

In The Matter Of:

In RE: Nutley Board of Commissioners

Transcript of Proceedings

July 16, 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: July 16, 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:

- ALAN GENITEMPO, TOWNSHIP ATTORNEY

1 (Recording begins)

2 MAYOR SCARPELLI: All right. Are you ready,
3 Commissioner?

4 COMMISSIONER PETRACCO: Oh my God, what am I
5 doing here?

6 MAYOR SCARPELLI: You got a report --

7 COMMISSIONER PETRACCO: I've got a report, I
8 think that's all I have.

9 MAYOR SCARPELLI: There you go.
10 Commissioner Evans?

11 THE CLERK: Can we -- should we start?

12 MAYOR SCARPELLI: Oh, yeah, oh, sorry,
13 Madam Clerk.

14 THE CLERK: I'm sorry.

15 MAYOR SCARPELLI: I was way ahead of myself.

16 THE CLERK: I know.

17 MAYOR SCARPELLI: Go ahead.

18 THE CLERK: Are you ready? Ready? Board of
19 Commissioners Public Meeting, Tuesday, July 16th, 2019.
20 The time is 7:05. Pursuant to the requirements of the
21 Open Public Meeting Act, Chapter 231, Public Law 1975,
22 notice of this meeting was published in the
23 November 29th, 2018 issues of the Nutley Sun, the
24 Herald-News, and the Star Ledger. A copy of this
25 notice has been posted on the Nutley Town Hall bulletin

Conference Session

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1 board, and a copy is on file in the Municipal Clerk's
2 office.

3 Commissioner Rogers?

4 COMMISSIONER ROGERS: Here.

5 THE CLERK: Commissioner Tucci?

6 COMMISSIONER TUCCI: Here.

7 THE CLERK: Commissioner Evans? Commissioner
8 Evans?

9 COMMISSIONER EVANS: Here.

10 THE CLERK: Commissioner Petracco?

11 COMMISSIONER PETRACCO: Here.

12 THE CLERK: Mayor Scarpelli?

13 MAYOR SCARPELLI: Here.

14 THE CLERK: All present, Mayor.

15 COMMISSIONER PETRACCO: Does anybody have an
16 extra pen tonight?

17 UNIDENTIFIED: Sure, Al.

18 COMMISSIONER PETRACCO: It's not like I come
19 with one anyhow. Do I ever give them back?

20 UNIDENTIFIED: Tonight, you mean?

21 COMMISSIONER PETRACCO: Do I ever give them
22 back?

23 UNIDENTIFIED: It's okay.

24 MAYOR SCARPELLI: Commissioner, what do you
25 have tonight?

1 COMMISSIONER PETRACCO: I have a report. Had
2 I known that, I might still be in my pool, but I wanted
3 to be a team player tonight and come support my Board
4 of Commissioners.

5 MAYOR SCARPELLI: Thank you, Commissioner.

6 COMMISSIONER TUCCI: There you go.

7 COMMISSIONER PETRACCO: And Joe
8 (indiscernible) of course.

9 MAYOR SCARPELLI: Commissioner Evans?

10 COMMISSIONER EVANS: I have a report. I have
11 -- from the Code Office for the second quarter in the
12 month of June. I also have a public hearing on the
13 salary ordinance adjustment for the elevator inspector
14 and my plumbing inspector, and then I have a need for
15 executive regarding contract negotiations, which maybe
16 we can do that up here.

17 MAYOR SCARPELLI: Sure, it does --

18 COMMISSIONER TUCCI: I got a question on that
19 plumbing inspector. You're hiring a part-time salary
20 plumbing inspector, and an hourly? Because you have
21 two, you have one for 40 or 45, and then one for
22 40,000, or --

23 COMMISSIONER EVANS: Yeah, just so we have
24 the hourly to cover for when you have to bring somebody
25 in on a per diem, so you have both.

1 COMMISSIONER TUCCI: They're not all per
2 diem?

3 COMMISSIONER EVANS: No.

4 COMMISSIONER TUCCI: They're all part-time
5 salary?

6 COMMISSIONER EVANS: Well, yes. Well, the
7 way that we're doing it, yeah. It works out better to
8 do it, because this is non-pension --

9 COMMISSIONER TUCCI: Uh-huh.

10 COMMISSIONER EVANS: -- no pension, and it's
11 -- it might be these are paid a little bit, but for a
12 standard pension, no.

13 COMMISSIONER TUCCI: Uh-huh.

14 COMMISSIONER EVANS: And he works in another
15 town, and we're only paying the co-pay, his share, of
16 the health insurance. So you know what the mechanics
17 are on that, so --

18 COMMISSIONER TUCCI: Uh-huh.

19 COMMISSIONER EVANS: And when you look at the
20 rate, and this is basically what they're getting. You
21 know, the money, like around 40 grand, that's what
22 they're getting.

23 COMMISSIONER TUCCI: So the per diem, 40 grand,
24 (indiscernible).

25 COMMISSIONER EVANS: Yeah. The elevator --

Conference Session

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1 COMMISSIONER TUCCI: Okay. Screwing -- I'm just
2 curious.

3 COMMISSIONER EVANS: -- just -- you know,
4 just to be clear --

5 UNIDENTIFIED: Yeah.

6 COMMISSIONER EVANS: -- the elevator
7 inspector, we're doing the same with him. No benefits,
8 no pension at all for him, but if you did it through a
9 third party vendor, we were spending generally \$10,000
10 more with a third party than if we hire this guy with a
11 license.

12 COMMISSIONER TUCCI: And don't you get a
13 percentage of that? The state gets a percentage --

14 COMMISSIONER EVANS: Right.

15 COMMISSIONER TUCCI: -- and you get a
16 percentage?

17 COMMISSIONER EVANS: Right, exactly.

18 COMMISSIONER TUCCI: Per --

19 COMMISSIONER EVANS: Exactly. We get a
20 basic --

21 COMMISSIONER TUCCI: I've got a little bit of
22 recall.

23 COMMISSIONER EVANS: We save ten grand
24 overall on the cost, and we get eight grand. So, it's
25 a nice -- it works out nicely.

1 COMMISSIONER TUCCI: Okay. Just curious.

2 COMMISSIONER ROGERS: Nothing, Mayor, thank
3 you.

4 MAYOR SCARPELLI: Commissioner Rogers --
5 Commissioner Tucci?

6 COMMISSIONER TUCCI: I have no report, unlike
7 these fine gentlemen here, but I do have one resolution
8 rejecting a bid for surplus equipment, because my
9 colleague to my left here, Mr. DeMaio, learned that we
10 can get more money by scrapping this stuff than by
11 actually bidding it.

