & Sons, Inc., P.O. Box 1407, Summit, New Jersey 07902 was awarded a contract for the removal and recycling of Class B Clean Wood/Brush in the amount of \$6.00/per cubic yard, for the removal and recycling of Class C Leaves in the amount of \$7.95/per cubic yard and for the removal and recycling of Class C Grass Clippings in the amount of \$13.95/per cubic yard; and

WHEREAS, the term of the contract shall be extended for an additional year from the extension award date, November 25, 2014, with the same price option subject to availability of funds in the subsequent annual budget; and

WHEREAS, the funds are available from Account# 5-01-422-209 in the amount of \$6,000.00 and from Account# 6-01-422-209 in the amount of \$55,000.00 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 S. Rotondi & Sons, Inc., not to exceed \$61,000.00 and that the Mayor and Township Clerk are hereby authorized to enter into and sign said contract for the Township of Nutley.

. . .

I, 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 November 23, 2015

<i>Record of Vote</i>	<i>Commissioner Steven L. Rogers</i>	<i>Commissioner Mauro G. Tucci</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Joseph P. Scarpelli</i>	<i>Mayor Alphonse Petracco</i>
<i>Yes</i>	X	X	X	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

AFFIDAVIT

The Local Finance Board is authorized by N.J.S.A. 52: 27BB-10 to adopt standard rules for municipal financial administration and N.J.S.A. 40A: 4-57 prohibits the expending of money, incurring of liability or the entering into; of any contract which by its terms involves the expenditure of money for any purpose for which no appropriation is provided, or in excess of the amount appropriated for such purpose. By virtue of the powers vested in the Local Finance Board by N.J.S.A. 52: 27BB-10 on October 20, 1975, the Local Finance Board adopted a procedure for the expenditure of public moneys by a municipality. This procedure became effective January 1, 1976.

In accordance with the rules and regulations adopted by the Local Finance Board with respect to the awarding of Contracts by the Municipal Governing Body, I do hereby certify that funds are available for the following purpose and this contract may be adopted.

Purpose: Recycling Vegetative Waste

Account: 5-01-422-200; 6-01-522-200

Fund: Current Fund

Amount: \$61,000.00 (\$6,000.00; \$55,000.00-Subject to Adoption of 2016 Budget)

Date: November 23, 2015



**Rosemary Costa
Treasurer, C.F.O.**

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Mauro G. Tucci *Date:* November 23, 2015
Seconded by: Commissioner Thomas J. Evans *No.* 335-15

WHEREAS, the Township of Nutley has a need to acquire specialized professional services as a fair and open contract pursuant to the provision of *N.J.S.A. 19:44 A-20.5*; and

WHEREAS, the Requests for Qualification for Insurance Accident and Safety Review Board Meetings were received and opened on February 11, 2015, by the Township Clerk; and

WHEREAS, resolution #66-15 stipulates that the contract shall be for 1 year (12) months, January 1, 2015 through December 31, 2015 with an option for the Township to extend for 1 year (12) months; and

WHEREAS, resolution #66-15 has provided the one year extension option and The Board of Commissioners of the Township of Nutley would like to utilize the one year option of said contract,

WHEREAS, C. Walter Searle Insurance Agency LLC, 410 Franklin Avenue, Nutley, NJ 07110 has provided these services in the past to the Township of Nutley and is particularly suited to provide continued service; and

WHEREAS, the term of this contract is for a one year period commencing on January 1, 2016 and continuing through December 31, 2016, and

WHEREAS, funds are available from account 6-516-245 in the amount of \$10,000.00, 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 C. Walter Searle Insurance Agency LLC as described herein. The response to the Request for Qualification shall be placed on file with this resolution, and a notice of this action shall be printed once in the Nutley Sun in accordance with the Local Public Contracts Law.

* * *

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 November 23, 2015

<i>Record of Vote</i>	<i>Commissioner Steven L. Rogers</i>	<i>Commissioner Mauro G. Tucci</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Joseph P. Scarpelli</i>	<i>Mayor Alphonse Petracco</i>
<i>Yes</i>	X	X	X	X	
<i>No</i>					
<i>Not Voting</i>					X
<i>Absent/Excused</i>					

AFFIDAVIT

The Local Finance Board is authorized by N.J.S.A. 52: 27BB-10 to adopt standard rules for municipal financial administration and N.J.S.A. 40A: 4-57 prohibits the expending of money, incurring of liability or the entering into; of any contract which by its terms involves the expenditure of money for any purpose for which no appropriation is provided, or in excess of the amount appropriated for such purpose. By virtue of the powers vested in the Local Finance Board by N.J.S.A. 52: 27BB-10 on October 20, 1975, the Local Finance Board adopted a procedure for the expenditure of public moneys by a municipality. This procedure became effective January 1, 1976.

In accordance with the rules and regulations adopted by the Local Finance Board with respect to the awarding of Contracts by the Municipal Governing Body, I do hereby certify that funds are available for the following purpose and this contract may be adopted.

