

In The Matter Of:

In RE: Nutley Board of Commissioners

Transcript Of Proceedings

November 5, 2020

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: Thursday, November 5, 2020

BOARD OF COMMISSIONERS:

- MAURO G. TUCCI, MAYOR
- JOHN V. KELLY III, COMMISSIONER
- JOSEPH P. SCARPELLI, COMMISSIONER
- THOMAS J. EVANS, COMMISSIONER
- ALPHONSE PETRACCO, COMMISSIONER

Also Present:

- ALAN GENITEMPO, TOWNSHIP ATTORNEY

1 (Recording begins)

2 MAYOR TUCCI: Okay. Everyone please stand
3 for the Pledge of Allegiance.

4 (Group response)

5 MAYOR TUCCI: Thank you. Sunshine Notice,
6 please.

7 THE CLERK: Yes, Mayor, thank you. Board of
8 Commissioners public meeting, Thursday, November 5th,
9 2020. The time is now 7:13.

10 Pursuant to the requirements of the Open Public
11 Meeting Act, Chapter 231, Public Law 1975, notice of
12 this meeting was published in the November 28th, 2019
13 issues of the Nutley Sun, the Herald News, and the Star
14 Ledger. In an effort to prevent further spread of
15 Covid-19 pandemic, the public meeting for the remainder
16 of the 2020 -- have been changed to Zoom webinar or
17 teleconference meeting until further notice. The
18 public meeting will be able to listen to the Board of
19 Commissioners meeting and participate during the
20 designated public comment portion of the meeting by
21 utilizing access through a URL link or dial-in number
22 provided on the township website.

23 Commissioner Kelly.

24 COMMISSIONER KELLY: Present.

25 THE CLERK: Commissioner Evans.

Conference Session

3

1 COMMISSIONER EVANS: Here.

2 THE CLERK: Commissioner Petracco is absent
3 excused this evening. Commissioner Scarpelli?

4 COMMISSIONER SCARPELLI: Here.

5 THE CLERK: Mayor Tucci.

6 MAYOR TUCCI: Here.

7 THE CLERK: Everyone is present, Mayor,
8 except for Commissioner Petracco, he's absent excused.

9 MAYOR TUCCI: Thank you very much. I see we
10 have minutes, Madam Clerk?

11 THE CLERK: Yes, Mayor. We have executive
12 session minutes for September 1st, 2020, and
13 October 6th, 2020.

14 COMMISSIONER EVANS: Move it.

15 COMMISSIONER SCARPELLI: Second.

16 THE CLERK: Commissioner Kelly.

17 COMMISSIONER KELLY: Aye.

18 THE CLERK: Commissioner Evans?

19 COMMISSIONER EVANS: Aye.

20 THE CLERK: Commissioner Scarpelli?

21 COMMISSIONER SCARPELLI: Aye.

22 THE CLERK: Mayor Tucci.

23 MAYOR TUCCI: Aye.

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

25 MAYOR TUCCI: Thank you very much. I see we

1 have no communications or correspondence, but under
2 discussion, we have 2020 Best Practices Inventory.
3 Commissioner Evans, would you like to address that?

4 COMMISSIONER EVANS: Thank you, Mayor. Yes.
5 Every year, we have to report to the Division of Local
6 Governmental Services and respond to a Best Practices
7 Inventory of the operations of the township. It's --
8 the questions change every year, and I'm very pleased
9 to share that we did very well on our responses to this
10 questionnaire. As such, there -- we will not be in
11 jeopardy as it relates to our state aid, and this is
12 just one of the administrative steps that we have to go
13 through.

14 A town that can't respond well to this have
15 the ability to get their aid cut as much as 50 percent.
16 So for us, it's very important that we do well on it.
17 I'm very pleased that we did well, and we'll report
18 accordingly. If anybody has any further comment, I'm
19 open to sharing any thoughts, but good to go.

20 MAYOR TUCCI: Commissioners, any comments?
21 Questions?

22 COMMISSIONER EVANS: Thank you, Mayor.

23 MAYOR TUCCI: Nicely done, Commissioner.
24 Thank you. Reports. I have a Shade Tree report for
25 the month of October of 2020. That's it. Madam Clerk,

1 bills please?

2 THE CLERK: Thank you, Mayor. Bill list for
3 November 5th, 2020, by department totals.

4 Public Affairs, \$85,188.09; Revenue and
5 Finance, \$7,807,706.64; Public Safety, \$55,973.10;
6 Public Works, \$80,840.47; Parks and Public Property,
7 \$625,596.64; Water Utility, \$138,258.82.

8 Payroll for October 16th, Regular Payroll
9 Total, \$793,733.35; Overtime Payroll Total, \$33,086.81;
10 Covid Overtime Payroll Total, \$5,473.38. Total Payroll
11 for October 16th, 2020, is \$832,293.54.

12 Payroll for October 30th, 2020, Regular
13 Payroll Total, \$794,588.42; Overtime Payroll Total,
14 58,793.99; Total Payroll for October 30th, 2020,
15 \$853,382.41, for a grand total of \$10,479,266.71.

16 COMMISSIONER EVANS: Move the bills.

17 COMMISSIONER SCARPELLI: Second.

18 THE CLERK: Commissioner Kelly.

19 COMMISSIONER KELLY: Aye.

20 THE CLERK: Commissioner Evans?

21 COMMISSIONER EVANS: Aye.

22 THE CLERK: Commissioner Scarpelli?

23 COMMISSIONER SCARPELLI: Aye.

24 THE CLERK: Mayor Tucci.

25 MAYOR TUCCI: Aye.

1 THE CLERK: And that's it for bills, Mayor.

2 MAYOR TUCCI: Thank you so much.

3 THE CLERK: You're welcome.

4 MAYOR TUCCI: I will now entertain public
5 comment on agenda items only.

6 THE CLERK: All persons addressing the Board
7 of Commissioners regarding community concerns should
8 state their name and address for the record. Unless
9 further time is granted by the Board, each person shall
10 limit their address to three minutes. All remarks to
11 the Board and its individual members must address --
12 must be addressed to the mayor. The mayor may defer
13 citizens' comments to the appropriate mayor of the
14 Board. Is there anyone? There's no one, Mayor.

15 MAYOR TUCCI: No one? Okay. Moving right
16 along, Board of Commissioner announcements.
17 Commissioner Evans?

18 COMMISSIONER EVANS: Thank you, Mayor. Just
19 two things. One is, I just want to acknowledge the
20 Clerk and her Deputy Clerk for their actions related to
21 the election. The preparation around that was very
22 dynamic with the county. They started their day at
23 4 o'clock in the morning, and they ended their day
24 after 10 p.m. in the evening, and that's a long day to
25 be handling and addressing the election, and from the

1 standpoint of all of the communications, the supporting
2 messages, the reassurance, I just think it's just
3 important that we acknowledge their efforts.

