In The Matter Of:

In RE: Nutley Board of Commissioners

Transcript of Proceedings
December 1, 2020



66 W. Mt. Pleasant Avenue Livingston, NJ 07039 T (973)992-7650 F (973)992-0666 www.rizmanrappaport.com reporters@rizmanrappaport.com

(Recording begins) 1 MAYOR TUCCI: Everyone please stand for the 2 3 Pledge of Allegiance. (Pledge of Allegiance) 4 5 MAYOR TUCCI: Thank you. Sunshine Notice, 6 Madam Clerk. 7 THE CLERK: Thank you, Mayor. Board of 8 Commissioners public meeting, Tuesday, December 1st, 9 2020. The time is now 7:05. Pursuant to the requirements of the Open 10 11 Public Meeting Act, Chapter 231, Public Law 1975, notice of this meeting was published in the November 12 28th, 2019 issues of the Nutley Sun, the Herald News, 13 and the Star Ledger. In an effort to prevent further 14 15 spread of Covid-19 pandemic, the public meeting for the remainder of the year 2020 have been changed to Zoom 16 Webinar or teleconference meetings until further 17 18 notice. The public will be able to listen to the Board 19 of Commissioners meeting and participate during the designated public comment portion of the meeting by 20 21 utilizing access through a URL link or dial-in number provided on the township website. 22 23 Commissioner Kelly? 24 COMMISSIONER KELLY: Present. 25 THE CLERK: Commissioner Evans?

1	communications or correspondence this evening. We have
2	no proclamations, but we do have a need to go into
3	executive session
4	COMMISSIONER EVANS: Mayor, before we do
5	that, I just need to put on the record ROCASTA (ph)?
6	MAYOR TUCCI: I'm sorry?
7	COMMISSIONER EVANS: Can I take 30 seconds to
8	do ROCASTA (ph) on the record now?
9	MAYOR TUCCI: Sure.
10	COMMISSIONER EVANS: Okay. Thank you.
11	MAYOR TUCCI: Do it now.
12	COMMISSIONER EVANS: Just for the record,
13	between now and our next meeting, we need to process
14	bills associated with CARES Acts reimbursements and
15	FEMA. We need to just recognize on the record that we
16	will allow the CFO to process those payments prior to
17	our next meeting, and that they will be ratified at the
18	December 15th meeting. Thank you.
19	MAYOR TUCCI: Great. Thank you,
20	Commissioner. I will now entertain a motion to go into
21	executive. Madam Clerk?
22	COMMISSIONER PETRACCO: Move it.
23	COMMISSIONER KELLY: Second.
24	THE CLERK: Thank you. Whereas, Section 8 of
25	the Open Public Meeting Act, Chapter 231, Public Law

1975, permits the exclusion of the public from meeting 1 in certain circumstances; and 2 Whereas, the public body is of the opinion 3 that such circumstances exist; and 4 5 Whereas, the Board of Commissioners of the Township of Nutley in the County of Essex and the State 6 7 of New Jersey desires to proceed to closed executive 8 session. 9 And now therefore be it resolved by the Board of Commissioners of the Township of Nutley to move into 10 11 closed executive session to discuss potential 12 litigation. Be it further resolved that at the time when 13 such discussion may be disclosed to the public shall be 14 15 when and such disclosure may be made without adversely affecting the Township of Nutley, pending and/or 16 anticipated legal, personnel, contractual matters and 17 18 other matters within exception provided for by statute. 19 Commissioner Kelly? 20 THE CLERK: Commissioner Kelly. 21 COMMISSIONER KELLY: Aye. 22 THE CLERK: Commissioner Evans? 23 COMMISSIONER EVANS: Aye. 24 THE CLERK: Commissioner Petracco? 25 COMMISSIONER PETRACCO: Aye.

	8
1	THE CLERK: Commissioner Scarpelli?
2	COMMISSIONER SCARPELLI: Aye.
3	THE CLERK: Mayor Tucci.
4	MAYOR TUCCI: Aye.
5	THE CLERK: The time is 7:08.
6	MAYOR TUCCI: Okay, if there's any member of
7	the public here that needs to step out, I don't see
8	anyone.
9	THE CLERK: There's no one.
10	(Pause)
11	MAYOR TUCCI: Okay. We are back on the
12	record. I apologize for that once again lengthy
13	executive session, but unfortunately, it was very
14	necessary for clarification on many different issues.
15	So we are up to reports on our agenda.
16	Commissioner Scarpelli?
17	COMMISSIONER SCARPELLI: Thank you, Mayor. I
18	have various monthly reports from the Department of
19	Public Works.
20	MAYOR TUCCI: Great. Thank you. Bills?
21	THE CLERK: Yes, Mayor. Bill list for
22	December 1, 2020. Public Affairs, \$35,503.04; Revenue
23	and Finance, \$2,711,743.39; Public Safety, \$137,018.61;
24	Public Works, \$16,416.83; Parks and Public Property,
25	\$668,264.27; Water Utility, \$25,110.99.

1	Payroll, Regular Payroll, \$811,274.36;
2	Overtime Payroll, \$50,425.30; Covid Overtime Payroll,
3	\$13,626.58. Total Payroll, \$875,326.24, for a grand
4	total of \$4,469,383.37.
5	COMMISSIONER EVANS: Move the bills.
6	COMMISSIONER KELLY: Second.
7	THE CLERK: Commissioner Kelly.
8	COMMISSIONER KELLY: Aye.
9	THE CLERK: Commissioner Evans?
10	COMMISSIONER EVANS: Aye.
11	THE CLERK: Commissioner Petracco?
12	COMMISSIONER PETRACCO: Aye.
13	THE CLERK: Commissioner Scarpelli?
14	COMMISSIONER SCARPELLI: Aye.
15	THE CLERK: Mayor Tucci.
16	MAYOR TUCCI: Aye.
17	THE CLERK: And that's it for bills, Mayor.
18	MAYOR TUCCI: Thank you so much. We will now
19	entertain public comment on agenda items only, please.
20	THE CLERK: All persons addressing the Board
21	of Commissioners regarding community concerns should
22	state their name and address for the record. Unless
23	further time is granted by the board, each person
24	should limit their address to three minutes. All
25	remarks to the board and its individual members must be

- addressed to the mayor. The mayor may defer citizens'
 comments to the appropriate member of the board.
- 3 There's -- there is one person, Mayor.
- 4 MR. MOORE: Rory Moore, 462 Chestnut Street.
- 5 Can you hear me?