Purpose: Professional Services-Accident and Safety Review Board Meetings

Account: 6-01-516-245

Fund: Current Fund

Amount: \$10,000.00-Subject to Adoption of 2016 Budget

Date: November 23, 2015



**Rosemary Costa
Treasurer, C.F.O.**

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY


Resolution

Introduced by: Commissioner Thomas J. Evans Date: November 23, 2015
 Seconded by: Commissioner Mauro G. Tucci No. 336-15

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 overpayments of the tax charges in the amount of **\$489,532.31** for the following accounts.

Block & Lot/Qual.	Address	Amount/Year
9701 - 95 - C1308	113 River Rd. Apt B2	825.44/2013
300 - 1	340 Kingsland St. (Hoffmann-La Roche, Inc.)	\$470,287.57/2015
501 - 27	26 Glendale Street	\$1,680.10/2015
400 - 9	142 Glendale Street	\$16,739.20/2015

. . .

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 November 23, 2015

Record of Vote	Commissioner Steven L. Rogers	Commissioner Mauro G. Tucci	Commissioner Thomas J. Evans	Commissioner Joseph P. Scarpelli	Mayor Alphonse Petracco
Yes	X	X	X	X	X
No					
Not Voting					
Absent/Excused					

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: _____ Commissioner Thomas J. Evans *Date:* _____ November 23, 2015
Seconded by: _____ Commissioner Mauro G. Tucci *No.* _____ 337-15

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 cancel water charges in the amount of \$129,298.97 for the following accounts:

Block & Lot/Qual.	Address	Reason for Action	Cancel Charges	Refund Overpayment	Year
2300-1	250 High Street	Billing Error	\$5,108.33	0.00	2014/2015
3001-11	57 High Street	Duplicate Billing	275.26	0.00	2015
1089-0	Winthrop Dr. Pit	Pit Read Error	14,597.09	14,597.09	2014/2015
1090-0	105 Wilshire Dr. Pit	Pit Read Error	33,298.85	33,298.85	2014/2015
1091-0	Manchester Dr. Pit	Pit Read Error	14,985.70	14,985.70	2014/2015
1093-0	591 Hartford Dr. Pit	Pit Read Error	39,941.61	39,941.61	2014/2015
1094-0	Coventry Dr. Pit	Pit Read Error	21,092.13	21,092.13	2014/2015
		Totals	\$129,298.97	\$123,915.38	

. . .

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 November 23, 2015

Record of Vote	Commissioner Steven L. Rogers	Commissioner Mauro G. Tucci	Commissioner Thomas J. Evans	Commissioner Joseph P. Scarpelli	Mayor Alphonse Petracco
Yes	X	X	X	X	X
No					
Not Voting					
Absent/Excused					

I hereby certify that this is a true copy of an resolution adopted by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey on 11/23/15

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Eleni Pettas, RMC

Municipal Clerk

Introduced by: Mayor Alphonse Petracco Date: November 23, 2015

Seconded by: Commissioner Mauro G. Tucci No. 338-15

WHEREAS, N.J.S.A. 40A: 4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of the Township of Nutley, County of Essex, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year **2015** in the sum of **\$31,000.00**, which is now available from the **FEMA Staffing for Adequate Fire and Emergency Response (SAFER) Grant** in the amount of \$31,000.00;

BE IT FURTHER RESOLVED, that a like sum of **\$50,000.00** be and same is hereby appropriated under the caption of:

General Appropriations

- (A) **Operations-Excluded from 5% CAPS**
FEMA SAFER Grant.....\$ 31,000.00

BE IT FURTHER RESOLVED, that the above is the result of funds from the **FEMA Staffing for Adequate Fire and Emergency Response (SAFER) Grant** in the amount of **\$31,000.00**;

BE IT FURTHER RESOLVED, that the Township Clerk forward two (2) certified copies of this resolution to the Director of Local Government Services

...

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 November 23, 2015

<i>Record of Vote</i>	<i>Commissioner Steven L. Rogers</i>	<i>Commissioner Mauro G. Tucci</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Joseph P. Scarpelli</i>	<i>Mayor Alphonse Petracco</i>
<i>Yes</i>	X	X	X	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Joseph P. Scarpelli *Date:* November 23, 2015
Seconded by: Commissioner Steven L. Rogers *No.* 339-15

BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, that the Township Clerk is hereby authorized to advertise for sealed bids for the Park Avenue Monopole Co-Location Lease, in the Township of Nutley, to be received on behalf of the Board of Commissioners, in the Commission Chambers, Township Hall, 1 Kennedy Drive, Nutley, NJ, 07110, on Wednesday, December 16, 2015 at 3:00P.M. prevailing time, at which time they will be opened and read.

