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TOWNSHIP OF NUTLEY, NEW JERSEY
BOARD OF COMMISSIONERS

)
PUBLIC MEETING) TRANSCRIPT OF
) PROCEEDINGS:
)

April 5, 2016

BEFORE:
Mayor Petracco
Commissioner Mauro Tucci
Commissioner Steven Rogers
Commissioner Joseph P. Scarpelli
Township Clerk

Job No. VTNJ - 2289139

1 P R O C E E D I N G S

2 (Pledge of Allegiance)

3 MAYOR PETRACCO: Madam Clerk.

4 MADAM CLERK: Yes, Mayor. Board of Commissioners
5 Public Meeting Tuesday, April 5th, 2016. The time is now
6 7:51.

7 Pursuant to the requirements of the Open Public
8 Meeting Act, Chapter 231, Public Law, 1975, notice of this
9 meeting was published in the December 24th, 2015 issues of
10 The Nutley Sun, The Star Ledger and The Herald News.

11 A copy of this notice has been posted on the
12 Nutley Town Hall bulletin board and a copy is on file in the
13 Municipal Clerk's Office.

14 Commissioner Rogers?

15 COMMISSIONER ROGERS: Here.

16 MADAM CLERK: Commissioner Tucci?

17 COMMISSIONER TUCCI: Here.

18 MADAM CLERK: Commissioner Evans is absent
19 excused.

20 Commissioner Scarpelli?

21 COMMISSIONER SCARPELLI: Here.

22 MADAM CLERK: Mayor Petracco?

23 MAYOR PETRACCO: Here.

24 Thank you Madam Clerk we'll move to minutes

25 MADAM CLERK: Minutes. We have Board of

1 Commissioner meeting minutes for March 1st, 2016 and March
2 15th, 2016.

3 COMMISSIONER TUCCI: Move then

4 COMMISSIONER SCARPELLI: Second.

5 MADAM CLERK: Commissioner Rogers?

6 COMMISSIONER ROGERS: Aye.

7 MADAM CLERK: Commissioner Tucci?

8 COMMISSIONER TUCCI: Aye.

9 MADAM CLERK: Commissioner Scarpelli?

10 COMMISSIONER SCARPELLI: Aye.

11 MADAM CLERK: Mayor Petracco?

12 MAYOR PETRACCO: Aye. We'll move on to
13 communications, please.

14 MADAM CLERK: Holy Family Church has requested
15 permission to utilize the Yanticaw Park near Park Place for
16 five consecutive Sundays starting April 10th through May 8th
17 from 4 to 6 p.m. Permission to utilize the Yanticaw Park
18 has been granted and the permits have been waived by the
19 County Parks and Recreation Director, Dan Salvante.

20 I need a motion.

21 COMMISSIONER TUCCI: Move it.

22 COMMISSIONER SCARPELLI: Second.

23 MADAM CLERK: Commissioner Rogers?

24 COMMISSIONER ROGERS: Aye.

25 MADAM CLERK: Commissioner Tucci?

1 COMMISSIONER TUCCI: Aye.

2 MADAM CLERK: Commissioner Scarpelli?

3 COMMISSIONER SCARPELLI: Aye.

4 MADAM CLERK: Mayor Petracco?

5 MAYOR PETRACCO: Aye.

6 MADAM CLERK: Friends of the Nutley Library has
7 submitted a Social Affair Permit Application to have a book
8 signing and evening tea at the Nutley Public Library on
9 Sunday, May 8th, 2016 from 6:30 to 9:00 p.m.

10 COMMISSIONER TUCCI: Move it.

11 COMMISSIONER SCARPELLI: Second.

12 MADAM CLERK: Commissioner Rogers?

13 COMMISSIONER ROGERS: Aye.

14 MADAM CLERK: Commissioner Tucci?

15 COMMISSIONER TUCCI: Aye.

16 MADAM CLERK: Commissioner Scarpelli?

17 COMMISSIONER SCARPELLI: Aye.

18 MADAM CLERK: Mayor Petracco?

19 MAYOR PETRACCO: Aye.

20 MADAM CLERK: The Franklin Steakhouse has
21 submitted an Extension of Premises Application for the
22 Franklin Spring Festival to be held on Friday, April 29th,
23 2016 between 6 and 10 p.m.

24 COMMISSIONER TUCCI: Move it.

25 COMMISSIONER SCARPELLI: Second.

1 MADAM CLERK: Commissioner Rogers?

2 COMMISSIONER ROGERS: Aye.

3 MADAM CLERK: Commissioner Tucci?

4 COMMISSIONER TUCCI: Aye.

5 MADAM CLERK: Commissioner Scarpelli?

6 COMMISSIONER SCARPELLI: Aye.

7 MADAM CLERK: Mayor Petracco?

8 MAYOR PETRACCO: Aye.

9 MADAM CLERK: And Southside Grill has submitted an
10 Extension of Premises Application for the Franklin Spring
11 Festival to be held on Friday, April 29th from 6 to 10 p.m.