12 MAYOR SCARPELLI: Okay.

13 COMMISSIONER PETRACCO: Wow.

14 MAYOR SCARPELLI: There you go. All right.
15 I have a Public Works report, and I have several
16 resolutions. One is to renew a liquor license --
17 actually, two licenses. One for F&S Maintenance, and
18 one for The Huddle, and authorize various raffles, and
19 authorize the treasurer to refund a farmer's market
20 vendor fee who pulled out. And we have the need for
21 executive --

22 COMMISSIONER EVANS: I need it for contracts.

23 MAYOR SCARPELLI: -- presentation. For
24 contract negotiations?

25 MR. GENITEMPO: Negotiations, yes.

1 COMMISSIONER ROGERS: Just one question.
2 Commissioner Petracco, The Huddle. Any complaints?
3 (Indiscernible).

4 COMMISSIONER PETRACCO: I have to be honest,
5 I haven't heard anything, Steve, over that way in a
6 while, but in fairness to your question, I haven't been
7 around that much, either --

8 COMMISSIONER ROGERS: Okay.

9 COMMISSIONER PETRACCO: -- because of the
10 situation at home. But -- why? Is there something on
11 here?

12 MAYOR SCARPELLI: The Huddle's on.

13 COMMISSIONER ROGERS: Yeah.

14 COMMISSIONER PETRACCO: What, for the
15 renewal? I can make a phone call. I'll step out and
16 make a phone call.

17 MAYOR SCARPELLI: Just one of the residents
18 has been emailing. Not regularly, but whenever there's
19 an incident.

20 COMMISSIONER ROGERS: I -- yeah, I know, I
21 get the same, the same call.

22 MAYOR SCARPELLI: The neighbor's a nice guy.
23 Not as frequently, I would say, as in the past, but
24 it's not football season.

25 COMMISSIONER ROGERS: Yeah.

1 MAYOR SCARPELLI: So, Madam Clerk, what do
2 you have?

3 THE CLERK: I have nothing this evening. No
4 minutes and no correspondence.

5 MAYOR SCARPELLI: Mr. Genitempo?

6 MR. GENITEMPO: I have nothing, Mayor.

7 MAYOR SCARPELLI: Let's wait a couple seconds
8 for Commissioner Petracco.

9 THE CLERK: Should we go into executive?

10 MAYOR SCARPELLI: No.

11 THE CLERK: Or did you want to wait?

12 MAYOR SCARPELLI: No, we'll wait to go into
13 executive afterwards.

14 THE CLERK: Okay.

15 COMMISSIONER PETRACCO: Topology's coming?

16 MAYOR SCARPELLI: Yes.

17 COMMISSIONER PETRACCO: Is this going to be a
18 long-winded session, telling us nothing, or do we have
19 something substantial?

20 MAYOR SCARPELLI: I could -- it's hopefully
21 not a long-winded, but substantial presentation.

22 COMMISSIONER TUCCI: Another presentation?

23 MAYOR SCARPELLI: Yeah, I think this one's
24 probably going to be very informative.

25 COMMISSIONER TUCCI: I would hope so, it's

1 taken long enough.

2 MR. GENITEMPO: This is the one we've been
3 waiting for.

4 COMMISSIONER PETRACCO: Okay.

5 COMMISSIONER EVANS: And the anticipation
6 mounts.

7 UNIDENTIFIED: Okay.

8 COMMISSIONER PETRACCO: All right. I'm here.
9 Let me just report that back to them, and I'll talk to
10 you later. Bye. We haven't gotten any complaints, as
11 far as the Chief's aware of, in several months.

12 MAYOR SCARPELLI: Okay.

13 COMMISSIONER PETRACCO: Do they renew at
14 different times?

15 THE CLERK: They don't, but she didn't have
16 tax clearance, so therefore she had gotten an interim
17 application --

18 COMMISSIONER PETRACCO: Right.

19 THE CLERK: -- which is, they allow you 30
20 days at a time, so you fill it out, it's \$75 and it's
21 \$5 a day, and you have to do that in Trenton. So the
22 reason she got an interim application was not because
23 of the police, health, or code or anything like that.
24 It was on the tax side.

25 COMMISSIONER PETRACCO: Okay.

1 THE CLERK: That's what happened to
2 Bella Luce the last -- two weeks ago. So they also did
3 the same thing.

4 COMMISSIONER ROGERS: And when did the others
5 renew?

6 COMMISSIONER PETRACCO: She -- if they were
7 to renew with everyone else?

8 THE CLERK: The June 18th meeting.

9 COMMISSIONER TUCCI: June 18th?

10 THE CLERK: Uh-huh.

11 COMMISSIONER TUCCI: Okay. So it would --
12 okay.

13 THE CLERK: Yeah.

14 MR. GENITEMPO: It's supposed to be before
15 June 30th of every year.

16 THE CLERK: Right.

17 MR. GENITEMPO: So they -- anyone that was
18 ready got it done, you guys did it before, and those
19 two lingered afterwards, that they had to take care of
20 a tax issue, so --

21 MAYOR SCARPELLI: Okay. Anything else?
22 Let's go get it done. Okay?

23 (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 31, 2019
ACCESS TRANSCRIPTS, LLC

In The Matter Of:

In RE: Nutley Board of Commissioners

Transcript of Proceedings

July 16, 2019

Public Session



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TOWNSHIP OF NUTLEY BOARD OF COMMISSIONERS
ONE KENNEDY DRIVE
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*** PUBLIC SESSION ***

DATE: July 16, 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:

- ALAN GENITEMPO, TOWNSHIP ATTORNEY

1 (Recording begins)

2 MAYOR SCARPELLI: Everybody please stand for
3 the flag salute.

4 (Pledge of Allegiance)

5 MAYOR SCARPELLI: Madam Clerk?

6 THE CLERK: Thank you, Mayor. Board of
7 Commissioners Public Meeting, Tuesday, July 16th, 2019.
8 The time is now 7:16. Pursuant to the requirements of
9 the Open Public Meeting Act, Chapter 231, Public Law
10 1975, notice of this meeting was published in the
11 November 29th, 2018 issues of the Nutley Sun, the
12 Herald-News, and the Star Ledger. A copy of this
13 notice has been posted on the Nutley Town Hall
14 bulletin board, and a copy is on file in the
15 Municipal Clerk's office.

16 Commissioner Rogers?

17 COMMISSIONER ROGERS: Here.

18 THE CLERK: Commissioner Tucci?

19 COMMISSIONER TUCCI: Here.

20 THE CLERK: Commissioner Evans?

21 COMMISSIONER TUCCI: I can't hear you, I'm
22 sorry. Here. I can't hear you.

23 THE CLERK: Commissioner Evans?

24 COMMISSIONER EVANS: Here.

25 THE CLERK: Commissioner Petracco?

1 COMMISSIONER PETRACCO: Here.

2 THE CLERK: Mayor Scarpelli?

3 MAYOR SCARPELLI: Here.

4 THE CLERK: All present, Mayor.

5 COMMISSIONER EVANS: Excuse me, Eleni. Your
6 mic somehow went down, so maybe try to pull that
7 closer? I can't --

8 THE CLERK: Can you hear me?

9 COMMISSIONER EVANS: Now it's better.

10 THE CLERK: Okay.

11 COMMISSIONER TUCCI: Yes, now we can hear
12 you.

13 THE CLERK: Okay.

14 MAYOR SCARPELLI: All right. Let's go to
15 reports. I have various monthly reports for the
16 Department of Public Works. Commissioner Evans?