4 THE CLERK: Thank you.

5 COMMISSIONER EVANS: And I wanted to share
6 that. You're welcome.

7 THE CLERK: Thank you.

8 COMMISSIONER EVANS: The other is -- and
9 Mayor, I think -- I might raise this, but I think maybe
10 as the mayor, you might add to it. Regard --

11 MAYOR TUCCI: I'm sorry, I can't hear you.

12 COMMISSIONER EVANS: I'm sorry, yeah, yeah.

13 MAYOR TUCCI: We're having a hard time
14 hearing you. I don't hear so good, and that muffles
15 the sound, so it's a bad combination.

16 COMMISSIONER EVANS: Yeah Yeah, yeah, yeah,
17 yeah. And my memory's shot, so what did I say?

18 So I just want -- I want to make a comment
19 about Covid right now. But I wanted to say, as the
20 Mayor, I'm sure you would add to it, so I just -- my
21 comments aren't exclusive, I just, really, I think the
22 month of October, we learned a lot about the presence
23 of the virus, and I just wanted to encourage people to
24 follow the guidance that's been delivered in terms of
25 keeping themselves safe, and practicing good social

1 distancing, and following the rules, wearing your mask,
2 and so on.

3 We have been very supportive of the
4 businesses in helping them stay -- do what they need to
5 do to stay open. We're counseling them all the time on
6 understanding the -- that Covid is present, and they
7 should continue to follow that guidance as well, which
8 I know creates some challenges for them, and we
9 appreciate that, but the virus is here, and we're going
10 into the fall, the colder weather, which will create
11 some challenges. So I just wanted to make a comment
12 related to that, so thank you.

13 MAYOR TUCCI: Great. Thank you,
14 Commissioner. Commissioner Kelly?

15 COMMISSIONER KELLY: Thank you, Mayor.
16 Commissioner Evans stole some of my thunder, but I just
17 wanted to urge everyone to be vigilant, and remember to
18 practice being safe, especially as we see this uptick
19 in the pandemic. Just make sure you keep you and your
20 family safe. Thank you.

21 MAYOR TUCCI: Thank you, Commissioner.
22 Commissioner Scarpelli?

23 COMMISSIONER SCARPELLI: No comments right
24 now Mayor.

25 MAYOR TUCCI: Thank you, Commissioner. Okay.

1 We will move into ordinance introductions.

2 Commissioner Kelly?

3 MR. GENITEMPO: Public comments?

4 MAYOR TUCCI: Oh. We already had public
5 comment.

6 MR. GENITEMPO: You did?

7 MAYOR TUCCI: Yes.

8 THE CLERK: We did.

9 MAYOR TUCCI: We did, there was no one --

10 MR. GENITEMPO: I must have fell asleep, I'm
11 sorry.

12 MAYOR TUCCI: That's okay. Part of the Covid
13 brain there, Counselor. I understand. Commissioner,
14 go ahead, please.

15 COMMISSIONER KELLY: Thank you, Mayor. This
16 is an ordinance for -- part -- to amend the salary
17 ordinance. This is something that was done before my
18 election, and it was brought to my attention that this
19 was tabled, so I'm just reintroducing it. I move that
20 this ordinance be passed to a second reading and
21 advertised in the Nutley Sun, together with the notice
22 required by law, and that further consideration of said
23 ordinance for final date -- for final passage by the
24 Board of Commissioners be held at its second reading on
25 December 1st, 2020.

1 MAYOR TUCCI: Commissioner, would you like to
2 read the title, please?

3 COMMISSIONER KELLY: Oh. An ordinance to
4 amend the salaries of certain officers and employees of
5 the Township of Nutley, County of Essex, State of New
6 Jersey, effective March 1st, 2020. So moved.

7 MAYOR TUCCI: So moved. We got a second?

8 COMMISSIONER SCARPELLI: Second.

9 THE CLERK: Commissioner Kelly.

10 COMMISSIONER KELLY: Aye.

11 THE CLERK: Commissioner Evans?

12 COMMISSIONER EVANS: Aye.

13 THE CLERK: Commissioner Scarpelli?

14 COMMISSIONER SCARPELLI: Aye.

15 THE CLERK: Mayor Tucci.

16 MAYOR TUCCI: Aye. Thank you, Commissioner.

17 Commissioner Scarpelli, would you please handle

18 Commissioner Petracco's ordinance introductions?

19 COMMISSIONER SCARPELLI: I will, Mayor.

20 This is Ordinance Number 3462, an ordinance
21 to amend an ordinance codified in the code of the
22 Township of Nutley. Chapter 228, entitled Vehicles and
23 Traffic, particularly Article 7, Special Zones and
24 Areas, Section 29A, entitled Handicapped Parking, to
25 add the locations set forth therein.

1 I move this ordinance be passed to a second
2 reading, advertised in the Nutley Sun, together with
3 the notice required by law, and that further
4 consideration of said ordinance for final passage by
5 the Board of Commissioners be held at its second
6 reading on December 1st, 2020. I move the ordinance.

7 COMMISSIONER KELLY: Second.

8 THE CLERK: Commissioner Kelly.

9 COMMISSIONER KELLY: Aye.

10 THE CLERK: Commissioner Evans?

11 COMMISSIONER EVANS: Aye.

12 THE CLERK: Commissioner Scarpelli?

13 COMMISSIONER SCARPELLI: Aye.

14 THE CLERK: Mayor Tucci.

15 MAYOR TUCCI: Aye.

16 COMMISSIONER SCARPELLI: Ordinance Number
17 3463, an ordinance to amend an ordinance codified in
18 the code of the Township of Nutley, Chapter 673,
19 entitled Vehicles, Impoundment and Towing, particularly
20 Article K, entitled Towing and Storage Fee Schedule to
21 revise towing and storage fees.

22 I move this ordinance be passed to a second
23 reading and advertised in the Nutley Sun together with
24 the notice required by law, and that further
25 consideration of said ordinance for final passage by

1 the Board of Commissioners be held at its second
2 reading on December 1st, 2020. I move the ordinance.

3 COMMISSIONER KELLY: Second.

4 THE CLERK: Commissioner Kelly.

5 COMMISSIONER KELLY: Aye.

6 THE CLERK: Commissioner Evans?

7 COMMISSIONER EVANS: Aye.

8 THE CLERK: Commissioner Scarpelli?

9 COMMISSIONER SCARPELLI: Aye.

10 THE CLERK: Mayor Tucci.

11 MAYOR TUCCI: Aye.

12 COMMISSIONER SCARPELLI: Ordinance Number
13 3464, an ordinance to amend an ordinance codified in
14 the code of the Township of Nutley code, Chapter 60,
15 entitled First Aid Squad, be it enacted by the Board of
16 Commissioners of the Township of Nutley that Chapter 60
17 entitled First Aid Squad be hereby amended in its
18 entirety to read as follows.