12 COMMISSIONER TUCCI: Move it.

13 COMMISSIONER SCARPELLI: Second.

14 MADAM CLERK: Commissioner Rogers?

15 COMMISSIONER ROGERS: Aye.

16 MADAM CLERK: Commissioner Tucci?

17 COMMISSIONER TUCCI: Aye.

18 MADAM CLERK: Commissioner Scarpelli?

19 COMMISSIONER SCARPELLI: Aye.

20 MADAM CLERK: Mayor Petracco?

21 MAYOR PETRACCO: Aye.

22 MADAM CLERK: And that's it for communications,

23 Mayor. MAYOR PETRACCO: Thank you. We'll move on to

24 reports. Commissioner Scarpelli.

25 COMMISSIONER SCARPELLI: Yes, Mayor. I have

1 various reports for the end of 2015 beginning of 2016.

2 MAYOR PETRACCO: Thank you. Commissioner Tucci.

3 COMMISSIONER TUCCI: Yes. I have a Shade Tree
4 Report for the month of March, 2016.

5 MAYOR PETRACCO: Thank you.

6 We'll move on to bills.

7 MADAM CLERK: The bill list for Tuesday, April 5th,
8 2016.

9 Public Affairs, \$7,814.55; Revenue and Finance,
10 \$2,339,300.03; Public Safety, \$65,087.91; Public Works,
11 \$167,047.83; Parks and Public Property, \$1,132,459.70; total
12 payroll \$762,078.92; for a grand total of \$4,473,788.94.

13 COMMISSIONER TUCCI: Move the bills.

14 COMMISSIONER SCARPELLI: Second.

15 MADAM CLERK: Commissioner Rogers?

16 COMMISSIONER ROGERS: Aye.

17 MADAM CLERK: Commissioner Tucci?

18 COMMISSIONER TUCCI: Aye.

19 MADAM CLERK: Commissioner Scarpelli?

20 COMMISSIONER SCARPELLI: Aye.

21 MADAM CLERK: Mayor Petracco?

22 MAYOR PETRACCO: Aye. Thank you.

23 MADAM CLERK: You're welcome, Mayor.

24 MAYOR PETRACCO: Okay. And, first of all, let me
25 apologize to everyone for being in the back room a little

1 longer than we wanted to be because we knew we had quite a
2 few guests. And these gentlemen look like they're very
3 strong and I hope we didn't keep you waiting too long.

4 But we're going to skip through our agenda this
5 evening to get right to you guys. We have a -- a couple
6 special guests here.

7 Commissioner Tucci.

8 COMMISSIONER TUCCI: Yes. Thank you, Mayor.

9 This evening, I have the honor of presenting a
10 Resolution for one of the longest standing sports in the
11 history of the Township and that's the sport of Crew.

12 For I've known firsthand how hard it is and how
13 much dedication and commitment goes into this sport because
14 two of my four children were members of the Nutley High
15 School Crew Team. So before I even read this Resolution, I
16 want to commend all of our -- our youngsters who participate;
17 all of our coaches; and all of the parents who make an equal
18 sacrifice to follow our children, all right, and to route
19 them on, all right, traveling miles and sometimes hundreds
20 of miles for a race that may last three minutes. All right.

21 But it's a wonderful sport. But having said that;

22 WHEREAS, Nutley -- Nutley High School Crew began
23 rowing on the Passaic in 1942 with founding coach, Bill
24 Bennet and for the last 75 years has provided a great team
25 experience for Nutley student athletes; and

1 WHEREAS, in the early 1980s, the women's program
2 was instituted and quickly became a formidable force in high
3 school rowing; and

4 WHEREAS, the Nutley High School Crew coaches imbue
5 their student athletes with the quintessential Nutley
6 characteristic of earned bravado backed by hard work and
7 team accountability, Nutley High School Crew has competed
8 against the best teams in the United States and Canada; and

9 WHEREAS, the Nutley Crew student athletes maintain
10 the highest levels of academic achievement while enduring a
11 grueling training and racing schedule and have gone on to
12 lead top college programs and are renowned for their grit
13 and determination; and

14 WHEREAS, Nutley Crew Alumni and their children
15 have returned to the program to row, coach and contribute to
16 the Township as civic and educational leaders; and

17 WHEREAS, the Nutley High School Crew Program has
18 benefited from the unwavering support of the Nutley Board of
19 Education and the Nutley Crew Boosters.

20 NOW, THEREFORE, BE IT RESOLVED that the Board of
21 Commissioners of the Township of Nutley, the County of
22 Essex, State of New Jersey, join with the citizens of Nutley
23 to recognize and applaud the multi-generational 75-year
24 effort of the Nutley rowers and extends our heartfelt best
25 wishes for continued success in the future. The legacy of

1 Bill Bennett has been honored by Nutley Crew's exemplary
2 student athletes.

3 I proudly move this Resolution.

4 MAYOR PETRACCO: Second.

5 (Applause)

6 MADAM CLERK: Commissioner Rogers?

7 COMMISSIONER ROGERS: Before I cast my vote, I
8 want to thank you, parents and grandparents, (inaudible) a
9 lot of work into this (inaudible) one of the reasons why
10 Nutley, New Jersey made its place in this Country
11 (inaudible) carrying on a tradition (inaudible).