17 COMMISSIONER EVANS: Thank you, Mayor. I
18 have a report for the Code Enforcement department for
19 the month of June, and for the second quarter.

20 MAYOR SCARPELLI: Commissioner Petracco?

21 COMMISSIONER PETRACCO: I also have my report
22 for the Public Safety.

23 MAYOR SCARPELLI: Bills, Madam Clerk?

24 THE CLERK: Thank you, Mayor. Bill list for
25 July 16th, 2019. Public Affairs, \$103,385.92; Revenue

Public Session

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1 and Finance, \$3,340,102.42; Public Safety, \$55,384.67;
2 Public Works, \$18,669 and zero cents; Parks and Public
3 Property, \$360,502.76; Water Utility, \$85,585.87;
4 Total Payroll, \$814,823.50; for a grand total of
5 \$4,778,454.14.

6 COMMISSIONER EVANS: Move the bills.

7 COMMISSIONER TUCCI: Second.

8 THE CLERK: Commissioner Rogers?

9 COMMISSIONER ROGERS: Aye.

10 THE CLERK: Commissioner Tucci?

11 COMMISSIONER TUCCI: Aye.

12 THE CLERK: Commissioner Evans?

13 COMMISSIONER EVANS: Aye.

14 THE CLERK: Commissioner Petracco?

15 COMMISSIONER PETRACCO: Aye.

16 THE CLERK: Mayor Scarpelli?

17 MAYOR SCARPELLI: Aye.

18 THE CLERK: And that's it for bills.

19 MAYOR SCARPELLI: Public comment on agenda
20 items only. Madam Clerk?

21 THE CLERK: Yes, Mayor. All persons
22 addressing the Board of Commissioners regarding
23 community concerns should approach the microphone and
24 provide their name and address for the record. Unless
25 further time is granted by the Board, each person shall

1 limit their address to three minutes. All remarks to
2 the Board and its individual members must be addressed
3 to the Mayor. The Mayor may defer citizens' comments
4 to the appropriate member of the Board. Dialogue
5 between citizens and others addressing the Board shall
6 be allowed, unless the Mayor or presiding officer or
7 the majority of the membership of the Board shall
8 determine that the interests of the quorum, and/or the
9 expeditious conduct of municipal business, are being
10 adversely affected by such dialogue.

11 MAYOR SCARPELLI: Anybody wish to address the
12 Board of Commissioners on the agenda items only?
13 Seeing none, let's move to commissioner announcements.
14 Commissioners, any announce -- Commissioner Tucci?

15 COMMISSIONER TUCCI: Yes, Mayor, thank you.
16 Yes. This Thursday, at seven o'clock in the mudhole,
17 we have a concert in the park featuring Jersey Sound.
18 Everyone please say a little prayer, or have some good
19 intentions that the weather cooperates with us and we
20 don't get that one inch of rain that they're
21 predicting.

22 MAYOR SCARPELLI: Thank you, Commissioner.

23 COMMISSIONER TUCCI: Thank you, Mayor.

24 MAYOR SCARPELLI: Commissioner Evans?

25 COMMISSIONER EVANS: Yes. Mine's just a

1 reminder. October 11th, the mobile unit for the DMV
2 will be back in Nutley down on Park Avenue, as soon as
3 I ask Commissioner Tucci if they can come back, and
4 they will --

5 COMMISSIONER TUCCI: Certainly.

6 COMMISSIONER EVANS: -- this time, they're
7 telling us that they'll actually be able to do motor
8 vehicle registrations. Or inspections, excuse me,
9 inspections this time around. So mark the date,
10 October 11th, it's a Friday in October.

11 MAYOR SCARPELLI: Thank you, Commissioner. I
12 just want to thank the Commissioners and your
13 departments for all your help with the 4th of July. It
14 was a great night. We had over 5,000 people that
15 showed up by the end of the night, and we had a great
16 fireworks display, and a great day before that, so
17 thank you all for your help.

18 Let's move on to ordinances. Public
19 hearings. Commissioner Evans?

20 COMMISSIONER EVANS: Thank you. I have a
21 public hearing on an salary ordinance adjustment to add
22 the role of a elevator inspector, as well as to replace
23 my retiring plumbing inspector.

24 MAYOR SCARPELLI: Anybody wish to be heard on
25 Ordinance Number 3421?

1 MR. MOORE: Rory Moore, 462 Chestnut Street.
2 Mr. Evans, I understand that you explained the
3 ordinance in the back very well, but I was just
4 curious, you said that, if I understand it correctly,
5 we're paying for half of -- in -- one of those
6 salaries, health insurance? Is that correct?

7 COMMISSIONER EVANS: It's actually less.
8 Less than half.

9 MR. MOORE: Less than -- then why -- why is
10 everybody else who's hiring independent contractors,
11 they're not paying benefits or health at all, but yet
12 we are?

13 COMMISSIONER EVANS: Yeah, so we -- by and
14 large, we don't, but when it comes to building
15 inspectors, plumbing inspectors, in order to have
16 someone who has a master's plumbing inspector's shield,
17 a master plumber with a shield, we want to have
18 somebody who's more dedicated to our town, similar to
19 the way our previous plumbing inspector was dedicated
20 to our town, and the arrangement's a little bit
21 different. So this particular plumbing inspector will
22 split his time in two towns, and the other town has
23 made the same arrangement. So it's a very good deal
24 for us, because the salary cost is -- and in fact, when
25 you look at the salary cost, the benefits, and the

1 pension of the old inspector, overall, we're spending
2 quite a bit less money to do that.

3 MR. MOORE: The other town -- is -- are we in
4 cahoots with this --

5 COMMISSIONER EVANS: Cahoots, did you say?

6 MR. MOORE: Yes, cahoots. You're -- we're
7 paying half of his medical and they're paying half of
8 his medical. But if he has a master plumbing license,
9 technically, they operate as an independent contractor.

10 COMMISSIONER EVANS: He does not -- he's not
11 operating his business anymore. He's actually doing
12 inspections full-time, and he works in two towns. And
13 his arrangement in the other town is part-time as well
14 as it is in Nutley, and when he goes -- the way it will
15 work out, he will be below the number of hours it's
16 necessary for him to work in that other town, for them
17 to pay his full benefits. So it's just a differential
18 in his co-pay. We're picking up that amount.

