

In The Matter Of:

In RE: Nutley Board of Commissioners

Transcript of Proceedings

June 18, 2019

Conference Session



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Min-U-Script®

Conference Session

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TOWNSHIP OF NUTLEY BOARD OF COMMISSIONERS
ONE KENNEDY DRIVE
3RD FLOOR COMMISSION CHAMBERS
NUTLEY, NEW JERSEY 07110

*** CONFERENCE SESSION ***

DATE: June 18, 2019

BOARD OF COMMISSIONERS:

- JOSEPH P. SCARPELLI, MAYOR
- STEVEN L. ROGERS, COMMISSIONER
- MAURO G. TUCCI, COMMISSIONER
- THOMAS J. EVANS, COMMISSIONER
- ALPHONSE PETRACCO, COMMISSIONER

Also Present:

- ANGELO CIFELLI, JR.

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(Recording begins)

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THE CLERK: Board of Commissioners Public Meeting, Tuesday, June 8th [sic], 2019. The time is now 7:09. Pursuant to the requirements of the Open Public Meeting Act, Chapter 231, Public Law 1975, notice of this meeting was published in the November 29, 2018 issues of the Nutley Sun, the Herald-News, and the Star Ledger. A copy of this notice has been posted on the Nutley Town Hall bulletin board, and a copy is on file in the Municipal Clerk's Office.

14

Commissioner Rogers?

15

COMMISSIONER ROGERS: Here.

16

THE CLERK: Commissioner Tucci?

17

COMMISSIONER TUCCI: Here.

18

THE CLERK: Commissioner Evans?

19

COMMISSIONER EVANS: Here.

20

THE CLERK: Commissioner Petracco?

21

Commissioner Petracco?

22

COMMISSIONER PETRACCO: Here.

23

THE CLERK: Mayor Scarpelli?

24

MAYOR SCARPELLI: Here.

25

THE CLERK: All present, Mayor.

Conference Session

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1 MAYOR SCARPELLI: Give the commissioner a
2 couple seconds to --

3 COMMISSIONER PETRACCO: I don't have anything
4 on the agenda. I don't (indiscernible) report.

5 COMMISSIONER ROGERS: I don't.
6 (Indiscernible).

7 MAYOR SCARPELLI: Okay. You have nothing on
8 the agenda, Commissioner?

9 COMMISSIONER PETRACCO: I don't believe I do.

10 COMMISSIONER TUCCI: Such a show-off.

11 MAYOR SCARPELLI: (Indiscernible) seats
12 again. I do have a couple (indiscernible).

13 All right. Commissioner Evans.

14 COMMISSIONER EVANS: Thank you, yes. I have
15 Code Enforcement monthly report for May. I have an
16 introduction of a salary ordinance for two positions in
17 the Code Office. One position relates to the fact that
18 we are actually able to bring on a elevator inspector and
19 give him what we were paying, but we'll save about, I'm
20 I'm going to say \$10,000.

21 COMMISSIONER ROGERS: Do you expect him to
22 have a lot of ups and downs?

23 COMMISSIONER EVANS: Just as long as he
24 doesn't go sideways.

25 MAYOR SCARPELLI: (Indiscernible) sideways in

1 saying that.

2 COMMISSIONER EVANS: And the other --

3 COMMISSIONER PETRACCO: That was a good one,
4 Commissioner. I must say.

5 COMMISSIONER EVANS: And the other is my
6 plumbing inspector has retired since I have to
7 recognizing replacement for the plumbing inspectors for
8 the department.

9 COMMISSIONER PETRACCO: And you had a great one.
10 He is going to be hard to replace, right?

11 COMMISSIONER EVANS: So -- and I also have
12 resolutions, as well. One resolution is -- relates to
13 the third quarter estimated tax rate, which is \$3.605,
14 the rate. That reflects a 2-percent budgetary increase
15 at the municipal level, a actually reduction at the
16 county level, and an increase of -- with the school of
17 3.3 percent -- 3.2 percent. And it's -- the school
18 increase is actually 4 percent, but it -- because it
19 splits two years, it comes down a little bit, but
20 that's the combination of that.

21 I have a refund of overpayment of tax charges
22 and a full exemption for a veteran who's 100-percent
23 disabled and three resolutions that relate to the
24 emergency temporary budget. This is the last time we
25 can do an emergency budget by statute. This is our

1 third one, and what's important about that is we can't
2 finalize our budget until we know our conditional aid.
3 So I would be -- right now, I would basically
4 acknowledge that we'll be doing (indiscernible). Be
5 careful about what you're spending because once you run
6 out of these accounts, the money in your accounts right
7 now, I won't be able to do another temporary budget.
8 We have to kind of tighten our belts.

9 I also have a list of the capital
10 recommendation for this year.

11 COMMISSIONER TUCCI: We need to scrutinize
12 those.

13 COMMISSIONER ROGERS: And -- yes, we do.

14 COMMISSIONER EVANS: Thank you, Commissioner.
15 I'm glad you're on board with me.

16 COMMISSIONER TUCCI: Just paying attention.

17 COMMISSIONER EVANS: All right. So we --
18 just I need you -- while -- even though the budget
19 isn't final, we can introduce capital, but the amount of
20 capital that's here. It was (indiscernible) a little
21 bit. This seems to be much higher (indiscernible). I
22 need you all to take a look at what you have in
23 capital. And we'll look at it. If there's a need for
24 it, a real need, let's talk about it and we'll see how
25 we'll manage (indiscernible).

1 All right. That's all I have, Commissioner -
2 - Mayor.

3 MAYOR SCARPELLI: Commissioner Rogers.

4 COMMISSIONER ROGERS: I have nothing, Mayor.

5 MAYOR SCARPELLI: Commissioner Tucci.

6 COMMISSIONER TUCCI: Show-off.

7 All right. I have four resolutions, one
8 honoring two of our coaches, Michele Giannone and
9 Carmen Spina, for saving a youngster's life by
10 administering the Heimlich Maneuver.

11 MAYOR SCARPELLI: Michele Scarpelli Giannone.

12 COMMISSIONER TUCCI: Oh, I'm sorry. You're
13 making me look bad here. No, that's all right. You
14 don't have to --point out that she is a Scarpelli.

15 COMMISSIONER PETRACCO: She did what?

16 MAYOR SCARPELLI: Saved somebody from
17 choking.

18 COMMISSIONER TUCCI: Saved someone -- a
19 little guy was choking and they -- yeah.

20 COMMISSIONER TUCCI: Yeah. Administered the
21 Heimlich Maneuver and saved them. Pretty good.

22 We have -- also have a resolution authorizing
23 the submission of a Green Communities Grant for \$3,000.
24 We have a five-year award of contract to Hunter
25 Technology for support, maintenance, and software

1 updates, and we -- I also have a resolution to
2 advertise to bid for surplus equipment, to liquidate
3 surplus equipment.

4 And that's all.

5 MAYOR SCARPELLI: Thank you, Commissioner.
6 There's two proclamations on the agenda, one for the
7 Third Half Club, and I believe they're here, and one
8 for Pride Month.