12 I'm looking at you fellows and ladies and I'm
13 realizing that, you know, you've got a lot of good
14 character. Character's everything in life. When you're on
15 the river as a team and (inaudible) what's more importantly
16 when you're out on the streets of this community (inaudible)
17 seen some of you. I've seen some of you helping senior
18 citizens whether you're shoveling snow or raking leaves or
19 (inaudible) the extra mile.

20 Thank you. Thank you so much for being
21 (inaudible) character (inaudible) to honor to this
22 community, parents (inaudible).

23 MADAM CLERK: Commissioner Tucci?

24 COMMISSIONER TUCCI: Yes. I think I've already
25 said enough but I just want to add one thing. I think the

1 ladies and gentlemen that participate in this sport, I think
2 you guys are phenomenal and just keep up the good work. You
3 make us proud every day. I vote yes.

4 MADAM CLERK: Commissioner Scarpelli?

5 COMMISSIONER SCARPELLI: Yes. I just want to
6 congratulate the -- all the people who participated, all
7 over the last 75 years and when you're out there, in early
8 March, and it's pretty cold on that river, you know, it
9 takes a special kind of person to -- to do that. So I vote
10 yes.

11 MADAM CLERK: Mayor Petracco?

12 MAYOR PETRACCO: I would just like to add to that
13 coldness, Commissioner Scarpelli. A couple years ago I
14 opened up a business on that river in Lyndhurst. And I have
15 to tell you, I've never grown up on Park Avenue in Nutley.
16 I've never realized how cold and windy it gets on the
17 Passaic River.

18 And, from my balcony, I was able to watch the
19 girls and the boys and the coaches, by the way, row up and
20 down that river in the rain and the snow, going through the
21 ice and some other articles that may be found in that river
22 at some times, and I have to tell you, God bless you and --
23 and -- and to the parents, I know many of you from my store
24 coming in the day before to get some lunch or some drinks
25 for the kids because even Petracco's Deli doesn't open up at

1 the odd and Godley hours that you have to leave town to make
2 those meets in Philadelphia or wherever you guys are
3 travelling.

4 So it's really a team effort and a lot of
5 commitment by not only the children but also their parents
6 and coaches. So that's what Nutley's about. We have a lot
7 of heart here -- here and we do what we have to do and you
8 guys are really committed to your sport.

9 So I very proudly vote yes.

10 COMMISSIONER TUCCI: Mayor, if -- if we can, I'd
11 -- that's right.

12 (Applause)

13 COMMISSIONER TUCCI: Give them a round of
14 applause.

15 (Applause)

16 COMMISSIONER TUCCI: All right. This might be a
17 bit of a challenge but would everyone please come forward
18 and the coaches so we can take a photo.

19 (Pause)

20 MAYOR PETRACCO: Tall guys get in the back.

21 (Pause)

22 (Applause)

23 COMMISSIONER TUCCI: While -- while we're getting
24 back in order, I also would like to thank Brian Intindola
25 (ph) who gave us the subject matter for that Resolution. It

1 was very well done and the information he provided was --
2 was unbelievably great. So thank you, Brian.

3 (Applause)

4 COMMISSIONER TUCCI: Our next presentation is
5 equally important to -- to -- for a woman who had dedicated
6 herself to this Township, all right? And who has the inner
7 peace that we're all seeking. And in a couple of moments,
8 you're going to figure out what that is. Some of you
9 already know. I see a smiling in the back.

10 WHEREAS, Mary Anne Griese and her late husband,
11 Richard, moved to the Township of Nutley in 1966 where they
12 raised their three children, Rich, Steven and Bill; and

13 WHEREAS, Mary Anne Griese began her career with
14 the Department of Parks and Recreation as the Township's
15 Yoga Instructor in 1991; and

16 WHEREAS, Mary Anne gave generously of her time and
17 dedicated work, bringing the healing benefits of yoga to the
18 good people of Nutley, specializing in both Kripalu Yoga and
19 Phoenix Rising Yoga Therapy and has been introducing people
20 to yoga therapy for three decades; and

21 WHEREAS, throughout her career, Mary Anne has set
22 an example of dedication which has been an inspiration to
23 her students and fellow instructors; and

24

25

1 WHEREAS, on April 13th, 2016, Mary Anne Griese
2 also known by her students as Maryanda (ph) will be retiring
3 after 25 years of service with the Township of Nutley.

4 NOW, THEREFORE, BE IT RESOLVED, that the Board of
5 Commissioners, of the Township of Nutley, County of Essex,
6 State of New Jersey, join with the citizens of Nutley to
7 extend our sincere appreciation for Mary Anne Griese's 25
8 years of dedicated service and congratulate her on her well-
9 earned retirement.

10 All of the best wishes for continued success,
11 happiness and good health in the future.

12 I move this resolution.

13 MAYOR PETRACCO: Second.

14 MADAM CLERK: Commissioner Rogers?

15 COMMISSIONER ROGERS: Mary Anne, thank you so much
16 and God bless you (inaudible).

17 MADAM CLERK: Commissioner Tucci?

18 COMMISSIONER TUCCI: Aye.

19 MADAM CLERK: Commissioner Scarpelli?

20 COMMISSIONER SCARPELLI: Mary Anne, enjoy your
21 retirement.

22 MADAM CLERK: And Mayor Petracco?

23 MAYOR PETRACCO: Mary Anne, why don't you come to
24 the podium just for one second so everybody will know who
25 you are, number one.