19 MR. MOORE: And is his -- is his contract
20 with this other town, does that mirror ours, so that we
21 don't have to worry about something affecting his other
22 contract, that we're --

23 COMMISSIONER EVANS: That's right.

24 MR. MOORE: -- going to wind up paying --

25 COMMISSIONER EVANS: No --

1 MR. MOORE: -- the full deal?

2 COMMISSIONER EVANS: -- yeah, we have no
3 obligation to pay more under medical benefits than
4 we're paying right now.

5 MR. MOORE: Thank you.

6 MAYOR SCARPELLI: Does anybody else wish to
7 address the Board of Commissioners on the agenda items
8 only? Or this is -- I'm sorry, this is the public
9 hearing.

10 THE CLERK: Yes.

11 MAYOR SCARPELLI: Anybody wish to address
12 this Ordinance Number 3421?

13 COMMISSIONER EVANS: Close the public
14 hearing.

15 COMMISSIONER TUCCI: Second.

16 THE CLERK: Commissioner Rogers?

17 COMMISSIONER ROGERS: Aye.

18 THE CLERK: Commissioner Tucci?

19 COMMISSIONER TUCCI: Aye.

20 THE CLERK: Commissioner Evans?

21 COMMISSIONER EVANS: Aye.

22 THE CLERK: Commissioner Petracco?

23 COMMISSIONER PETRACCO: Aye.

24 THE CLERK: Mayor Scarpelli?

25 MAYOR SCARPELLI: Aye.

1 COMMISSIONER EVANS: Move the ordinance.

2 COMMISSIONER TUCCI: Second.

3 THE CLERK: Commissioner Rogers?

4 COMMISSIONER ROGERS: Aye.

5 THE CLERK: Commissioner Tucci?

6 COMMISSIONER TUCCI: Aye.

7 THE CLERK: Commissioner Evans?

8 COMMISSIONER EVANS: Aye.

9 THE CLERK: Commissioner Petracco?

10 COMMISSIONER PETRACCO: Aye.

11 THE CLERK: Mayor Scarpelli?

12 MAYOR SCARPELLI: Aye. Let's move to
13 resolutions. Commissioner Tucci?

14 COMMISSIONER TUCCI: Thank you, Mayor.

15 Whereas, the Township of Nutley Department of
16 Parks and Public Property has determined the need to
17 dispose of certain municipal vehicles and equipment
18 that are no longer useful, and that have come to the
19 end of their practical term of services;

20 Whereas, the Township of Nutley Department of
21 Parks and Public Property has identified the following
22 as not practical to continue in service with the
23 Township, a 1995 Club Car electric golf cart, a 2002
24 Bluebird model F-134554 bus, with 104,000 miles on it,
25 and a 2002 Chevy 2500 heavy-duty pickup truck;

1 Whereas, the Township of Nutley has gone out
2 to bid on June 18th, through Resolution 170-19, and has
3 received one offer from Marczak's, Inc., 247
4 Central Avenue, Metuchen, New Jersey, for \$269 total;
5 and

6 Whereas, the Nutley Department of Parks and
7 Public Property has made the determination to reject
8 the \$269 bid for municipal vehicles;

9 Now therefore be it resolved by the Board of
10 Commissioners of the Township of Nutley, County of
11 Essex, New Jersey, that we reject the offer in the
12 amount of \$269 from Marczak's, Inc., 247
13 Central Avenue, Metuchen, New Jersey.

14 I move the resolution, and I would also like
15 to add that we will be receiving more money by
16 scrapping this equipment than we would through this
17 bid.

18 COMMISSIONER EVANS: Second.

19 THE CLERK: Commissioner Rogers?

20 COMMISSIONER ROGERS: Aye.

21 THE CLERK: Commissioner Tucci?

22 COMMISSIONER TUCCI: Aye.

23 THE CLERK: Commissioner Evans?

24 COMMISSIONER EVANS: Aye.

25 THE CLERK: Commissioner Petracco?

1 COMMISSIONER PETRACCO: Aye.

2 THE CLERK: Mayor Scarpelli?

3 MAYOR SCARPELLI: Aye.

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

6 MAYOR SCARPELLI: Thank you, Commissioner.

7 Whereas, the Department of Treasury, Division
8 of Taxation, has provided a tax clearance certificate
9 for the establishment listed below for the renewal
10 period; and

11 Whereas the establishment has been inspected
12 by the Board of Health, Fire Department,
13 Code Enforcement Department, and the Police Department
14 of the Township of Nutley, and is in satisfactory
15 condition;

16 Whereas, the director of Division of Alcohol
17 Beverage Control has reviewed Special Ruling
18 N.J.S.A. 3312.39, petition submitted by
19 F&S Maintenance, and has considered all the facts and
20 circumstances related to the inactive status of the
21 license, and has determined that the licensee has
22 established good cause in accordance with the statutory
23 requirements to warrant an application for a renewal
24 for license number 071633017010, for the 2019-2020
25 license term;

1 Now therefore be it resolved by the Board of
2 Commissioners of the Township of Nutley, County of
3 Essex, State of New Jersey, that the renewal of the
4 plenary retail consumption license be granted to the
5 following licensee, effective July 1st, 2019, through
6 June 30th, 2020. Establishment name, F&S Maintenance,
7 pocket license, plenary retail consumption license. I
8 move the resolution.

9 COMMISSIONER EVANS: Second.

10 THE CLERK: Commissioner Rogers?

11 COMMISSIONER ROGERS: Aye.

12 THE CLERK: Commissioner Tucci?

13 COMMISSIONER TUCCI: Aye.

14 THE CLERK: Commissioner Evans?

15 COMMISSIONER EVANS: Aye.

16 THE CLERK: Commissioner Petracco?

17 COMMISSIONER PETRACCO: Aye.

18 THE CLERK: Mayor Scarpelli?

19 MAYOR SCARPELLI: Aye.

20 Whereas, raffle applications were received
21 from the following organizations; St. Mary's
22 Roman Catholic Church, license number 32-19, off
23 premise 50/50 cash raffle, and license number 33-19, on
24 premise merchandise raffle, both to be held
25 Friday, October 25th, 2019. Holy Family Catholic

1 Church, license number 34-19, off-premise merchandise
2 raffle, to be held Thursday, September 19th through
3 Sunday, September 22nd, 2019, and the H-A -- HSA Good
4 Shepherd Academy, license number 35-19, on premise
5 merchandise raffle, to be held Wednesday, July 31st,
6 2019;

7 Whereas, applications have been reviewed and
8 approved by the Municipal Clerk and the
9 Police Department;

10 Now therefore be it resolved by the Board of
11 Commissioners, Township of Nutley, County of Essex,
12 state of New Jersey, that the aforementioned licenses
13 are approved, and the Municipal Clerk is authorized to
14 issue the raffle licenses. I move the resolution.

