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TOWNSHIP OF NUTLEY, NEW JERSEY  
BOARD OF COMMISSIONERS

PUBLIC MEETING ) TRANSCRIPT OF  
 ) PROCEEDINGS  
 )

April 18, 2017  
BOARD OF COMMISSIONERS

BEFORE:  
Commissioner Steven L. Rogers  
Commissioner Mauro G. Tucci  
Commissioner Thomas J. Evans  
Commissioner Alphonse Petracco  
Mayor Joseph P. Scarpelli  
Township Clerk

Job No. NJ2599584  
Transcribed by: Pamela A. Skaw

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P R O C E E D I N G S

MAYOR SCARPELLI: Madam Clerk.

MADAM CLERK: Yes, Mayor.

Board of Commissioners Public Meeting, Tuesday,  
April 18th, 2017. The time is 7:10.

Pursuant to the requirements of the Open Public  
Meeting Act, Chapter 231, Public Law, 1975, notice of this  
meeting was published in the December 1st, 2016 issues of  
The Nutley Sun and The Herald News and in the December 2nd,  
2016 issue of The Star Ledger.

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

Commissioner Rogers?

COMMISSIONER ROGERS: Here.

MADAM CLERK: Commissioner Tucci.

COMMISSIONER TUCCI: Here.

MADAM CLERK: Commissioner Evans.

COMMISSIONER EVANS: Here.

MADAM CLERK: Commissioner Petracco?

COMMISSIONER PETRACCO: Here.

MADAM CLERK: Mayor Scarpelli?

MAYOR SCARPELLI: Here.

MADAM CLERK: All present, Mayor, and Commissioner  
Evans is via phone.

1           MAYOR SCARPELLI: Okay. Let's -- Commissioner  
2           Petracco.

3           COMMISSIONER PETRACCO: I believe I have zero  
4           tonight.

5           MAYOR SCARPELLI: Okay. I'll tell you; I'm going  
6           to go the opposite way since it looks like zero all the way  
7           around.

8           Commissioner Tucci?

9           COMMISSIONER TUCCI: I have nothing, Mayor.

10          MAYOR SCARPELLI: Commissioner Rogers?

11          COMMISSIONER ROGERS: Nothing, Mayor. Thank you.

12          MAYOR SCARPELLI: I have two Resolutions. One is  
13          for a sewer connection with Hackensack Meridian Health Seton  
14          Hall University.

15                 And the other is authorization and approve a  
16          raffle license.

17                 So, Commissioner Evans, you have the majority of  
18          the agenda this evening. So, it's your --

19          COMMISSIONER EVANS: Yeah. I just have --

20          MAYOR SCARPELLI: -- it's your floor.

21          COMMISSIONER EVANS: -- I just have a -- thank  
22          you. I have a Code Enforcement Report and two public  
23          hearings. One's on the municipal budget for appropriation  
24          to exceed the cap and create a cap bank. If you remember,  
25          this is just the paper entry that stays in force for two

1 years. And, as the oldest year drops off, then the next  
2 year comes up.

3 And we also -- that is a statutory requirement to  
4 have the public hearing on the budget tonight. And, as a  
5 reminder, we will have the public hearing but we will not  
6 adopt the budget because it remains tentative until we can  
7 resolve our State aid which, if you recall from last year,  
8 didn't occur until the end of May.

9 So, it's just public hearing. We'll close the  
10 public hearing and we'll move on.

11 Resolutions, I don't have any.

12 MAYOR SCARPELLI: OK. Madam Clerk.

13 MADAM CLERK: Yes, Mayor.

14 We have minutes for approval and, then, two  
15 communications. One is for Holy Family Church. They're  
16 requesting to use Yanticaw Park we got permission also from  
17 the Parks and Recreation Director, Daniel Salvante and he's  
18 waived the permits for over there.

19 And, also, the Nutley Elks have submitted a  
20 request to hold an instant raffle on Sunday, January 1st,  
21 2017 for the whole year.

22 MAYOR SCARPELLI: Counselor.

23 MR. GENITEMPO: I have a need for executive,  
24 potential litigation.

25 MAYOR SCARPELLI: Can I have a motion?

1 COMMISSIONER TUCCI: I need a short  
2 (indiscernible).

3 MR. GENITEMPO: You need from contract  
4 negotiations.

5 COMMISSIONER TUCCI: Contract negotiations --

6 MR. GENITEMPO: Potential contract --

7 COMMISSIONER TUCCI: -- personnel. It's going to  
8 touch on a couple of things.

9 MR. GENITEMPO: Okay.

10 MAYOR SCARPELLI: And our update would go into  
11 that? Contract negotiations?

12 MR. GENITEMPO: Yes. (Indiscernible).

13 MAYOR SCARPELLI: Okay.

14 MADAM CLERK: I need a motion, please.

15 MAYOR SCARPELLI: Motion?

16 COMMISSIONER TUCCI: Move it.

17 COMMISSIONER ROGERS: Second.

18 MADAM CLERK: WHEREAS, Section 8 of the Open  
19 Public Meeting Act, Chapter 231, P.L. 1975 permits the  
20 exclusion of the public for meetings in certain  
21 circumstances.

22 AND, WHEREAS, the public body is of the opinion  
23 that such circumstances exist.

24 AND, WHEREAS, the Board of Commissioners of the  
25 Township of Nutley, in the County of Essex, State of New

1 Jersey desire to proceed to a closed executive session.

2 AND, NOW, THEREFORE, BE IT RESOLVED by the Board  
3 of Commissioners of the Township of Nutley move into closed  
4 executive session to discuss potential litigation, contract  
5 negotiations, personnel matters.

6 BE IT FURTHER RESOLVED that a time when such  
7 discussion may be disclosed to the public shall be when and  
8 if such disclosure may be made without adversely affecting  
9 the Township of Nutley pending and/or anticipated legal  
10 personnel, contractual matters and other matters within the  
11 exception provided for by statute.

12 Commissioner Rogers?

13 COMMISSIONER ROGERS: Aye.

14 MADAM CLERK: Commissioner Tucci?

15 COMMISSIONER TUCCI: Aye.

16 MADAM CLERK: Commissioner Evans?

17 COMMISSIONER EVANS: Aye.

18 MADAM CLERK: Commissioner Petracco?

19 Commissioner Petracco: Aye.

20 MADAM CLERK: Mayor Scarpelli?

21 MAYOR SCARPELLI: Aye.

22 MADAM CLERK: It's now 7:13.

23 (Whereupon, the meeting was adjourned for executive session)

24 (Public Meeting Session Begins)

25 (Pledge of allegiance)

1 MAYOR SCARPELLI: Madam Clerk.

2 MADAM CLERK: Yes, Mayor.

3 Board of Commissioners Public Meeting, Tuesday,  
4 April 18th, 2017. The time is 8:21.

5 Pursuant to the requirements of the Open Public  
6 Meeting Act, Chapter 231, Public Law, 1975, notice of this  
7 meeting was published in the December 1st, 2016 issues of  
8 The Nutley Sun and The Herald News and in the December 2nd,  
9 2016 issue of The Star Ledger.