1 (Applause)

2 MARY ANN GRIESE: (Indiscernible).

3 MAYOR PETRACCO: I -- I just had a couple
4 comments and I just wanted everyone in the room to see who
5 you are because I had the pleasure of meeting you a few
6 years back myself and I -- I could tell all these young
7 people in this audience, this woman, standing before us, is
8 really what Nutley is all about.

9 It's someone who cares from the bottom on her
10 heart. She -- she doesn't have a bad bone in her whole
11 body. All she does is speak so highly of this town, all the
12 time, and, most importantly, the people. And I am so sad,
13 Mary Anne, that you are leaving. I -- I can't tell you. I
14 really am.

15 I -- and I didn't -- I found this out this evening
16 and, I have to tell you, our friendship means everything to
17 me and I know we still have one your sons here in town that
18 walks all over town. God bless him.

19 And, again, I can't stress enough on what a
20 premier person, resident you have been to us and friends of
21 this Board of Commissioners.

22 So we wish you luck. God bless you and I know
23 you'll always have a special place in my heart.

24 Commissioner Tucci, would you like to read the
25 plaque at this time?

1 COMMISSIONER TUCCI: Yes. Yes.

2 Mary Anne, we're also going to be presenting you
3 with this plaque. I'd just like to read it for everyone's
4 benefit.

5 It says; with are greatest appreciation, we hereby
6 present Mary Anne Griese for your 25 years of dedicated and
7 inspirational service to the Department of Parks and
8 Recreation Yoga Program. All the best wishes for continued
9 success, happiness and good health in the future. Presented
10 by Nutley Board of Commissioners, April, 2016.

11 (Applause)

12 MS. GRIESE: Thank you.

13 (Applause)

14 (Pause)

15 (Laughter)

16 MAYOR PETRACCO: (Indiscernible).

17 MS. GRIESE: Can you hear me?

18 UNIDENTIFIED SPEAKER: Yes.

19 MS. GRIESE: I'm used to talking in front of a
20 crowd without a microphone.

21 (Inaudible) I love Nutley. Nutley with (inaudible)
22 our boys (inaudible) when that (inaudible) like that
23 (inaudible).

24 (Applause)

25 COMMISSIONER TUCCI: You're the best.

1 MS. GRIESE: You're the best. That's what I
2 always say, you're the best.

3 (Laughter)

4 (Pause)

5 UNIDENTIFIED SPEAKER: Hey, then everything's set
6 in place. I can go (inaudible).

7 (Laughter)

8 MS. GRIESE: (Inaudible) much prettier than
9 (inaudible).

10 (Laughter)

11 COMMISSIONER TUCCI: (Indiscernible) (inaudible).

12 MS. GRIESE: Come visit (inaudible) come visit.

13 COMMISSIONER TUCCI: Mary Anne (inaudible).

14 (Pause)

15 MAYOR PETRACCO: Let's hear it for Mary Anne one
16 more time, guys.

17 (Applause)

18 MAYOR PETRACCO: Okay. At this point, we are
19 going to give everyone a chance to exit if you do not want
20 to hear the rest of the meeting, our business portion of the
21 meeting, wow. Packed (inaudible) therefore, we're going to
22 take a little break.

23 Thank you for coming.

24 (Pause)

25 MAYOR PETRACCO: Okay, Madam Clerk. Why don't we

1 go back on the record?

2 MADAM CLERK: Yes, Mayor.

3 MAYOR PETRACCO: Commissioner Tucci, do you want
4 to finish up your Reso's?

5 COMMISSIONER TUCCI: Sure, Mayor. Thank you.

6 WHEREAS, the Township of Nutley entered into a
7 contract with Sal Electric, 83 Fleet Street, Jersey City,
8 New Jersey for electrical services; and

9 WHEREAS, the Director of Parks and Public Property
10 has recommended the following change order from said
11 contracts: Change Order No. 1, electrical services in the
12 amount of \$8,000.

13 The money is available from account 6-01-508-200
14 and has been certified by the Chief Financial Officer, said
15 certification being attached to this Resolution.

16 NOW, THEREFORE, BE IT RESOLVED, by the Board of
17 Commissioners, Township of Nutley, County of Essex, State of
18 New Jersey, that Change Order 1 in the amount of \$8,000 be
19 and is hereby approved.

20 I move the Resolution.

21 COMMISSIONER SCARPELLI: Second.

22 MADAM CLERK: Commissioner Rogers?

23 COMMISSIONER ROGERS: Aye.

24 MADAM CLERK: Commissioner Tucci?

25 COMMISSIONER TUCCI: Aye.

1 MADAM CLERK: Commissioner Scarpelli?

2 COMMISSIONER SCARPELLI: Aye.

3 MADAM CLERK: Mayor Petracco?

4 MAYOR PETRACCO: Aye.

5 COMMISSIONER TUCCI: WHEREAS, the Township of
6 Nutley entered into a contract with Viridian Environmental
7 Consultants, P.O. Box 3009, Upper Montclair, New Jersey, for
8 environmental services; and

9 WHEREAS, the Director of Parks and Public Property
10 has recommended the following Change Order from said
11 contract: Change Order No. 1, environmental services in the
12 amount of \$5,454.39.