15 COMMISSIONER TUCCI: Second.

16 THE CLERK: Commissioner Rogers?

17 COMMISSIONER ROGERS: Aye.

18 THE CLERK: Commissioner Tucci?

19 COMMISSIONER TUCCI: Aye.

20 THE CLERK: Commissioner Evans?

21 COMMISSIONER EVANS: Aye.

22 THE CLERK: Commissioner Petracco?

23 COMMISSIONER PETRACCO: Aye.

24 THE CLERK: Mayor Scarpelli?

25 MAYOR SCARPELLI: Aye.

1 Be it resolved by the Board of Commissioners
2 of the Township of Nutley in the County of Essex, State
3 of New Jersey, that the Township Treasurer be, and she
4 is hereby authorized to refund \$280 to Artisan
5 Tasty Bites and by Caribbean Breeze, 207
6 Hanover Street, Pemberton, New Jersey, for a refund of
7 payment for Farmer's Market vendor fee. I move the
8 resolution.

9 COMMISSIONER TUCCI: Second.

10 THE CLERK: Commissioner Rogers?

11 COMMISSIONER ROGERS: Aye.

12 THE CLERK: Commissioner Tucci?

13 COMMISSIONER TUCCI: Aye.

14 THE CLERK: Commissioner Evans?

15 COMMISSIONER EVANS: Aye.

16 THE CLERK: Commissioner Petracco?

17 COMMISSIONER PETRACCO: Aye.

18 THE CLERK: Mayor Scarpelli?

19 MAYOR SCARPELLI: Aye.

20 Whereas, the New Jersey Department of the
21 Treasury, Division of Taxation, has provided a tax
22 clearance certificate for the establishment listed
23 below for the renewal period; and

24 Whereas, the establishment has been inspected
25 by the Board of Health, Fire Department,

1 Code Enforcement Department, and Police Department of
2 the Township of Nutley, and is satisfactory condition;

3 Now therefore be it resolved by the Board of
4 Commissioners of the Township of Nutley, County of
5 Essex, State of New Jersey, that the renewal of plenary
6 retail consumption license be granted to the following
7 licensee, effective July 1st, 2019, through June 30th,
8 2020;

9 Be it further resolved that the
10 Municipal Clerk be and she is hereby is directed to
11 authorized to issue said licensee license for license
12 period July 1st, through June 30th, 2020;

13 Huddles Sports Bar and Grill, 350
14 Passaic Avenue, plenary retail consumption license. I
15 move the resolution.

16 COMMISSIONER TUCCI: Second.

17 THE CLERK: Commissioner Rogers?

18 COMMISSIONER ROGERS: Abstain.

19 THE CLERK: Commissioner Tucci?

20 COMMISSIONER TUCCI: Aye.

21 THE CLERK: Commissioner Evans?

22 COMMISSIONER EVANS: Aye.

23 THE CLERK: Commissioner Petracco?

24 COMMISSIONER PETRACCO: Aye.

25 THE CLERK: Mayor Scarpelli?

1 MAYOR SCARPELLI: Aye. That concludes the
2 business portion of our meeting. Madam Clerk?

3 THE CLERK: Thank you, Mayor. All persons
4 addressing the Board of Commissioners regarding
5 community concerns should approach the microphone and
6 provide their name and address for the record. Unless
7 further time is granted by the Board, each person shall
8 limit their address to five minutes. All remarks to
9 the Board and its individual members must be addressed
10 to the Mayor. The Mayor may defer citizens' comments
11 to the appropriate member of the Board. Dialogue
12 between citizens and others addressing the Board shall
13 be allowed, unless the Mayor or presiding officer, or
14 the majority of the membership of the Board shall
15 determine that the interests of the quorum, and/or the
16 expeditious conduct of municipal business are being
17 adversely affected by such dialogue.

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

20 DR. MURPHY: Good evening, Mayor Scarpelli.
21 I'm Dr. Christina Murphy of 45 Montclair Avenue. I'm
22 here with Rosemary Gabe, who is my committee
23 member/chair. We actually represent the American
24 Foundation for Suicide Prevention, and we are here on
25 behalf of the West Essex Walk, that will be taking

1 place on October 20th in Verona Park.

2 Rosemary happens to be a resident of Verona,
3 and I and our fellow colleagues want to invite everyone
4 here in Nutley to participate, and ask us any questions
5 that you may have on how we can get more people here in
6 Nutley involved in preventing suicides from happening.

7 As you know, suicide is a huge problem, not
8 only in our community, but also across communities in
9 New Jersey, and across the country. And we're here to
10 actually educate people who have been touched by this
11 tragedy, as well as to help as many people as possible,
12 prevent this from ever happening again. So we would
13 just love to see Nutley, in the spirit of them helping
14 so many others in other parts of our community, help
15 those that may be suffering as well from suicide.

16 MAYOR SCARPELLI: Say a word -- a couple
17 words?

18 DR. MURPHY: Well, I actually wrote some
19 cards to address the (indiscernible).

20 THE CLERK: Thank you.

21 DR. MURPHY: I have been volunteering for
22 about three years with this organization, AFSP focuses
23 on research, education, advocacy, support, and outreach
24 in a lot of communities. It's a great volunteer
25 opportunity that I've become involved in. I'm very

1 proud to be involved in it. I think it's made a
2 difference in our community, already. Not only in the
3 community, but on the -- in the way we have changed
4 over the course of a couple years, so I would -- we
5 have -- the walk that we started was originally called
6 the Verona Park Walk, and we branched out and changed
7 it to the West Essex Walk, to involve a lot of other
8 towns in this -- you know, opportunity to make a
9 difference. So --

10 MAYOR SCARPELLI: Can you give us the date of
11 the walk again?

12 DR. MURPHY: Yeah, it's October 20th.

13 MAYOR SCARPELLI: So, I can tell you that
14 three commissioners up here are very involved with
15 mental health. We understand --

16 DR. MURPHY: Thank you.

17 MAYOR SCARPELLI: -- the issue with suicide
18 prevention and suicide awareness, and we'll see how we
19 can participate.

20 DR. MURPHY: Thank you.

21 MAYOR SCARPELLI: But we thank you for coming
22 and letting us know about that.

23 DR. MURPHY: Thank you.

24 COMMISSIONER ROGERS: Mr. Mayor, may I? I'm
25 Commissioner Rogers, the Director of the Department of

1 Public Affairs --

2 DR. MURPHY: Yes.

3 COMMISSIONER ROGERS: -- and Health. I like
4 what I hear, and I like what I hear because for about a
5 year, and these gentlemen don't even know this, so I'm
6 not going to get too involved into what I'm going to
7 say. For about a year, we've been working on a very
8 significant project that'll really impact what you're
9 talking about, and I'm hoping that the project we're
10 working on will go national, and it'll come right out
11 of Nutley.

12 So I'm going to ask you to do me a favor. We
13 do have a therapist on staff, working with the county,
14 and Commissioner Tucci, who are instrumental in that,
15 bringing Vince on board. He's talked to a lot of
16 veterans, and I know of two, who were really on the
17 verge of taking their lives, and he was able to prevent
18 that through the therapy that we are now providing
19 them.