* * *

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 November 23, 2015

<i>Record of Vote</i>	<i>Commissioner Steven L. Rogers</i>	<i>Commissioner Mauro G. Tucci</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Joseph P. Scarpelli</i>	<i>Mayor Alphonse Petracco</i>
<i>Yes</i>	X	X	X	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Thomas J. Evans Date: November 23, 2015
 Seconded by: Commissioner Mauro G. Tucci No. 340-15

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 2015 Budget be and the same are hereby authorized and approved:

DEPARTMENT OF REVENUE & FINANCE

FROM:	TO:
Tax Assessor S/W 5-01-204-100 \$10,000.00	Tax Assessor O/E 5-01-204-200 \$10,000.00
Tax Collector S/W 5-01-206-100 30,000.00	Tax Collector O/E 5-01-206-200 10,000.00
Municipal Election 5-01-213-200 60,000.00	Clerk S/W 5-01-210-100 8,000.00
Social Security 5-01-242-200 40,000.00	D.C.R.P. 5-01-247-200 1,000.00
Unemployment Comp 5-01-248-200 49,000.00	P.E.R.S. 5-01-241-200 10,000.00
	Capital Improvement Fund 5-01-802-200 150,000.00
Total \$189,000.00	Total \$189,000.00

...

I, Eleni Pettas, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held November 23, 2015

<i>Record of Vote</i>	<i>Commissioner Steven L. Rogers</i>	<i>Commissioner Mauro G. Tucci</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Joseph P. Scarpelli</i>	<i>Mayor Alphonse Petracco</i>
<i>Yes</i>	X	X	X	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution


Introduced by: Commissioner Joseph P. Scarpelli *Date:* November 23, 2015
Seconded by: Commissioner Steven L. Rogers *No.* 341-15

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 2015 Budget be and the same are hereby authorized and approved:

DEPARTMENT OF PUBLIC WORKS & WATER

<u>FROM:</u>		<u>TO:</u>	
Sewer S/W		Road Repair & Maint. O/E	
5-01-420-100	\$10,000.00	5-01-408-200	\$10,000.00
Sewer O/E		Parking Lot S/W	
5-01-420-200	7,000.00	5-01-426-100	7,000.00
Total	\$ 17,000.00	Total	\$17,000.00

...

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 November 23, 2015

<i>Record of Vote</i>	<i>Commissioner Steven L. Rogers</i>	<i>Commissioner Mauro G. Tucci</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Joseph P. Scarpelli</i>	<i>Mayor Alphonse Petracco</i>
<i>Yes</i>	X	X	X	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

TOWNSHIP OF NUTLEY							
BILL LIST							
MONDAY NOVEMBER 23, 2015							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
15-01401	MAJOR LEAGUE AUTO SPA	15.00					15.00
15-04066	FUTURE SANITATION	93,600.00					93,600.00
15-03914	CUSTODIAN PETTY CASH	107.40					107.40
15-03970	ESSEX REGL. HLTH COMM	1,546.00					1,546.00
15-04038	TIRE MANAGEMENT	213.75					213.75
15-03972	TOWNSHIP OF MONTCLAIR	9,590.00					9,590.00
15-03971	TOWNSHIP OF MONTCLAIR	9,132.00					9,132.00
15-03951	NUTLEY FAMILY SERVICE	5,416.67					5,416.67
15-03303	THE SIGN POST	290.00					290.00
15-03588	SANOFI PASTEUR	166.89					166.89
15-03666	NO.JERSEY MEDIA GROUP	21.95					21.95
15-04044	ESSEX CNTY.UTILITIES AUTH.	79,664.60					79,664.60
15-04064	ESSEX CNTY.UTILITIES AUTH.	83,336.89					83,336.89
15-04043	432 OWNERS INC	18,144.00					18,144.00
15-04065	NJ SPORTS EXPOSITION AUTH.	13,062.85					13,062.85
15-03869	TERRE CO	46.00					46.00
15-04006	CABLEVISION	16.00					16.00
15-04200	NUTLEY POSTMASTER	980.00					980.00
15-04114	CEDE & COMPANY		638,625.00				638,625.00
15-04008	TREASURER SCHOOL 11/25		2,347,865.00				2,347,865.00
15-04133	TREASURER SCHOOL 12/11		2,347,865.00				2,347,865.00
15-03853	T/N PAYROLL AGENCY 11/6		32,032.01				32,032.01
15-04037	T/N PAYROLL AGENCY 11/20		31,667.36				31,667.36
15-03867	T/N PAYROLL AGENCY DCRP 11/6		427.21				427.21
15-04087	T/N PAYROLL AGENCY DCRP 11/20		419.84				419.84
15-04124	T/N UNEMPLOYMENT TRUST		75,000.00				75,000.00

TOWNSHIP OF NUTLEY							
BILL LIST							
MONDAY NOVEMBER 23, 2015							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
15-04791	COUNTY OF ESSEX		45,825.67				45,825.67
15-03315	CDW GOVERNMENT		1,275.00				1,275.00
15-03915	CUSTODIAN OF PETTY CASH		55.01				55.01
15-03738	UPS		18.26	6.13			24.39
15-03454	UPS		27.17				27.17
15-03737	UPS		15.91	9.66			25.57
15-04123	E-Z PASS SERVICE		50.00		250.00	250.00	550.00
15-03913	RUTGERS UNIVERSITY		629.00				629.00
15-03418	VITAL COMMUNICATIONS		3,107.30				3,107.30
15-03658	MANVA IND		55.00				55.00
15-00692	MILLENIUM STRATEGIES		3,333.00				3,333.00
15-03909	DAVID BERRY		75.00				75.00
15-03910	SARAH KIRK		25.00				25.00
15-03901	NJ SATE DEPT. HEALTH		27.00				27.00
15-03278	MAJOR LEAGUE AUTO		20.00				20.00
15-03920	CABLEVISION		10.67				10.67
15-03668	MGL FORMS		717.00				717.00
15-03896	ELENI PETTAS		41.66				41.66
15-03897	THOMAS J. EVANS		44.67				44.67
15-04009	EIC INSPECTION AGENCY		1,062.00				1,062.00
15-04010	EIC INSPECTION AGENCY		136.00				136.00
15-04012	EIC INSPECTION AGENCY		102.00				102.00
15-04013	EIC INSPECTION AGENCY		102.00				102.00
15-04011	EIC INSPECTION AGENCY		102.00				102.00
15-03761	W.B. MASON		78.96				78.96
15-03714	W.B. MASON		1,083.24				1,083.24