- 6 MAYOR TUCCI: Yes, we can.
 - MR. MOORE: Mayor Tucci, I believe there's resolutions at 286 and 287-20. I believe that's on the agenda for this evening. Do you have -- you have any -- you have block and lot numbers. Do you have any basic street addresses, or which side of town that's on?
 - MAYOR TUCCI: This is the Ciccolini Property,
 Mr. Moore, and it's also all of the properties from
 High Street down to Vreeland. So the one resolution
 addresses an area in -- declared in need of
 redevelopment, that would be the Ciccolini Property
 that the Township owns, and all of the other properties
 would be an area designated as an area in need of
 rehabilitation.
 - MR. MOORE: If I'm not mistaken, didn't a few meetings ago, didn't you authorize, the BOC authorize money for the Planning Board for other planning for Diamond Springs and the Ciccolini Building? Is that the same or --

1	MAYOR TUCCI: It's the same process.
2	MR. MOORE: was that separate?
3	MAYOR TUCCI: Yes, it is the same process.
4	MR. MOORE: Okay, because I was just curious
5	why the Diamond Springs wasn't included in this, that
6	was my curiosity. This
7	MAYOR TUCCI: Okay, well, I hope I hope I
8	satisfied your question. You have another question?
9	Or you're good?
10	MR. MOORE: No, I'm good. Thank you very
11	much.
12	MAYOR TUCCI: Great, thank you.
13	THE CLERK: Nobody else.
14	MAYOR TUCCI: There's no one else? Okay. We
15	will move to Board of Commissioner announcements.
16	Commissioner Scarpelli, any announcements?
17	COMMISSIONER SCARPELLI: Yes, I do, Mayor.
18	There will be an Electronics Recycling Day on this
19	Saturday, December 5th, from 9:00 to 1:00 p.m. It'll
20	be contactless. If you have any electronics that need
21	to be recycled, please put them in your trunk. There
22	will be no interaction with anybody, or going into
23	anybody's home. Our they'll pop the trunk and we'll
24	take it out, or have it in the back of a pickup, and
25	it'll be taken out and recycled. Thank you, Mayor.

1 MAYOR TUCCI: Great. That's a very efficient process you have working there, Commissioner. 2 Thank Commissioner Petracco? 3 you. COMMISSIONER PETRACCO: I just have one 4 5 announcement. Even though it's on the agenda, I'd just like to congratulate Henry Meola, even though we're 6 7 going to vote on it to a resolution tonight, to appoint 8 him to the Volunteer Chief's position. It's a Nutley 9 tradition that's been here a long time, where the Chief's position is on the Volunteer side, and the paid 10 position is the Deputy Chief. 11 12 I'm very confident moving forward that Henry Meola has a lot of energy, could up our volunteerism in 13 town hopefully, because more than ever, we could use 14 15 it, you know, especially with the fire department. So I'm just very pleased to announce tonight that we're 16 17 going to be voting on that. Thank you, Mayor. 18 MAYOR TUCCI: Great, thank you Commissioner. 19 Commissioner Evans? 20 COMMISSIONER EVANS: Nothing, thank you. 21 Commissioner Kelly? MAYOR TUCCI: Yes, thank you, Mayor. 22 COMMISSIONER KELLY: 23 I have two announcements. The first is I wanted to 24 announce that the Nutley Public Affairs and Health 25 Department will be providing non-rapid PCR Covid

1 testing to all of Nutley residents and employees.

2 It'll be taking place Tuesday, December 8th, and

3 Wednesday, December 9th, beginning at 10 a.m. It's

going to be at the Parks and Rec Building, so thank

5 you, Mayor, for volunteering your building. It's going

6 to be by appointment only, so please have your

7 insurance information ready, and you can call the

8 Nutley Health Department at (973)284-4976 to make

9 appointments for the Covid testing to take place later

10 this month.

4

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

and on that note, I just want to urge everyone, if you do have a positive Covid test, don't get on a plane, go travel somewhere. Don't visit loved ones. Don't go to the grocery store. Don't come home from college. Stay in the Covid positive dorm. And I use those examples not because they're some far off examples. They are examples that the Health Department nurses have told me that Nutley residents have done after they receive a positive Covid test.

This is a very serious disease, and it's important that if you have a positive test result that you do the necessary quarantining to not only protect yourself, your family, and your loved ones, but the general public. We're seeing an uptick in cases, and part of that is because people are not being vigilant,

they're not following the protocols, and they're doing something like getting on a plane and traveling. Not only is that irresponsible and completely selfish, in terms of your relationship to the public, but it also creates more work for the Health Department, because when that happens, the Health Department then has to contact the airlines, let them know that they had a Covid positive person on the flight, and then that -- the airline has then to go and contact everyone who was around that person and tell them they have to go get a Covid test.

so please, if you do have a positive test result, stay home. Quarantine. I understand the holidays are coming up. It's going to be much better if you just miss one holiday with the family or friend than if you miss a lifetime of holidays because you infected them, and they weren't able to survive the disease. So please, if you are -- do have a positive test result, please follow the appropriate protocols, and take instructions from your doctor and your health care officials. Thank you.