13 Money is available from account 6-01-508-200 and
14 has been certified by the Chief Financial Officer; said
15 certification being attached to this Resolution.

16 NOW, THEREFORE, BE IT RESOLVED by the Board of
17 Commissioners in the Township of Nutley, County of Essex,
18 State of New Jersey, that Change Order NO. 1, in the amount
19 of \$5,454.39 be and is hereby approved.

20 I move the Resolution.

21 COMMISSIONER SCARPELLI: Second.

22 MADAM CLERK: Commissioner Rogers?

23 COMMISSIONER ROGERS: Aye.

24 MADAM CLERK: Commissioner Tucci?

25 COMMISSIONER TUCCI: Aye.

1 MADAM CLERK: Commissioner Scarpelli?

2 COMMISSIONER SCARPELLI: Aye.

3 MADAM CLERK: Mayor Petracco?

4 MAYOR PETRACCO: Aye.

5 COMMISSIONER TUCCI: WHEREAS, the Township of
6 Nutley has a need to acquire specialized professional
7 services through a fair and open process pursuant to the
8 provision of N.J.S.A. 19:44A-20.5; and

9 WHEREAS, the Department of Parks and Public
10 Property has a need to acquire specialized professional
11 services for underground storage tank services: removal,
12 remediation, reporting and closure; and

13 WHEREAS, the Municipal Clerk is hereby authorized
14 and directed to advertise for a Request for Qualifications
15 for underground storage tank services: removal, remediation,
16 reporting and closure.

17 NOW, THEREFORE, BE IT RESOLVED that the Request
18 for Qualifications shall be due on Wednesday, April 20th,
19 2016 at 3 p.m., addressed to the Municipal Clerk, Nutley
20 Township Hall, One Kennedy Drive, Nutley, New Jersey, 07110.

21 I move the Resolution.

22 COMMISSIONER SCARPELLI: Second.

23 MADAM CLERK: Commissioner Rogers?

24 COMMISSIONER ROGERS: Aye.

25 MADAM CLERK: Commissioner Tucci?

1 COMMISSIONER TUCCI: Aye.

2 MADAM CLERK: Commissioner Scarpelli?

3 COMMISSIONER SCARPELLI: Aye.

4 MADAM CLERK: Mayor Petracco?

5 MAYOR PETRACCO: Aye.

6 COMMISSIONER TUCCI: WHEREAS, sealed bids were
7 received by the Department of Parks and Public Property for
8 the renovation of the deteriorating facade at 44 Park
9 Avenue; and

10 WHEREAS, Grove Contracting, 17 Bahr Circle,
11 Verona, New Jersey was the low bidder at 59,500; and

12 WHEREAS, the Township has received three bids for
13 the renovation of the deteriorating facade at 44 Park Avenue
14 and the lowest bid in the amount of 59,500 was received from
15 Grove Contracting; and

16 WHEREAS, funds are available from Capital
17 Ordinance 2899K in the amount of \$36,439.74 and Capital
18 Ordinance 3323K in the amount of \$23,060.26; and have been
19 certified by the Chief Financial Officer, said certification
20 being attached to this Resolution.

21 NOW, THEREFORE, BE IT RESOLVED by the Board of
22 Commissioners of the Township of Nutley, County of Essex,
23 State of New Jersey that a contract for the renovation of
24 the deteriorating facade at 44 Park Avenue be awarded to
25 Grove Contracting, 17 Bahr Circle, Verona, New Jersey.

1 I move the Resolution.

2 COMMISSIONER SCARPELLI: Second.

3 MADAM CLERK: Commissioner Rogers?

4 COMMISSIONER ROGERS: Aye.

5 MADAM CLERK: Commissioner Tucci?

6 COMMISSIONER TUCCI: Aye.

7 MADAM CLERK: Commissioner Scarpelli?

8 COMMISSIONER SCARPELLI: Aye.

9 MADAM CLERK: Mayor Petracco?

10 MAYOR PETRACCO: Aye.

11 COMMISSIONER TUCCI: WHEREAS, THE Department of
12 Parks and Public Property of the Township of Nutley desires
13 to further the public interest by obtaining a grant from the
14 State of New Jersey in the amount of approximately \$25,000
15 to fund the following project:

16 Tree removal and maintenance of various places in
17 Nutley following significant loss and damage of trees after
18 severe storm conditions over the past few years; and

19 WHEREAS, the Department of Parks and Public
20 Property resolves that Mauro Tucci, as Commissioner of the
21 Department, is authorized (a) to make application for such a
22 grant; (b) if awarded, to execute the grant agreement with
23 the State for a grant in the amount of not less \$1 and not
24 more than \$25,000, and (c) to execute any amendments
25 thereto, as well as any amendments thereto which do not

1 increase the Grantee's obligations; and

2 WHEREAS, the Department of Parks and Public
3 Property of the Township of Nutley authorize and hereby
4 agrees to match any award from the Community Stewardship
5 Incentive Program provided by the Department of
6 Environmental Protection with the capital expenditure in the
7 amount of ten percent in compliance with the match
8 requirements of the agreement. The availability of this
9 match is subject to the adoption of the 2016 Municipal
10 Budget and will be certified by the Chief Financial Officer;
11 and

12 WHEREAS, the Township of Nutley, as the Grantee,
13 agrees to comply with all applicable Federal, State and
14 Municipal laws, rules and regulations in its performance
15 pursuant to the agreement.