TOWNSHIP OF NUTLEY							
BILL LIST							
MONDAY NOVEMBER 23, 2015							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
15-03646	W.B. MASON		32.99				32.99
15-02729	W.B. MASON		131.51				131.51
15-03756	W.B. MASON		139.98				139.98
15-03715	W.B. MASON		76.34				76.34
15-03783	PATERSON STAMP WORKS		127.41				127.41
15-03882	EDMUNDS & ASSOC.		2,504.48				2,504.48
15-03895	VERITEXT REPORTING		1,194.75				1,194.75
15-04063	US BANK CUST FOR TLCF		4,142.61				4,142.61
15-00865	HENDRICKS APPRAISAL		300.00				300.00
15-04035	POSTMASTER, NEWARK NJ		4,000.00				4,000.00
15-04027	NJ PLANNING OFFICIALS		440.00				440.00
15-03712	NJ STATE LG OF MUNICIPALITIES		110.00				110.00
15-04067	WAGE WORKS		25.00				25.00
15-03609	RICCI PLANNING		2,210.00				2,210.00
15-04121	US POSTAL SERVICE		4,000.00				4,000.00
15-02423	PIRO,ZINNA,CIFELLI,PARIS		4,610.20				4,610.20
15-00526	PIRO,ZINNA,CIFELLI,PARIS		356.85				356.85
15-03813	W.B. MASON		145.21				145.21
15-03904	W.B. MASON		308.44				308.44
15-03926	W.B. MASON		208.56				208.56
15-03731	W.B. MASON		577.89				577.89
15-03840	W.B. MASON		65.99				65.99
15-03947	W.B. MASON		105.97				105.97
15-00406	RICHARD RENN		1,010.00				1,010.00
15-04169	US BANK CUST/PC4 FIRST TRUST		19,762.27				19,762.27
15-04170	GROUP D CAPITAL PARTNERS		3,449.65				3,449.65

TOWNSHIP OF NUTLEY							
BILL LIST							
MONDAY NOVEMBER 23, 2015							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
15-04171	GROUP D CAPITAL PARTNERS		2,861.34				2,861.34
15-04174	EBURY RE,LLC		43,224.48				43,224.48
15-04175	EBURY RE,LLC		19,991.72				19,991.72
15-03930	NUTLEY PUBLIC LIBRARY			405,939.50			405,939.50
15-03939	PAUL CAFONE			182.00			182.00
15-03941	RONALD MOSCA			35.40			35.40
15-00598	QUAL-LYNX			240.86			240.86
15-03952	TURNOUT FIRE & SAFETY			111.99			111.99
15-03953	TURNOUT FIRE & SAFETY			222.98			222.98
145-09046	TURNOUT FIRE & SAFETY			146.97			146.97
15-04047	TURNOUT FIRE & SAFETY			207.98			207.98
15-04048	TURNOUT FIRE & SAFETY			556.95			556.95
15-04049	TURNOUT FIRE & SAFETY			106.99			106.99
15-04050	TURNOUT FIRE & SAFETY			109.99			109.99
15-03954	TURNOUT FIRE & SAFETY			52.80			52.80
15-03973	TURNOUT UNIFORMS			49.99			49.99
15-03974	TURNOUT UNIFORMS			80.75			80.75
15-03975	TURNOUT UNIFORMS			414.44			414.44
15-03976	TURNOUT UNIFORMS			125.00			125.00
15-03977	TURNOUT UNIFORMS			24.95			24.95
15-03978	TURNOUT UNIFORMS			189.97			189.97
15-03979	TURNOUT UNIFORMS			624.92			624.92
15-03980	TURNOUT UNIFORMS			220.69			220.69
15-03981	TURNOUT UNIFORMS			278.94			278.94
15-03982	TURNOUT UNIFORMS			143.50			143.50
15-03983	TURNOUT UNIFORMS			255.73			255.73