19 I move that this ordinance be passed to a
20 second reading and advertised in the Nutley Sun,
21 together with the notice required by law, and that
22 further consideration of said ordinance for final
23 passage by the Board of Commissioners be held at its
24 second reading on December 1st, 2020. I move the
25 ordinance.

1 COMMISSIONER KELLY: Second.

2 THE CLERK: Commissioner Kelly.

3 COMMISSIONER KELLY: Aye.

4 THE CLERK: Commissioner Evans?

5 COMMISSIONER EVANS: Abstain.

6 THE CLERK: Commissioner Scarpelli?

7 COMMISSIONER SCARPELLI: Aye.

8 THE CLERK: Mayor Tucci.

9 MAYOR TUCCI: Aye.

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

12 MAYOR TUCCI: Thank you, Commissioner. We
13 have several ordinances this evening on second reading,
14 the first one being Bond Ordinance Number 3455. I
15 would like to open up the hearing, please. Does anyone
16 wish to be heard? Is there someone that wants to be
17 heard? Yes?

18 THE CLERK: Yes.

19 MAYOR TUCCI: Okay.

20 THE CLERK: Oh, okay.

21 MR. MOORE: Rory Moore, 462 Chestnut Street.
22 There's a wicked reverb, it's very hard to hear. I'd
23 like to try to get in on your Section A. What
24 buildings are we going to be doing?

25 MAYOR TUCCI: Would you like to answer that?

1 COMMISSIONER EVANS: Yes. And any follow up
2 there could be.

3 MAYOR TUCCI: I can answer it also.

4 COMMISSIONER EVANS: I -- Rory, each year, we
5 do a bond ordinance that includes bonding improvements
6 that need to be addressed, not only for a building, but
7 for the various departments, including the parks -- the
8 physical property of the township.

9 MR. MOORE: But --

10 COMMISSIONER EVANS: Each commissioner goes
11 through and identifies what they need to spend money
12 on, so I would yield on the detail to Commissioner --
13 Mayor Tucci to address the improvements on buildings if
14 you're looking for more specific information.

15 MAYOR TUCCI: Rory, typically, this is the
16 account where we make improvements to major heating,
17 ventilation, air conditioning systems, plumbing
18 systems, renovations of bathrooms and other facilities
19 throughout the township. As of late, due to the Covid
20 pandemic, we've protected our employees with plexiglass
21 and other things. So depending on what pops up and
22 what we have, what we experience during the course of
23 the year, this is the account that we take it out of.

24 MR. MOORE: I thought the Covid was going to
25 be bonded out of a different account.

1 MAYOR TUCCI: The Covid -- up until -- I
2 guess it was last week, has been severely restricted as
3 to what you can charge to it, all right, so they would
4 all have to be Covid related, but something such as a
5 renovation of a bathroom is not Covid related. A
6 heating improvement is not Covid related. A roof
7 replacement is not Covid related. So there are many
8 things that are not Covid related that we would not be
9 able to charge off to that, so we would need another
10 option, and this is that option.

11 MR. MOORE: So you're just borrowing the
12 350,000 just to do reservations [sic]. It's a fund,
13 basically.

14 MAYOR TUCCI: Well, we borrow this money and
15 only spend what we absolutely need. So if we don't
16 need to spend the entire \$350,000, we don't.
17 Commissioner, you --

18 COMMISSIONER EVANS: Yes.

19 MAYOR TUCCI: -- wanted to say something?

20 COMMISSIONER EVANS: We have already went --
21 we cannot simply go out and use this money and say, oh,
22 you know, let me spend 350,000, give me 350,000 and I'm
23 not going to -- and I'll figure out what I want to do
24 with it later. Any time that we go -- we -- once we
25 set up the bond fund, in order for us to actually use

1 the money, it does require the -- following the Public
2 Contract Law, and preparing, you know, specs and
3 information associated with each project that is
4 followed.

5 While we set this up as a bond, I actually
6 don't actually go out and get bonds every year. I
7 generally go into the bond market once every about five
8 years. In the interim, I'll use short-term funding,
9 one-year notes, because it's very, very cheap right now
10 to do that to make sure that the cash is available for
11 us.

12 It has actually worked very well for us,
13 because what we did is we put in a capital management
14 plan which allows us to make sure that our debt
15 services stays stable in each operating budget, and
16 over time, we've actually reduced our outstanding debt
17 by two and a half million dollars, yet we've been able
18 to improve the buildings, we've been able to buy and
19 purchase equipment, and meet the needs of the
20 municipality. So it's actually a very efficient and
21 effective way to manage capital improvements.

22 MR. MOORE: So you -- are you going to use
23 the general note funding for this, not bonds. Is that
24 correct?

25 COMMISSIONER EVANS: Yes. I have the ability

1 to (indiscernible) a one-year note, yes.

2 MR. MOORE: But this is listed as a bond.

3 COMMISSIONER EVANS: I have the ability in
4 this document to do that.

5 MR. MOORE: Now, the other ones that are
6 listed below. Are they going to fall into the same
7 category of a note rather than a bond?

8 COMMISSIONER EVANS: Yeah. This -- if I have
9 the -- first off, if I have the money to do it, I won't
10 bond it at all. But if I do have the -- this just
11 gives me the authorization that if I need to bond it, I
12 will. And each of the items in here would fall under
13 that -- the -- that criteria and that evaluation, which
14 we do work very closely with the CFO and our outside
15 auditor.

16 MR. MOORE: Okay, thank you.

17 COMMISSIONER EVANS: As well as bond council.
18 I'm sorry, Rory, did you say something? I didn't hear
19 you.

20 MR. MOORE: I said thank you.

21 COMMISSIONER EVANS: All right. All right.

22 THE CLERK: There's no one else.

23 COMMISSIONER EVANS: Move to close the public
24 hearing.

25 COMMISSIONER SCARPELLI: Second.

1 THE CLERK: Commissioner Kelly.
2 COMMISSIONER KELLY: Aye.
3 THE CLERK: Commissioner Evans?
4 COMMISSIONER EVANS: Aye.
5 THE CLERK: Commissioner Scarpelli?
6 COMMISSIONER SCARPELLI: Aye.
7 THE CLERK: Mayor Tucci.
8 MAYOR TUCCI: Aye.
9 COMMISSIONER EVANS: Move the ordinance.
10 COMMISSIONER SCARPELLI: Second.
11 THE CLERK: Commissioner Kelly.
12 COMMISSIONER KELLY: Aye.
13 THE CLERK: Commissioner Evans?
14 COMMISSIONER EVANS: Aye.
15 THE CLERK: Commissioner Scarpelli?
16 COMMISSIONER SCARPELLI: Aye.
17 THE CLERK: Mayor Tucci.
18 MAYOR TUCCI: Aye. The next ordinance is
19 bond ordinance 3456.
20 THE CLERK: No one there.
21 COMMISSIONER EVANS: Move to close the public
22 hearing.
23 COMMISSIONER SCARPELLI: Second.
24 THE CLERK: Commissioner Kelly.
25 COMMISSIONER KELLY: Aye.