MAYOR TUCCI: Thank you, Commissioner.

That's very important information you're passing on.

I have several announcements this evening, and not necessarily in any given order, but first I'd

like to congratulate the Nutley High School Varsity
Football Team for their victory over our archrival,
Belleville, 42-7, very convincing, and very definitive
victory we had there, and also on their undefeated
season. I believe the first time since 1939, or
somewhere in that area, so they're all to be
congratulated.

And more importantly, the way that our youngsters and our coaching staff and our AD and our -the administration conducted themselves, I was very proud to witness how they acted on the field and off the field, and just as a little extra, I guess, pleasure for the mayor, this was also the Mayor's Cup, so I was very happy to receive that trophy from Mayor Belham of Belleville, and present it to Coach DiGregorio. So congratulations once again to our Nutley High School football team, outstanding season.

I would also like to thank everyone in the Township of Nutley and all of the commissioners. We put out a call for additional turkeys for needy folks in town who could have used a little assistance this Thanksgiving, and through the Family Service Bureau, when we first started, they were about 60 turkeys short.

Well, I'm happy to report that we not only

satisfied all of the Family Service Bureau needs in making sure that no one goes hungry in Nutley, but we also had an additional 50 turkeys that we were able to donate to St. Mary's for needy folks in town. So I want to thank everyone for that.

1

2

3

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

I'd also like to thank, for those of you that have noticed, and it's hard not to notice, I'd like to thank my Parks Department, for decorating the Mudhole all the way to Memorial Park, one coming out all the way to Chestnut Street, for the outstanding job they did on lighting up all of the poles. It's like a Winter Wonderland. If you haven't seen it yet, you haven't walked through, please do so. I'm -- I say it time and time again, but I have to because it's true, I'm a very fortunate man, because I have great people that I work with who come up with great ideas to make Nutley the great town that it is, and in this environment, I think it was extra important, all right, to lift everyone's spirits.

So thank you, Parks Department, and I know Frank DiMaio is here this evening once again representing the men and women, and I just want you to know what an outstanding job you did.

That's all I have for announcements right now. If no one else has any -- Commissioner, did you

want to say something?

1

2

3

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

COMMISSIONER KELLY: Yeah. One more side note about testing positive. If you test positive and you don't have symptoms, that does not mean you're any less deadly or any less contagious, or if you have symptoms and don't have a fever, that doesn't mean that you're not any less deadly or any less contagious. There's more symptoms than just fever. It includes diarrhea, it includes coughing, it includes any other type of illness -- or symptom you may encounter, say with the common cold or the flu. It's not exclusively just a fever, so just because you have limited symptoms or no symptoms, does not mean you're any less contagious or deadly with the Coronavirus.

So please, I cannot stress this enough, listen to your doctors and your health care providers. Thank you.

MAYOR TUCCI: Thank you, Commissioner. I see we have no ordinances this evening for introduction, but we do have three on second reading. First ordinance, 3461, sponsored by Commissioner Kelly. I will open up the public hearing for comment. Seeing none, I'll entertain a motion to close the --

THE CLERK: Wait --

MAYOR TUCCI: -- public hearing.

1 THE CLERK: -- oh, I'm sorry. There's one. 2 There we are. 3 MAYOR TUCCI: Yes, Mr. Moore --MR. MOORE: 4 Rory --5 MAYOR TUCCI: -- you wish to --MR. MOORE: -- Moore, 462 --6 7 MAYOR TUCCI: -- be heard? 8 MR. MOORE: -- Chestnut Street. This is on 9 the nurse. I just want to find out, what is the actual 10 salary? I see the salary range, but what is the 11 salary? 12 MAYOR TUCCI: Commissioner, would you like to 13 respond? COMMISSIONER KELLY: The salary will be 14 15 raised to \$70,000 per year. 16 MR. MOORE: The reason I'm asking is, recently I asked as an OPRA request, and I didn't 17 18 receive a response for the salary -- for the current 19 salaries for all employees, and your department was 20 absent from that. And so the current -- she's going to 21 go to 70 percent -- to 70,000? 22 COMMISSIONER KELLY: Yes. 23 MR. MOORE: Okay, thank you. 24 MAYOR TUCCI: Okay. Anyone else wish to be heard on this ordinance? 25

	1,
1	THE CLERK: There's no one else, Mayor.
2	MAYOR TUCCI: No one else? I'll entertain a
3	motion to close the public hearing.
4	COMMISSIONER KELLY: Motion to close the
5	public hearing.
6	COMMISSIONER PETRACCO: Second.
7	THE CLERK: Commissioner Kelly.
8	COMMISSIONER KELLY: Aye.
9	THE CLERK: Commissioner Evans?
10	COMMISSIONER EVANS: Aye.
11	THE CLERK: Commissioner Petracco?
12	COMMISSIONER PETRACCO: Aye.
13	THE CLERK: Commissioner Scarpelli?
14	COMMISSIONER SCARPELLI: Aye.
15	THE CLERK: Mayor Tucci.
16	MAYOR TUCCI: Aye. Move the ordinance.
17	THE CLERK: I need a motion.
18	COMMISSIONER KELLY: I move the ordinance.
19	COMMISSIONER PETRACCO: Second.
20	THE CLERK: Commissioner Kelly.
21	COMMISSIONER KELLY: Aye.
22	THE CLERK: Commissioner Evans?
23	COMMISSIONER EVANS: Aye.
24	THE CLERK: Commissioner Petracco?
25	COMMISSIONER PETRACCO: Aye.

Commissioner Evans?