TOWNSHIP OF NUTLEY							
BILL LIST							
MONDAY NOVEMBER 23, 2015							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
15-03984	TURNOUT UNIFORMS			136.99			136.99
15-03985	TURNOUT UNIFORMS			258.92			258.92
15-03986	TURNOUT UNIFORMS			73.99			73.99
15-03021	TURNOUT UNIFORMS			28.25			28.25
15-03021	TURNOUT UNIFORMS			16.99			16.99
15-03021	TURNOUT UNIFORMS			243.00			243.00
15-03021	TURNOUT UNIFORMS			15.15			15.15
15-03021	TURNOUT UNIFORMS			49.99			49.99
15-03021	TURNOUT UNIFORMS			17.98			17.98
15-03021	TURNOUT UNIFORMS			120.11			120.11
15-03021	TURNOUT UNIFORMS			15.15			15.15
15-03893	TURNOUT UNIFORMS			298.99			298.99
18-03892	TURNOUT UNIFORMS			3.00			3.00
15-03891	TURNOUT UNIFORMS			68.00			68.00
15-03890	TURNOUT UNIFORMS			5,928.68			5,928.68
15-04039	TURNOUT UNIFORMS			68.00			68.00
15-04045	TURNOUT UNIFORMS			8.06			8.06
15-03021	TURNOUT UNIFORMS			27.99			27.99
15-03526	CERTIFIED SPEEDEMETER SERVICE			2,150.00			2,150.00
15-03704	MANVA IND			285.00			285.00
15-03293	DELGEN PRESS			439.00			439.00
15-00500	LANGUAGE LINE SERVICE			17.15			17.15
15-03822	STATE FAIR AMUSEMENTS			294.89			294.89
15-03815	ESSEX COUNTY COLLEGE			1,100.00			1,100.00
15-01734	SHIV GAS			25.25			25.25
15-03689	IMMEDICENTER			481.00			481.00

TOWNSHIP OF NUTLEY							
BILL LIST							
MONDAY NOVEMBER 23, 2015							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
15-03743	AMERICAN FUTURE SYSTEMS			199.00			199.00
15-03620	NO JERSEY MEDIA GROUP			425.00			425.00
15-03616	PETER ANDOLINO			549.00			549.00
15-00874	VIOLA BROTHERS			5.99			5.99
15-00874	VIOLA BROTHERS			40.64			40.64
15-03916	CUSTODIAN OF PETTY CASH			230.38			230.38
15-01928	RITTACO BROTHERS			83.75			83.75
15-03937	NATIONAL FUEL OIL			5,669.88			5,669.88
15-03938	NATIONAL TERMINAL			1,578.28			1,578.28
15-03884	MICRO CENTER			129.97			129.97
15-03736	UPS			30.46			30.46
15-03062	WHITEMARSH			2,575.00			2,575.00
15-03777	RAINBOW CLEANERS			145.00			145.00
15-03862	MOBILE TECH			1,038.00			1,038.00
15-00256	INHALATION THERAPY			52.10			52.10
15-03767	W.B. MASON			87.52			87.52
15-03859	BARTLETT GREENHOUSES			590.00			590.00
15-03759	W.B. MASON			140.79			140.79
15-03699	W.B. MASON			1,015.48			1,015.48
15-04124	FUN SERVICES			15,000.00			15,000.00
15-01602	DECOZEN CHRYLSEER JEEP			33.70			33.70
15-03021	TURNOUT UNIFORMS			42.05			42.05
15-03021	TURNOUT UNIFORMS			29.99			29.99
15-03021	TURNOUT UNIFORMS			123.48			123.48
15-03021	TURNOUT UNIFORMS			27.38			27.38
15-04138	TURNOUT UNIFORMS			15.00			15.00

TOWNSHIP OF NUTLEY							
BILL LIST							
MONDAY NOVEMBER 23, 2015							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
15-04137	TURNOUT UNIFORMS			121.98			121.98
15-04136	TURNOUT UNIFORMS			101.75			101.75
15-04135	TURNOUT UNIFORMS			625.00			625.00
15-04134	TURNOUT UNIFORMS			365.91			365.91
15-04033	NUTLEY PARK SHOPRITE			55.52			55.52
15-03885	HOME DEPOT CREDIT			249.00			249.00
15-00113	P & A AUTO PARTS			616.66			616.66
15-03942	W.B. MASON			15.72			15.72
15-03844	W.B. MASON			486.09			486.09
15-03851	W.B. MASON			475.59			475.59
15-03940	W.B. MASON			154.46			154.46
15-00111	NBC AUTO PARTS			110.35			110.35
15-04070	ABSOLUTE FIRE			4,009.93			4,009.93
15-04071	ABSOLUTE FIRE			3,025.87			3,025.87
15-03421	FOSTER AND CO				346.62		346.62
15-01951	AJM CONTRACTOR				371,558.30		371,558.30
15-01951	AJM CONTRACTOR				64,261.03		64,261.03
15-01951	AJM CONTRACTOR				24,667.02		24,667.02
15-01951	AJM CONTRACTOR				46,223.70		46,223.70
15-01951	AJM CONTRACTOR				46,071.58		46,071.58
15-03582	MASTERMANS				1,015.52		1,015.52
15-03085	POLLARD WATER				1,413.00		1,413.00
15-00061	NORTHEAST ARBORIST				458.72		458.72
15-03842	NATIONAL TERMINAL				582.12		582.12
15-02018	TERRE CO				181.65		181.65
15-03638	EREVIVAL				650.00		650.00