1 THE CLERK: Commissioner Evans?
2 COMMISSIONER EVANS: Aye.
3 THE CLERK: Commissioner Scarpelli?
4 COMMISSIONER SCARPELLI: Aye.
5 THE CLERK: Mayor Tucci.
6 MAYOR TUCCI: Aye.
7 COMMISSIONER EVANS: Move the ordinance.
8 COMMISSIONER SCARPELLI: Second.
9 COMMISSIONER KELLY: Second.
10 THE CLERK: Commissioner Kelly.
11 COMMISSIONER KELLY: Aye.
12 THE CLERK: Commissioner Evans?
13 COMMISSIONER EVANS: Aye.
14 THE CLERK: Commissioner Scarpelli?
15 COMMISSIONER SCARPELLI: Aye.
16 THE CLERK: Mayor Tucci.
17 MAYOR TUCCI: Aye. Bond ordinance 3457. We
18 will open the public hearing. No one wishing to
19 comment?
20 COMMISSIONER EVANS: Move to close the public
21 hearing.
22 COMMISSIONER KELLY: Second.
23 THE CLERK: Commissioner Kelly.
24 COMMISSIONER KELLY: Aye.
25 THE CLERK: Commissioner Evans?

1 COMMISSIONER EVANS: Aye.

2 THE CLERK: Commissioner Scarpelli?

3 COMMISSIONER SCARPELLI: Aye.

4 THE CLERK: Mayor Tucci.

5 MAYOR TUCCI: Aye.

6 COMMISSIONER EVANS: Move the ordinance.

7 COMMISSIONER KELLY: Second.

8 THE CLERK: Commissioner Kelly.

9 COMMISSIONER KELLY: Aye.

10 THE CLERK: Commissioner Evans?

11 COMMISSIONER EVANS: Aye.

12 THE CLERK: Commissioner Scarpelli?

13 COMMISSIONER SCARPELLI: Aye.

14 THE CLERK: Mayor Tucci.

15 MAYOR TUCCI: Aye. Thank you. Commissioner,

16 I have Bond Ordinance 3458. This is a bond ordinance

17 providing for improvements at DeMuro Park in the amount

18 of \$731,160, and as a portion of that, \$500,000 and

19 change as a grant, and \$182,790 will be a low -- I'm

20 sorry, a no-interest loan. So I'll open the public

21 hearing. Move to close the public hearing.

22 COMMISSIONER KELLY: Second.

23 THE CLERK: Commissioner Kelly.

24 COMMISSIONER KELLY: Aye.

25 THE CLERK: Commissioner Evans?

1 COMMISSIONER EVANS: Aye.
2 THE CLERK: Commissioner Scarpelli?
3 COMMISSIONER SCARPELLI: Aye.
4 THE CLERK: Mayor Tucci.
5 MAYOR TUCCI: Aye. Move the ordinance.
6 COMMISSIONER KELLY: Second.
7 THE CLERK: Commissioner Kelly.
8 COMMISSIONER KELLY: Aye.
9 THE CLERK: Commissioner Evans?
10 COMMISSIONER EVANS: Aye.
11 THE CLERK: Commissioner Scarpelli?
12 COMMISSIONER SCARPELLI: Aye.
13 THE CLERK: Mayor Tucci.
14 MAYOR TUCCI: Aye. Next ordinance, 3459 is
15 being tabled this evening. This is Commissioner
16 Petracco's ordinance. So we will move into
17 resolutions. Commissioner Kelly.
18 COMMISSIONER KELLY: Thank you, Mayor.
19 This first one I have is to designate
20 National Pancreatic Awareness Month.
21 Whereas, although researchers are unsure as
22 to what exactly causes pancreatic cancer, known risk
23 factors of disease have been identified, like smoking,
24 diabetes, age, and gender;
25 Whereas, pancreatic cancer amounts for about

1 three percent of all cancers in the U.S., and about
2 seven percent of cancer deaths. The average lifetime
3 risk of pancreatic cancer for both men and women is
4 about one in 65, 1.15 percent. For each person,
5 chances of getting this cancer can be affected by
6 certain risk factors;

7 Whereas, about 57,600 people, 30,400 men and
8 27,200 women, will be diagnosed with pancreatic cancer,
9 and about 47,050 people, 24,640 men, and 22,410 women,
10 will die of pancreatic cancer. Pancreatic cancer is
11 one of the few cancers for which survival has not been
12 improved substantially for more than 40 years;

13 Whereas, the percent of pancreatic cancer
14 deaths is the highest among people aged 65 to 74.

15 Now therefore be it resolved that the Board
16 of Commissioners of the Township of Nutley, County of
17 Essex, State of New Jersey, declare November as
18 National Pancreatic Awareness Month.

19 Be it further resolved that we urge all
20 residents to take the time to learn about this
21 devastating cancer in hopes to raise awareness since
22 most people are not as knowledgeable about pancreatic
23 cancer as breast cancer or prostate cancer, but it is
24 just as debilitating a disease. So moved.

25 MAYOR TUCCI: Can we have a second, please?

1 COMMISSIONER SCARPELLI: Second.

2 THE CLERK: Commissioner Kelly.

3 COMMISSIONER KELLY: Aye.

4 THE CLERK: Commissioner Evans?

5 COMMISSIONER EVANS: Aye.

6 THE CLERK: Commissioner Scarpelli?

7 COMMISSIONER SCARPELLI: Aye.

8 THE CLERK: Mayor Tucci.

9 MAYOR TUCCI: Aye.

10 COMMISSIONER KELLY: This next one is a
11 resolution designating Alzheimer Disease Awareness
12 Month, which is another important disease that we need
13 to be -- learn about and address.

14 Whereas, Alzheimer's Disease is a progressive
15 degenerative disease of the brain, causing
16 deterioration in memory and thinking, as well as
17 judgment and reasoning ability. It also affects
18 behavior, emotions, and the ability to perform
19 self-care; and

20 Whereas, according to the Center for Disease
21 Control and Prevention, Alzheimer's is the sixth
22 leading cause of death in the U.S. adults, and kills
23 more than breast cancer and prostate cancer combined.
24 According to the Center for Disease Control and
25 Prevention, approximately 5.8 million people in the

1 United States are living with Alzheimer's; and

2 Whereas, one in 10 people aged 65 and older,
3 10 percent, has Alzheimer's Dementia;

4 Whereas, \$244 billion of care is provided by
5 family members and other unpaid caregivers, and about
6 one in three caregivers, 30 percent, are 65 or older;

7 Whereas, by 2050, the number of people aged
8 65 and older with Alzheimer's Dementia may grow to a
9 projected 13.8 million.