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

13 Commissioner Rogers?

14 COMMISSIONER ROGERS: Here.

15 MADAM CLERK: Commissioner Tucci.

16 COMMISSIONER TUCCI: Here.

17 MADAM CLERK: Commissioner Evans.

18 COMMISSIONER EVANS: Here.

19 MADAM CLERK: Commissioner Petracco?

20 COMMISSIONER PETRACCO: Here.

21 MADAM CLERK: Mayor Scarpelli?

22 MAYOR SCARPELLI: Here.

23 MADAM CLERK: All present, Mayor, and Commissioner  
24 Evans is via phone.

25 MAYOR SCARPELLI: At this point, I'm going to turn

1 the mic over to Commissioner Petracco for a moment of  
2 silence.

3 COMMISSIONER PETRACCO: Yes. Thank you, Mayor.

4 This past week, unfortunately, we had one of our  
5 volunteer firefighters, one of the best in Nutley, suddenly  
6 pass away from what looked like to be heart attack, 42 years  
7 old. He leaves behinds his parents, his -- a four-year-old  
8 daughter and his beloved wife. Very -- very, very sad to  
9 lose someone at that age so suddenly in our Township. His  
10 name is Barrett Pote (ph). Please, a moment of silence.

11 (Pause)

12 COMMISSIONER PETRACCO: Thank you.

13 MAYOR SCARPELLI: Thank you, Commissioner.

14 Minutes, Madam Clerk.

15 MADAM CLERK: Yes, Mayor. Thank you. We have  
16 Board of Commissioner's meeting minutes for March 13th,  
17 2017, which is the -- from the continued meeting of March  
18 7th, 2017; and, also March 21st, 2017.

19 I need a motion.

20 COMMISSIONER TUCCI: Move.

21 COMMISSIONER PETRACCO: Second.

22 COMMISSIONER EVANS: Second.

23 MADAM CLERK: Commissioner Rogers?

24 COMMISSIONER ROGERS: Aye.

25 MADAM CLERK: Commissioner Tucci?



1 COMMISSIONER TUCCI: Aye.

2 MADAM CLERK: Commissioner Evans?

3 COMMISSIONER EVANS: Aye.

4 MADAM CLERK: Commissioner Petracco?

5 COMMISSIONER PETRACCO: Aye.

6 MADAM CLERK: Mayor Scarpelli?

7 MAYOR SCARPELLI: Aye.

8 MAYOR SCARPELLI: Communications.

9 MADAM CLERK: Yes, Mayor. Holy Church -- Holy --  
10 excuse me, Holy Family Church has requested permission to  
11 utilize Yanticaw Park near Park Drive for a community prayer  
12 gathering for five consecutive Sundays, starting April 30th  
13 through May 28, 2017 from 4:00 p.m. to 6:00 p.m. Permission  
14 to utilize Yanticaw Park has been granted by the County  
15 Parks and Recreation Director, Daniel Salvante.

16 I need a motion, please.

17 COMMISSIONER TUCCI: Move it.

18 COMMISSIONER PETRACCO: Second.

19 MADAM CLERK: Commissioner Rogers?

20 COMMISSIONER ROGERS: Aye.

21 MADAM CLERK: Commissioner Tucci?

22 COMMISSIONER TUCCI: Aye.

23 MADAM CLERK: Commissioner Evans?

24 COMMISSIONER EVANS: Aye.

25 MADAM CLERK: Commissioner Petracco?

1 COMMISSIONER PETRACCO: Aye.

2 MADAM CLERK: Mayor Scarpelli?

3 MAYOR SCARPELLI: Aye.

4 MADAM CLERK: And the Nutley Elks Lodge, I'm  
5 sorry, 1290, has submitted a letter requesting permission to  
6 hold Instant Raffles from January 1st, 2017 to December 31,  
7 2017.

8 I need a motion.

9 COMMISSIONER TUCCI: Move it.

10 COMMISSIONER PETRACCO: Second.

11 MADAM CLERK: Commissioner Rogers?

12 COMMISSIONER ROGERS: Aye.

13 MADAM CLERK: Commissioner Tucci?

14 COMMISSIONER TUCCI: Aye.

15 MADAM CLERK: Commissioner Evans?

16 COMMISSIONER EVANS: Aye.

17 MADAM CLERK: Commissioner Petracco?

18 COMMISSIONER PETRACCO: Aye.

19 MADAM CLERK: Mayor Scarpelli?

20 MAYOR SCARPELLI: Aye.

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

22 Mayor.

23 MAYOR SCARPELLI: Reports. Commissioner Evans.

24 COMMISSIONER EVANS: Yes, Mayor. Thank you.

25 I have a report for the Code Enforcement

1 Department for the first quarter of 2017.

2 MAYOR SCARPELLI: Bills, Madam Clerk.

3 MADAM CLERK: Yes, Mayor. Bill list for Tuesday,  
4 April 18th, 2017; Public Affairs, \$113,392.81; Revenue and  
5 Finance, \$2,430,601.11; Public Safety, \$47,153.08; Public  
6 Works, \$90,814.24; Parks & Public Property, \$474,647.93; for  
7 total payroll of \$812,275.04; for a grand total of  
8 \$3,968,884.21.

9 COMMISSIONER EVANS: Move the bills.

10 COMMISSIONER TUCCI: Second.

11 MADAM CLERK: Commissioner Rogers?

12 COMMISSIONER ROGERS: Aye.

13 MADAM CLERK: Commissioner Tucci?

14 COMMISSIONER TUCCI: Aye.

15 MADAM CLERK: Commissioner Evans?

16 COMMISSIONER EVANS: Aye.

17 MADAM CLERK: Commissioner Petracco?

18 COMMISSIONER PETRACCO: Aye.

19 MADAM CLERK: Mayor Scarpelli?

20 MAYOR SCARPELLI: Aye.

21 MADAM CLERK: And that's it for bills, Mayor.

22 MAYOR SCARPELLI: Public comments on agenda items  
23 only. Madam Clerk.

24 MADAM CLERK: Yes, Mayor.

25 All persons addressing the Board of Commissioners

1 regarding community concerns should approach the microphone,  
2 and provide their name and address for the record.

3 Unless further time is granted by the Board, each  
4 person shall limit their address to three minutes.

5 All remarks to the Board and its individual  
6 members must be addressed to the Mayor. The Mayor may defer  
7 citizens' comments to the appropriate member of the Board.

8 Dialogue between citizens and others addressing  
9 the Board shall be allowed, unless the Mayor or presiding  
10 officer or the majority of the membership of the Board,  
11 shall determine that the interests of decorum and/or the  
12 expeditious conduct of municipal business are being  
13 adversely affected by such dialogue.

14 MAYOR SCARPELLI: Would anybody like to address  
15 the Board of Commissioners on agenda items only?

16 Seeing none, could I have a motion to close the  
17 public comment?

18 COMMISSIONER PETRACCO: Move it.

19 COMMISSIONER TUCCI: Second.

20 MADAM CLERK: Commissioner Rogers?

21 COMMISSIONER ROGERS: Aye.

22 MADAM CLERK: Commissioner Tucci?

23 COMMISSIONER TUCCI: Aye.

24 MADAM CLERK: Commissioner Evans?

25 COMMISSIONER EVANS: Aye.

1 MADAM CLERK: Commissioner Petracco?

2 COMMISSIONER PETRACCO: Aye.

3 MADAM CLERK: Mayor Scarpelli?

4 MAYOR SCARPELLI: Aye.

5 Commissioner announcements. Any announcements?

6 I have two. One, this Sunday at 1 p.m., the  
7 thriving survivors are going to have a ceremony. If anybody  
8 has seen, across from Town Hall, in the County park, there's  
9 a flower bed and monument there. So, they're going to have  
10 the ribbon cutting on Sunday at 1 p.m. The public is  
11 invited.