TOWNSHIP OF NUTLEY							
BILL LIST							
MONDAY NOVEMBER 23, 2015							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
15-03309	PENNONI ASSOCIATES				1,000.00		1,000.00
15-00147	PENNONI ASSOCIATES				2,250.00		2,250.00
15-00147	PENNONI ASSOCIATES				1,320.00		1,320.00
15-00147	PENNONI ASSOCIATES				880.00		880.00
15-01413	PENNONI ASSOCIATES				1,575.00		1,575.00
15-01141	PENNONI ASSOCIATES				4,437.50		4,437.50
15-03310	PENNONI ASSOCIATES				3,000.00		3,000.00
15-01413	PENNONI ASSOCIATES				3,450.00		3,450.00
15-00147	PENNONI ASSOCIATES				2,250.00		2,250.00
15-00147	PENNONI ASSOCIATES				110.00		110.00
15-01141	PENNONI ASSOCIATES				5,925.00		5,925.00
15-03946	PSE & G				23.53		23.53
15-00070	VIOLA BROTHERS				21.63		21.63
15-01950	NEWARK ASPHALT				1,026.38		1,026.38
15-00047	AGL WELDING				64.43		64.43
15-00062	NORTHEAST AUTO				52.10		52.10
15-00069	TILCON				223.22		223.22
15-00050	BLOOMFIELD MASONRY				264.02		264.02
15-00054	COLONIAL CONCRETE				681.50		681.50
15-02655	DEER CARCASS				1,400.00		1,400.00
14-04163	S,. ROTONDI & SONS				5,803.20		5,803.20
15-00066	ROUTE 23 AUTO MALL				219.06		219.06
15-03845	ROUTE 23 AUTO MALL				369.36		369.36
15-03863	MOBILE TECH				60.00		60.00
15-03521	BIO SHINE				770.00		770.00
15-03868	BADGER METER				1,314.00		1,314.00

TOWNSHIP OF NUTLEY							
BILL LIST							
MONDAY NOVEMBER 23, 2015							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
15-03594	THE KENNEDY CO				870.00		870.00
15-03608	TAPCO IND				1,260.00		1,260.00
15-03694	BRADLEY TIRE				476.76		476.76
15-03781	W.B. MASON				15.74		15.74
15-03769	W.B. MASON				119.55		119.55
15-03763	W.B. MASON				283.88		283.88
15-03713	W.B. MASON				90.20		90.20
15-03758	W.B. MASON				161.87		161.87
15-03334	ATLANTIC UNIFORM				89.98		89.98
15-03723	STEWART BUSINESS SYS				734.01		734.01
15-03740	DELUXE INTERNATIONAL				740.40		740.40
15-03654	PABCO IND				3,098.25		3,098.25
15-03716	NBC AUTO PARTS				1,378.00		1,378.00
15-03088	TURNOUT UNIFORMS				1,169.74		1,169.74
15-00056	DURABLE RECYCLING				696.54		696.54
15-00082	RICCARDI BROS				27.80		27.80
15-02018	TERRE CO				15.00		15.00
15-00077	GRAINGER				53.00		53.00
15-00077	GRAINGER				211.46		211.46
15-03928	HOME DEPOT CREDIT				544.40		544.40
15-01950	NEWARK ASPHALT CO				5,570.12		5,570.12
15-04073	PSE & G				17,918.97		17,918.97
15-04040	CABLEVISION				21.34		21.34
15-04168	MICHAEL LUZZI				60.00		60.00
15-02655	DEER CARCASS				840.00		840.00
15-03838	SHERWIN WILLIAMS CO				159.90		159.90

TOWNSHIP OF NUTLEY							
BILL LIST							
MONDAY NOVEMBER 23, 2015							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
15-03735	H & H MACK SALES				119.86		119.86
15-03929	W.B. MASON				49.98		49.98
15-03848	W.B. MASON				40.78		40.78
15-03969	W.B. MASON				46.20		46.20
15-03902	NEWARK BRUSH CO				1,074.00		1,074.00
15-03305	MICRO-PAVE SYSTEMS				19,999.94		19,999.94
15-03537	NUTLEY HEATING COOLING				40.00		40.00
15-03695	NATIONAL BUILDING SUPPLY				312.00		312.00
15-02673	ATLAS IND.				1,640.00		1,640.00
15-03209	CIFELLI & SON					23,500.00	23,500.00
15-03917	CUSTODIAN OF PETTY CASH					34.44	34.44
15-03955	RICHARD GINGERELLI					629.40	629.40
15-03956	SAL CERTRULO					629.40	629.40
15-03957	LOIS PLINIO					1,762.80	1,762.80
15-03958	STEPHEN REINERS					629.40	629.40
15-03959	FRANK GINGERELLI					629.40	629.40
15-03960	SAL CERTANNI					1,258.80	1,258.80
15-03961	LEONARDO VESPUCCI					629.40	629.40
15-03962	HENRY BAKER					1,910.40	1,910.40
15-03963	HERBERT MURPHY					1,762.80	1,762.80
15-03964	DAGNIJA GEHRIG					2,517.60	2,517.60
15-03965	ADELE MUELLER					629.40	629.40
15-03966	NOREEN HAVERON					515.74	515.74
15-03967	NOREEN HAVERON					955.20	955.20
15-03968	ROBERT ALBERT					1,888.20	1,888.20
15-03797	TONYS AUTO BODY					576.00	576.00