9 I have some resolutions. One's for Pennoni.
10 This had to do with the Norfolk Southern closing of the
11 railroad, their work on that, which would be
12 reimbursed. Renewal of a liquor license -- liquor
13 licenses. Approval for raffle applications. We had --
14 originally, last year, we went out to bid or I guess we
15 did it to a cooperative to pave Highfield Lane. They
16 never got that done, so we're rescinding that
17 resolution from last year and then we're going out to
18 award it through the Morris County Cooperative this
19 year. And authorize the Town Clerk to advertise for
20 sealed bids for 2019 Roadway Improvement Project.

21 That's all I have.

22 Madam Clerk?

23 THE CLERK: Yes, Mayor. We have minutes for
24 approval from May, and we have one raffle application
25 for -- from the Friends of Nutley Singers to have a

1 raffle drawing and another one from the Nutley
2 Survivors to have an annual walk on Friday,
3 October 4th, 2019.

4 MAYOR SCARPELLI: Okay.

5 COMMISSIONER PETRACCO: If we can just have a
6 brief executive if we need it.

7 MAYOR SCARPELLI: And we need one
8 too.

9 COMMISSIONER PETRACCO: I just need it for contract
10 negotiations.

11 MAYOR SCARPELLI: Before or after?

12 COMMISSIONER PETRACCO: Before if we could --

13 COMMISSIONER ROGERS: Well, it'll be before
14 because I may have to leave early once we're done with
15 --

16 UNIDENTIFIED: (Indiscernible).

17 COMMISSIONER ROGERS: -- some of the
18 highlights.

19 MAYOR SCARPELLI: Mr. Cifelli, you have the
20 need for --

21 MR. CIFELLI: Litigation (indiscernible).

22 MAYOR SCARPELLI: All right. So can we have
23 a motion to go into executive.

24 COMMISSIONER TUCCI: So move.

25 COMMISSIONER PETRACCO: Second.

1 THE CLERK: Whereas, Section 8 of the Open
2 Public Meeting Act, Chapter 231, Public Law 1975,
3 permits the exclusion of the public for a meeting in
4 certain circumstances; and

5 Whereas the public body is of the opinion
6 that such circumstances exist; and

7 Whereas the Board of Commissioners of the
8 Township of Nutley in the County of Essex in the State
9 of New Jersey desires to proceed to closed executive
10 session; and

11 Now therefore be it resolved by the Board of
12 Commissioners of the Township of Nutley to move into
13 closed executive session to discuss contract
14 negotiations and litigation.

15 Be it further resolved that the time when
16 such discussions may be disclosed to the public shall
17 be when such disclosure may be made without adversely
18 affecting the Township of Nutley, pending and/or
19 anticipating legal, personnel, potential matters and
20 other matters within the exception provided for by
21 statute.

22 Commissioner Rogers?

23 COMMISSIONER ROGERS: Aye.

24 THE CLERK: Commissioner Tucci?

25 COMMISSIONER TUCCI: Aye.

Conference Session

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1 THE CLERK: Commissioner Evans?

2 COMMISSIONER EVANS: Aye.

3 THE CLERK: Commissioner Petracco?

4 COMMISSIONER PETRACCO: Aye.

5 THE CLERK: Mayor Scarpelli?

6 MAYOR SCARPELLI: Aye.

7 THE CLERK: The time is 7:18.

8 (End of recording)

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

I, Alicia Jarrett, court-approved
transcriber, hereby certify that the foregoing is a
correct transcript from the official electronic sound
recording of the proceedings in the above-entitled
matter.

ALICIA JARRETT, AAERT NO. 428 DATE: July 12, 2019
ACCESS TRANSCRIPTS, LLC

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June 18, 2019

Public Session



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*** PUBLIC SESSION ***

DATE: June 18, 2019

BOARD OF COMMISSIONERS:

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- MAURO G. TUCCI, COMMISSIONER
- THOMAS J. EVANS, COMMISSIONER
- ALPHONSE PETRACCO, COMMISSIONER A/E
- STEVEN ROGERS, COMMISSIONER A/E

Also Present:

- ANGELO CIFELLI, JR.

1 (Recording begins)

2 (Recording begins)

3 (Pledge of Allegiance)

4 UNIDENTIFIED: (Indiscernible).

5 MAYOR SCARPELLI: Madam Clerk?

6 THE CLERK: Thank you, Mayor. Board of
7 Commissioners public meeting, Tuesday, June 18th, 2019.
8 The time is now 7:38.

9 Pursuant to the requirements of the Open
10 Public Meeting Act, Chapter 231, Public Law 1975,
11 notice of this meeting was published in the
12 November 29th, 2018 issues of the Nutley Sun, the
13 Herald-News, and the Star Ledger. A copy of this
14 notice has been posted on the Nutley Town Hall bulletin
15 board, and a copy is on file in the Municipal Clerk's
16 office.

17 Commissioner Rogers is absent, excused.

18 Commissioner Tucci?

19 COMMISSIONER TUCCI: Aye.

20 THE CLERK: Commissioner Evans?

21 COMMISSIONER EVANS: Aye.

22 THE CLERK: Commissioner Petracco is absent
23 and excused.

24 THE CLERK: Mayor Scarpelli?

25 MAYOR SCARPELLI: Here.

1 THE CLERK: All present, Mayor, except for
2 Commissioner Rogers and Commissioner Petracco.

3 MAYOR SCARPELLI: If we could -- Commissioner
4 Rogers had to leave to go to a matter in New York, and
5 if we could just have a moment of silence.
6 Commissioner Petracco's mother is in the hospital, so
7 if we could just have a moment of silence.

8 Thank you.

9 Minutes, Madam Clerk?

10 THE CLERK: Thank you, Mayor. We have Board
11 of Commissioner meeting minutes for May 21st, 2019. I
12 need a motion.

13 COMMISSIONER EVANS: Move it.

14 COMMISSIONER TUCCI: Second.

15 THE CLERK: Commissioner Tucci.

16 COMMISSIONER TUCCI: Aye.

17 THE CLERK: Commissioner Evans.

18 COMMISSIONER EVANS: Aye.

19 THE CLERK: Mayor Scarpelli.

20 MAYOR SCARPELLI: Aye.

21 THE CLERK: And that's it for minutes.

22 MAYOR SCARPELLI: Communications.

23 THE CLERK: Thank you, Mayor. The Friends of
24 Nutley Singers has submitted a letter requesting
25 permission to hold a raffle drawing on Sunday,

Public Session

4

1 March 8th, 2020, at 3 p.m. at the Nutley High School,
2 300 Franklin Avenue. We need a motion.

3 COMMISSIONER EVANS: Move it.

4 COMMISSIONER TUCCI: Second.

5 THE CLERK: Commissioner Tucci.

6 COMMISSIONER TUCCI: Aye.

7 THE CLERK: Commissioner Evans.

8 COMMISSIONER EVANS: Aye.

9 THE CLERK: Mayor Scarpelli.

10 MAYOR SCARPELLI: Aye.

11 THE CLERK: Nutley Thriving Survivors has
12 submitted an event application for their Annual Walk to
13 be held on Friday, October 4th, 2019, from 6 p.m. to
14 9 p.m., beginning and ending at the John H. Walker
15 Middle School. Motion, please.