20 But I -- I'm going to ask -- I'm going to get
21 your card, and I'm going to ask Vince or someone on our
22 staff, to give you a call tomorrow, and maybe we could
23 kind of marry up, and include you, in what we're doing.
24 But specifically, do you -- would you work on veterans
25 and their families? That's very important, because

1 there's been an increase nationally of veterans just
2 killing themselves.

3 DR. MURPHY: Yes.

4 COMMISSIONER ROGERS: And so we need help in
5 that area.

6 DR. MURPHY: It is, it's a very important
7 aspect of the outreach that AFSP works towards. I know
8 in the town where I live, we -- over the course of
9 three years, we've offered various educational
10 programs. There's one program in particular that we
11 just offered, and this is all through the funds that
12 we've raised in the Out of the Darkness Walk. Mental
13 Health First Aid. It's a great program, we just
14 offered it a couple months ago, and basically,
15 everybody that took the program was able to become
16 certified in how to react in a mental health crisis.

17 COMMISSIONER ROGERS: Who funds you?

18 DR. MURPHY: It's all grassroots. Public
19 donations.

20 COMMISSIONER ROGERS: Oh, so you're a
21 non-profit?

22 DR. MURPHY: It's a non-profit, yeah.

23 COMMISSIONER ROGERS: Okay.

24 DR. MURPHY: So, the other program that we
25 ran that I was really proud of was, It's Real College

1 and Mental Health, and we gave that to the high school
2 seniors that were, you know, going on to college.

3 COMMISSIONER ROGERS: Okay. That's fine. So
4 it's -- and I ask because one of the components we're
5 looking at is government/business partnerships. Not
6 locally, but what you're doing is something I think is
7 an important component. But I'll have someone call you
8 tomorrow.

9 DR. MURPHY: Okay.

10 COMMISSIONER ROGERS: And if I get your card,
11 which I will before I leave, then maybe we can set up
12 and talk. Thank you.

13 DR. MURPHY: I -- yes, thank you. I really
14 appreciate it.

15 COMMISSIONER TUCCI: Ladies, if you -- if I
16 might, if there's any way we can help you publicize
17 this, we would be happy to, because like the mayor, I'm
18 also involved with the mental health --

19 DR. MURPHY: That's a --

20 COMMISSIONER TUCCI: -- agencies --

21 DR. MURPHY: -- really great question. And
22 when we -- we've had the towns that we've -- we have
23 West Caldwell, Caldwell, Verona, Cedar Grove, a bunch
24 of towns that we've already contacted, but they put it
25 on their calendar, so I could send, you know, the

1 information that could get uploaded to your social
2 media.

3 COMMISSIONER TUCCI: We can put that on our
4 website here locally. I know I can do that in
5 conjunction with --

6 DR. MURPHY: That's a great way to get the
7 word out.

8 COMMISSIONER TUCCI: -- the mayor and
9 Commissioner Rogers, and I can also put it on my mental
10 health agency's website --

11 DR. MURPHY: Uh-huh, okay.

12 COMMISSIONER TUCCI: -- all right, so we can
13 get the widest reach possible, so people can understand
14 what's going on, when it's happening, and how they can
15 get involved.

16 DR. MURPHY: Okay.

17 COMMISSIONER TUCCI: It's a very worthwhile
18 cause, something I'm very passionate about, so thank
19 you for being here.

20 DR. MURPHY: Thank you.

21 MAYOR SCARPELLI: Thank you both for coming
22 tonight. Anybody else wish to address the Board of
23 Commissioners?

24 MR. MOORE: Rory Moore, 462 Chestnut Street.
25 Mr. Scarpelli, I do have a concern and one issue that

1 you have on your agenda for this evening. You're going
2 to vote on 184-19, I believe it is, for the Huddle.
3 It's my understanding that the State of New Jersey has
4 a hold against it, and their holding is extended to
5 August 8th. I don't have all the details for -- but I
6 respectfully request that this be held until at
7 least --

8 MR. GENITEMPO: Mr. Mayor? I can interject.
9 That was cleared by the State today. We found out
10 today.

11 MR. MOORE: That's -- we're clear on that.

12 MR. GENITEMPO: Yeah.

13 MR. MOORE: That was my only concern then.

14 MR. GENITEMPO: Yeah, they were cleared, they
15 were tax cleared.

16 MR. MOORE: Okay. And one last thing,
17 Mr. Evans. I owe you an apology from last time,
18 because I cited a paper from 44 Freeman, and I cited
19 the wrong block lot, and you corrected me, and you said
20 that they do change. When I talked to Mr. Nolan
21 (phonetic) they said they never change. That was my
22 misunderstanding, and I do owe you an apology for that.

23 COMMISSIONER EVANS: I appreciate that, Rory.

24 MR. MOORE: I have two other things, but I'll
25 save them for next time. Thank you.

1 MAYOR SCARPELLI: Go get some rest,
2 Mr. Moore. Anybody else wish to address the Board of
3 Commissioners this evening?

4 MS. FROBOSE: Rhonda Frobose, 312
5 East Passaic Avenue, Nutley. Hi --

6 MAYOR SCARPELLI: Hi, Rhonda.

7 MS. FROBOSE: -- Mayor Scarpelli. The reason
8 why I came here today, first, I wanted to thank you,
9 Mayor, Dr. Scarpelli, Commissioner Tucci, and
10 Commissioner Evans, for not hesitating to support our
11 residents when I requested that Nutley make a public
12 statement in support of our LGBTQ residents, in honor
13 of June being Pride Month. You didn't hesitate. I
14 have to tell you, that wasn't what I expected. I
15 thought I would come here and ask, and you would say,
16 I'll get back to you. You didn't hesitate. Thank you.
17 It means a lot. I want to let you know that since that
18 happened, and since it was in the news, that you gave
19 the Town of Nutley this proclamation, people have
20 reached out to me that I didn't even know, and I've
21 been here for about 30 years now, and I know a lot of
22 people, even if it's just by name, people that I didn't
23 even know reached out to me, and said, thank you.
24 Which I then said, please thank the Mayor and the
25 Commissioners. So I hope they contacted you, too.

1 Because they thought they were all alone, and they were
2 afraid. Their children grew up, if they were parents
3 of a gay or a transgender or a bisexual child, moved
4 away, didn't want to stay in Nutley. And these parents
5 were told, don't talk about it. Times are changing.
6 And I think one of the reasons times are changing is
7 because of the internet, and social media, it tends to
8 amplify voices and messages. And prior to the
9 internet, the messages that we heard were primarily
10 negative, because people who did show support did it
11 quietly. And my message is, it's time to not be quiet
12 anymore, because that wasn't working, and you heard,
13 and I want to thank you.

14 I do want to say that one person said -- and
15 I think this is important, that she was happy for me
16 and my child, as if I did this just for two people in
17 Nutley, me and my child. This is for all of Nutley.
18 All of Nutley, expressing you as leaders, taking the
19 leadership role, and expressing support for the LGBTQ
20 residents of Nutley. It helps not only the LGBTQ
21 residents, and their families, but it, you know, we're
22 all related to, live next door to, work with, on a
23 daily basis, interact with people who are LGBTQ, and we
24 may not even know it.