TOWNSHIP OF NUTLEY							
BILL LIST							
MONDAY NOVEMBER 23, 2015							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
15-03601	W.B. MASON					486.19	486.19
15-03512	ALTEC NUECO					1,663.26	1,663.26
15-03328	MOONEY GENERAL PAPER					2,385.52	2,385.52
15-03709	MULTI PACKAGING SYS					1,811.75	1,811.75
15-03721	TREASURER STATE OF NJ					705.00	705.00
15-00021	C & C TIRE					21.00	21.00
15-00022	FRANKS GMC					74.58	74.58
15-03766	PSE & G					113.38	113.38
15-03776	PSE & G					4.25	4.25
15-03945	PSE & G					14.11	14.11
15-03944	PSE & G					673.86	673.86
15-03793	AT & T MOBILITY					455.97	455.97
15-03790	NATIONAL TERMINAL					525.60	525.60
15-00023	HOOVER TRUCK CENTER					346.70	346.70
15-03773	VERIZON					193.94	193.94
14-04761	VIOLA BROTHERS					666.88	666.88
15-01858	ATHENIA MASON					247.52	247.52
15-03925	DIRECT ENERGY BUSINESS					149.91	149.91
15-03924	DIRECT ENERGY BUSINESS					99.86	99.86
15-03922	DIRECT ENERGY BUSINESS					3,263.82	3,263.82
15-03780	DIRECT ENERGY BUSINESS					45.94	45.94
15-03841	DIRECT ENERGY BUSINESS					21,701.81	21,701.81
15-04026	NICHOLAS NERI					1,574.40	1,574.40
15-04028	ELEANOR CAPRIO					629.40	629.40
15-04030	JOSEPH VILLANO					629.40	629.40
15-04031	WILLIAM SPIEZIO					1,258.80	1,258.80

TOWNSHIP OF NUTLEY							
BILL LIST							
MONDAY NOVEMBER 23, 2015							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
15-04032	JOANN DUNLEAVY					955.20	955.20
15-04029	KENNETH STEWART					629.40	629.40
15-00045	COMPLETE SAW					183.55	183.55
15-03279	MAJOR LEAGUE AUTO SPA					64.00	64.00
15-00024	NORTHEAST AUTO					182.84	182.84
15-00024	NORTHEAST AUTO					137.75	137.75
15-00513	THE COPY SHOP					1,110.21	1,110.21
15-00017	AMERICAN HOSE					23.72	23.72
15-00028	ROBERTS & SONS					83.70	83.70
15-00032	N.GLANTZ					104.10	104.10
15-04007	CABLEVISION					10.66	10.66
15-04004	CABLEVISION					164.80	164.80
15-00030	SUPERIOR DISTRIBUTORS					17.79	17.79
15-00030	SUPERIOR DISTRIBUTORS					101.94	101.94
15-00030	SUPERIOR DISTRIBUTORS					105.11	105.11
15-01714	KENNEDY IND					143.36	143.36
15-03903	STATE OF NJ DEPT OF LABOR					80.00	80.00
15-03861	MOBILE TECH					60.00	60.00
15-03742	C & C TIRE					952.78	952.78
14-03817	BELL RIDGE PLUMBING					162.82	162.82
15-01593	ADVANCED MECHANICAL					1,689.25	1,689.25
15-00016	AGL WELDING					149.06	149.06
15-03772	MICRO CENTER					2,299.98	2,299.98
15-03524	BARTLETT GREENHOUSES					450.00	450.00
15-03277	CHEMSEARCH					538.23	538.23
15-03615	W.B. MASON					34.47	34.47

TOWNSHIP OF NUTLEY							
BILL LIST							
MONDAY NOVEMBER 23, 2015							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
15-03692	AWUA-MIST IRRIGATION					4,100.00	4,100.00
15-04003	ROSEMARIE SELLARI					1,762.80	1,762.80
15-00028	ROBERTS & SONS					225.00	225.00
15-04144	DELTA DENTAL PLAN					13,504.26	13,504.26
15-04144	DELTA DENTAL PLAN					13,980.01	13,980.01
15-04145	LORETTA KWAPNIEWSKI					955.00	955.00
15-04146	MARY ANN CHAGNON					629.40	629.40
15-04151	RONALD RODIER					1,258.80	1,258.80
15-04152	RICHARD LAUDADIO					629.40	629.40
15-04153	MARGARET OBROCKTA					629.40	629.40
15-04154	ANTHONY INTILE					629.40	629.40
15-04155	NATALIE FERRARA					955.20	955.20
15-04156	THEODORE CLAR					1,258.80	1,258.80
15-04157	KATHLEEN RITACCO					1,258.80	1,258.80
15-03917	CUSTODIAN OF PETTY CASH					30.14	30.14
15-03923	HATHER SOTO					87.92	87.92
15-03906	MICKEYS RIDES N MORE					500.00	500.00
15-03905	NUTLEY PARK SHOPRITE					1,153.84	1,153.84
15-03907	JOSEPH GABRIELE					750.00	750.00
15-04001	CABRINA PIZZERA					108.00	108.00
15-04024	DJMC					495.00	495.00
15-03992	DJMC					495.00	495.00
15-03987	LIFESAVING TECH					1,020.00	1,020.00
15-03989	ALL PRO TENNIS					3,600.00	3,600.00
15-04081	LOIS PLINIO					48.54	48.54
15-03990	LOIS PLINIO					34.22	34.22