16 COMMISSIONER TUCCI: Move it.

17 COMMISSIONER EVANS: Second.

18 THE CLERK: Commissioner Tucci.

19 COMMISSIONER TUCCI: Aye.

20 THE CLERK: Commissioner Evans.

21 COMMISSIONER EVANS: Aye.

22 THE CLERK: Mayor Scarpelli.

23 MAYOR SCARPELLI: Aye.

24 THE CLERK: And that's it for communications,

25 Mayor.

1 MAYOR SCARPELLI: All right. We have a
2 couple proclamations, and Commissioner, we're going to
3 move your resolution to the front, too.

4 COMMISSIONER TUCCI: Yes, Mayor. Thank you.

5 MAYOR SCARPELLI: So the first proclamation
6 is for the Nutley Third Half Club. I was pleased to be
7 at their dinner last week and presented this to them,
8 but they're -- I think some members are here tonight.
9 There they are in the back, so we're going to read this
10 and bring them up, take a picture.

11 Whereas, the Nutley High School Football Team
12 of 1939 was invited to go to Florida and play for the
13 National High School Football Championship; and

14 Whereas, a group of Nutley citizens formed a
15 booster club they named The Third Half Club of Nutley,
16 to raise the funds needed to send these student
17 athletes to Florida where they defeated Suwanee High
18 School by a score of 14-0; and

19 Whereas, the Third Half Club of Nutley has
20 adopted the motto, "Dedicated to the Youth of Nutley";
21 and

22 Whereas, since 1939 the objectives and
23 purposes of the Third Half Club of Nutley have been to
24 bring together socially and fraternally, the men and
25 women who are graduates of Nutley High School, parents

1 of students attending Nutley Schools and all
2 sports-minded citizens; to provide an incentive for
3 participation in athletic events; help, aid and assist
4 worthy students; To pay tribute to the boys and girls
5 for their participation in the field of athletics and
6 associated activities; To foster cooperation among
7 citizens, officials and organizations of the Township
8 of Nutley for these purposes; and

9 Whereas, in 2019, the Third Half Club of
10 Nutley is celebrating 80 years of service to the youth
11 of the community;

12 Now therefore be it proclaimed, by the Board
13 of Commissioners of the Township of Nutley, County of
14 Essex New Jersey, that Wednesday, June 5th, 2019 be
15 declared Third Half Club of Nutley Day, and on behalf
16 of the generations of Nutley children who have
17 benefitted from their good works, we thank and salute
18 them for 80 years of continuous service to the
19 Township.

20 Gentlemen, congratulations.

21 Before we take a picture, Mr. Battaglia,
22 would you like to say something?

23 MR. BATTAGLIA: (Indiscernible) microphone,
24 right? I'd just like to thank the Commission again for
25 recognizing the organization. There's not a club

1 (indiscernible) as the Third Half Club on the East
2 Coast. We're going to find out if it's the whole
3 country (indiscernible) Township of Nutley.

4 (Indiscernible), and I have two important people behind
5 me, Stephen and Jackie Searle (indiscernible). I'm
6 trying to pull myself out of this role, but again,
7 thank you very much, and we really appreciate your
8 support (indiscernible) us every year.

9 MAYOR SCARPELLI: Well, Sam, you guys do a
10 great job of supporting the kids of Nutley, and we
11 thank you for your service to the community, all the
12 members of there. You know, whether it's the
13 (indiscernible) or, you know, the raising money, we
14 really appreciate all the hard work you guys do.

15 Commissioner.

16 COMMISSIONER TUCCI: Yes, I'd like to echo
17 the mayor's remarks. I know you folks have been around
18 a long time. You do a lot of good in a lot of
19 different areas, and I don't think Nutley would be the
20 town that it is without an organization such as yours.
21 So thank you again for everything that you do.

22 COMMISSIONER EVANS: I can't imagine Nutley
23 without you. I really can't. You guys do such
24 wonderful work. You care about all children. You --
25 it's about opportunity, it's about fairness, and it's

1 about, you know, making sure that our young people
2 understand the meaning of athletics, the value in
3 leadership, sportsmanship, and conduct that is so
4 valuable today. Thank you.

5 (Pause)

6 MAYOR SCARPELLI: Our next proclamation is
7 for Pride Month.

8 WHEREAS, the Nutley Board of Commissioners
9 recognizes that the pursuit of equality, respect and
10 inclusion for all individuals is an attainable goal;
11 and

12 Whereas, all human beings are born free and
13 equal in dignity and rights and that no one should live
14 in fear or face persecution and violence arising from
15 sexual orientation or gender identity; and

16 Whereas, the Township of Nutley encourages
17 diversity and inclusion within our community; and

18 Whereas, the Township of Nutley is committed
19 to supporting visibility, dignity, and equality for
20 LGBTQ+ people in our community; and

21 Whereas, while society at large increasingly
22 supports LGBTQ+ equality, it is essential to
23 acknowledge that the need for education and awareness
24 remains vital to end discrimination, biases, and
25 prejudice; and

1 Whereas, this nation was founded on the
2 principle that every individual has infinite value and
3 worth and that human rights are protected under our US
4 Constitution; and

5 Whereas, the Board of Commissioners calls
6 upon the people of this municipality to embrace this
7 principle and work together to foster a warm and
8 hospitable place for all to live; and

9 Whereas, celebrating Pride Month influences
10 awareness and is an opportunity to engage in dialogue
11 to strengthen alliances and build understanding and
12 acceptance.

13 Now, therefore be it resolved that the Nutley
14 Board of Commissioners hereby proclaims the month of
15 June 2019 as Lesbian, Gay, Bisexual, Transgender,
16 Queer/Questioning, and Plus (LGBTQ+) "Pride Month"
17 through the Township of Nutley.

18 Rhonda Frobose, are you here? You want to
19 say a couple words since you brought this to us?

20 MS. FROBOSE: Mayor Scarpelli, I just -- I
21 really just have a couple words, and it's thank you.
22 Thank you for listening.

23 Commissioner Tucci, Commissioner Evans, thank
24 you for listening. You listened and you heard, and you
25 heard the people of Nutley. We're here, and we're

1 proud. We're proud allies. And some of us are
2 lesbian, gay, bisexual, transgender. Thank you so
3 much. This means a lot.

4 MAYOR SCARPELLI: Thank you, Rhonda. Let's
5 take a picture.

6 (Pause)

7 MAYOR SCARPELLI: So we're going to move the
8 agenda around a little bit and do one of the
9 resolutions.

10 Commissioner Tucci.

11 COMMISSIONER TUCCI: Yes. Thank you, Mayor.
12 Well, I guess that old saying that good things come in
13 threes is coming true tonight because this is
14 absolutely a wonderful resolution that I'm going to
15 present, and it singles out two folks who, in typical
16 Nutley style, went above and beyond, all right, and in
17 this case actually saved a life.