THE CLERK:

	19
1	COMMISSIONER EVANS: Aye.
2	THE CLERK: Commissioner Petracco?
3	COMMISSIONER PETRACCO: Aye.
4	THE CLERK: Commissioner Scarpelli?
5	COMMISSIONER SCARPELLI: Aye.
6	THE CLERK: Mayor Tucci.
7	MAYOR TUCCI: Aye. Thank you. Next
8	ordinance also belongs to Commissioner Petracco,
9	Ordinance Number 3463. I'll open up the public hearing
10	for comment. Seeing none.
11	COMMISSIONER PETRACCO: Move to close.
12	COMMISSIONER SCARPELLI: Second.
13	THE CLERK: Commissioner Kelly.
14	COMMISSIONER KELLY: Aye.
15	THE CLERK: Commissioner Evans?
16	COMMISSIONER EVANS: Aye.
17	THE CLERK: Commissioner Petracco?
18	COMMISSIONER PETRACCO: Aye.
19	THE CLERK: Commissioner Scarpelli?
20	COMMISSIONER SCARPELLI: Aye.
21	THE CLERK: Mayor Tucci.
22	MAYOR TUCCI: Aye.
23	COMMISSIONER PETRACCO: Move the ordinance,
24	please.
25	COMMISSIONER SCARPELLI: Second.

	20
1	THE CLERK: Commissioner Kelly.
2	COMMISSIONER KELLY: Aye.
3	THE CLERK: Commissioner Evans?
4	COMMISSIONER EVANS: Aye.
5	THE CLERK: Commissioner Petracco?
6	COMMISSIONER PETRACCO: Aye.
7	THE CLERK: Commissioner Scarpelli?
8	COMMISSIONER SCARPELLI: Aye.
9	THE CLERK: Mayor Tucci.
10	MAYOR TUCCI: Aye.
11	COMMISSIONER PETRACCO: Thank you, Mayor.
12	MAYOR TUCCI: Thank you, Commissioner. We
13	will move into resolutions. Commissioner Kelly?
14	COMMISSIONER KELLY: Thank you, Mayor. The
15	first resolution I have on for tonight is for the
16	contract that we do every year with the Ark. It's for
17	a thousand dollars, and the funds have been certified
18	by the Chief Financial Officer. I move the resolution.
19	COMMISSIONER EVANS: Second.
20	THE CLERK: Commissioner Kelly.
21	COMMISSIONER KELLY: Aye.
22	THE CLERK: Commissioner Evans?
23	COMMISSIONER EVANS: Aye.
24	THE CLERK: Commissioner Petracco?
25	COMMISSIONER PETRACCO: Aye.

	21
1	THE CLERK: Commissioner Scarpelli?
2	COMMISSIONER SCARPELLI: Aye.
3	THE CLERK: Mayor Tucci.
4	MAYOR TUCCI: Aye.
5	COMMISSIONER KELLY: The second one,
6	resolution that I have on for this evening is a
7	contract with Nutley Family Service Bureau for their
8	services they provide the town to include the Food
9	Pantry services and their general services. I move the
10	resolution.
11	COMMISSIONER PETRACCO: Second.
12	THE CLERK: Commissioner Kelly.
13	COMMISSIONER KELLY: Aye.
14	THE CLERK: Commissioner Evans?
15	COMMISSIONER EVANS: Aye.
16	THE CLERK: Commissioner Petracco?
17	COMMISSIONER PETRACCO: Aye.
18	THE CLERK: Commissioner Scarpelli?
19	COMMISSIONER SCARPELLI: Aye.
20	THE CLERK: Mayor Tucci.
21	MAYOR TUCCI: Aye.
22	COMMISSIONER KELLY: The third resolution I
23	have on this evening is for a an agreement between
24	Northwest Essex Community Healthcare Network and the
25	Township. They provide services to the Township, to

1	include counseling for veteran's services, and I can
2	report and attest that that is a very helpful service
3	for our veterans. So I want to thank them for the
4	for all they do for us, and this is a contract for
5	\$20,000. I move the resolution.
6	COMMISSIONER EVANS: Second.
7	THE CLERK: Commissioner Kelly.
8	COMMISSIONER KELLY: Aye.
9	THE CLERK: Commissioner Evans?
10	COMMISSIONER EVANS: Aye.
11	THE CLERK: Commissioner Petracco?
12	COMMISSIONER PETRACCO: Aye.
13	THE CLERK: Commissioner Scarpelli?
14	COMMISSIONER SCARPELLI: Aye.
15	THE CLERK: Mayor Tucci.
16	MAYOR TUCCI: Aye. Oh, I'm sorry. I
17	abstain.
18	COMMISSIONER KELLY: The next resolution I
19	have is, it's going to be a little bit slightly
20	amended from what was put out, so I'm going to read
21	through it. It's a resolution for a budget transfer.
22	The Garbage and Trash Removal account, it's going to be
23	amended from \$60,000 to a \$30,000 total to move to the
24	salaries account. It that's going to be amended
25	from a \$50,000 to a \$20,000 total amount, and then a

1	10,000 of the other 30 the remaining 10,000 will go
2	to the Animal Control account for the total of \$30,000.
3	So again, that's the Garbage and Trash Removal, account
4	number 0-01-138-209, for a total of \$30,000, \$20,000 to
5	Health Department 0-01-110-100, and Animal Control,
6	\$10,000 total there, 0-01-134-200. I move the
7	resolution.
8	COMMISSIONER EVANS: Second.
9	THE CLERK: Commissioner Kelly.
10	COMMISSIONER KELLY: Aye.
11	THE CLERK: Commissioner Evans?
12	COMMISSIONER EVANS: Aye.
13	THE CLERK: Commissioner Petracco?
14	COMMISSIONER PETRACCO: Aye.
15	THE CLERK: Commissioner Scarpelli?
16	COMMISSIONER SCARPELLI: Aye.
17	THE CLERK: Mayor Tucci.
18	MAYOR TUCCI: Aye.
19	COMMISSIONER KELLY: And then the next one
20	and my last one for this evening, I have the distinct
21	honor and privilege to bring forth a resolution to wish
22	the United States Space Force its first happy birthday.
23	So Whereas, the United States Space Force,
24	the USSF, is a new branch of the Armed Forces that was
25	established on December 20th, 2019, for the enactment

of the Fiscal Year 2020 National Defense Authorization Act, and it currently has 16,000 individuals assigned to the Space Force, which is an option given to Air Force Cadets at the Air Force Academy as of 2019;