12 In addition, there was a New York Times article in  
13 the Real Estate Section on Sunday which you can see online  
14 or if you can find a copy of the Sunday Times, there was a  
15 very nice article about our town, very well done. So, those  
16 are the two announcements I have.

17 Before we go to public hearings, I'm going to ask  
18 Ray Sarinelli, Jr. (ph) to come and address the  
19 Commissioners on the budget.

20 (Pause)

21 MR. SARINELLI: Good evening. I'm  
22 Ray Sarinelli, Jr. I work with Nisivoccia, the auditors for  
23 the Township.

24 I'm just going to give you a brief explanation of  
25 the budget tonight. I want to start off by briefly talking

1 about the process.

2 Nutley is in a unique circumstance because they  
3 receive transitional aid. So, on March 21st, 2017, the  
4 budget was introduced. It was then sent to the Division of  
5 Local Government Services.

6 The DLGS will review the budget and determine  
7 whether transitional aid will be funded at 85 percent, as it  
8 is in the introduced budget.

9 It could remain steady or further be -- be further  
10 reduced. However, it's required to be at 85 percent of the  
11 introduced budget.

12 The DLGS review and award has not taken place yet.  
13 So, tonight, you'll hold the public hearing. However,  
14 you'll table adoption until the DLGS review is complete.

15 So, tonight, the 2017 general budget, general  
16 operating budget, the budget is compliant with both the  
17 statement in the tax levy cap and the appropriations cap.

18 The total budget is \$56.426 million with an  
19 increase of \$844,000 over 2016.

20 The tax levy is \$40.4 million with an increase of  
21 \$1.521 million over 2016.

22 It is important to note that included in the 40.4  
23 million is 1.216 million mandated for the Township library.

24 This in a detailed look at appropriations, many  
25 individual line items received little or no increase or a

1 reduction. There's really four line items that are the main  
2 drivers of the increase. They're public safety salaries,  
3 group insurance, pension contribution and reserve for  
4 uncollected tax, make up \$1.072 million of the increase.

5 All other line items only result in a \$306,000  
6 increase to the budget.

7 The \$1.3 million in appropriations is offset by a  
8 reduction of transitional aid that would be paid to the  
9 County and school in the amount of 533,000, bringing the  
10 increase in the total budget to the aforementioned \$844,000.

11 I think it's important to note that one of the  
12 other challenges, in addition to the reduction of  
13 transitional aid, is that there was a loss of miscellaneous  
14 revenue in 2016. Along with the reduction of transitional  
15 aid, Nutley lost an additional \$300,000 of miscellaneous  
16 revenues from 2016.

17 I'd also like to touch briefly on the 2017 water  
18 utility budget. The water utility operates completely  
19 independent of the general operating budget. However, it's  
20 an important piece of the operations of the town as a whole.

21 The water utility budget itself has compliant with  
22 all State mandates. The total budget for 2017 is \$4.614  
23 million, or 62,000 more dollars than in 2016. The main  
24 driver for the increase is the funding of the \$50,000  
25 deferred charge. This is used to fund a capital ordinance

1 over the next eight years. The capital ordinance was used  
2 to update the 100-year-old infrastructure of the water  
3 utility.

4 Funding the \$4.614 million budget is \$330,000 of the  
5 \$331,000 fund balance that's available at the end of 2016.  
6 Additionally, there's \$4.284 million of rents. 2016 rents  
7 realized were \$4.293 million. This makes budgeting 4.284  
8 acceptable.

9 Or if you look back at the last four years and take  
10 an average of rents realized, it comes to 4.245 million,  
11 which means Nutley is operating very close to the margin in  
12 the water utility.

13 The utility is very dependent on weather depending  
14 on whether it's a wet year or a dry year can determine how  
15 much revenue is brought in. If 2017 happens to be a wet  
16 year and water use is reduced, there's a possibility that  
17 the water utility could run a deficit during 2017.

18 Unfortunately, the only way to offset these  
19 circumstances would be to enact a rate increase.

20 I just want to reiterate in closing that the budget  
21 is compliant with both tax levy and appropriation caps and  
22 all other statutory requirements.

23 Unless there's any questions, you can now hold the  
24 public hearing, take input, close the hearing and table the  
25 budget pending the notification of the



1 Division of Local Government Services.

2 MAYOR SCARPELLI: Commissioners, any questions for  
3 Mr. Sarinelli?

4 Okay. Thank you, sir.

5 MR. SARINELLI: Thank you.

6 COMMISSIONER TUCCI: Mayor, I do have one  
7 announcement, if I might.

8 MAYOR SCARPELLI: Sure.

9  
10 COMMISSIONER TUCCI: This Saturday we're holding  
11 our annual Earth Day cleanup and it'll be from nine to twelve  
12 in various parks and at various schools and I believe even at  
13 the Kingsland Manor. And, then, at twelve-thirty, we will  
14 have a ceremony at Kingsland Park. Thank you.

15  
16 MAYOR SCARPELLI: Thank you, Commissioner.  
17 Commissioner Evans, public hearings.

18 COMMISSIONER EVANS: Yes. Thank you.

19  
20 Tonight, we have two public hearings. The first  
21 one relates to Ordinance No. 3355 which is an ordinance that  
22 allows us to exceed the municipal budget appropriation by  
23 creating by one percent, the three and half percent by  
24 creating a paper bank. It's a memo entry that lasts for two  
25 years. So, every two years it expires. Each year, this is  
a recurring ordinance. We renew it. It's -- in the event  
that an extraordinary event happens and we need to exceed  
the appropriation cap.

1           Fortunately, we have never had the need to use it.  
2           I don't foresee a need but it's prudent to maintain the cap  
3           bank.

4           So, I'll open 3355.

5           MAYOR SCARPELLI: Would anybody like to be heard  
6           on Ordinance No. 3355? The cap. It's the budget -- this is  
7           the cap bank.

8           Seeing no one, can I have a motion to close the  
9           public hearing.

10          COMMISSIONER TUCCI: Move it.

11          COMMISSIONER EVANS: Move -- a motion to close.

12          COMMISSIONER TUCCI: Second.

13          MADAM CLERK: Commissioner Rogers?

14          COMMISSIONER ROGERS: Aye.

15          MADAM CLERK: Commissioner Tucci?

16          COMMISSIONER TUCCI: Aye.

17          MADAM CLERK: Commissioner Evans?

18          COMMISSIONER EVANS: Aye.

19          MADAM CLERK: Commissioner Petracco?

20          COMMISSIONER PETRACCO: Aye.

21          MADAM CLERK: Mayor Scarpelli?

22          MAYOR SCARPELLI: Aye.

23          COMMISSIONER EVANS: Move the ordinance.

24          COMMISSIONER TUCCI: Second.

25          MADAM CLERK: Commissioner Rogers?

1 COMMISSIONER ROGERS: Aye.

2 MADAM CLERK: Commissioner Tucci?

3 COMMISSIONER TUCCI: Aye.

4 MADAM CLERK: Commissioner Evans?

5 COMMISSIONER EVANS: Aye.

6 MADAM CLERK: Commissioner Petracco?

7 COMMISSIONER PETRACCO: Aye.

8 MADAM CLERK: Mayor Scarpelli?

9 MAYOR SCARPELLI: Aye.

10 COMMISSIONER EVANS: The second public hearing  
11 and, again, only a public hearing this evening. We will not  
12 be adopting the budget given the fact that our State aid  
13 remains under negotiation and will not be known until  
14 sometime towards the end of May.