TOWNSHIP OF NUTLEY							
BILL LIST							
MONDAY NOVEMBER 23, 2015							
P.O.	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTALS
15-03996	NUTLEY PARK SHOPRITE					1,577.16	1,577.16
15-03991	LOU'S PLACE					106.00	106.00
15-02729	LIFE SAVERS					1,598.00	1,598.00
15-04000	MONICA SUAREZ					95.00	95.00
15-04091	ROBIN CARRINO					25.00	25.00
15-03999	ROBIN CARRINO					95.00	95.00
15-03998	DANNY MILETIC					110.00	110.00
15-03997	SUNITA SINGH					30.00	30.00
15-03995	CHERYL PANZER					95.00	95.00
15-03994	HOLLY HERGENHAN					95.00	95.00
15-03993	JANICE FRASER					45.00	45.00
15-04088	SHADAE BURROWES					25.00	25.00
15-04089	KIMBERLY BIANCHI					45.00	45.00
15-04050	GABRIELLA MILLER					65.00	65.00
15-04092	NUTLEY RAIDERS BOOSTER					200.00	200.00
15-04093	LIA CROCCO					45.00	45.00
15-04094	LINDA POSTERNOCK					100.00	100.00
15-04095	BARBARA HIRSCH					50.00	50.00
15-04096	LOU MAINIERO					65.00	65.00
15-04097	JILL KREMER					95.00	95.00
15-04098	ANTHONY PERGOLA					95.00	95.00
15-04099	FRANCES BONANNO					25.00	25.00
15-04101	LESLIE ROMONOWSKI					95.00	95.00
15-04102	VANESSA GAVIDIA					25.00	25.00
15-04084	CABRINA PIZZERA					135.00	135.00
15-04083	BLAZE BASKETBALL ENTERPRISES					1,250.00	1,250.00

PAYROLL SHEET
MONDAY NOVEMBER 23, 2015

List of payroll submitted for approval by the Board of Commissioners at their regular meeting of NOVEMBER 23, 2015:

PAYROLL-REGULAR-NOVEMBER 6, 2015:	
Department of Public Affairs	19,273.59
Department of Revenue & Finance	53,394.61
Department of Public Safety	445,947.96
Department of Public Works	59,915.57
Department of Parks & Public Properties	79,519.57
Department of Recreation Commission	7,383.27
Water Operations	43,915.82
Due To From General Capital	961.54
600 Series	11,056.20
Police Outside Duties	20,295.93
C.E.H.A.	0.00
P.O.A.A.	0.00
ACC-U-VAC	0.00
Sub Total	741,664.06

PAYROLL-OVERTIME-NOVEMBER 6, 2015:	
Department of Public Affairs	0.00
Department of Revenue & Finance	695.07
Department of Public Safety	13,432.68
Department of Public Works	8,576.92
Department of Parks & Public Properties	2,406.77
Water Operations	13,341.15
600 Series	
Sub Total	38,452.59

TOTAL PAYROLL: **780,116.65**

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

Federal Withholding Tax	94,473.08
Social Security	23,221.32
N.J. State Tax	28,729.17
Medicare	1,112.22
Wage Execution	3,854.00
Deferred Compensation	23,519.06
Employee Disability Ins.	4,876.18

PAYROLL SHEET
MONDAY NOVEMBER 23, 2015

**List of payroll submitted for approval by the Board of Commissioners at
their regular meeting of NOVEMBER 23, 2015:**

PAYROLL-REGULAR-NOVEMBER 20, 2015:

Department of Public Affairs	19,264.39
Department of Revenue & Finance	54,981.00
Department of Public Safety	445,563.35
Department of Public Works	59,359.54
Department of Parks & Public Properties	80,684.14
Department of Recreation Commission	7,817.64
Water Operations	43,915.82
Due To From General Capital	961.54
600 Series	11,056.20
Police Outside Duties	14,590.00
C.E.H.A.	0.00
P.O.A.A.	0.00
ACC-U-VAC	0.00

Sub Total **738,193.62**

PAYROLL-OVERTIME-NOVEMBER 20, 2015:

Department of Public Affairs	0.00
Department of Revenue & Finance	1,098.26
Department of Public Safety	16,621.56
Department of Public Works	6,741.92
Department of Parks & Public Properties	2,318.42
Water Operations	11,121.55
600 Series	250.00

Sub Total **38,151.71**

TOTAL PAYROLL: **776,345.33**

GRAND TOTAL: **8,789,816.24**

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

Federal Withholding Tax	93,935.97
Social Security	22,941.71
N.J. State Tax	28,614.13
Medicare	11,062.05
Wage Execution	3,854.00
Deferred Compensation	23,919.06
Employee Disability Ins.	4,876.18