10 Now therefore be it resolved by the Board of
11 Commissioners of the Township of Nutley, County of
12 Essex in the State of New Jersey, that the month of
13 November be recognized as Alzheimer's Disease Awareness
14 Month.

15 Be it further resolved that we recognize
16 individuals, family, friends, and caregivers dealing
17 with the devastating effects of Alzheimer's Disease,
18 and that researchers who are seeking the cause and
19 causes, then cure, and educational programs and support
20 services by local and national Alzheimer's
21 organizations. So moved.

22 COMMISSIONER SCARPELLI: Second.

23 THE CLERK: Commissioner Kelly.

24 COMMISSIONER KELLY: Aye.

25 THE CLERK: Commissioner Evans?

1 COMMISSIONER EVANS: Aye.

2 THE CLERK: Commissioner Scarpelli?

3 COMMISSIONER SCARPELLI: Aye.

4 THE CLERK: Mayor Tucci.

5 MAYOR TUCCI: Aye.

6 COMMISSIONER KELLY: This next resolution is
7 to recognize the 245th anniversary of the Marine Corps'
8 birthday.

9 Whereas, on November 10th, 1775, the Second
10 Continental Congress meeting in Philadelphia passed a
11 resolution stating that two battalions of Marines be
12 raised as landing forces with the fleet; and

13 Whereas, this resolution established the
14 Continental Marines, and marked the birth date of the
15 United States Marine Corps;

16 Whereas, since 1798, the United States Marine
17 Corps has defended America in every conflict and war,
18 on land, at sea, and in the air; and

19 Whereas, the adaptability and reliability of
20 the Marine Forces continue to be highlighted around the
21 world, in both the fight against terrorism and in
22 humanitarian relief; and

23 Whereas, today, the United States Marine
24 Corps stands ready to continue in the proud tradition
25 of those before them who have so valiantly fought and

1 died, combining a long and proud heritage of faithful
2 services to the nation, and resolved to face tomorrow's
3 challenges while continuing to keep the Marine Corps as
4 the best of the best.

5 Now therefore be it resolved that the Board
6 of Commissioners of the Township of Nutley, County of
7 Essex, State of New Jersey, recognize November 10th,
8 2020, as the 245th anniversary of the United States
9 Marine Corps, Semper Fidelis, always faithful, and
10 encourage all to join them in celebrating this
11 outstanding milestone and take the time to appreciate
12 those brave individuals who serve us every day.

13 So moved.

14 COMMISSIONER SCARPELLI: Second.

15 THE CLERK: Commissioner Kelly.

16 COMMISSIONER KELLY: Aye.

17 THE CLERK: Commissioner Evans?

18 COMMISSIONER EVANS: Aye.

19 THE CLERK: Commissioner Scarpelli?

20 COMMISSIONER SCARPELLI: Aye.

21 THE CLERK: Mayor Tucci.

22 MAYOR TUCCI: Aye.

23 COMMISSIONER KELLY: This is a resolution to
24 recognize another important disease that many people
25 suffer from.

1 Whereas, 34.2 million adults, 1 in 10, have
2 diabetes, and 88 million American adults, approximately
3 one in three, have prediabetes; and

4 Whereas, Type I Diabetes accounts for about
5 5.2 percent of all diagnosed cases of diabetes,
6 affecting approximately 1.6 million people;

7 Whereas, in 2018, an estimated 1.5 million
8 new cases of diabetes was -- were diagnosed among U.S.
9 adults aged 18 years or older. This includes
10 approximately 210,000 children, adolescents younger
11 than age 20 years;

12 Whereas, the increase in Type 2 Diabetes
13 among our nation's children is linked to the rise in
14 childhood obesity, and by encouraging our sons and
15 daughters to develop healthy habits today will help
16 ensure that they have a brighter, healthier tomorrow;

17 Whereas, diabetes is the seventh leading
18 cause of death listed on U.S. death certificates, and
19 the ninth leading cause of death in women globally;

20 Whereas, between 2 and 10 percent of
21 pregnancies in the United States are affected by
22 gestational diabetes every year.

23 Now therefore be it resolved that the Board
24 of Commissioners of the Township of Nutley, County of
25 Essex, State of New Jersey, declare November as

1 National Diabetes Awareness Month, and recognize
2 November 14th as World Diabetes Day.

3 Be it further resolved that we urge all
4 residents to educate themselves on diabetes, and how
5 complications can be prevented or delayed by properly
6 managing blood glucose, blood pressure, and cholesterol
7 levels, by eating healthy, being physically active, and
8 to quit smoking. So moved.

9 COMMISSIONER SCARPELLI: Second.

10 THE CLERK: Commissioner Kelly.

11 COMMISSIONER KELLY: Aye.

12 THE CLERK: Commissioner Evans?

13 COMMISSIONER EVANS: Aye.

14 THE CLERK: Commissioner Scarpelli?

15 COMMISSIONER SCARPELLI: Aye.

16 THE CLERK: Mayor Tucci.

17 MAYOR TUCCI: Aye.

18 COMMISSIONER KELLY: And this last resolution
19 I have, I think it might be the first time that Nutley
20 is recognizing Native American Heritage Month. So I'm
21 proud to move this ordinance. Let me read it first.
22 Or sorry, resolution.

23 Whereas, November 1st, 2020, through
24 November 30th, 2020, the United States celebrates
25 National Native American Heritage Month;

1 Whereas, National Native American Heritage
2 Month is an opportunity to consider and recognize the
3 contributions of the Native Americans to the history of
4 the United States;

5 Whereas, Native Americans maintain vibrant
6 cultures and traditions and hold a deeply rooted sense
7 of community;

8 Whereas, Native Americans have moving stories
9 of tragedy, triumph, and perseverance that need to be
10 shared with future generations;

11 Whereas, Native Americans have made distinct
12 and important contributions to the United States and
13 the rest of the world in many fields, including the
14 fields of agriculture, medicine, music, language, and
15 art;

16 Whereas, Native Americans have distinguished
17 themselves as inventors, entrepreneurs, spiritual
18 leaders, and scholars;

19 Whereas, the people of the United States have
20 reason to honor the great achievements and the
21 contributions of Native Americans and their ancestors.

22 Now therefore be it resolved that the Board
23 of Commissioners of the Township of Nutley, County of
24 Essex, State of New Jersey, ask the community to join
25 them in recognizing and celebrating November as

1 National Native American Heritage Month. So moved.

2 COMMISSIONER EVANS: Aye.

3 COMMISSIONER SCARPELLI: Second.

4 THE CLERK: Commissioner Kelly.

5 COMMISSIONER KELLY: Aye.

6 THE CLERK: Commissioner Evans?

7 COMMISSIONER EVANS: Aye.

8 THE CLERK: Commissioner Scarpelli?

9 COMMISSIONER SCARPELLI: Aye.

10 THE CLERK: Mayor Tucci.

11 MAYOR TUCCI: Aye. Thank you, Commissioner.

12 Commissioner Evans, anything this evening?

13 COMMISSIONER EVANS: Happy to be here.

14 MAYOR TUCCI: Thank you. Commissioner

15 Petracco has nothing. Commissioner Scarpelli?

16 COMMISSIONER SCARPELLI: Nothing this

17 evening, Mayor.