15 So, we're having a public hearing to meet a  
16 statutory requirement. As Mr. Sarinelli summarized, we have  
17 a budget this year that is 56.4 million. Of that amount, we  
18 have 16 million in revenues and we need to raise the tax levy  
19 \$40.4 million. Included in the tax levy is \$1.2 million for  
20 the Nutley library which is a statutory requirement.

21 MAYOR SCARPELLI: Would anybody like to be heard on  
22 the municipal budget this evening?

23

24 MR. MOORE: Rory Moore, 462 Chestnut  
25 Street.

1           Mr. Scarpelli, on page -- I only have a few simple  
2 questions.

3           Sheet 17. I'm just curious. A telephone is  
4 \$150,000 last year and this year. Is that under contract or  
5 is -- we have one vendor service all the phones? Is that  
6 the way this works?

7           COMMISSIONER TUCCI: What was the question?

8           MAYOR SCARPELLI: Telephone --

9           COMMISSIONER TUCCI: Telephones.

10          MR. MOORE: The telephone. Under telephone.

11          COMMISSIONER TUCCI: Yeah. That's secured, I  
12 believe, in conjunction with our IT Department through Avaya  
13 and I believe they do go out and solicit pricing for  
14 that. I can get you the details if you're interested.

15          MR. MOORE: I'm just curious because it was one  
16 fifty last year --

17          COMMISSIONER EVANS: It's under State contract.

18          COMMISSIONER TUCCI: He said it's under State contract.

19          So --

20          MR. MOORE: Well, I don't care it's under State  
21 contract. I want to find out what they do, that's all.

22          COMMISSIONER TUCCI: I'm sorry. What do you want  
23 to find out?

24          MR. MOORE: I said I don't care if it's under a  
25 State contract. I just want to find out what they do. It's

1 the same last year as it is this year and I was just curious  
2 because it --

3 COMMISSIONER TUCCI: Hold on a second.

4 MR. MOORE: -- (indiscernible) --

5 COMMISSIONER TUCCI: And I can tell you.

6 COMMISSIONER EVANS: (Indiscernible).

7 COMMISSIONER TUCCI: Telephone. It is the same  
8 amount as last year, yes.

9 MR. MOORE: That's the same number as last year.

10 COMMISSIONER TUCCI: Uh-huh.

11 MR. MOORE: I was just curious if it was a -- if  
12 it's contracted --

13 COMMISSIONER TUCCI: No, I'm sorry.

14 MR. MOORE: -- and they (indiscernible).

15 COMMISSIONER TUCCI: Actually, it was -- I'm  
16 mistaken. It was a little less last year. Two years ago it  
17 was 150,000. Last year it was 139,000. And our estimate for  
18 this year is one fifty.

19 MR. MOORE: I see. Okay. So, it's -- but it's  
20 the same vendor that does everybody?

21 COMMISSIONER TUCCI: Yes. Uh-huh.

22 MR. MOORE: And, on Sheet 15E, information  
23 services.

24 COMMISSIONER TUCCI: Uh-huh.

25 MR. MOORE: A hundred ninety thousand. Is that -

1 - and there was nothing for 2016. Is that a new department?  
2 Are those new hires?

3 COMMISSIONER TUCCI: There were no --

4 MR. MOORE: Were they --

5 COMMISSIONER TUCCI: -- there are no new hires in  
6 IT.

7 MR. MOORE: No, no. It's communication -- it's  
8 listed as information services, Sheet 15E, towards the  
9 bottom.

10 ROSEMARY COSTA: It was included in the  
11 Department of Revenue and Finance last year. It is now  
12 moved into the Parks Department for this year's budget.

13 MR. MOORE: Is that just one year?

14 ROSEMARY COSTA: Yes.

15 MR. MOORE: Is it --

16 COMMISSIONER TUCCI: Yeah. As part of the  
17 reorganization --

18 MR. MOORE: -- (indiscernible) --

19 COMMISSIONER TUCCI: -- IT has been relocated  
20 into the Parks Department and there are no new hires.

21 MR. MOORE: And, one last question, on your user-  
22 friendly budget, there's a -- I think Mr. Petracco, you have  
23 two part-time positions in supervisory positions in the  
24 police department. What are those positions for?

25 COMMISSIONER PETRACCO: Two part-time positions?

1 MR. MOORE: Yes. That's what it looks like.

2 COMMISSIONER PETRACCO: I would have to review  
3 that but I don't -- I don't believe I have any part-time  
4 positions in the police department.

5 MR. MOORE: Okay. The way it's written, it looks  
6 like there's two part-time positions.

7 COMMISSIONER PETRACCO: I'll check it.

8 MR. MOORE: If you could get back to me, I'd  
9 appreciate it.

10 COMMISSIONER PETRACCO: Absolutely.

11 MR. MOORE: Thank you.

12 COMMISSIONER PETRACCO: You're welcome.

13 MAYOR SCARPELLI: Thank you, Mr. Moore.

14 Anybody else want to be heard on the budget?

15 MR. Odria: Michael Odria, 133 High Street. Mr.

16 Mayor, our property taxes -- since our budget  
17 is going to go up, our property taxes will be going up for  
18 next year; am I correct on that?

19 MAYOR SCARPELLI: You are correct, Mr. Odria.

20 MR. O'DRAYA: And how much percentage more do you  
21 think it's going to go up? The two percent cap? Is it  
22 going to hit the two percent cap?

23 ROSEMAY COSTA: The levy is going up 3.91  
24 percent.

25 MR. ODRIA: Okay. So, that's going to affect

1 our property taxes going higher?

2 ROSEMARY COSTA: Yes.

3 MR. ODRIA: It seems like we go through this  
4 every year and it seems to be non-stop.

5 I notice a lot of homes are going up for sale in  
6 this town and, in fact, one of my neighbors is moving. He  
7 had enough. He's done.

8 And I always say this. You guys got to cap and  
9 control and reduce your public-sector spending. I know we  
10 just had a bunch of wage increases for public employees,  
11 even to the guys who work across the street. And I just  
12 want to make sure when this budget is finally decided on,  
13 all five of you have to unanimously approve this budget in  
14 order for it to pass; am I correct? Is that a yes?