Whereas, the primary mission of the United States Space Force, as directed by Congress, is to maintain, protect, and expand the U.S. fleet of advanced military satellites that form the backbone of the U.S. global military operations;

Whereas, the USSF was established with the department of -- within the Department of the Air Force where, meaning the Secretary of the Air Force has responsibility for the Space Force under the guidance of the Secretary of Defense. Additionally, a four-star general known as the Chief of the Space Operations serves as the senior military member of the Space Force;

Whereas, on September 1st, 1982, the U.S. Air Force established the Air Force Space Command with the Space Operations as its primary mission. Cold War-era space operations focused on missile warning, launch operations, satellite control, space surveillance, and command and control for national leadership. In 1991, Operation Desert Storm validated the command's continuous focus on support to the warfighter

throughout the use of GPS to enable the famous "Left 1 Hook, proving the value of space-based capabilities; 2 Whereas, after the September 11th terrorist 3 attacks, after the September 11th terrorist attacks, 4 the president directed military action against 5 Afghanistan and Iraq; the Air Force Space Command 6 7 provided extensive space-based support to U.S. Central Command in areas of communications; positioning, 8 9 navigation, and timing; meteorology, and warning. In2005, the Air Force expanded its mission areas to 10 include cyberspace; 11 Whereas, in July 2018, the Air Force Cyber 12 Mission transferred to the Air Combat and Command which 13 generated the greatest capacity for an integrated 14 15 Information Warfare capability within the Air Force. This move allowed the Air Force Space Command to focus 16 on gaining and maintaining space superiority, outpacing 17 18 our adversaries in the space domain. 19 And now therefore be it resolved that the 20 Board of Commissioners in the Township of Nutley, 21 County of Essex, State of New Jersey, thank our Nutley members of the Space Force, and recognize and celebrate 22 23 the United States Space Force on its first birthday. 24 So moved.

Second.

COMMISSIONER PETRACCO:

	- -
1	THE CLERK: Commissioner Kelly.
2	COMMISSIONER KELLY: Aye.
3	THE CLERK: Commissioner Evans?
4	COMMISSIONER EVANS: Aye.
5	THE CLERK: Commissioner Petracco?
6	COMMISSIONER PETRACCO: Aye.
7	THE CLERK: Commissioner Scarpelli?
8	COMMISSIONER SCARPELLI: Aye.
9	THE CLERK: Mayor Tucci.
10	MAYOR TUCCI: Aye. Thank you, Commissioner.
11	Commissioner Petracco?
12	COMMISSIONER PETRACCO: Yes, thank you,
13	Mayor.
14	Whereas, N.J.S.A. 40A:4-87 provides for the
15	Director of the Division of Local Government Services
16	may approve the insertion of any special item in the
17	budget of any county or municipality when such item
18	shall have been made available by law and the amount
19	thereof was not determined at the time of the adoption
20	of the budget.
21	Not to be redundant, this is our Drive Sober
22	or Get Pulled Over grant. It's for \$6,000. I'm going
23	to move it as written.
24	COMMISSIONER SCARPELLI: Second.
25	THE CLERK: Commissioner Kelly.

1	COMMISSIONER KELLY: Aye.
2	THE CLERK: Commissioner Evans?
3	COMMISSIONER EVANS: Aye.
4	THE CLERK: Commissioner Petracco?
5	COMMISSIONER PETRACCO: Aye.
6	THE CLERK: Commissioner Scarpelli?
7	COMMISSIONER SCARPELLI: Aye.
8	THE CLERK: Mayor Tucci.
9	MAYOR TUCCI: Aye.
10	COMMISSIONER PETRACCO: Thank you.
11	Whereas, approximately one-third of all fatal
12	traffic crashes in the United States involved impaired
13	drivers; and
14	Whereas, impaired driving crashes killed
15	10,551 people in the United States in 2018; and
16	Whereas, impaired driving crashes cost the
17	United States almost \$44 billion a year, and that's not
18	to mention the loss of life;
19	Whereas, during the past five years, New
20	Jersey roadways experienced 36,049 crashes and 648
21	fatalities involving impaired drivers. When you really
22	look at that, that's astonishing. When you really read
23	that. Thirty-six thousand crashes, 648 fatalities.
24	Whereas, an enforcement crackdown is planned
25	to combat impaired driving; and

Whereas, the year-end holiday season is 1 traditionally a time for social gatherings, which 2 include alcohol; and 3 Whereas, the State of New Jersey Division of 4 5 Highway Traffic Safety has asked law enforcement agencies throughout the state to participate in Drive 6 7 Sober or Get Pulled Over 2020 end holiday crackdown; 8 and Whereas, the project will involve increased impaired driving enforcement from December 4, 2020, 10 through January 1st, 2021; and 11 12 Whereas, an increase in impaired driver enforcement and reduction in impaired driving will save 13 lives on our roadways. 14 15 Now therefore be it resolved by the Township 16 of Nutley declares its support for the Drive Sober or Get Pulled Over 2020 Year End Holiday Crackdown from 17 18 December 4, 2020 through January 1st, 2021, and pledges 19 to increase awareness of the dangers of driving and 20 I move the resolution. driving. 21 COMMISSIONER SCARPELLI: Second. 22 THE CLERK: Commissioner Kelly. 23 COMMISSIONER KELLY: Aye. 24 THE CLERK: Commissioner Evans? 25 COMMISSIONER EVANS: Aye.