18 Whereas, a community hero is a role model who
19 strives mightily and selflessly to give and do for
20 others and preserves -- and perseveres, rather, when
21 faced with difficult circumstances; and

22 Whereas, not all heroes wear a badge or are
23 trained to handle emergency situations, which is one of
24 the traits that make this action so honorable; and

25 Whereas, on the evening of April 24th, 2019,

1 Coach Carmen Spina and Coach Michele Scarpelli
2 Giannone's quick actions to perform the Heimlich
3 Maneuver in response to a child choking at a
4 recreational softball game, ultimately saved a life;
5 and

6 Whereas, youth sports are tremendously
7 beneficial to the children of our community and quality
8 trained coaches and volunteers play an extremely
9 valuable role assisting with safety during these
10 programs; and

11 Whereas, the Rutger Safety Clinic is
12 mandatory for all Nutley coaches and is a vital tool to
13 ensure that volunteers gain the knowledge they need to
14 protect our children; and

15 Whereas, coaching is much more than a time
16 commitment, it is a commitment to guide and protect our
17 children, the Department of Parks and Recreation
18 recognizes the dedication and pride our coaches
19 demonstrate on a daily basis;

20 Now, therefore be it resolved that the Board
21 of Commissioners of the Township of Nutley in the
22 County of Essex, State of New Jersey, join with the
23 citizens of Nutley to honor and salute Coach Michele
24 Scarpelli Giannone and Coach Carmen Spina for their
25 selfless act of heroism as they are honored here

1 tonight. I very proudly move this resolution.

2 COMMISSIONER EVANS: Second.

3 COMMISSIONER TUCCI: This is a resolution.

4 COMMISSIONER EVANS: It's a -- I did second
5 it.

6 THE CLERK: Need a motion?

7 MAYOR SCARPELLI: Get a vote on this Madam
8 Clerk. Madam Clerk, you have to --

9 THE CLERK: Is there a second?

10 COMMISSIONER EVANS: Yes, I did.

11 COMMISSIONER TUCCI: Yes.

12 THE CLERK: Thank you.

13 Commissioner Tucci.

14 COMMISSIONER TUCCI: Aye.

15 THE CLERK: Commissioner Evans.

16 COMMISSIONER EVANS: Aye.

17 THE CLERK: Mayor Scarpelli.

18 MAYOR SCARPELLI: Aye.

19 Congratulations.

20 COMMISSIONER TUCCI: Congratulations and
21 thank you.

22 MAYOR SCARPELLI: Picture. Let's take a
23 picture, and then if they'd like to say a few words.

24 Would you like to say a few words?

25 UNIDENTIFIED: (Indiscernible).

1 MAYOR SCARPELLI: Thank you again.

2 Okay. I don't know if everybody wants to
3 stick around for the whole meeting. You're certainly
4 welcome to, but we're going to take, like, a two-minute
5 break if you want to step out.

6 All right. Madam Clerk, what are we up to,
7 reports?

8 THE CLERK: Yes, Mayor. We're up to reports.

9 MAYOR SCARPELLI: Reports.
10 Commissioner Evans.

11 COMMISSIONER EVANS: Yes. I have a Code
12 Enforcement Department report for the month of May.

13 MAYOR SCARPELLI: And Commissioner Petracco
14 has a Public Safety report for the month of May.

15 Bills, Madam Clerk.

16 THE CLERK: Thank you, Mayor.

17 Bill list for June 18, 2019: Public Affairs,
18 \$113,690.97; Revenue and Finance, \$2,463,167.84; Public
19 Safety, \$5,001.97; Public Works, \$24,778.09; Parks and
20 Public Property, \$157,785.62; Water Utility,
21 \$325,877.45; Total Payroll, \$831,004.26; for a grand
22 total of \$3,921,306.20.

23 COMMISSIONER EVANS: Move the bills.

24 COMMISSIONER TUCCI: Second.

25 THE CLERK: Commissioner Tucci.

1 COMMISSIONER TUCCI: Aye.

2 THE CLERK: Commissioner Evans.

3 COMMISSIONER EVANS: Aye.

4 THE CLERK: Mayor Scarpelli.

5 MAYOR SCARPELLI: Aye.

6 THE CLERK: That's it for bills, Mayor.

7 MAYOR SCARPELLI: Public comment on agenda
8 items only, Madam Clerk.

9 THE CLERK: Thank you, Mayor.

10 All persons addressing the Board of
11 Commissioners regarding community concerns should
12 approach the microphone and provide their name and
13 address for the record. Unless further time is granted
14 by the Board, each person shall limit their address to
15 three minutes. All remarks to the Board and its
16 individual members must be addressed to the Mayor. The
17 Mayor may defer citizens' comments to the appropriate
18 member of the Board. Dialogue between citizens and
19 others addressing the Board shall be allowed, unless
20 the Mayor or presiding officer, or the majority of the
21 membership of the Board shall determine that the
22 interests of the quorum and/or the expeditious conduct
23 of municipal business are being adversely affected by
24 such dialogue.

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

1 Mr. Scarpelli, several weeks ago, I
2 questioned an item on the bill list for Chief Strumolo,
3 and Mr. Petracco had suggested I call, which I did, and
4 the chief returned my call. It was for -- he's going
5 away for a week on New Jersey Chiefs Association. He
6 explained to me that the money, which is \$1,667, was
7 given to Nutley by the prosecutor. They use that
8 money, as they call "found money" or "seized money"
9 from drug raids. That money is used to help the chiefs
10 and the police use this service.

11 What I was concerned about, I thought that
12 was good. And he was telling me there was a number of
13 other issues that they pay for, as well. One thing I
14 did note is -- log into your journal entry to say that
15 that money, even though we paid it as a bill, as a
16 Township, it was donated or given to us by the
17 prosecutor. I thought that should be -- should have
18 been reflected in the bill, at least, because the chief
19 said that wasn't the only time that the money came
20 through.

21 COMMISSIONER EVANS: Thank you.

22 MR. MOORE: Could we see that reflection that
23 it's being paid for by the prosecutor, you know,
24 through Town drug money? That's how they paid for it.

25 COMMISSIONER EVANS: In governmental

1 accounting, revenues and appropriations run parallel.
2 In government accounting, revenues and appropriations
3 run parallel. They don't cross. This is a bill list
4 of monies that are expended. I appreciate your
5 comment. I'll look at it as whether or not we would
6 identify what the source of -- where the money came
7 from, but it's not something that we would normally do
8 or need to do.

9 MR. MOORE: My only concern was that at least
10 have some kind of a -- even an asterisk to say that it
11 was donated by the prosecutor so that people didn't
12 have to constantly question the bill list. It would be
13 a little better explanation.