16 I move the Resolution.

17 COMMISSIONER SCARPELLI: Second.

18 MADAM CLERK: Commissioner Rogers?

19 COMMISSIONER ROGERS: Aye.

20 MADAM CLERK: Commissioner Tucci?

21 COMMISSIONER TUCCI: Aye.

22 MADAM CLERK: Commissioner Scarpelli?

23 COMMISSIONER SCARPELLI: Aye.

24 MADAM CLERK: Mayor Petracco?

25 MAYOR PETRACCO: Aye.

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

2 MAYOR PETRACCO: Thank you. Why don't we move to
3 Commissioner Rogers?

4 COMMISSIONER ROGERS: (Inaudible) 83-16. This
5 Resolution is to heighten the awareness of oral cancer. I
6 won't read the whole thing (inaudible) I'll read (inaudible)
7 and then the (inaudible).

8 WHEREAS, oral cancer will claim 7,600 lives
9 annually and an estimated 35,000 new cases will be diagnosed
10 each year.

11 NOW, THEREFORE, BE IT RESOLVED that the Board of
12 Commissioners (inaudible) County of Essex, State of New
13 Jersey (inaudible) April, 2016 (inaudible) month;

14 BE IT FURTHER RESOLVED, that we urge all residents
15 in the Township of Nutley (inaudible) facts and information
16 about oral cancer (inaudible) diligent in performing self-
17 examinations and regularly visiting your oral (inaudible)
18 surgeon or dentist for an oral examination. (Inaudible).

19 COMMISSIONER SCARPELLI: Second.

20 MADAM CLERK: Commissioner Rogers?

21 COMMISSIONER ROGERS: Aye.

22 MADAM CLERK: Commissioner Tucci?

23 COMMISSIONER TUCCI: Aye.

24 MADAM CLERK: Commissioner Scarpelli?

25 COMMISSIONER SCARPELLI: Aye.

1 MADAM CLERK: Mayor Petracco?

2 MAYOR PETRACCO: Aye.

3 COMMISSIONER ROGERS: Resolution 84-16. This is
4 to heighten public awareness of public health.

5 WHEREAS, public health is the practice of
6 preventing disease and promoting good health within groups
7 of people (inaudible) countries; and

8 NOW, THEREFORE, BE IT RESOLVED that the Board of
9 Commissioners, Township of Nutley, County of Essex, State of
10 New Jersey recognize April 4th to April 10th, 2016
11 (inaudible);

12 BE IT FURTHER RESOLVED that the Nutley Health
13 Department encourages all (inaudible) the many innovative,
14 important and pertinent health initiatives (inaudible)
15 Department to enhance and promote a healthy quality of life.

16 So move.

17 COMMISSIONER SCARPELLI: Second.

18 MADAM CLERK: Commissioner Rogers?

19 COMMISSIONER ROGERS: Aye.

20 MADAM CLERK: Commissioner Tucci?

21 COMMISSIONER TUCCI: Aye.

22 MADAM CLERK: Commissioner Scarpelli?

23 COMMISSIONER SCARPELLI: Aye.

24 MADAM CLERK: Mayor Petracco?

25 MAYOR PETRACCO: Aye.

1 Is that all you have, Commissioner?

2 COMMISSIONER ROGERS: (No audible response).

3 MAYOR PETRACCO: Thank you. Commissioner
4 Scarpelli for Commissioner Evans, please.

5 COMMISSIONER SCARPELLI: I'll read the -- I have
6 four for Commissioner Evans and one for myself.

7 BE IT RESOLVED by the Board of Commissioners of
8 the Township of Nutley in the County of Essex, State of New
9 Jersey, that the Treasurer be and she is hereby authorized
10 to refund overpayment of property taxes in the amount of
11 \$8,621.55 for the said years due to successful tax court
12 judgments.

13 52 East Centre Street, Unit 3, \$1843.93 for the
14 year 2010; 52 East Centre Street, Unit 3, \$1931.58 for the
15 year 2011; 52 East Centre Street, Unit 1, \$4,066.78 for the
16 year 2011; and 252 Grant Avenue, \$779.26 for the year 2015.

17 I move the Resolution.

18 COMMISSIONER ROGERS: Second.

19 MADAM CLERK: Commissioner Rogers?

20 COMMISSIONER ROGERS: Aye.

21 MADAM CLERK: Commissioner Tucci?

22 COMMISSIONER TUCCI: Aye.

23 MADAM CLERK: Commissioner Scarpelli?

24 COMMISSIONER SCARPELLI: Aye.

25 MADAM CLERK: Mayor Petracco?

1 MAYOR PETRACCO: Aye.

2 COMMISSIONER SCARPELLI: BE IT RESOLVED by the
3 Board of Commissioner of the Township of Nutley, in the
4 County of Essex, State of New Jersey, that the Treasurer be,
5 and she is, hereby authorized to refund overpayments of tax
6 charges in the amount of \$4,524.62 for the following
7 accounts:

8 Lot 5801-47 \$215.61 for the year 2016; Lot 8102-
9 16, \$1508.34 for the year 2015; Lot 9205-17, \$2,750.63 for
10 2016; and Block 1500-05, \$50.04 for the year 2016.

