

In The Matter Of:
In RE: Nutley Board of Commissioners

Transcript of Proceedings
February 18, 2020
Conference Session



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

Min-U-Script® with Word Index

Conference Session

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

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

*** CONFERENCE SESSION ***

DATE: February 18, 2020

BOARD OF COMMISSIONERS:

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

Also Present:

- ALAN GENITEMPO, TOWNSHIP ATTORNEY

1 (Recording begins)

2 MAYOR SCARPELLI: Madam Clerk.

3 THE CLERK: Thank you. Board of
4 Commissioners Public Meeting, Tuesday, February 18th,
5 2020. The time is now 7:06. Pursuant to the
6 requirements of the Open Public Meeting Act, Chapter
7 231, Public Law 1975, notice of this meeting was
8 published in the November 28th, 2019 issues of the
9 Nutley Sun, the Herald News, and the Star Ledger. A
10 copy of this notice has been posted on the Nutley Town
11 Hall bulletin board, and a copy is on file in the
12 Municipal Clerk's office. Commissioner Rogers is
13 absent, excused.

14 Commissioner Tucci?

15 COMMISSIONER TUCCI: Here.

16 THE CLERK: Commissioner Evans?

17 COMMISSIONER EVANS: Here.

18 THE CLERK: Commissioner Petracco.

19 COMMISSIONER PETRACCO: Here.

20 THE CLERK: Mayor Scarpelli.

21 MAYOR SCARPELLI: Here.

22 THE CLERK: All present, Mayor, except for
23 Commissioner Rogers. He's absent, excused.

24 MAYOR SCARPELLI: All right. Commissioner
25 Petracco, what do you have on the agenda tonight?

1 COMMISSIONER PETRACCO: I have a Public
2 Safety report, and I have another ordinance
3 introduction. This is probably for a handicapped spot,
4 I'm guessing. And then I have three resolutions. I
5 have the authorized to enter into a contract with
6 Scarinci, our labor counsel, and Hollenbeck. I have an
7 authorized to sell abandoned personnel -- actually, I
8 have another one for the same thing.

9 COMMISSIONER EVANS: Personal property.

10 COMMISSIONER PETRACCO: Personal property.

11 COMMISSIONER EVANS: Another way of the
12 person is that --

13 COMMISSIONER PETRACCO: Oh, I said personnel?
14 Excuse me. Personal property.

15 MAYOR SCARPELLI: You auctioning off some
16 people?

17 COMMISSIONER PETRACCO: I have -- yeah. No.
18 No, Mayor. No comment. No comment.

19 COMMISSIONER TUCCI: See what happens when he
20 doesn't have anything? Now he's got to proofread
21 everything.

22 COMMISSIONER EVANS: I'm just listening. I'm
23 listening. I'm listening.

24 COMMISSIONER TUCCI: You're correcting --
25 you're reading with your pen again?

Conference Session

4

1 MAYOR SCARPELLI: Commissioner Evans?

2 COMMISSIONER EVANS: Abandoned personnel, I
3 mean.

4 MAYOR SCARPELLI: Commissioner Evans, what do
5 you have on the agenda tonight?

6 COMMISSIONER EVANS: I have a report and good
7 wishes.

8 MAYOR SCARPELLI: Okay.

9 COMMISSIONER TUCCI: Good wishes. That's
10 wonderful.

11 MAYOR SCARPELLI: Commissioner Rogers has
12 nothing on the agenda.

13 COMMISSIONER TUCCI: Thank God.

14 MAYOR SCARPELLI: Commissioner Tucci?

15 COMMISSIONER TUCCI: I have a Shade Tree
16 report, and let's see what else I have. I have five
17 resolutions congratulating the dignitaries for the
18 Saint Patrick's Day Parade, and I have a resolution to
19 enter into a contract with Viridian Environmental
20 Consultants for DeMuro Park. That's all I have.

21 MAYOR SCARPELLI: I have a ordinance
22 introduction, which is a floodplain management that's
23 come down from the DEP, which they issued in October
24 and has to be done, you know, right away or else we'll
25 get fined. So, they've come back with some diminimous

1 changes to what we submitted to them, so --

2 COMMISSIONER TUCCI: Is this for compliance
3 purposes? I was wondering what that was. Is this,
4 they changed the rules, so we have to --

5 MAYOR SCARPELLI: Well, this is what you have
6 to do.

7 COMMISSIONER TUCCI: Okay.

8 MAYOR SCARPELLI: I have a couple of
9 resolutions. Some raffle applications, authorize an
10 award to professional services to Mercury, which is the
11 government relations firm. A budget -- budget
12 appropriations, and I have a resolution supporting the
13 replacement of the bridge, the De Jessa Memorial Bridge
14 over Passaic River, and improvements to the roadway
15 intersections in Lyndhurst and Nutley.

16 COMMISSIONER TUCCI: That's three going and
17 what, two coming back? Or the other way?

18 MAYOR SCARPELLI: I think it's three and two.
19 Three --

20 COMMISSIONER TUCCI: Three going? Okay.

21 COMMISSIONER PETRACCO: What year is that
22 for?

23 COMMISSIONER TUCCI: They commissioned that
24 when?

25 MAYOR SCARPELLI: Three coming in, two going

1 out, I think it was.

2 COMMISSIONER TUCCI: Oh.

3 COMMISSIONER PETRACCO: Yeah, I went to that.
4 When are they -- are they -- do they have the plans,
5 are they just -- or a date that they're going to start
6 digging?