1	THE CLERK: Commissioner Petracco?
2	COMMISSIONER PETRACCO: Aye.
3	THE CLERK: Commissioner Scarpelli?
4	COMMISSIONER SCARPELLI: Aye.
5	THE CLERK: Mayor Tucci.
6	MAYOR TUCCI: Aye.
7	COMMISSIONER PETRACCO: Thank you. Be it
8	resolved by the Board of Commissioners, Township of
9	Nutley, County of Essex, New Jersey, that Harry Meola,
10	62 Ridge Road, Nutley, New Jersey, be appointed Chief
11	of the Fire Nutley Fire Department for a two-year
12	term, from December 1st, 2020, through December 1st,
13	2022. I move the resolution.
14	COMMISSIONER SCARPELLI: Second.
15	THE CLERK: Commissioner Kelly.
16	COMMISSIONER KELLY: Commissioner Petracco, I
17	just want to confirm that that's a typo on the Fire
18	Department. You meant the Rescue Squad?
19	COMMISSIONER PETRACCO: No, this is for the
20	Fire Department.
21	COMMISSIONER KELLY: Oh, okay.
22	COMMISSIONER PETRACCO: Yeah.
23	COMMISSIONER KELLY: Yeah, I just want to say
24	that I completely support the pick. I think you did a
25	great job with this pick, and I think he'll do a great

1 job, as well, so I fully support it with an aye. COMMISSIONER PETRACCO: 2 I appreciate that. 3 Thank you. THE CLERK: Commissioner Evans? 4 5 COMMISSIONER EVANS: Aye. THE CLERK: Commissioner Petracco? 6 7 COMMISSIONER PETRACCO: Aye. 8 THE CLERK: Commissioner Scarpelli? 9 COMMISSIONER SCARPELLI: Aye. 10 Congratulations, Henry. 11 THE CLERK: Mayor Tucci. 12 MAYOR TUCCI: I vote aye, and I'd like to commend Commissioner Petracco in this selection. 13 Ι think Henry is the right man at the right time for this 14 15 job. Excellent selection. 16 COMMISSIONER PETRACCO: I appreciate that, Mayor, thank you. I'm going to read this next one by 17 18 title. It's Resolution 297-20. This is our mutual 19 agreement with all other town -- well, all our surrounding towns. Authorizing Membership In A Mutual 20 21 Aid and Assistance Agreement With The Township of Nutley, the Township of Belleville, and the Township of 22 23 Bloomfield During A State of Emergency, A Declared 24 Public Health Emergency, Or Any Presidential Declared

I move it as written.

25

Disaster.

1	COMMISSIONER SCARPELLI: Second.
2	THE CLERK: Commissioner Kelly.
3	COMMISSIONER KELLY: Aye.
4	THE CLERK: Commissioner Evans?
5	COMMISSIONER EVANS: Aye.
6	THE CLERK: Commissioner Petracco?
7	COMMISSIONER PETRACCO: Aye.
8	THE CLERK: Commissioner Scarpelli?
9	COMMISSIONER SCARPELLI: Aye.
10	THE CLERK: Mayor Tucci.
11	MAYOR TUCCI: Aye. Thank you
12	COMMISSIONER PETRACCO: That's all I have
13	MAYOR TUCCI: Commissioner Petracco.
14	COMMISSIONER PETRACCO: thank you, Mayor.
15	MAYOR TUCCI: You were busy there for a
16	moment. Commissioner Scarpelli?
17	COMMISSIONER SCARPELLI: Thank you, Mayor.
18	Whereas, the Township of Nutley through the
19	Department of Public Works has a need to acquire the
20	services of an engineering consultant as a non-fair and
21	open contract pursuant to the provisions of N.J.S.A.
22	19:44A-40.5 or 20.5 as appropriate; and
23	Whereas, the engineering coordinator has
24	determined and certified in writing that the value of
25	the aggregate services provided by the vendor for the

term of this contract will exceed \$17,500; and

Whereas, the anticipated term of this contract is for 12 months, from January 1st, 2021 through December 31st, 2021; and

Whereas, Pennoni Associates, 24 Commerce Street, Newark, New Jersey, have submitted a proposal implicating they will provide engineering services according to a fee schedule attached; and

Whereas, Pennoni Associates has completed and submitted a business entity disclosure certification, which certifies that said corporation has not made any reportable contributions to a political or candidate committee in the Township of Nutley in the previous one year, and that the contract will prohibit Pennoni Associates from making any reportable contributions through the term of the contract;

Whereas, the contract is not to exceed \$165,000 for general engineering services and whereas funds are available from Account Number 1-01-404-200, and have been certified by the Chief Financial Officer, said certification being attached to this resolution, and will be subject to the adoption of the 2021 budget.

Now therefore be it resolved that the Board of Commissioners of the Township of Nutley will enter into a contract with Pennoni Associates as described

	33
1	herein.
2	And be it further resolved that the business
3	disclosure entity certification and the Determination
4	of Value be placed on file with this resolution.
5	Be it further resolved that a notice of this
6	action shall be printed once in the Nutley Sun in
7	accordance with the Local Public Contract Law. I move
8	the resolution.
9	COMMISSIONER PETRACCO: Second.
10	THE CLERK: Commissioner Kelly.
11	COMMISSIONER KELLY: Aye.
12	THE CLERK: Commissioner Evans?
13	COMMISSIONER EVANS: Aye.
14	THE CLERK: Commissioner Petracco?
15	COMMISSIONER PETRACCO: Aye.
16	THE CLERK: Commissioner Scarpelli?
17	COMMISSIONER SCARPELLI: Aye.
18	THE CLERK: Mayor Tucci.
19	MAYOR TUCCI: Aye.
20	COMMISSIONER SCARPELLI: Whereas, the
21	Township of Nutley announces free two hour metered
22	parking on Saturday, November 28th, 2020, in support of
23	Small Business Saturday, and from December 1st, 2020
24	through December 31st, 2020; and