18 MAYOR TUCCI: Thank you, Commissioner.

19 Be it resolved by the Board of Commissioners

20 of the Township of Nutley, County of Essex, State of

21 New Jersey, that the following newspapers are hereby

22 designated as the official newspapers for advertising

23 for the Township of Nutley for the year 2021.

24 The Nutley Sun, 1 Garret Mountain Plaza,

25 P.O. Box 471, Woodland Park, New Jersey.

1 The Star Ledger, 1 Star Ledger Plaza, Newark,
2 New Jersey.

3 The Herald News, 1 Garret Mountain Plaza,
4 Woodland Park, New Jersey.

5 And be it further resolved that TapIntoNutley
6 be and hereby is designated as the electronic news
7 source for which notices and other matters are to be
8 provided under the Open Public Meetings Act of the
9 State of New Jersey, otherwise known as the Sunshine
10 Law. I move the resolution.

11 COMMISSIONER KELLY: Second.

12 THE CLERK: Commissioner Kelly.

13 COMMISSIONER KELLY: Aye.

14 THE CLERK: Commissioner Evans?

15 COMMISSIONER EVANS: Aye.

16 THE CLERK: Commissioner Petracco -- I'm
17 sorry. Commissioner Scarpelli?

18 COMMISSIONER SCARPELLI: Aye.

19 THE CLERK: Mayor Tucci.

20 MAYOR TUCCI: Aye.

21 Please take notice that in accordance with
22 the Open Public Meetings Law, Chapter 231, P.L. 1975,
23 the public meetings of the Shade Tree Committee for
24 2021 will be held on the following dates. All meetings
25 are held at 44 Park Avenue, Room Number 201, Nutley,

1 New Jersey.

2 January 12th, March 9th, April 6th, June 8th,
3 September 21st, and November 16th, 2021. I move the
4 resolution.

5 COMMISSIONER KELLY: Second.

6 THE CLERK: Commissioner Kelly.

7 COMMISSIONER KELLY: Aye.

8 THE CLERK: Commissioner Evans?

9 COMMISSIONER EVANS: Aye.

10 THE CLERK: Commissioner Scarpelli?

11 COMMISSIONER SCARPELLI: Aye.

12 THE CLERK: Mayor Tucci.

13 MAYOR TUCCI: Aye.

14 Be it resolved in accordance with the Open
15 Public Meetings Act, Chapter 231, Public Law 1975, the
16 public meetings of the Board of Commissioners of the
17 Township of Nutley, County of Essex, State of New
18 Jersey, are held the first and third Tuesday of every
19 month. Please take notice that the public meetings for
20 the year 2021 will be held on the following dates at
21 the Township of Nutley Municipal Building, 3rd Floor,
22 Commissioner Chambers, 1 Kennedy Drive at 7 p.m., at
23 which time formal action may be taken.

24 Please take notice that the regular scheduled
25 meetings of the Board of Commissioners will take place

1 via Zoom webinar for 2021. Please take notice the
 2 governing body of the Township of Nutley, County of
 3 Essex, State of New Jersey may require an executive
 4 session at any given meeting listed below. In
 5 accordance with N.J.S.A. 10:4-12, the governing body
 6 will adopt the resolution at an open meeting,
 7 indicating the reasons for going into an executive
 8 session. No action will be taken in executive session.

9 Please take further notice the Board of
 10 Commissioners of the Township of Nutley may hold an end
 11 of the year meeting on Thursday, December 30, 2021 at
 12 9 a.m., Township of Nutley Municipal Building, 3rd
 13 Floor, Commission Chambers, 1 Kennedy Drive, where
 14 formal action may be taken on the dates listed on this
 15 resolution. I move the resolution.

16 COMMISSIONER KELLY: Second.

17 THE CLERK: Commissioner Kelly.

18 COMMISSIONER KELLY: Aye.

19 THE CLERK: Commissioner Evans?

20 COMMISSIONER EVANS: Aye.

21 THE CLERK: Commissioner Scarpelli?

22 COMMISSIONER SCARPELLI: Aye.

23 THE CLERK: Mayor Tucci.

24 MAYOR TUCCI: Aye.

25 Be it resolved by the Board of Commissioners

1 of the Township of Nutley, County of Essex, State of
2 New Jersey, that the following days shall be considered
3 paid holidays. This is the 2021 holiday schedule as
4 listed on the resolution. I move the resolution.

5 COMMISSIONER KELLY: Second.

6 THE CLERK: Commissioner Kelly.

7 COMMISSIONER KELLY: Aye.

8 THE CLERK: Commissioner Evans?

9 COMMISSIONER EVANS: Aye.

10 THE CLERK: Commissioner Scarpelli?

11 COMMISSIONER SCARPELLI: Aye.

12 THE CLERK: Mayor Tucci.

13 MAYOR TUCCI: Aye.

14 Whereas, the Township of Nutley has the need
15 to acquire specialized professional services in a fair
16 and open contract, pursuant to the provisions of
17 N.J.S.A. 19:44A-20.5; and

18 Whereas, the Department of Parks and Public
19 Property has determined that there is a need to acquire
20 specialized professional services for air conditioning,
21 plumbing, heating and refrigeration service and
22 purchase; and

23 Whereas, the Municipal Clerk is hereby
24 authorized and directed to advertise for sealed bids
25 for air conditioning, plumbing, heating, and

1 refrigeration service and purchase.

2 Now therefore be it resolved by the Board of
3 Commissioners of the Township of Nutley of the County
4 of Essex, State of New Jersey, that the sealed bids be
5 due by Tuesday, November 24th, at 11 a.m., addressed to
6 the Municipal Clerk, Nutley Township Hall, 1 Kennedy
7 Drive, Nutley, New Jersey, at which time they will be
8 publicly opened and read via Zoom. I move the
9 resolution.

10 COMMISSIONER KELLY: Second.

11 THE CLERK: Commissioner Kelly.

12 COMMISSIONER KELLY: Aye.

13 THE CLERK: Commissioner Evans?

14 COMMISSIONER EVANS: Aye.

15 THE CLERK: Commissioner Scarpelli?

16 COMMISSIONER SCARPELLI: Aye.

17 THE CLERK: Mayor Tucci.

18 MAYOR TUCCI: Aye.

19 Whereas, a resolution was adopted on
20 February 4th, 2020, awarding a contract to Dujets Tree
21 Experts, 54 Notch Road, Woodland Park, New Jersey; and

22 Whereas, the agreement entered on the bid
23 specification between Dujets Tree Service and the
24 Township of Nutley on January 1, 2021, through
25 December 31st, 2021, with the option to be extended for

1 a one-year term, but not to exceed two years; and
2 Whereas, funds are available from
3 Account 1-01-512-205, pending adoption of the 2021
4 Municipal Budget, not to exceed \$40,000 for the year
5 and have been certified or will be certified by the
6 Chief Financial Officer, said certification being
7 attached to this resolution at the appropriate time.