25 So when we remove the mystery, we remove the

1 shame, and discover that we have new friends, and new
2 relationships. And I think this is important, if I
3 just may give you a couple of statistics here. If
4 we're all interested in mental health, as we say that
5 we are, and the high rates of suicide, it also affects,
6 in a very strong way, the LGBTQ community.

7 According to the Human Rights Campaign's 2019
8 LGBTQ Youth Report, only 13 percent of youth report
9 hearing positive messages about being LGBTQ in school.
10 This means 87 percent of youth hear either nothing, or
11 negative messages about being LGBTQ. And when LGBTQ
12 topics are not talked about, they're perceived as
13 taboo, something to be ashamed of, and inappropriate.
14 If a child, a student, or an adult identifies as LGBTQ,
15 they feel the shame of not being normal. And this is
16 why we have high rates of suicide, which Nutley is not
17 immune to.

18 So I want to thank you three commissioners
19 for signing what I think is Nutley -- for Nutley, a
20 historic document, because this is the first
21 acknowledgment from Nutley that Nutley is an inclusive
22 community, and that we're making a commitment to
23 support our LGBTQ residents and their families, and I'd
24 like to ask the two commissioners who didn't sign this
25 proclamation, if they would sign the proclamation

1 today. I have a pen.

2 COMMISSIONER PETRACCO: I'll say this to you,
3 Rhonda, and I know we've been courting each other via
4 email lately, and between a lot of our personal trials,
5 and I have to tell you, I've sat on this board for 12
6 years. Twelve years. I was the mayor of this town.
7 And I have to tell you, and I know we've discussed this
8 via email a little bit. I know politicians are
9 supposed to have thicker skin, and fight for what they
10 believe in, like you're a mother, and you're fighting
11 for what you believe in. But I have to tell you, the
12 comments that I've read on the internet, that you and I
13 kind of -- no, not that you wrote, but you were in that
14 conversation, true? You never responded?

15 MS. FROBOSE: I said, do not speculate.

16 COMMISSIONER PETRACCO: Right.

17 MS. FROBOSE: Ask Commissioner Petracco.

18 COMMISSIONER PETRACCO: But I have to tell
19 you, and let me finish, please. I have never been so
20 hurt in my life to sit up here, to get ridiculed from
21 some people. Some people --

22 MS. FROBOSE: Am I ridiculing you?

23 COMMISSIONER PETRACCO: -- actually -- some
24 people -- do -- excuse me --

25 MS. FROBOSE: Are you going to take this out

1 on the LGBTQ Community?

2 COMMISSIONER PETRACCO: Excuse me?

3 MS. FROBOSE: Are you going to take out what
4 some people say on the internet --

5 COMMISSIONER PETRACCO: No, no, no --

6 MS. FROBOSE: -- on the LGBTQ Community?

7 COMMISSIONER PETRACCO: -- I just wanted to
8 make a point, I just -- I just would like to make a
9 point.

10 MS. FROBOSE: Okay.

11 COMMISSIONER PETRACCO: That -- okay?

12 Because, you know why, it seems like when you have a
13 business in town, you're easy pickings for every time
14 you might not do something that everybody agrees with.
15 The first thing I see on the internet is, boycott
16 Petracco's Deli. And I have to tell you, it's getting
17 old for me. So --

18 MS. FROBOSE: Why are you addressing this
19 with me?

20 COMMISSIONER PETRACCO: No, because I saw
21 that your name was on that --

22 MS. FROBOSE: Let's be clear. I have nothing
23 to do with that statement.

24 COMMISSIONER PETRACCO: Okay. But there was
25 people saying that. So what I wanted to say to you

1 tonight is this. You know, I almost feel like -- I --
2 like you said in your email, I was the first person to
3 come up to you and congratulate you and say, wow, I
4 really admire your courage. And I didn't say
5 compassion, like you said in the email, but I'll say it
6 tonight. But I have to tell you, Rhonda, I have never
7 felt so upset on an issue of reading about how people
8 want to affect my family, my living in this town, after
9 I've done so much for this community. When you walk in
10 Petracco's Deli, or you walk in Public Safety, we don't
11 ask any questions. You know what we ask? How can we
12 help you? That's what we ask.

13 MS. FROBOSE: Commissioner Petracco, so it's
14 on the record, just so you know, any time anyone asked
15 me where you stood, I said, ask Commissioner Petracco.

16 COMMISSIONER PETRACCO: Okay. And I
17 appreciate that. So what I want to tell you tonight
18 is, too, at the last -- the meeting before, when I
19 walked in, you know my mother's situation. And my
20 mother would be mortified if her health was discussed
21 at these meetings. She'd be mortified, because she's a
22 very private woman.

23 I told you that night, I didn't have a
24 problem with it, but I did say to Mayor Scarpelli that
25 night, you know what, I'm a Roman Catholic, I go to

1 church, I believe in God, my mother's having troubles,
2 and I just wanted to check with my clergy to make sure
3 that I wasn't violating any of my personal beliefs.
4 But to read that stuff on the internet, I have to tell
5 you, it's very upsetting.

6 But I'll tell you, Rhonda, tonight, I don't,
7 after checking with my clergy, I don't have a problem
8 signing the proclamation, and I am a person that has
9 never, ever, judged anyone in my life. And if you
10 don't know that, and I believe you do, because we know
11 each other, but if there's people on that internet that
12 don't know who Al Petracco is, everybody is welcome in
13 our community.

14 MS. FROBOSE: Commissioner Petracco, with
15 what you're saying now, I'm sure that your message will
16 come across very clearly, and you can put a stop to any
17 of that talk with signing on to this proclamation. And
18 I will make sure that you receive an apology from --

19 COMMISSIONER PETRACCO: Well, I --

20 MS. FROBOSE: -- anybody who said anything.

21 COMMISSIONER PETRACCO: -- listen, listen,
22 when we sign up for these jobs, I don't need anybody's
23 apology. But I have to tell you, down the road in the
24 future, you know, there's nobody in their 20s on this
25 board, including myself. If we want quality people to

1 keep running for these spots, so we keep our town
2 vibrant and moving forward, you know what, we should
3 pay twice before some of the people asking us to
4 protect them, they should protect us and our businesses
5 in town too, because we have children, and we have
6 families as well that we're trying to take care of.