15 MAYOR SCARPELLI: It has to be approved by the  
16 majority of the Board.

17 MR. ODRIA: So, it could be two to three,  
18 correct?

19 COMMISSIONER TUCCI: Be a (indiscernible).

20 MR. ODRIA: Or it has to be five voting for it  
21 unanimously?

22 MAYOR SCARPELLI: Mr. Genitempo.

23 MR. GENITEMPO: No. It does not have to be  
24 unanimous. Four, you need four votes, a super majority.

25 COMMISSIONER TUCCI: Need four, a super majority.



1 MR. GENITEMPO: A super majority, correct.

2 MR. ODRIA: Okay. Well, the reason why I'm asking,  
3 I notice we have a gentleman on this panel right --who is  
4 running for governor. And I would strongly suggest, if you  
5 want the good people of the State to vote for you, it won't  
6 look good on your record if you vote for a budget that will  
7 raise the good people that you help govern, their property  
8 taxes again.

9 So, try to convince these gentleman here to do  
10 their part to lower our property taxes because it's truly  
11 getting out of hand.

12 COMMISSIONER ROGERS: Mr. Mayor, may I --

13 MR. ODRIA: Yeah. Please do.

14 MAYOR SCARPELLI: Absolutely.

15 COMMISSIONER ROGERS: I'm going to share something  
16 here with you. I've been around the State and I've been all  
17 over the State and I have not met a more dedicated committed  
18 group of governing officials than I've had here in the Town  
19 of Nutley.

20 These people up here work their tails off, night  
21 and day, on weekends. They miss their kids' events. Their  
22 miss their family affairs. To do what? To do the best they  
23 could to make sure that the quality of life in this  
24 community is measured up far beyond anyone else in this  
25 State.

1           And let me add a couple of things. Number one,  
2 have you read the New York Times lately?

3           MR. ODRIA: Yes, I have.

4           COMMISSIONER ROGERS: Have you --

5           MR. ODRIA: (Indiscernible).

6           COMMISSIONER ROGERS: Let me finish.

7           MR. ODRIA: (Indiscernible).

8           COMMISSIONER ROGERS: I'm speaking now, okay?

9           MR. ODRIA: Well, you asked me the question.

10          COMMISSIONER ROGERS: The fact of the matter is,  
11 is that this town, this township has been very stable with  
12 regard to taxes over many, many years and that's because of  
13 the hard work of the individuals up here, including their  
14 staffs.

15          So, when you talk about me or anyone of these  
16 individuals purposely or having some idea that we just like  
17 to raise taxes on people; that's wrong. That's another  
18 point I want to bring up.

19          We had a very serious fire the other day; all  
20 right? So, where -- what happened during that fire? The  
21 fire department got there and the police got there. Our  
22 emergency services got there. These people worked very,  
23 very hard for the money they earn. And that's a quality of  
24 life service we don't want to see cut and go away ever in  
25 this town.

1           You got a gentleman here with the Parks  
2 Department. He's kept kids out of trouble for years. Why?  
3 Because he has expanded programs without the taxes going up  
4 that high.

5           We got a Public Works Department that you don't --  
6 at times you don't even believe a storm came through this  
7 town. That's how -- that's a measure of the work they're  
8 doing.

9           I can't say enough about the police and fire.  
10 You've got a finance commissioner who's pretty brilliant at  
11 what he does. And I've seen that guy in action and he's  
12 crunching the numbers.

13           My point is this; you come up here week after week  
14 after week and then you have the audacity, all right? You  
15 have the audacity to bring my gubernatorial race into this  
16 picture to try to convince them to do what? They're the  
17 most honest individuals I've met in government and in  
18 politics and I'm proud to say that and I will always say  
19 that.

20           So, I would like you to leave; one, my  
21 gubernatorial race out of this. This is not the time or a  
22 place to discuss that. I don't have to convince them to do  
23 anything but to continue to do the good job they're doing.

24           And, yeah, I'm a little angry over that.

25           MR. ODRIA: Okay. Okay. Now, it's time for me

1 to, you know, answer this.

2 As for the gentleman that's on the phone, you talk  
3 about Thomas Evans. Since 2003, I notice my property taxes  
4 been going higher and higher ever since he's had that  
5 position. And, as for that wonderful article in the New  
6 York Times, it talked about generations that lived here  
7 before.

8 Just imagine if those generations could see what  
9 has happened to our town of Nutley with all these brand new  
10 apartments going up that you got -- that you fine gentlemen  
11 and the zoning board and the planning board allow to keep  
12 coming up and getting more apartments coming into this town.  
13 I think 44, 45 more in the past six weeks have been  
14 approved.

15 If those generations could see what's happening to  
16 Nutley, they -- I don't think they would like the way it's  
17 being led because what has happened to the generations that  
18 lived here for years, they're moving out. And it seems like  
19 from reading from that article, it seems like this Board  
20 cares more about the new people moving in than the people  
21 that actually live in this town for so many years.

22 So -- and the reason why they're moving out is  
23 because this Board keeps raising our property taxes. Maybe  
24 you guys can afford it. But not everyone in this town makes  
25 a hundred thirty, a hundred and forty thousand or a hundred

1 and eighty thousand dollars like a couple of people in this  
2 town do. You know, some of us make sixty thousand dollars;  
3 maybe fifty-five. And you keep crunching us and you keep  
4 forcing us to make these hard decisions after twenty,  
5 twenty-five years of paying off our homes. Time to leave.

6 We're getting taxed out. Is that the reward we  
7 get for living in this town? I -- you make us feel like  
8 we're the riffraff. We're not the riffraff. We're the  
9 people that make this town great and we carry the burdens of  
10 this town on our backs. Not your backs.

11 Thank you.

12 MAYOR SCARPELLI: Thank you, Mr. Odria. Anybody  
13 else like to be heard on the budget?

14 COMMISSIONER TUCCI: I'd like to be heard, Mayor.

15 Mike, you know, you make some good points from  
16 time to time and sometimes I agree with you and sometimes I  
17 don't agree with you. But there's a couple of  
18 clarifications that need to be made.

19 Number one, this Board does not approve apartment  
20 buildings or anything like that. That's planning board and  
21 zoning board. They're quasi-judicial boards; all right?  
22 And they act based upon the testimony that's put before  
23 them.

24 Number two, you talk about us raising taxes, all  
25 right? Did you forget that Hoffmann LaRoche moved out? Did

1 you forget that we lost a \$10 million ratable? Did you  
2 forget that this Board, as a unit -- let me finish and then  
3 I'll listen to you -- as a unit, lobbied the State with  
4 Commissioner Evans taking the lead and we got \$5.5 million  
5 in transitional aid light, as we refer to it, and that that  
6 aid is, in fact, probably going to be cut this year,  
7 somewhere to the tune of \$600,000?

8 Did you forget that we also pay property taxes?  
9 I, myself, paying close to --

10 MR. ODRIA: Twenty-two thousand.

11 COMMISSIONER TUCCI: -- twenty-five thousand  
12 dollars a year; all right? And there's a reason for that.  
13 Because in this life, we have choices. We're here working  
14 for everyone. The people that make a hundred eighty  
15 thousand and the people that make fifty and sixty thousand.

16 We've all been in different spots at different  
17 times; all right? So, to come to the mic and represent, all  
18 right, to the people at home and the people that are here,  
19 that we just act cavalierly and raise the taxes every year  
20 because we have nothing better to do, is just wrong, okay?