14 COMMISSIONER EVANS: Thank you.

15 MAYOR SCARPELLI: Anybody else wish to
16 address the Board of Commissioners on the agenda items
17 only?

18 Seeing none, let's move on to Board of
19 Commissioner announcements. Commissioners.

20 COMMISSIONER TUCCI: Just one brief one,
21 Mayor.

22 Last Friday, which was the rain date for our
23 spring festival was an outrageously successful evening.
24 The weather was gorgeous. We had thousands of people
25 on Franklin Avenue, eating, drinking, singing, and

1 enjoying the entertainment, and I'd just like to take
2 this opportunity to once again thank everyone that
3 attended and that made it the success that it was, and
4 I'd like to thank all of the commissioners for all
5 their contributions in making this the great event that
6 we all look forward to. So thank you, everyone.

7 MAYOR SCARPELLI: It was a great night,
8 Commissioner. Great night.

9 COMMISSIONER EVANS: Congratulations. It was
10 well done.

11 MAYOR SCARPELLI: Great weather.

12 COMMISSIONER TUCCI: Oh, beautiful weather.

13 MAYOR SCARPELLI: Commissioner.

14 COMMISSIONER EVANS: Yes. (Indiscernible).

15 Just an announcement related to the Division
16 of Motor Vehicle. We'll have a mobile unit here in
17 Nutley on June 20th. It'll be located down at 44 Park
18 Avenue. Commissioner Tucci graciously agreed to have
19 the truck on municipal property in that area so they
20 have access to a bathroom and services.

21 This is a pilot program. So if you have a
22 license renewal, plates, license plates to be returned,
23 veteran's designation, organ donor designation, you can
24 actually go on June 20th.

25 Eleni, I don't remember the time. Do you?

1 THE CLERK: It's between 10 and 2.

2 COMMISSIONER EVANS: Between 10 and 2. The
3 services that you would normally have to go to DMV for,
4 they'll be here in Nutley.

5 THE CLERK: Full DMV. It's a full --
6 everything.

7 COMMISSIONER EVANS: Yeah, yeah.

8 MAYOR SCARPELLI: Thank you, Commissioner.
9 We had our opening farmer's market on Sunday.
10 It was very successful. It'll be every Sunday from 9
11 to 2 in the Parking Lot Number 9, which is next to
12 Ciccolini's. We invite everybody to come down and
13 support our local vendors and our farmers.

14 Ordinance introductions. Commissioner Evans?

15 COMMISSIONER EVANS: Thank you.

16 Ordinance Number 3421, this ordinance fixes
17 the salary of certain officers and employees of the
18 Township, effective January 1, 2019. It specifically
19 relates to a change in -- from a past practice. We
20 were hiring a outside consulting agency to do elevator
21 inspections, and we've identified an individual who is
22 certified to do those inspections, and we're bringing
23 that person onto our payroll part time. And in doing
24 so, overall, we'll save about \$10,000 this year and the
25 cost of completing elevator inspections, also. We have

1 recent retirement of our plumbing inspector, and this
2 ordinance reflects the replacement costs of the
3 plumbing sub-code inspector.

4 So I move that this ordinance be passed to a
5 second reading and advertised in the Nutley Sun,
6 together with the notice required by law and then
7 further consideration of said ordinance, for final
8 passage by the Board of Commissioners to be held at its
9 second reading on July 16th, 2019. So move.

10 COMMISSIONER TUCCI: Second.

11 THE CLERK: Commissioner Tucci?

12 COMMISSIONER TUCCI: Aye.

13 THE CLERK: Commissioner Evans.

14 COMMISSIONER EVANS: Aye.

15 THE CLERK: Mayor Scarpelli.

16 MAYOR SCARPELLI: Aye.

17 Thank you, Commissioner.

18 Commissioner, Tucci, you on for resolutions?

19 COMMISSIONER TUCCI: Yes. Thank you, Mayor.

20 This is a grant agreement between the
21 Township of Nutley and the State of New Jersey by and
22 for the Department of Environmental Protection, Grant
23 Identifier Number FS19-151.

24 Whereas, the governing body of the Township
25 of Nutley desires to further the public interest by

1 obtaining a grant from the State of New Jersey in the
2 amount of approximately \$3,000 to fund the following
3 project. This is a Green Communities grant.

4 Therefore, the governing body resolves that
5 Commissioner Mauro Tucci, or the successor to the
6 Office of Parks and Public Property -- I wasn't really
7 crazy about that section of this resolution -- A, to
8 make an application for such a grant; B, if awarded, to
9 execute a grant agreement with the State for a grant in
10 an amount not less than \$0 and not more than \$3,000;
11 and C, to execute any amendments thereto which do not
12 increase the grantee's obligation.

13 The Board of Commissioners authorizes and
14 hereby agrees to match 50 percent of the total product
15 amount in compliance with the match requirements of the
16 agreement. The availability to match for such
17 purposes, whether care services or property, is hereby
18 certified. Up to 100 percent of the match will be made
19 up of in-kind services.

20 The grantee agrees to comply with all
21 applicable federal, state, municipal laws, rules, and
22 regulations in its performance pursuant to the
23 agreement. I move the resolution.

24 COMMISSIONER EVANS: Second.

25 THE CLERK: Commissioner Tucci?

1 COMMISSIONER TUCCI: Aye.

2 THE CLERK: Commissioner Evans.

3 COMMISSIONER EVANS: Aye.

4 THE CLERK: Mayor Scarpelli.

5 MAYOR SCARPELLI: Aye.

6 COMMISSIONER TUCCI: Whereas the Township of
7 Nutley has a need to acquire support and maintenance of
8 the Township Avaya IP phone system; and

9 Whereas, N.J.S.A. 40A:11-5(t) permits the
10 award of contract without bidding for the supply of any
11 services, which is a public utility subject to the
12 jurisdiction of the BPU; and

13 Whereas, the proposal from hunter
14 Technologies, 1709 Route 34, Wall Township, New Jersey
15 in the amount of \$20,186.64 per year will provide
16 mandatory 24/7/365 emergency support, software
17 maintenance, and upgrades and is recommended by the
18 Township's Information Technology Administrator; and

19 Whereas, the anticipated term of this
20 contract is for a five-year agreement; and

21 Whereas, funds are available from Account
22 9-01-510-237 and have been certified by the chief
23 financial office, said certification being attached to
24 this resolution;

25 Now, therefore be it resolved by the Board of

1 Commissioners of the Township of Nutley, County of
2 Essex, State of New Jersey, and that the Mayor and
3 Township Clerk be and there hereby authorize to enter
4 into a contract with Hunter Technologies for the
5 Township's Avaya phone system maintenance.

6 I move the resolution.

7 COMMISSIONER EVANS: Gladly, aye. Second.

8 THE CLERK: Commissioner Tucci?

9 COMMISSIONER TUCCI: Aye. Little slow up on
10 the uptake there.

11 THE CLERK: Commissioner Evans.

12 COMMISSIONER EVANS: Aye.

13 THE CLERK: Mayor Scarpelli.

14 MAYOR SCARPELLI: Aye.

15 COMMISSIONER TUCCI: Be it resolved by the
16 Board of Commissioners, Township of Nutley, County of
17 Essex, New Jersey, that the Township Clerk is hereby
18 authorized to advertise for sealed bids for surplus
19 equipment that is no longer in use by the Township.
20 The equipment/vehicles are listed below from the
21 Department of Parks and Public Property: 1) 1995 Club
22 Car Golf Cart, VIN Number A9534455112; 2) a 2002 Blue
23 Bird Model F134/544, mileage 103,886 mile bus; 3) a
24 2002 Chevy 2500-HD 4x4 truck with mileage of 83,969.