8 Now therefore be it resolved that the
9 Township of Nutley renew the contract with Dujets Tree
10 Experts, 54 Notch Road, Woodland Park, for tree removal
11 service pursuant to the previously signed agreement. I
12 move the resolution.

13 COMMISSIONER KELLY: Second.

14 THE CLERK: Commissioner Kelly.

15 COMMISSIONER KELLY: Aye.

16 THE CLERK: Commissioner Evans?

17 COMMISSIONER EVANS: Aye.

18 THE CLERK: Commissioner Scarpelli?

19 COMMISSIONER SCARPELLI: Aye.

20 THE CLERK: Mayor Tucci.

21 MAYOR TUCCI: Aye.

22 Whereas, the Township of Nutley has a need to
23 acquire specialized professional services as a fair and
24 open contract pursuant to the provisions of
25 N.J.S.A. 19:44A-20.5; and

1 Whereas, the Department of Parks and Public
2 Property has determined that there is a need to acquire
3 specialized professional services for electrical
4 services; and

5 Whereas, the Municipal Clerk is hereby
6 authorized and she is directed to advertise for sealed
7 bids for electrical services.

8 Now therefore be it resolved by the Board of
9 Commissioners of the Township of Nutley, County of
10 Essex, State of New Jersey, that the sealed bids shall
11 be due on Tuesday, November 24th, 2020, at 11 a.m.,
12 addressed to the Municipal Clerk, Nutley Township Hall,
13 1 Kennedy Drive, Nutley, New Jersey, at which time they
14 will be publicly opened and read. I move the
15 resolution.

16 COMMISSIONER KELLY: Second.

17 THE CLERK: Commissioner Kelly.

18 COMMISSIONER KELLY: Aye.

19 THE CLERK: Commissioner Evans?

20 COMMISSIONER EVANS: Aye.

21 THE CLERK: Commissioner Scarpelli?

22 COMMISSIONER SCARPELLI: Aye.

23 THE CLERK: Mayor Tucci.

24 MAYOR TUCCI: Aye.

25 Be it resolved by the Board of Commissioners

1 of the Township of Nutley, County of Essex, State of
2 New Jersey, that the Township Clerk be and she is
3 hereby authorized to advertise for sealed bids for
4 recreation uniforms and equipment, bids to be received
5 by Tuesday, November 24th, at 11 a.m., addressed to the
6 Municipal Clerk, Nutley Township Hall, 1 Kennedy Drive,
7 Nutley, New Jersey, at which time they will be publicly
8 opened and read via Zoom. I move the resolution.

9 COMMISSIONER KELLY: Second.

10 THE CLERK: Commissioner Kelly.

11 COMMISSIONER KELLY: Aye.

12 THE CLERK: Commissioner Evans?

13 COMMISSIONER EVANS: Aye.

14 THE CLERK: Commissioner Scarpelli?

15 COMMISSIONER SCARPELLI: Aye.

16 THE CLERK: Mayor Tucci.

17 MAYOR TUCCI: Aye.

18 Whereas, the Township of Nutley has a need to
19 acquire specialized and professional ACA reporting
20 services to ensure compliance with IRS regulations for
21 the year 2020 reporting; and

22 Whereas --

23 SIRI: I didn't quite get that. You can also
24 press --

25 MAYOR TUCCI: I'm sorry.

1 Whereas, such services may be acquired as a
2 non-fair and open contract pursuant to the provisions
3 of N.J.S.A. 19:44A-20.4 or 20.5 as appropriate; and

4 Whereas, Primepoint LLC, located 2 Springside
5 Road, Mount Holly, New Jersey, has submitted a proposal
6 dated October 23rd, 2020, with an anticipated cost of
7 \$7,050 to complete these services and assure compliance
8 on behalf of the Township of Nutley; and

9 Whereas, funds are available from budget
10 account 0-01-526-200, and have been certified by --

11 (Audio malfunction at 00:35:17)

12 MAYOR TUCCI: -- the Nutley High School
13 Soccer Booster Club, License Number 28-20, for an off
14 premise 50/50 cash raffle on Thursday, December 17th,
15 2020; and

16 Whereas, the application has been reviewed
17 and approved by the Municipal Clerk and the Police
18 Department.

19 Now therefore be it resolved by the Board of
20 Commissioners of the Township of Nutley, County of
21 Essex, State of New Jersey, that the aforementioned
22 license is approved, and the Municipal Clerk is
23 authorized to issue said license. I move the
24 resolution.

25 COMMISSIONER KELLY: Second.

1 THE CLERK: Commissioner Kelly.

2 COMMISSIONER KELLY: Aye.

3 THE CLERK: Commissioner Evans?

4 COMMISSIONER EVANS: Aye.

5 THE CLERK: Commissioner Scarpelli?

6 COMMISSIONER SCARPELLI: Aye.

7 THE CLERK: Mayor Tucci.

8 MAYOR TUCCI: Aye.

9 Whereas, Thomas Buel is employed by the
10 Township of Nutley Department of Parks and Public
11 Property; and

12 Whereas, Thomas Buel will have exhausted all
13 of his available sick leave and other time as of
14 November 12th, 2020; and

15 Whereas, 14 employees of the Department of
16 Parks and Public Property are desirous of transferring
17 days of their accumulated sick leave, for a total of 45
18 days to Thomas Buel; and

19 Whereas, the aforementioned employees have
20 provided their consent to said transfers in writing to
21 the Township Clerk; and

22 Whereas, under the circumstances presented
23 herein, and in view of Thomas Buel's medical situation,
24 and his service to the Department of Parks and Public
25 Property, the Board of Commissioners are desirous of

1 accommodating this request.

2 Now therefore be it resolved by the Board of
3 Commissioners of the Township of Nutley, County of
4 Essex, State of New Jersey, that the following
5 employees are permitted to transfer days to Thomas
6 Buel:

7 Anthony Bisignano, Christopher Bucci, Ronald
8 Cundiff, Frank Demaio, Michael Donadio, Mary Fenui,
9 Anthony Gagliardo, Nicholas Gould, Michael Kirk, Angelo
10 Jones, Ronald LaRosa, Cory Pilsbury, Lois Plinio, and
11 Theresa Vinci. I move the resolution.