21 MR. ODRIA: Okay.

22 COMMISSIONER TUCCI: And I can appreciate what  
23 you're going through. I can appreciate what you're saying  
24 because we all have children and family members who are in  
25 similar situations; all right.

1           But it's not because of a lack of interest or a  
2 lack of want; all right? If we can keep your taxes stable  
3 and even reduce them, which is near impossible in this day  
4 and age, based upon what's going on and real estate values  
5 being devalued. Of course, we would do that; all right?

6           So, to stand there and represent to anyone that  
7 there's anyone that's sitting up here who takes enjoyment  
8 out of raising anyone's taxes one penny, is just wrong,  
9 Mike. It's a misrepresentation and you're better than that.  
10 You shouldn't do that.

11           MR. ODRIA: Okay. Thank you. But I do want to  
12 say one thing.

13           As for the zoning and planning board --

14           COMMISSIONER TUCCI: Yes.

15           MR. ODRIA: -- (indiscernible) to understand the  
16 person who puts those people in those boards are the mayors.  
17 Mayor Petracco before and I don't know if Scarpelli put  
18 anyone. I don't remember.

19           But those people on those zoning and planning  
20 boards, from what I understand, they're realtors, their  
21 financiers. They kind of benefit from the actions that they  
22 do that allow these more apartments to be built that  
23 eventually put more kids in our school.

24           COMMISSIONER TUCCI: Mike, that, again, that

25           --MR. ODRIA: And --

1           COMMISSIONER TUCCI:  -- that would be wrong if  
2           that was to happen.  If anyone was to blame -- one was to  
3           benefit based upon a vote that they make, that is absolutely  
4           wrong; all right?

5           And, perhaps, after the meeting, you should have a  
6           conversation with Mr. Genitempo, who can enlighten you on  
7           what -- how quasi-judicial boards are governed and what  
8           their responsibilities are because what you're -- what  
9           you're mentioning would be totally wrong and I believe  
10          illegal.

11          MR. ODRIA:  Huh.  And the last thing you mentioned  
12          about Hoffmann LaRoche, I said this once before on this mic,  
13          I said; if you gentlemen would have led, over the course of  
14          the past -- I know you -- I know there were different -- you  
15          know, sometimes you guys change seats.  You're voted in.  
16          One's the mayor.  One's something else and, you know --

17          COMMISSIONER TUCCI:  Uh-huh.

18          MR. ODRIA:  -- like from the history.  But if you  
19          guys would have led the town in a better more financial way,  
20          more conservatively, maybe -- I would think a Hoffmann  
21          LaRoche leaving wouldn't really affect us then if you were  
22          cap controlling the costs of running this town, a lot better.

23

24

25          Maybe, like I said, a Hoffmann LaRoche wouldn't



1 affect us to --

2 COMMISSIONER TUCCI: Mike, again, I can't speak  
3 for anyone else. I can speak to my budget; all right? And,  
4 in my budget, in the different categories, all right, as a  
5 general rule, every year, I return to the township treasury  
6 about \$400,000; all right? So, if my budget goes up a  
7 percent or two, by the time I'm done at the end of the year  
8 spending only what absolutely needs to be spent, my budget  
9 is virtually flat every year.

10 And I think, for the most part, the rest of the  
11 members here can say the same thing. If we have a  
12 particular public safety issue or a particular public work  
13 or water or public affairs, or finance issue that we need to  
14 address, then we need to put the dollars there because talk  
15 is cheap; all right?

16 You set policy in this world by where you put your  
17 dollars; all right, and how you spend them and we only spend  
18 them when it's absolutely necessary and not a dollar more.

19 So, as far as planning for Hoffmann LaRoche,  
20 Hoffmann LaRoche was about -- was about ten percent of our  
21 tax base; all right? Hoffmann LaRoche, a year before they  
22 closed up, represented to the Board, at the time, that they  
23 were here forever. When they put the skywalk in, if you  
24 remember, you're a guy that follows things; all right?

25 MR. ODRIA: Uh-huh.

1           COMMISSIONER TUCCI: And, then, what happened?  
2           Then we found out through other channels that they were  
3           leaving. It was a corporate decision; all right, that was  
4           way beyond our control. And it wasn't about the -- this  
5           Board or any other Board --

6           COMMISSIONER PETRACCO: Commissioner.  
7           Commissioner.

8           COMMISSIONER TUCCI: -- that ---

9           COMMISSIONER PETRACCO: Just one point on that,  
10          too. It wasn't that Hoffmann LaRoche and the pharmaceutical  
11          only in Nutley left. Pharmaceutical left the United States  
12          for the most part --

13          COMMISSIONER TUCCI: Very (indiscernible) --

14          COMMISSIONER PETRACCO: -- and especially our area.  
15          Sorry for interrupting.

16          COMMISSIONER TUCCI: So, as far as being  
17          conservative and spending very carefully, that is, in fact,  
18          what we do. That's why we're in the shape that we're in as  
19          opposed to other places; all right, that are not as stable  
20          as Nutley.

21                 And, despite everything that's going on, some  
22          things within our control, some things beyond our control,  
23          Nutley still is a desirable place to be; all right? And  
24          people are still flocking here and read the New York Times  
25          article.

1 MR. ODRIA: I did read it.

2 COMMISSIONER TUCCI: All right?

3 MR. ODRIA: I read it three times.

4 COMMISSIONER TUCCI: And it wasn't written by  
5 anyone here.

6 MR. ODRIA: Oh, some Vivi Marino (ph) wrote it.

7 COMMISSIONER TUCCI: It was written by -- written  
8 by outsiders; all right, who are just aware of the quality  
9 of life here and the type of town that we have and how it's  
10 run and how for generations it's been run by good, honorable  
11 people who do nothing but the right thing for this town and  
12 are about public service, Mike.

13 So, please, don't misrepresent; all right, and  
14 make accusations that are false; all right? It's beneath  
15 you. You make some good points. We do, in fact, take into  
16 consideration what you're saying and we think about how we  
17 can do things better. But to just blatantly paint everyone  
18 with the same brush is wrong.

19 MR. ODRIA: Well, let the good people of this town  
20 decide.

21 MAYOR SCARPELLI: Thank you again, Mr. Odria.

22 Anybody else like to be heard on the budget?

23 Seeing none, can I have a motion to close the  
24 public hearing?

25 COMMISSIONER TUCCI: Move it.

1 COMMISSIONER EVANS: Yep. (Indiscernible) --

2 MADAM CLERK: Commissioner Rogers?

3 COMMISSIONER ROGERS: Aye.

4 COMMISSIONER EVANS: -- just a comment before we  
5 do that?

6 It's a -- it's I think some things that are  
7 important.

8 I listened to, you know, the comments that were  
9 heard. I won't echo Mauro's comments that to paint a broad  
10 brush is a dangerous thing to do. In my experience sitting  
11 on the Board, this Board, and the previous Board, have had  
12 to address these very significant financial challenges to  
13 manage our way through that.

14 Over our years, we had to absorb a million dollars  
15 to revalue our township which hadn't been revalued since  
16 1977 and that was done in 2005.

17 We've managed our way through those assessed  
18 values to try and drive fairness to make sure that we are  
19 staying close to what the true assessed values are for  
20 properties.