25 Be it further resolved that the above

1 equipment is available for inspection on weekdays
2 between 7 a.m. and 2 p.m.

3 Be it further resolved that the equipment is
4 to be sold as-is and where-is, and bids are to be
5 received on Wednesday, July 10, 2019 at 11 a.m.
6 prevailing time in the Commission Chambers, Township
7 Hall, 1 Kennedy Drive, Nutley, New Jersey, at which
8 time they will be publicly opened and read.

9 I move the resolution.

10 COMMISSIONER EVANS: Second.

11 THE CLERK: Commissioner Tucci.

12 COMMISSIONER TUCCI: Aye.

13 THE CLERK: Commissioner Evans.

14 COMMISSIONER EVANS: Aye.

15 THE CLERK: Mayor Scarpelli.

16 MAYOR SCARPELLI: Aye.

17 COMMISSIONER TUCCI: That's all I have,

18 Mayor.

19 THE COURT: Thank you, Commissioner.

20 Commissioner Evans.

21 COMMISSIONER EVANS: Thank you, Mayor.

22 First off, I have three resolutions, 165,
23 166, and 167, which are tabled for this evening, and
24 we'll introduce those at the next meeting.

25 My first resolution relates to establishing

1 the tax rate -- estimated tax rate for 2019. The rate
2 is \$3.605. The -- that rate reflects a 2-percent
3 increase in the municipal budget, a 3.2-percent
4 increase in the school budget, and actually a slight
5 reduction of the county tax to achieve this rate.

6 The -- since the State, as you know, is still
7 working on its budget, we haven't been able to adopt
8 our budget yet. We need approval from the State on the
9 amount of our transitional state aid. So it is subject
10 to change pending the outcome of what we're all
11 watching very closely at the state level. So having
12 said that:

13 Whereas, due to the delay in the approval of
14 the state aid figures in the 2019 budget, the Essex
15 County Board of Taxation is unable to certify tax rates
16 for the year 2019; and

17 Whereas, without 2019 certified tax rate, the
18 Tax Collector of the Township of Nutley will be unable
19 to issue the 2019 tax bills in a timely manner;

20 Now, therefore be it resolved by the Board of
21 Commissioners of the Township of Nutley as follows:

22 The Tax Collector of the Township of Nutley is hereby
23 authorized and directed to prepare and issue estimated
24 tax bills for the Township of Nutley for the third
25 installment of 2019 taxes. The Tax Collector shall

1 proceed and take such action as permitted and required
2 by Chapter 72, Public Laws, 1994 and N.J.S.A. 54:4-66.2
3 and 54:4-66.3. The total estimated tax levy for the
4 year 2019 is hereby set at \$17,574,806, and the total
5 estimated tax rate is hereby set at 3.605.

6 So move.

7 COMMISSIONER TUCCI: Second.

8 THE CLERK: Commissioner Tucci?

9 COMMISSIONER TUCCI: Aye.

10 THE CLERK: Commissioner Evans.

11 COMMISSIONER EVANS: Aye.

12 THE CLERK: Mayor Scarpelli.

13 MAYOR SCARPELLI: Aye.

14 COMMISSIONER EVANS: Be it resolved by the
15 Board of Commissioners of the Township of Nutley, the
16 County fo Essex, that the Treasurer be and she is
17 hereby authorized to refund overpayment of tax charges
18 in the amount of \$2,422 for Block 5302, Lot 18.

19 So move.

20 COMMISSIONER TUCCI: Second.

21 THE CLERK: Commissioner Tucci?

22 COMMISSIONER TUCCI: Aye.

23 THE CLERK: Commissioner Evans.

24 COMMISSIONER EVANS: Aye.

25 THE CLERK: Mayor Scarpelli.

1 MAYOR SCARPELLI: Aye.

2 COMMISSIONER EVANS: Whereas New Jersey State
3 Statute 54:4-3.3 provides that war veterans who are
4 honorably discharged from active service in a time of
5 war in any branch of the Armed Services of the United
6 States who have been or shall be declared by the United
7 States Veterans Administration to be totally --
8 100-percent totally and permanently disabled connected
9 to their wartime service be granted a full tax
10 exemption of their dwelling and the lot in which it is
11 situated;

12 And whereas, the following taxpayer has filed
13 an application for allowance of a full exemption with
14 proper supporting documentation, thus making the
15 taxpayer eligible;

16 Now, therefore be it resolved by the Board of
17 Commissioners of the Township of Nutley, County of
18 Essex, State of New Jersey, that Mr. Bautista be
19 granted a full exemption from the payment of property
20 taxes from June 4th, 2019 and all subsequent years
21 thereafter on the property identified as Block 2900,
22 Lot 11, also known as 137 High Street;

23 Be it further resolved that the Treasurer be
24 -- is hereby authorized to refund \$834 of the 2019
25 property taxes.

1 So move.

2 COMMISSIONER TUCCI: Second.

3 THE CLERK: Commissioner Tucci?

4 COMMISSIONER TUCCI: Aye.

5 THE CLERK: Commissioner Evans.

6 COMMISSIONER EVANS: Aye.

7 THE CLERK: Mayor Scarpelli.

8 MAYOR SCARPELLI: Aye.

9 COMMISSIONER EVANS: Thank you, Mayor.

10 MAYOR SCARPELLI: Thank you, Commissioner.

11 Whereas, the Township of Nutley has a need to
12 retain professional service for traffic impact study at
13 Highfield Lane and Norfolk Rail Crossing, Pennoni
14 Associates to provide a professional service primarily
15 related to the ongoing redevelopments of Hoffman
16 La-Roche on three redevelopments within the Township of
17 Nutley;

18 Whereas, the Board of Commissioners has
19 determined that Pennoni Associates, located at 24
20 Commerce Street, Suite 300, is the best suited to
21 provide these services to the Township of Nutley;

22 Whereas, funds are available from Account
23 Number 901226205 and will be certified by the chief
24 financial officer, said certification being attached to
25 this resolution, will be reimbursed by escrow accounts

1 set up by each respective developer of the property;

2 And whereas, Pennoni Associates will provide
3 a professional traffic impact study at a cost not to
4 exceed \$24,500;

5 Whereas, the anticipated term of this
6 contract is for 12 months, from February 1st, 2019
7 through January 31st, 2020;

8 Now, therefore be it resolved by the Board of
9 Commissioners, Township of Nutley, County of Essex,
10 State of New Jersey that the mayor is hereby authorized
11 to enter into a contract with Pennoni Associates as a
12 professional service in an amount not to exceed
13 \$24,500;

14 Be it further resolved that a copy of this
15 resolution, as well as the contract, shall be placed on
16 file with the Clerk of the Township of Nutley and a
17 notice in accordance with the Local Public Contracts
18 Law of New Jersey and the form attached hereto shall be
19 published in the Nutley Sun.