11 I move the Resolution.

12 COMMISSIONER ROGERS: Second.

13 MADAM CLERK: Commissioner Rogers?

14 COMMISSIONER ROGERS: Aye.

15 MADAM CLERK: Commissioner Tucci?

16 COMMISSIONER TUCCI: Aye.

17 MADAM CLERK: Commissioner Scarpelli?

18 COMMISSIONER SCARPELLI: Aye.

19 MADAM CLERK: Mayor Petracco?

20 MAYOR PETRACCO: Aye.

21 COMMISSIONER SCARPELLI: WHEREAS, N.J.S.A. 54:5-33
22 provides that the redemption of a tax sale certificate is
23 not made within five years of the date of sale, the premium
24 payment made, if any, shall be turned over to the Treasurer
25 of the municipality, become part of the funds of the

1 municipality;

2 WHEREAS, the following certificates have yet to be
3 redeemed and have premiums on deposit with the Township
4 (inaudible) the five-year time limit dictated by statute:

5 Certificate No. 200875 dated 11/20/2008 for Block
6 9106/15 in the amount of \$600;

7 Certificate No. 200978 date of certificate
8 12/3/09, Block 8600, Lot 1, for \$4,300;

9 For a grand total of \$4,900.

10 NOW, THEREFORE, BE IT RESOLVED by the Board of
11 Commissioners, of the Township of Nutley, County of Essex,
12 New Jersey, that the above premiums totaling \$4900 be turned
13 over to the Treasurer and become part of the general
14 municipal revenue for this year.

15 I move the Resolution.

16 COMMISSIONER SCARPELLI: Second.

17 MADAM CLERK: Commissioner Rogers?

18 COMMISSIONER ROGERS: Aye.

19 MADAM CLERK: Commissioner Tucci?

20 COMMISSIONER TUCCI: Aye.

21 MADAM CLERK: Commissioner Scarpelli?

22 COMMISSIONER SCARPELLI: Aye.

23 MADAM CLERK: Mayor Petracco?

24 MAYOR PETRACCO: Aye.

25 COMMISSIONER SCARPELLI: WHEREAS, the Tax

1 Collector of this municipality has previously issued tax
2 certificates to U.S. Bank (inaudible) for TLCF 2012A LLC for
3 the following block and lots;

4 WHEREAS, the purchaser of the aforesaid tax sale
5 certificate has indicated to the tax collector that they
6 have lost or otherwise misplaced the original tax sale
7 certificate and have duly filed the appropriate Affidavit of
8 Loss with the tax collector.

9 NOW, THEREFORE, BE IT RESOLVED, that the tax
10 collector of the municipality be and is hereby authorized,
11 upon receipt of the appropriately executed and notarized
12 Loss of Affidavit and the payment of a fee of a hundred
13 dollars per certificate, to issue appropriate duplicate tax
14 sale certificates to the said purchaser covering the
15 certificate loss as previously described all in accordance
16 with the requirements of Chapter 99 of Public Laws of 1997.;

17 BE IT FURTHER RESOLVED that a copy of this
18 Resolution and the Loss Affidavit be attached to the
19 duplicate certificate to be issued to said purchaser and
20 that the said duplicate certificate shall be stamped or
21 otherwise have imprinted upon it the word "Duplicate" as
22 required by law.

23 Certificate No. 201437 in the amount of \$292.37;

24 Certificate 201450 in the amount of \$1,041.68; and

25 Certificate No. 500013 in the amount of \$397.50

1 I move the Resolution.

2 COMMISSIONER ROGERS: Second.

3 MADAM CLERK: Commissioner Rogers?

4 COMMISSIONER ROGERS: Aye.

5 MADAM CLERK: Commissioner Tucci?

6 COMMISSIONER TUCCI: Aye.

7 MADAM CLERK: Commissioner Scarpelli?

8 COMMISSIONER SCARPELLI: Aye.

9 MADAM CLERK: Mayor Petracco?

10 MAYOR PETRACCO: Aye.

11 COMMISSIONER SCARPELLI: By Resolution BE IT
12 RESOLVED by the Board of Commissioners of the Township of
13 Nutley, in the County of Essex, State of New Jersey, that
14 the Township Treasurer be and she is hereby authorized to
15 refund \$50 to Joanne Patchunka, 47 Vincent Place, Apartment
16 205, Nutley, New Jersey for a refund of payment for a
17 Municipal Parking Permit.