21 Remember in those early years, and we forget these  
22 things, is that there was a period of time for about four  
23 years when the State did not require any pension payments  
24 which reduced are taxes.

25 When I came in in 2003-4, we started to have to

1 make those payments again. Nutley is one of the towns that  
2 is not behind in our pension payments. We do not have that  
3 future liability that many towns are dealing with today  
4 because we took a conservative approach and we had funding.

5 We've had to deal with, remember, very significant  
6 changes in the cost of healthcare which is now contributed  
7 to on the part of the employees which was, in fact, debt.

8 We also had to deal with very significant Federal  
9 changes in garbage rules that increase the cost of garbage  
10 removal dramatically.

11 We've had to absorb the increased costs of,  
12 especially with 911, to make sure that we can secure our  
13 sewage facilities and our water facilities to make sure  
14 that, as a community, that this Board is able to provide for  
15 the health and welfare and safety of the community which  
16 includes not just police protection. But it includes  
17 providing fresh drinking water, being able to remove our  
18 garbage, right, in a safe way for all of the benefits of our  
19 residents.

20 In addition, you know, we had to deal with the  
21 loss of Roche, and Mauro referred to this, and we lost a ten  
22 percent ratable against our tax levy. That was \$9.8 million  
23 at the time which the taxpayers of Nutley have not had to  
24 absorb because we've been managing our way through that in  
25 two very, very significant ways.

1           We stayed below our cap, right, in managing  
2 according to the State. We fought our union contracts, to  
3 the best of our ability, to make sure we get a fair price for  
4 the benefit of the taxpayers; always to the benefit of  
5 taxpayers.

6           We also lobbied to the State to provide us with  
7 State aid. And, yes, it was a team effort which I led, but  
8 it was a brilliant (indiscernible) for that is that the first  
9 time in the State of New Jersey that the State has given us  
10 one hundred percent tax reimbursement on the municipal side  
11 which means when we lost revenue, we were able to get five  
12 and a half million dollars.

13           They not only reimbursed us for our municipal tax  
14 but also they reimbursed us for our school tax which  
15 represents 50 percent of the taxes that the taxpayers in  
16 Nutley pay as well as the County. That's a first.

17           And we've been able to manage our way through that  
18 for multiple years. We're negotiating with the State again.  
19 We're going to continue to fight for the benefit of every  
20 taxpayer to secure that aid.

21           In addition, we have seen development in town.  
22 What's very important about that development in our town is  
23 that we have introduced new taxpayers. We've spread the tax.  
24 But since 2013 assessment increases in new development are  
25 over \$63 million which has now generated a

1 1.9 million annual annuity to pay taxes and town taxes to  
2 help manage our way through there.

3 I believe all of those things are combined  
4 especially when you consider the fact that Hoffmann LaRoche  
5 represented 50 percent of our commercial ratable in town.  
6 So, we've avoided putting that burden on the taxpayers of  
7 Nutley because of the actions of this collective Board and  
8 its previous members.

9 They're very serious about the fact that we will  
10 manage our way through that. We argue over what we would  
11 spend. Mauro, rightly should have said, that, at the end of  
12 the year, what we don't spend, we give back.

13 COMMISSIONER TUCCI: Uh-huh.

14 COMMISSIONER EVANS: Every year seventy-five  
15 percent of the tax fund balance that we generate was used to  
16 reduce the tax levy. If we didn't do that, this year the  
17 tax levy would be \$5 million higher because of the fact that  
18 this Board, collectively, is managing those pennies very,  
19 very well.

20 So, I share that with you because, in my view, the  
21 Board has collectively -- while we argue about different  
22 points, we are unified in the fact that we will never let a  
23 taxpayer of Nutley pay a penny more than what they need to.  
24 We argue over that but we will not let Nutley slip, as the  
25 way other towns have slipped, because once you slip, you

1 can't recover from it.

2 I want to thank my Board of Commissioners for  
3 their cooperation and the support in getting the budget  
4 together. It hasn't been easy. We will continue to work  
5 our way through this until adoption. We'll get that motion  
6 to close the public hearing.

7 MAYOR SCARPELLI: Need a second.

8 COMMISSIONER TUCCI: Second.

9 MADAM CLERK: Commissioner Rogers?

10 COMMISSIONER ROGERS: Aye.

11 MADAM CLERK: Commissioner Tucci?

12 COMMISSIONER TUCCI: Aye.

13 MADAM CLERK: Commissioner Evans?

14 COMMISSIONER EVANS: Aye.

15 MADAM CLERK: Commissioner Petracco?

16 COMMISSIONER PETRACCO: Aye.

17 MADAM CLERK: Mayor Scarpelli?

18 MAYOR SCARPELLI: Aye. Resolutions.

19 This is a Resolution authorizing the Township of  
20 Nutley to sign a NJDEP Treatment Works Approval application  
21 for the construction to Hackensack Meridian Health, the  
22 Seton Hall University Medical School at 340 Kingsland  
23 Avenue, Nutley, New Jersey into the Township of Nutley  
24 Sanitary Sewer.

25 NOW, THEREFORE BE IT RESOLVED by the Board of



1 Commissioners of the Township of Nutley, County of Essex,  
2 State of New Jersey, that Dominic Ferry, Licensed Sewer  
3 Operator is hereby authorized to sign the applicable  
4 Certification and Consent Sections of the NJDEP Treatment  
5 Works Application on behalf of the Township of Nutley.

6 I move the Resolution.

7 COMMISSIONER TUCCI: Second.

8 MADAM CLERK: Commissioner Rogers?

9 COMMISSIONER ROGERS: Aye.

10 MADAM CLERK: Commissioner Tucci?

11 COMMISSIONER TUCCI: Aye.

12 MADAM CLERK: Commissioner Evans?

13 COMMISSIONER EVANS: Aye.

14 MADAM CLERK: Commissioner Petracco?

15 COMMISSIONER PETRACCO: Aye.

16 MADAM CLERK: Mayor Scarpelli?

17 MAYOR SCARPELLI: Aye.

18 WHEREAS, raffle applications have been received  
19 from the following organizations;

20 Nutley Elks Lodge, License No. 2717, daily pull  
21 tab, daily from January 1st, 2017 through December 31, 2017;

22 WHEREAS, the applications have been reviewed and  
23 approved by the Municipal Clerk and the Police Department;

24 and

25 NOW, THEREFORE BE IT RESOLVED by the Board of

1 Commissioners of the Township of Nutley, County of Essex,  
2 State of New Jersey that the aforementioned licenses are  
3 approved and the Municipal Clerk is authorized to issue the  
4 licenses.

5 I move the Resolution.

6 COMMISSIONER TUCCI: Second.

7 MADAM CLERK: Commissioner Rogers?

8 COMMISSIONER ROGERS: Aye.

9 MADAM CLERK: Commissioner Tucci?

10 COMMISSIONER TUCCI: Aye.

11 MADAM CLERK: Commissioner Evans?

12 COMMISSIONER EVANS: Aye.

13 MADAM CLERK: Commissioner Petracco?

14 COMMISSIONER PETRACCO: Aye.

15 MADAM CLERK: Mayor Scarpelli?

16 MAYOR SCARPELLI: Aye.

17 That concludes the business portion of our  
18 meeting.

19 Madam Clerk.

20 MADAM CLERK: Yes, Mayor.

21 All persons addressing the Board of Commissioners  
22 regarding community concerns should approach the microphone,  
23 and provide their name and address for the record.