Whereas, the suspension of metered parking

for the holiday is a Nutley tradition to promote our 1 business district and support local merchants; and 2 Whereas, the free two hour parking will allow 3 ample time for residents to take opportunity to 4 5 leisurely walk and shop Nutley First. Now therefore be it resolved by the Board of 6 7 Commissioners of the Township of Nutley, County of Essex, State of New Jersey, to allow free two hour 8 9 metered parking on Saturday, November 28th, 2020, and from December 1st, 2020 through December 31st, 2020. 10 I 11 move the resolution. 12 COMMISSIONER PETRACCO: Second. Commissioner Kelly. 13 THE CLERK: COMMISSIONER KELLY: I think this is one of 14 15 the -- well, we have so many great traditions, but his is one of our best traditions, and I think it's even 16 more appropriate this year, given the Coronavirus 17 18 impacts that have been facing our small businesses. So I vote aye, and I hope everyone can take advantage of 19 20 this and patronize our merchants. 21 THE CLERK: Commissioner Evans? 22 COMMISSIONER EVANS: Aye. 23 THE CLERK: Commissioner Petracco? 24 COMMISSIONER PETRACCO: Being a small 25 business owner in town, I kind of hate to have comment

on things like this, but I have to tell you, it's very, 1 very important, and thank God, we had a very good year. 2 So I'm not speaking for myself, but it is very, very 3 important to shop local. A lot of these stores in 4 5 Nutley are really struggling. Some of our clothing store, jewelry stores, things like that that I've ran 6 7 into people, you know. Seems like the food stores are 8 kind of holding on there. But if you can shop locally 9 this Saturday, it would be a big help to everyone.

THE CLERK: Commissioner Scarpelli?

Thank you. And I vote aye.

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

COMMISSIONER SCARPELLI: Yeah, before I vote,
I just want to tell the public that this is actually an
extra two weeks that we're doing in December, and
that's related mostly to the -- what's going on with
Covid and the economic climate. So we're doing the
whole month of December, where usually we do the last
couple weeks in December. So, we're extending that in
response to what's going on, and hopefully this will
help people shop locally, and visit our merchants. So
I vote aye.

THE CLERK: Mayor Tucci.

MAYOR TUCCI: I'd also like to commend

Commissioner Scarpelli. This is a wonderful tradition

we have here, and I know your department over the years

has come through for our local businesses. Also being
a local business owner, close to the outskirts of town,
at the end of Passaic Avenue, but nonetheless, it
absolutely has an impact. And I'd also like to commend
you, because for the first time, I used my credit cards
on one of your new meters, and it was a pleasure. So I

COMMISSIONER SCARPELLI: Thank you. Thank you, Mayor. One more resolution.

very proudly vote aye.

Whereas, pursuant to N.J.S.A. 40:67-23.2, and as required by law, the Township has elected to provide municipal services to the Cambridge Heights at Nutley Umbrella Associations in the same manner as the Township provides such services on public roads and streets in the Township.

Now therefore be it resolved by the Board of Commissioners of the Township of Nutley in the County of Essex, as follows:

- 1. The Mayor is hereby authorized to enter into a 2021 Municipal Services Agreement with the Association in the form approved by the Township Attorney; and
- 2. A copy of the resolution, as well as the
 Municipal Service Agreement shall be placed on file
 with the Clerk and a notice of this action shall be

1	printed once in the Nutley Sun. I move the resolution.
2	COMMISSIONER PETRACCO: Second.
3	THE CLERK: Commissioner Kelly.
4	COMMISSIONER KELLY: Aye.
5	THE CLERK: Commissioner Evans?
6	COMMISSIONER EVANS: Aye.
7	THE CLERK: Commissioner Petracco?
8	COMMISSIONER PETRACCO: Aye.
9	THE CLERK: Commissioner Scarpelli?
10	COMMISSIONER SCARPELLI: Aye.
11	THE CLERK: Mayor Tucci.
12	MAYOR TUCCI: Aye.
13	COMMISSIONER SCARPELLI: That's all I have,
14	Mayor.
15	MAYOR TUCCI: Thank you, Commissioner.
16	This is a resolution of the Board Of
17	Commissioners of the Township of Nutley declaring
18	certain a certain area located along Franklin Avenue
19	and shown on the official tax map of the Township of
20	Nutley as Block 3100, Lots 28, 29, 30, and 37, as a
21	non-condemnation area in need of redevelopment. This
22	is for those of you who don't recognize these block and
23	lot numbers, this is basically the Ciccolini Property.
24	So I move this resolution as written.
25	COMMISSIONER EVANS: Second.

	36
1	THE CLERK: Commissioner Kelly.
2	COMMISSIONER KELLY: Aye.
3	THE CLERK: Commissioner Evans?
4	COMMISSIONER EVANS: Aye.
5	THE CLERK: Commissioner Petracco?
6	COMMISSIONER PETRACCO: Aye.
7	THE CLERK: Commissioner Scarpelli?
8	COMMISSIONER SCARPELLI: Aye.
9	THE CLERK: Mayor Tucci.
10	MAYOR TUCCI: Aye.
11	My second resolution this evening is a
12	resolution of the Board of Commissioners of the
13	Township of Nutley declaring property identified as
14	Block 3100, Lots 21, 23, 24, 25, 26, 27, 31 through 36,
15	38, 39, 40, 41, 42, and 43 on the official tax map of
16	the Township of Nutley, as an area in need of
17	rehabilitation in accordance with the provisions of the
18	Local Redevelopment and Housing Law.
19	This resolution encompasses all of the other
20	properties from High Street to Vreeland Avenue. I move
21	the resolution as written.
22	COMMISSIONER PETRACCO: Second.
23	THE CLERK: Commissioner Kelly.
24	COMMISSIONER KELLY: Aye.
25	THE CLERK: Commissioner Evans?