12 COMMISSIONER KELLY: Second.

13 THE CLERK: Commissioner Kelly.

14 COMMISSIONER KELLY: Aye.

15 THE CLERK: Commissioner Evans?

16 COMMISSIONER EVANS: Aye.

17 THE CLERK: Commissioner Scarpelli?

18 COMMISSIONER SCARPELLI: Aye.

19 THE CLERK: Mayor Tucci.

20 MAYOR TUCCI: Aye.

21 Whereas, DMR Architects, 777 Terrace Avenue,
22 Hasbrouck Heights, New Jersey, has been awarded a
23 non-fair and open contract as a professional service,
24 as pursuant to the provisions of N.J.S.A. 19:44A-20.4
25 or 20.5 as appropriate to provide services to the Board

1 of Commissioners for the Township of Nutley
2 Redevelopment Investigation of the Ciccolini site; and

3 Whereas, such services will exceed the
4 contract amount of \$21,000, and the following change
5 order is needed:

6 Change order Number 1: To provide additional
7 architectural services in the amount of \$161.35.

8 And whereas funds are available from
9 account 0-1-226-205, and have been certified by the
10 Chief Financial Officer, said certification being
11 attached to this resolution.

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 change order Number 1
15 in the amount of \$161.35 be and is hereby approved. I
16 move the resolution.

17 COMMISSIONER EVANS: Second.

18 COMMISSIONER KELLY: Second.

19 THE CLERK: Commissioner Kelly.

20 COMMISSIONER KELLY: Aye.

21 THE CLERK: Commissioner Evans?

22 COMMISSIONER EVANS: Aye.

23 THE CLERK: Commissioner Scarpelli?

24 COMMISSIONER SCARPELLI: Aye.

25 THE CLERK: Mayor Tucci.

1 MAYOR TUCCI: Aye.

2 Be it resolved by the Board of Commissioners
3 of the Township of Nutley in the County of Essex, State
4 of New Jersey, that the Treasurer be and she is hereby
5 authorized to refund payments for recreation programs
6 in the amounts listed below.

7 27 Windsor, Gleeful Wellness, in the amount
8 of \$50 for the year 2020. Gerakas, Spring Festival,
9 \$100 for the year 2020, and K-2 Hoops, 96 St. Mary's
10 Place in the amount of \$25. I move the resolution.

11 COMMISSIONER KELLY: Second.

12 THE CLERK: Commissioner Kelly.

13 COMMISSIONER KELLY: Aye.

14 THE CLERK: Commissioner Evans?

15 COMMISSIONER EVANS: Aye.

16 THE CLERK: Commissioner Scarpelli?

17 COMMISSIONER SCARPELLI: Aye.

18 THE CLERK: Mayor Tucci.

19 MAYOR TUCCI: Aye. We will now open the
20 meeting up to the public for public comment.

21 THE CLERK: Mayor, do you want
22 (indiscernible).

23 MAYOR TUCCI: I'm sorry?

24 THE CLERK: (Indiscernible).

25 MAYOR TUCCI: Please.

1 THE CLERK: All persons addressing the Board
2 of Commissioners regarding community concerns should
3 approach -- should state their name and address for the
4 record. Unless further time is granted by the Board,
5 each person shall limit their address to five minutes.
6 All remarks to the Board and its individual members
7 must be addressed to the mayor. The mayor may defer
8 citizens' comments to the appropriate member of the
9 board.

10 MR. CULLARI: Hello?

11 MAYOR TUCCI: Yes, sir, we can hear you, go
12 ahead.

13 MR. CULLARI: It's Chris Cullari, 115 Joerg
14 Avenue. I just have one comment regarding recycling
15 pickup. It's been advertised that there was no
16 recycling pickup this last -- this -- this week for
17 Election Day, and then the website's showing again for
18 this coming Tuesday due to Veteran's Day. However,
19 since our commingled recycling is being picked up by a
20 private hauler, our commingled recycling is indeed
21 being picked up. It's cardboard that's not being
22 picked up.

23 MAYOR TUCCI: Commissioner Scarpelli, would
24 you like to respond?

25 COMMISSIONER SCARPELLI: Sure. Mr. Cullari,

1 that the -- officially, there is no recycling on those
2 days. We don't want people to put out recycling. The
3 vendor, Basso, it's their prerogative to come into town
4 and pick up what's out there. That leaves them less to
5 pick up the next week, which will be a double week. So
6 if they come into town, that's up to them, but
7 officially, there is no recycling on Election Day, and
8 it won't be Tuesday, it'll be Wednesday of next week,
9 the 11th, which is Veteran's Day.

10 MR. CULLARI: Oh, okay, got you. Yep. Okay.
11 Thank you.

12 MAYOR TUCCI: Thank you.

13 THE CLERK: Anyone else?

14 MAYOR TUCCI: No one else? I would like to
15 entertain a motion to go into a brief executive
16 session. Very brief.

17 COMMISSIONER SCARPELLI: I move we go into
18 executive session.

19 MAYOR TUCCI: For potential litigation.
20 Thank you, Commissioner.

21 COMMISSIONER SCARPELLI: For potential
22 litigation.

23 MAYOR TUCCI: Can we get a second?

24 COMMISSIONER KELLY: Second.

25 MAYOR TUCCI: Thank you.

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 from 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 and State of
9 New Jersey desires to proceed to closed executive
10 session.

11 And now therefore be it resolved by the Board
12 of Commissioners of the Township of Nutley move into
13 closed executive session to discuss potential
14 litigation. Be it further resolved that the time when
15 such discussion may be disclosed to the public shall be
16 when and as such disclosure may be made without
17 adversely affecting the Township of Nutley, pending
18 and/or anticipated legal, personnel, contractual
19 matters and other matters within the exceptions
20 provided for by statute.

21 Commissioner Kelly.

22 COMMISSIONER KELLY: Aye.

23 THE CLERK: Commissioner Evans?

24 COMMISSIONER EVANS: Aye.

25 THE CLERK: Commissioner Scarpelli?

1 COMMISSIONER SCARPELLI: Aye.

2 THE CLERK: Mayor Tucci.

3 MAYOR TUCCI: Aye.

4 THE CLERK: The time is 7:56.

5 (Pause for Executive Session)

6 MAYOR TUCCI: Okay, are we back?

7 THE CLERK: Yes.

8 MAYOR TUCCI: Okay, thank you everyone for
9 being patient. We have no further business. I will
entertain a motion to adjourn.

10 COMMISSIONER EVANS: Second.

11 THE CLERK: Commissioner Kelly?

12 COMMISSIONER KELLY: Aye.

13 THE CLERK: Commissioner Evans?

14 COMMISSIONER EVANS: Aye.

15 THE CLERK: Commissioner Scarpelli?

16 COMMISSIONER SCARPELLI: Aye.

17 THE CLERK: Mayor Tucci.

18 MAYOR TUCCI: Aye.

19 THE CLERK: The time is 8:29.

20 (End of recording)

21 *****

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

23 I, Lisa Luciano, do hereby certify that the foregoing
is a correct transcript from the electronic sound
recording provided for transcription and prepared to
the best of my professional skills and ability.

24 _____
LISA LUCIANO, AAERT NO. 327

DATE: November 23, 2020

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