20 Move resolution.

21 COMMISSIONER TUCCI: Second.

22 THE CLERK: Commissioner Tucci?

23 COMMISSIONER TUCCI: Aye.

24 THE CLERK: Commissioner Evans.

25 COMMISSIONER EVANS: Aye.

1 THE CLERK: Mayor Scarpelli.

2 MAYOR SCARPELLI: Aye.

3 Whereas, the New Jersey Department of the
4 Treasury, Division of Taxation, has provided tax
5 clearance certificates for each establishment listed
6 below for this renewal period;

7 Whereas, these establishments have been
8 inspected by the Board of Health, fire department, Code
9 Enforcement department, and the police department of
10 the Township of Nutley and are in satisfactory
11 condition;

12 Now, therefore be it resolved by the Board of
13 Commissioners of the Township of Nutley, County of
14 Essex, State of New Jersey, that renewal plenary retail
15 consumption licenses, plenary retail consumption
16 licenses, and club licenses be granted to the following
17 licensees effective July 1st, 2019 through June 30th,
18 2020;

19 Be it further resolved that the Municipal
20 Clerk here -- and she is hereby directed and authorized
21 to issue said licenses for the licensing period of July
22 1st, 2019 through June 30th, 2020, and the list of the
23 following establishments as they are listed below.

24 I move the resolution.

25 COMMISSIONER TUCCI: Second.

1 THE CLERK: Commissioner Tucci?

2 COMMISSIONER TUCCI: Aye.

3 THE CLERK: Commissioner Evans.

4 COMMISSIONER EVANS: Aye.

5 THE CLERK: Mayor Scarpelli.

6 MAYOR SCARPELLI: Aye.

7 Whereas, raffle applications have been
8 received from the following organizations: Holy Family
9 Catholic Church, License Number 2719, off-premise 50/50
10 cash raffle to be held Sunday, September 22nd, 2019;
11 Friends of Nutley Singers, License Number 2819,
12 off-premise 50/50 cash raffle to be held Sunday, March
13 8, 2020;

14 Whereas, the applications have been reviewed
15 and approved by the Municipal Clerk and the police
16 departments;

17 Now, therefore be it resolved by the Board of
18 Commissioners of the Township of Nutley, County of
19 Essex, State of New Jersey, that the aforementioned
20 licenses are approved and the Municipal Clerk is
21 authorized to issue the raffle license.

22 I move the resolution.

23 COMMISSIONER TUCCI: Second.

24 THE CLERK: Commissioner Tucci?

25 COMMISSIONER TUCCI: Aye.

1 THE CLERK: Commissioner Evans.

2 COMMISSIONER EVANS: Aye.

3 THE CLERK: Mayor Scarpelli.

4 MAYOR SCARPELLI: Aye.

5 Whereas, Resolution Number 248-18 was adopted
6 at the Board of Commissioners meeting held on
7 November 7th, 2018 for the resurfacing of Highfield
8 Lane from Washington Avenue to River Road by Tilcon New
9 York, 625 Mt. Hope Road, Wharton, New Jersey, pursuant
10 to the Morris County Cooperative;

11 And whereas, funds were available from
12 Account Number G-04-104-401/Ordinance Number 3345A in
13 the amount of \$24,504 and had been certified by the
14 chief financial officer;

15 Whereas, proposed resurfacing of Highfield
16 Lane from Washington Avenue to River Road did not
17 commence, it was not completed within the time period
18 allowed under the Morris County Cooperative;

19 Now, therefore be it resolved by the Board of
20 Commissioners, Township of Nutley, County of Essex,
21 State of New Jersey, that Resolution 248-18 be
22 rescinded and the amount of \$24,504 be credited to
23 Account G-04-104-401 in Ordinance Number 3345A.

24 I move the resolution.

25 COMMISSIONER TUCCI: Second.

1 THE CLERK: Commissioner Tucci.

2 COMMISSIONER TUCCI: Aye.

3 THE CLERK: Commissioner Evans.

4 COMMISSIONER EVANS: Aye.

5 THE CLERK: Mayor Scarpelli.

6 MAYOR SCARPELLI: Aye.

7 Whereas, Nutley is a member of the Morris
8 County Cooperative Pricing Council; and

9 Whereas, the Morris County Co-op awarded a
10 bid for road resurfacing (Contract Number - Cat A - Hot
11 Mix Asphalt, Cat B - Bituminous Concrete in Place, Cat
12 C - Milling of Bituminous Concrete in Place and Cat I -
13 Resurfacing Preparations) to Tilcon New Jersey [sic],
14 625 Mt. Hope Road, Wharton, New Jersey for the period
15 of July -- January 1st, 2019 to December 31, 2019; and

16 Whereas, Nutley wishes to resurface Highfield
17 Lane (1/2 width between Washington Avenue/River Road),
18 East White Terrace and Conduit Place in Nutley; and

19 Whereas, contracts that exceeded the bid
20 threshold are required to be awarded by resolution; and

21 Whereas, funds are available from Account
22 Number G-04-104-401/Ordinance Number 3345A in the
23 amount of \$25,195.59, G-04-127-401/Ordinance Number
24 3114A in the amount of \$12,102.85, G-04-110-
25 401/Ordinance Number 3321A in the amount of \$37,561.80

1 and G-04-143-401/Ordinance Number 3371 in the
2 amount of \$22,690.06 and have been certified by the
3 chief financial officer, said certification being
4 attached to this resolution;

5 Now, therefore, be it resolved by the Board
6 of Commissioners of the Township of Nutley, County of
7 Essex, State of New Jersey, that a contract be awarded
8 to Tilcon New York, not to exceed \$97,550.30 and that
9 the Mayor and Township Clerk be and they are hereby
10 authorized to enter into and sign said contract for the
11 Township of Nutley.

12 I move the resolution.

13 COMMISSIONER TUCCI: Second.

14 THE CLERK: Commissioner Tucci.

15 COMMISSIONER TUCCI: Aye.

16 THE CLERK: Commissioner Evans.

17 COMMISSIONER EVANS: Aye.

18 THE CLERK: Mayor Scarpelli.

19 MAYOR SCARPELLI: Aye.

20 Be it resolved by the Board of Commissioners
21 of the Township of Nutley, County of Essex, State of
22 New Jersey, that the Township Clerk is hereby
23 authorized to advertise for sealed bids for the 2019
24 Roadway Improvement Project, in the Township of Nutley,
25 to be received by the Board of Commissioners, in the

1 Commission Chambers, Township Hall, 1 Kennedy Drive,
2 Nutley, NJ, 07110, on Wednesday, July 10, 2019 at 11:00
3 a.m. prevailing time, at which time they will be opened
4 and read.