1	COMMISSIONER EVANS: I just have a
2	clarification; on the west side.
3	MAYOR TUCCI: Yes. Thank you.
4	COMMISSIONER EVANS: Aye.
5	THE CLERK: Commissioner Petracco?
6	COMMISSIONER PETRACCO: Aye.
7	THE CLERK: Commissioner Scarpelli?
8	COMMISSIONER SCARPELLI: Aye.
9	THE CLERK: Mayor Tucci.
10	MAYOR TUCCI: Aye.
11	Whereas, the Township of Nutley has a need to
12	acquire a VisionCare Network Plan Services on behalf of
13	the Township; and
14	Whereas, such services may be acquired as a
15	non-fair and open contract, pursuant to the provisions
16	of N.J.S.A. 19:44A-20.4 or 20.5 as appropriate; and
17	Whereas, Premier Vision Care, 990 Cedar
18	Bridge Avenue, Brick, New Jersey submitted a proposal
19	indicating they will provide the services for a sum of
20	\$1,564; and
21	Whereas, funds will be available from account
22	1-01-526-245 and have been certified by the Chief
23	Financial Officer.
24	Now therefore be it resolved that the Board
25	of Commissioners of the Township of Nutley authorizes

1	the Commissioner of Parks and Public Property to enter
2	into a contract with Premier Vision Care. I move the
3	resolution.
4	COMMISSIONER PETRACCO: Second.
5	THE CLERK: Commissioner Kelly.
6	COMMISSIONER KELLY: Aye.
7	THE CLERK: Commissioner Evans?
8	COMMISSIONER EVANS: Aye.
9	THE CLERK: Commissioner Petracco?
10	COMMISSIONER PETRACCO: Aye.
11	THE CLERK: Commissioner Scarpelli?
12	COMMISSIONER SCARPELLI: Aye.
13	THE CLERK: Mayor Tucci.
14	MAYOR TUCCI: Aye.
15	That concludes our business this evening. At
16	this point, we will open the meeting up to the public.
17	Madam Clerk?
18	THE CLERK: Thank you. All persons
19	addressing the Board of Commissioners regarding
20	community concerns should provide their name and
21	address for the record. Unless further time is granted
22	by the Board, each person shall limit their address to
23	five minutes. All remarks to the Board and its
24	individual members must be addressed to the mayor. The
25	mayor may defer citizens' comments to the appropriate

1 member of the Board.

2 MAYOR TUCCI: Henry is that you? Please 3 identify yourself for the record.

4 MR. MEOLA: Yes, Henry Meola, 62 Ridge Road.

5 I just wanted to thank -- thank you, Mayor Tucci, and

6 all of the commissioners, especially Commissioner

7 Alphonse Petracco, for trusting me and believing in me

8 with this opportunity. I can't wait to start as the

9 Fire Chief, and to continue to serve and protect the

10 Township of Nutley.

14

15

16

17

18

19

20

21

22

23

MAYOR TUCCI: Thank you, Henry. And
Commissioners, would anyone like to address Mr. Meola?
Chief Meola, I'm sorry.

COMMISSIONER EVANS: Chief, I just want to offer my congratulations. Thank you for your service and dedication to the community. I'm sure that you will serve with honor and distinction.

MR. MEOLA: Thank you.

COMMISSIONER KELLY: Chief, I as well, I want to thank you for your service, and I also want to fully support the choice, I think you're going to do a great job, and I look forward to seeing what you have to hold in the future.

MR. MEOLA: Thank you.

25 COMMISSIONER SCARPELLI: Congratulations. I

support your selection by Commissioner Petracco, and I know you're going to do a great job for us.

MR. MEOLA: Thank you, Commissioner.

COMMISSIONER PETRACCO: Chief, and I like calling you Chief already, just what you've done for the town already, as far as the Ambulance Squad, volunteering your time all the time, Henry, it's a pleasure to appoint you. It's even nicer when I come to a Board of Commissioners meeting and it's easy, and I have to tell you, everyone -- you know, I'm sure you were watching via Zoom, really supported this election, so we're looking to build up the volunteers. Like I said before, I think you have a lot of energy, and a lot to give to the town. And I'm proud of my appointment. Congratulations.

MR. MEOLA: Thank you.

MAYOR TUCCI: Chief Meola, let me first reiterate my comments that I made a little bit earlier. I want to congratulate Commissioner Petracco on his selection of you as our Chief, and I truly believe you are the right man at the right time for this job. We expect big things from you, and we know you're not going to let us down, Chief. All the best to you.

MR. MEOLA: Absolutely. Thank you, Mayor.

THE CLERK: There's no one else, Mayor.

1	MAYOR TUCCI: No one else? I'll take
2	COMMISSIONER PETRACCO: Move to adjourn.
3	MAYOR TUCCI: There you go. He's quick on
4	the draw.
5	COMMISSIONER SCARPELLI: Second.
6	THE CLERK: Commissioner Kelly.
7	COMMISSIONER KELLY: Aye.
8	THE CLERK: Commissioner Evans?
9	COMMISSIONER EVANS: Aye.
10	THE CLERK: Commissioner Petracco?
11	COMMISSIONER PETRACCO: I very proudly vote
12	yes at 9:10.
13	THE CLERK: Commissioner Scarpelli?
14	COMMISSIONER SCARPELLI: Aye.
15	THE CLERK: Mayor Tucci.
16	MAYOR TUCCI: Aye.
17	THE CLERK: The time is 9:11.
18	MAYOR TUCCI: Thank you, everyone and good
19	night.
20	(End of recording)
21	* * * *
22	
23	
24	
25	