24 Unless further time is granted by the Board, each  
25 person shall limit their address to five minutes.

1 All remarks to the Board and its individual  
2 members must be addressed to the Mayor. The Mayor may defer  
3 citizens' comments to the appropriate member of the Board.

4 Dialogue between citizens and others addressing  
5 the Board shall be allowed, unless the Mayor or presiding  
6 officer or the majority of the membership of the Board,  
7 shall determine that the interests of decorum and/or the  
8 expeditious conduct of municipal business are being  
9 adversely affected by such dialogue.

10 MAYOR SCARPELLI: Would anybody like to address  
11 the Board? Mr. Alessio (ph).

12 MR. ALESSIO: Carmine Alessio, 81 East Center  
13 Street.

14 I'm back again after a long winter. First, I  
15 didn't like the way Mr. Rogers spoke to Michael who is a  
16 good citizen in this town. People who live in glass houses  
17 shouldn't throw stones, okay?

18 It's a fact that Mr. Rogers is going to run for  
19 governor, okay? I had a run in about a week ago. It was 80  
20 degrees and next door to me stunk like rotten grass, okay?  
21 That's because landscapers keep their grass there and their  
22 -- as a transfer station and it stinks there.

23 So, I thought I'd go down and pay a visit to the  
24 health department. Okay. It stunk. I guess, don't call  
25 me. You don't make a joke about it. Don't do anything.

1 Just stop this stuff. It's been going on for a very long  
2 time. Okay?

3 And, after last year what has happened down there  
4 as far as -- as the detriment, I'd like to know when this is  
5 going to stop because that property is definitely illegal.  
6 I came here. I stated all the facts, statutes and all of  
7 that. And, in response, what I get is, I'm going to have to  
8 go to court with Mr. Cafone (ph), who owns the adjacent  
9 property because my yard's a mess.

10 Now, everybody seems to forget that for years down  
11 there I was cornered -- I can't even move down there. I'm  
12 so encroached upon by Meca's wall, chopping my roots and my  
13 trees, pulling my -- whatever I have in the front. He had  
14 to paint the wall, okay? Do this, do that. I was washing  
15 my cars every day getting clay debris off of them.

16 Doing this. Doing that. It's a total disgrace  
17 down there, okay?

18 Then, we had the gas leaks. Last year, for four  
19 months, I couldn't do anything, move anything out. I wanted  
20 to like get rid of a lot of stuff that's there to conform.  
21 I've been trying to conform for 25 years, okay?

22 And we have a Board of Commissioners who don't  
23 flick the bill what a commissioner system is supposed to be.  
24 It's not supposed for each of you to have your own kingdom  
25 and do whatever the hell you's want, okay? And raise it to

1 the highest pedestal to do what you want to do for your  
2 department, okay?

3 Living in glass houses, don't throw stones. I --  
4 how could you run for governor, Mr. Rogers, when it stinks  
5 next door to me and you're telling me this and that; telling  
6 Michael -- it's a health issue there. I would like it  
7 stopped. It wasn't there when that -- my grandpa owned the  
8 house. And, all of a sudden, it's there.

9 Now, our system seems to pass the buck around the  
10 horn over here. Why? Because we're dishonest. It's my  
11 opinion that the Code Enforcement is supposed to do their  
12 job.

13 Now, I'm trying to face Mr. Evans. He's never  
14 here. I mean, he was appointed, okay? He's following  
15 protocol from what I believe and my opinion is the essence  
16 of the Mafia, okay? You guys just are up there. You're  
17 wearing nice suits and all of that.

18 But I take offense to what you said to Michael  
19 about the planning board. I was there. This girl's on the  
20 planning board; she wants apartments because she sells real  
21 estate. Well, I figure, when I say 99 percent of the people  
22 don't want apartments, I'll say; Chairman Graziano (ph), 99  
23 percent -- no. Eighty-five percent of the people, we don't  
24 want these apartments, okay?

25 And I could go through each and every one -- I'll

1 be up here forever. I totally disagree with what's going on  
2 over here, especially next door to me. It's illegal; all  
3 right? I come here. I try to be a gentleman, address the  
4 issue. People are eyeballing my property. My truck got  
5 stolen before the second storm, which is a nine-inch storm,  
6 in December 27. It's worth \$60,000 to replace.

7           Somebody's eyeballing the truck. It was 60 feet  
8 -- it's an inside job. I don't want to hear that it isn't  
9 because I came up here and read the Dibiasi (ph) letter and  
10 I'm knocking the Board through the hoop over here because I  
11 am disappointed. I do not want to be bothered. I'm self-  
12 employed. I want to be left alone and I don't want to -- I  
13 don't want to know anything, okay?

14           MAYOR SCARPELLI: Mr. Alessio --

15           MR. ALESSIO: I'm not --

16           ALAN GENITEMPO: -- your five minutes is up,  
17 Mr. Alessio.

18           MR. ALESSIO: My time is up.

19           ALAN GENITEMPO: Thank you.

20           MR. ALESSIO: Okay. I'll have to come back here.

21           I would appreciate somebody addressing these  
22 issues with the stinks right next door to me. I really  
23 would because it's not -- it's not right. And it's my  
24 opinion that Tom Evans is behind the whole deal and he's not  
25 doing his job.

1           MAYOR SCARPELLI: That's enough, Mr. Alessio,  
2 okay?

3           ALAN GENITEMPO:        You're out of line.

4           MAYOR SCARPELLI: Thank you.

5                   ALAN GENITEMPO: You're out of line,  
6 Mr. Alessio. It's out of line.

7           MR. ALESSIO: Okay.

8           ALAN GENITEMPO:        It's out of line. Your time  
9 is up.

10          MR. ALESSIO: Thank you.

11          ALAN GENITEMPO:        Your time is up.

12          MR. ALESSIO: Thank you. You have a nice evening.  
13 See you next week. Bye.

14          MAYOR SCARPELLI: Anybody else that would like to  
15 address the Board of Commissioners this evening?

16                   Seeing none.

17          COMMISSIONER PETRACCO: Move to adjourn.

18          COMMISSIONER TUCCI: Second.

19          MADAM CLERK: Commissioner Rogers?

20          COMMISSIONER ROGERS: Aye.

21          MADAM CLERK: Commissioner Tucci?

22          COMMISSIONER TUCCI: Aye.

23          MADAM CLERK: Commissioner Evans?

24          COMMISSIONER EVANS: (Inaudible).

25          MADAM CLERK: Commissioner Petracco?

1 COMMISSIONER PETRACCO: Aye.

2 MADAM CLERK: Mayor Scarpelli?

3 MAYOR SCARPELLI: Aye.

4 Good night everybody.

5 MADAM CLERK: The time is 9:06.

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7 (Whereupon, the meeting was adjourned)

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I, Pamela A. Skaw, certify that the foregoing transcript is a true and accurate record of the April 18th, 2017 proceedings.

  
Pamela A. Skaw

Date: May 3, 2017

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