7 So I'm my own person, Rhonda, as you know. I
8 don't mince my words. But I have to tell you, this one
9 was really -- and I'm not blaming you. Okay? I'm not
10 blaming you, and I'm not blaming anybody, but just, I
11 want it on the record tonight, that you know what? If
12 we don't agree with a topic, and it's one topic out of
13 a thousand, that that makes us bad people, because we
14 believe something different than some -- and it's not
15 what you're -- with some other organizations -- you
16 know, this is a national topic, obviously, but I have
17 to tell you, I can take a lot, but when people want to
18 start attacking your livelihood because you -- you --
19 because your mother's sick and you had to run out of
20 the meeting? And it happens to be an ex-town worker
21 here, right, that's on that site? It's shameful. And
22 it takes all the punch out of doing something good in
23 front of these children, that we've always put Nutley's
24 kids first, before everybody, and set the example, as
25 role models.

1 So I'm not upset with you, but I am
2 passionate for this subject. I don't ever want it to
3 be received that somebody's going to bully me into
4 doing something that I don't want to do. I sign papers
5 every day, and I read what I sign, and I know what I'm
6 signing. But to get attacked on the internet -- and
7 I'm not perfect. And sometimes things are said, and
8 maybe they're true, maybe they're not, but this time,
9 everybody's far off base. And it's insulting. And it
10 takes the spirit of this proclamation, of people
11 getting bullied to -- for people bullying me and my
12 family?

13 My kids have never got involved in one
14 subject, or my wife. My wife has never come to this
15 meeting, or my children. I only came because I knew
16 you were coming tonight, Rhonda, or I'd be with my
17 mother tonight, that's where I would be. And you know
18 what, my kids and my wife wanted to come here, and tell
19 everybody what kind of person Al Petracco really is,
20 because that interception on the internet really is not
21 called for.

22 MS. FROBOSE: Listen. At the end of the day,
23 I think we want the same thing, and we don't want
24 another person to feel so unwelcomed and shamed that
25 they don't want to get out of bed, or they take their

1 own life. Am I right? Are we all on the same page
2 about that?

3 COMMISSIONER PETRACCO: Listen, we're all on
4 the same page. You know what, there's a lot of groups
5 that have mental illness, and, you know, things, and
6 you know, it's a national topic, and I'm not willing to
7 discuss the inclusion part of it, all that stuff. I am
8 willing to sign the proclamation because I believe in
9 the good people in that organization, and in the group.

10 But like I said, some of these comments, even
11 as an elected official, they get old.

12 MS. FROBOSE: Point taken.

13 MAYOR SCARPELLI: Thank you, Rhonda. Anybody
14 else wish to address the Board of Commissioners this
15 evening?

16 MR. COZZARELLI: Good evening, Mayor,
17 everybody. Nicholas Cozzarelli, I live on 114 Myrtle
18 Avenue. I bought the house a few years ago. I'm in
19 the northeast corner, and the railroad runs behind my
20 house. There's a lot that the town owns that is exempt
21 from building, but it's small. I'm just looking for
22 guidance on how I can sort of maybe acquire that, not
23 for building purposes, but kids run through there,
24 there's trash --

25 MR. GENITEMPO: Mr. Cozzarelli? Excuse me.

1 You can call me, and we can talk about that. There is
2 a method, a process to do that.

3 MR. COZZARELLI: Yeah.

4 MR. GENITEMPO: So why don't you -- I'll give
5 you my card, and you can call me tomorrow, and we'll
6 talk about it.

7 MR. COZZARELLI: Perfect.

8 MR. GENITEMPO: Yeah.

9 MR. COZZARELLI: Yeah, so -- that's like --
10 and I got --

11 MR. GENITEMPO: If that's okay with you,
12 Mayor, Mr. Mayor, and I'm sorry.

13 MAYOR SCARPELLI: Sure.

14 MR. GENITEMPO: But we can talk to you about
15 that for sure.

16 MR. COZZARELLI: Awesome. Thank you so much.

17 MAYOR SCARPELLI: Thank you.

18 MR. GENITEMPO: Just, do you have a map of
19 it? Do you have a --

20 MR. COZZARELLI: Yeah. I can --

21 MR. GENITEMPO: Okay.

22 MR. COZZARELLI: -- and I can get it to you.

23 MR. GENITEMPO: Give it to me before you
24 leave.

25 MR. COZZARELLI: Perfect, thank you.

1 MAYOR SCARPELLI: Anybody else wish to
2 address the Board of Commissioners this evening?
3 Seeing none, we need a motion to go into executive
4 session, to discuss, Mr. Genitempo?

5 MR. GENITEMPO: Contract negotiations.

6 MAYOR SCARPELLI: Contract negotiations.

7 MR. GENITEMPO: Contracts, something like
8 that.

9 MAYOR SCARPELLI: Contracts. Motion?

10 COMMISSIONER ROGERS: Make that motion.

11 THE CLERK: We need a second.

12 COMMISSIONER TUCCI: Second.

13 THE CLERK: Whereas, Section 8 of the Open
14 Public Meeting Act, Chapter 231, Public Law 1975,
15 permits the exclusion of the public from meeting in
16 certain circumstances; and

17 Whereas, the public body is of the opinion
18 that such circumstances exist; and

19 Whereas, the Board of Commissioners of the
20 Township of Nutley in the County of Essex in the State
21 of New Jersey desires to proceed to closed executive
22 session; and

23 Now therefore be it resolved by the Board of
24 Commissioners of the Township of Nutley move into
25 closed executive session to discuss contract

1 negotiations;

2 Be it further resolved that at a time when
3 such discussions may be disclosed to the public shall
4 be when and as such disclosures may be made without it
5 adversely affecting the Township of Nutley, pending
6 and/or anticipated legal, personnel, contractual
7 matters, and other matters within the exceptions
8 provided for by statute.

9 Commissioner Rogers?

10 COMMISSIONER ROGERS: Aye.

11 THE CLERK: Commissioner Tucci?

12 COMMISSIONER TUCCI: Aye.

13 THE CLERK: Commissioner Evans?

14 COMMISSIONER EVANS: Aye.

15 THE CLERK: Commissioner Petracco?

16 COMMISSIONER PETRACCO: Aye.

17 THE CLERK: Mayor Scarpelli?

18 MAYOR SCARPELLI: Aye. We will be coming
19 back to open session to close the meeting. There will
20 be no action taken at that time.

21 THE CLERK: The time is 7:52.

22 (Pause in recording)

23 MAYOR SCARPELLI: Madam Clerk?

24 THE CLERK: We need a motion to adjourn.

25 MAYOR SCARPELLI: Do we have a motion to

1 adjourn?

2 COMMISSIONER TUCCI: So moved.

3 COMMISSIONER EVANS: Second.

4 THE CLERK: Commissioner Tucci?

5 COMMISSIONER TUCCI: Aye.

6 THE CLERK: Commissioner Evans?

7 COMMISSIONER EVANS: Aye.

8 THE CLERK: Commissioner Petracco?

9 COMMISSIONER PETRACCO: Aye.

10 THE CLERK: Mayor Scarpelli?

11 MAYOR SCARPELLI: Aye.

12 THE CLERK: And the time is 10:16.

13 MAYOR SCARPELLI: Good night, everybody.

14 (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 31, 2019
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