18 I move the Resolution.

19 COMMISSIONER ROGERS: Second.

20 MADAM CLERK: Commissioner Rogers?

21 COMMISSIONER ROGERS: Aye.

22 MADAM CLERK: Commissioner Tucci?

23 COMMISSIONER TUCCI: Aye.

24 MADAM CLERK: Commissioner Scarpelli?

25 COMMISSIONER SCARPELLI: Aye.

1 MADAM CLERK: Mayor Petracco?

2 MAYOR PETRACCO: Aye.

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

4 MAYOR PETRACCO: Thank you.

5 WHEREAS, the Township of Nutley, Department of
6 Public Safety has the need to acquire the services of labor
7 counsel as a non-fair and open contract pursuant to the
8 provisions of N.J.S.A. 19:44A-20.4 or 20.5 as appropriate;
9 and

10 WHEREAS, the Director of Public Safety has
11 determined and certified in writing that the value of the
12 acquisition will exceed 17,500;

13 WHEREAS, the anticipation term of this contract is
14 January 1st, 2016 through December 31st, 2016 and may be
15 extended as approved by the governing body; and

16 WHEREAS, the law offices of Scarinci and
17 Hollenbeck, LLC, Valley Brook Avenue, Lyndhurst, New Jersey,
18 has submitted a proposal indicating (inaudible) they provide
19 labor counsel at the rate of \$125.00 per hour;

20 WHEREAS, the firm of Scarinci and Hollenbeck has
21 completed the Business Entity Disclosure Certification which
22 certifies that the firm has not made any reportable
23 disqualifying contributions to a political or candidate's
24 committee in the Township of Nutley (inaudible) contract will
25 prohibit the firm of Scarinci and Hollenbeck from

1 making any reportable disqualifying contributions through
2 the term of the contract; and

3 WHEREAS, the funds are available from account 6-
4 01-012-205 and will not exceed \$50,000 and will be
5 appropriated in the 2016 Budget and have been certified by
6 the Chief Financial Officer said certification being attached
7 to this Resolution; and

8 NOW, THEREFORE, BE IT RESOLVED, that the Board of
9 Commissioners, Township of Nutley, County of Essex, State of
10 New Jersey authorizes a contract with the firm of Scarinci
11 and Hollenbeck as described hereon; and

12 BE IT FURTHER RESOLVED that the Business
13 Disclosure Entity (inaudible) and Determination of the Value
14 be placed on file with this Resolution; and

15 BE IT FURTHER RESOLVED that the notice of this --
16 that this notice of this action shall be printed in the
17 Nutley Sun in accordance with the Local Public Contract
18 Laws.

19 I move the Resolution.

20 COMMISSIONER TUCCI: Second.

21 MADAM CLERK: Commissioner Rogers?

22 COMMISSIONER ROGERS: Aye.

23 MADAM CLERK: Commissioner Tucci?

24 COMMISSIONER TUCCI: Aye.

25 MADAM CLERK: Commissioner Scarpelli?

1 COMMISSIONER SCARPELLI: Aye.

2 MADAM CLERK: Mayor Petracco?

3 MAYOR PETRACCO: Aye.

4 WHEREAS, raffle applications have been received
5 from the following organization:

6 Nutley Irish American Alliance, Inc. that an off-
7 premise merchandise raffle, Friday, May 13th, 2016;

8 Nutley (Junior Raider Club, 50/50 cash raffle on
9 Friday May 20th, 2016;

10 Nutley Junior Raider Club, on-premises merchandise
11 raffle, Friday, May 20th;

12 Holy Family Charitable Giving Fund, Inc., on-
13 premise merchandise raffle, Friday, May 13th;

14 Holy Family Charitable Giving Fund, off-premise
15 50/50 raffle, Friday, May 13th, 2016;

16 Holy Family Charitable Giving Fund, Inc., bingo,
17 Friday, May 13th, 2016;

18 K of C No. 14712 (inaudible) Council, off-premise
19 merchandise raffle, Sunday, July 24th, 2016.

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

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

1 COMMISSIONER TUCCI: Second.

2 MADAM CLERK: Commissioner Rogers?

3 COMMISSIONER ROGERS: Aye.

4 MADAM CLERK: Commissioner Tucci?

5 COMMISSIONER TUCCI: Aye.

6 MADAM CLERK: Commissioner Scarpelli?

7 COMMISSIONER SCARPELLI: Aye.

8 MADAM CLERK: Mayor Petracco?

9 MAYOR PETRACCO: Aye.

10 That concludes a very nice commissioner meeting
11 with some really qualified representatives of the public
12 receiving some awards.

13 At this time, is there anyone that would like to
14 address the Board of Commissioners for public comment?

15 Seeing no one, we need a motion to adjourn.

16 COMMISSIONER SCARPELLI: Move to adjourn.

17 COMMISSIONER TUCCI: Second.

18 MADAM CLERK: Commissioner Rogers?

19 COMMISSIONER ROGERS: Aye.

20 MADAM CLERK: Commissioner Tucci?

21 COMMISSIONER TUCCI: Aye.

22 MADAM CLERK: Commissioner Scarpelli?

23 COMMISSIONER SCARPELLI: Aye.

24 MADAM CLERK: Mayor Petracco?

25 MAYOR PETRACCO: Aye.

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Thank you for coming.

MADAM CLERK: The time is now 8:31.

(Whereupon, the meeting was adjourned.)

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

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I, Pamela A. Skaw, certify that the foregoing transcript is a true and accurate record of the April 5, 2016 proceedings.


Pamela A. Skaw

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