5 I move the resolution.

6 COMMISSIONER TUCCI: Second.

7 THE CLERK: Commissioner Tucci.

8 COMMISSIONER TUCCI: Aye.

9 THE CLERK: Commissioner Evans.

10 COMMISSIONER EVANS: Aye.

11 THE CLERK: Mayor Scarpelli.

12 MAYOR SCARPELLI: Aye.

13 That concludes the business portion of our
14 meeting. Madam Clerk.

15 THE CLERK: Thank you, Mayor.

16 All persons addressing the Board of
17 Commissioners regarding community concerns should
18 approach the microphone and provide their name and
19 address for the record. Unless further time is granted
20 by the Board, each person shall limit their address to
21 five minutes. All remarks to the Board and its
22 individual members must be addressed to the Mayor. The
23 Mayor may defer citizens' comments to the appropriate
24 member of the Board. Dialogue between citizens and
25 others addressing the Board shall be allowed, unless

1 the Mayor or presiding officer, or the majority of the
2 membership of the Board shall determine that the
3 interests of the quorum and/or the expeditious conduct
4 of municipal business are being adversely affected by
5 such dialogue.

6 MR. MOORE: Rory Moore, 462 Chestnut Street.

7 Mr. Scarpelli, do you have any update on the
8 master plan at all?

9 MAYOR SCARPELLI: No, Mr. Moore.

10 MR. MOORE: Anything?

11 MAYOR SCARPELLI: It's -- master plan has to
12 be updated every ten years. I think we're in year
13 eight and a half, so no, I don't have any update.

14 MR. MOORE: Eight and a half, there's no
15 process or --

16 MAYOR SCARPELLI: We'll have to go out to bid
17 to get a planner to do the master plan, but we're not
18 at that point yet, and that's -- the Planning Board
19 will do that.

20 MR. MOORE: Thank you.

21 MAYOR SCARPELLI: Anybody else wish to
22 address the Board of Commissioners this evening?

23 MS. FREY: Laura Frey, 66 North Spring Garden
24 Ave. I know the crowd has sort of thinned now, but I
25 just did want to take a few minutes to thank you again

1 for the Pride proclamation. I think that one of the --
2 it's a big display that communication and dialogue can
3 still happen between citizens who care and local
4 government, so truly, thank you for kind of instilling
5 that.

6 And also, thank you for your careful thought
7 and your full support. I know that this could be a
8 very small step for some of us and a very big step for
9 others, and I think that having this public support for
10 all members of our community is really going to go a
11 very long way. So thank you again for just continuing
12 to listen to our multiple perspectives and to being so
13 open to working together. And again, a lot of us
14 aren't here anymore, but I think I speak for many of us
15 when I just formally say thank you.

16 MAYOR SCARPELLI: Thank you, Laura.

17 COMMISSIONER TUCCI: Thank you.

18 MAYOR SCARPELLI: Anybody else wish to
19 address the Board of Commissioners this evening?

20 MR. WALLACE: Ben Wallace, 106 Harper Avenue,
21 Nutley.

22 I hate to be redundant and -- but I'm really
23 making an attempt to put closure on some of the issues
24 that are plaguing our town. So let me repeat that
25 about a year ago, I questioned you, Mayor, as to who is

1 responsible for the streetlights on Franklin Avenue due
2 to their shoddy condition. Okay. Your response was
3 simple, Public Service, that's it.

4 After hearing a couple people with similar
5 concerns over the past year, I decided to re-entertain
6 the subject. I informed the Mayor that the Nutley
7 website stated that the director of the DPW was
8 responsible for these lights. So then, the story
9 changed, and now it's a joint effort between Public
10 Service and the Township, whereas the DPW
11 communications with someone from Public Service pretty
12 much on a weekly basis as to the work that needs to be
13 done. So I have documented some of the issues and will
14 monitor the progress.

15 For over three years, we have been attempting
16 to resolve the parking meter problem. So I went
17 through the whole scenario about us repairing a meter a
18 day and the amount of meters we have and how long it
19 would take, probably, like, nine months to repair them,
20 only to start all over again. Then, you -- then, the
21 Mayor tried to discredit me by interrupting me and
22 implying that my info wasn't true.

23 Well, on April 6th, 2016, the Observer quoted
24 you were stating exactly what I said.

25 MAYOR SCARPELLI: Not exactly, Mr. Wallace.

1 MR. WALLACE: Pretty close to it.

2 MAYOR SCARPELLI: Not exactly.

3 MR. WALLACE: Pretty close to it. So your
4 attempt to discredit me has backfired to make you, our
5 Mayor, not credible at all.

6 MAYOR SCARPELLI: I disagree with you again,
7 Mr. Wallace.

8 MR. WALLACE: Okay. Well, we can disagree.

9 But regarding the parking meters, there are
10 other towns in New Jersey that have these meters in
11 effect. There's not just one company out there.
12 There's counties like Long Branch, Toms River. They're
13 successful with their meters. I don't know why you
14 would put all your eggs in one basket and depend on one
15 company. Three years.

16 So anyway, since we don't have a -- before I
17 move on, I just want to let everybody know that next
18 week, the 25th, it will be 22 years without an updated
19 handbook, 22 years.

20 But what I wanted to do, I wanted to start a
21 question, but I see that a couple people are missing
22 and I wanted to kick it out to everybody, not just you,
23 because I'm looking for actions, not inactions. So the
24 question that people could think about and for the next
25 time I get to speak is why doesn't Nutley have a human

1 resource department. Thank you.

2 MAYOR SCARPELLI: Thank you, Mr. Wallace.

3 Mr. Wallace, as I explained to you last time
4 about the lights, which you choose to put your own spin
5 on, the Public Works has listed on their website that
6 they are responsible for the lights because in their
7 budget, they pay for all the street lighting in the
8 Township. That's why it's the Department of Public
9 Works's responsibility. As far as fixing the lights,
10 we report them to Public Service, and they fix the
11 lights. I don't know why it's hard to understand that.

12 And as far as the parking meters, again, last
13 time you were here, I explained that we were going in
14 one direction, and we changed directions. It happens.
15 And we are slowly replacing those meters, the parking
16 meters. So we can keep going through this every week
17 if you'd like, that's fine.

18 Anybody else wish to address the Board of
19 Commissioners this evening? Seeing none.

20 COMMISSIONER EVANS: Motion to close.

21 COMMISSIONER TUCCI: Second.

22 THE CLERK: Commissioner Tucci.

23 COMMISSIONER TUCCI: Aye.

24 THE CLERK: Commissioner Evans.

25 COMMISSIONER EVANS: Aye.

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THE CLERK: Mayor Scarpelli.

MAYOR SCARPELLI: Aye.

THE CLERK: The time is now 8:24.

MAYOR SCARPELLI: Good night, everybody.

(End of recording)

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

I, Alicia Jarrett, court-approved
transcriber, hereby certify that the foregoing is a
correct transcript from the official electronic sound
recording of the proceedings in the above-entitled
matter.

ALICIA JARRETT, AAERT NO. 428 DATE: July 12, 2019
ACCESS TRANSCRIPTS, LLC