7 MAYOR SCARPELLI: Just (indiscernible). I
8 would say the out end is ten years.

9 COMMISSIONER PETRACCO: Crazy.

10 MAYOR SCARPELLI: Before that bridge is
11 replaced. My opinion.

12 COMMISSIONER PETRACCO: Hopefully, nobody
13 winds up in the drink.

14 COMMISSIONER EVANS: Just on the Mercury one,
15 on the resolution, the cost of that is allocated to
16 five departments, okay?

17 COMMISSIONER TUCCI: The cost of what's
18 allocated, again? What was that?

19 COMMISSIONER EVANS: Mercury.

20 COMMISSIONER TUCCI: You're in that low voice
21 again, I have to --

22 COMMISSIONER EVANS: It's all five
23 departments that's allocated.

24 COMMISSIONER TUCCI: Oh, we're all in for a
25 piece? Oh, okay.

Conference Session

7

1 COMMISSIONER EVANS: We spread it -- yeah,
2 we're all in for a piece.

3 MAYOR SCARPELLI: Madam Clerk, what do you
4 have on?

5 THE CLERK: Thank you, Mayor. We have
6 regular meeting minutes. We have minutes for executive
7 session for January 2nd, January 14th, and February
8 4th. We have several applications. One is for
9 Sam Fleitell for a social affair, the Nutley High
10 School Booster Club for the Father's Day affair, the
11 Nutley Family Service Bureau for a social affair
12 permit, the Nutley Irish has also submitted an
13 application for a social affair. The Nutley-Belleville
14 Columbus Day and Italian Heritage Month Parade has
15 submitted an affair to hold a raffle on a Sunday, and
16 the Nutley High School PTO has submitted a letter
17 requesting permission to hold a raffle on a Sunday as
18 well. And that's it for communications.

19 COMMISSIONER EVANS: Are you going to read
20 them all? Or are you going to --

21 THE CLERK: I was going to ask you, can I
22 read them all together and then we take one vote?

23 MR. GENITEMPO: Yes.

24 THE CLERK: Okay, great.

25 MAYOR SCARPELLI: Counsel?

1 MR. GENITEMPO: Mayor, we have this -- in
2 your packet is a draft of an ordinance from the
3 leveling board. This is something that we went over
4 about a year ago regarding some changes. Not really
5 anything significant. Mainly increasing from the
6 number -- from two to four -- two units would
7 constitute a dwelling unit as opposed to just four in
8 the previous one. It gives them more ability to
9 enforce the ordinance.

10 We've been through this, but I'm going to ask
11 to put it on at the next meeting, and if you want Joe
12 Hannon here, he said he'll come and go over the changes
13 again with you. So I can have him here at the next
14 meeting to just explain to you again what the changes
15 meant. I know it's been a while since we looked at it.

16 COMMISSIONER TUCCI: So a multiple dwelling's
17 going to be two units or more, not four units or more.

18 MR. GENITEMPO: For their purposes of being
19 able to get reporting back on the units.

20 MAYOR SCARPELLI: Not necessarily under rent
21 control, correct?

22 MR. GENITEMPO: No. No, but --

23 MAYOR SCARPELLI: Just for --

24 MR. GENITEMPO: -- there are reporting
25 requirements --

1 MAYOR SCARPELLI: -- reporting requirements.

2 MR. GENITEMPO: -- based on reporting
3 requirements.

4 MAYOR SCARPELLI: Got you.

5 COMMISSIONER EVANS: So then a two-family
6 home, two-family house, would be considered two
7 dwelling units?

8 MR. GENITEMPO: Have to report, yes.

9 COMMISSIONER EVANS: That has now -- would
10 have a new reporting obligation.

11 COMMISSIONER PETRACCO: What are you --
12 what's the purpose of that? To report for what?

13 MR. GENITEMPO: They were having issues with
14 getting accurate data, my recollection is, from a year
15 ago. And, you know, I'd rather have him explain it to
16 you, because they have really -- the issues they were
17 dealing with, with the rent leveling board are not --
18 I'm foreign to.

19 COMMISSIONER PETRACCO: I'd like to sit in on
20 that one.

21 MR. GENITEMPO: So -- we'll get him in.
22 Yeah.

23 COMMISSIONER PETRACCO: Because it might
24 affect --

25 COMMISSIONER TUCCI: Yeah. Yeah.

1 MR. GENITEMPO: Yeah, there's no rush on it,
2 because it's been sitting, but -- you see the changes
3 are on there, the actual redline changes.

4 MAYOR SCARPELLI: Your department, you meant,
5 right?

6 COMMISSIONER PETRACCO: Exactly. Puts a
7 little more wear on the fire and police department.

8 COMMISSIONER EVANS: Just keep smiling. It
9 will pass.

10 MAYOR SCARPELLI: What else do you have,
11 Counsel?

12 MR. GENITEMPO: I don't think it affects --
13 Al, I don't think it affects inspection issues, I think
14 it's just reporting issues and the like.

15 COMMISSIONER PETRACCO: Like what? Upgrades
16 and things like that, or --

17 MR. GENITEMPO: Well, they have to report
18 certain things to the rent leveling board every year,
19 and I think --

20 COMMISSIONER EVANS: I think it'll be a great
21 idea to --

22 MR. GENITEMPO: -- like multiple family
23 units.

24 COMMISSIONER EVANS: -- just table it until
25 he can explain it to us.

1 MR. GENITEMPO: Yeah. I'm saying, it's not
2 on the agenda tonight, it just --

3 MAYOR SCARPELLI: Well, it's not on the
4 agenda, so we'll bring him in.

5 MR. GENITEMPO: -- it's in your package if
6 you want to take a look at it. He'll be in next week.
7 Other than that, we need executive to discuss
8 litigation, the pool club, and some potential
9 litigation and some contract negotiation.

10 MAYOR SCARPELLI: All right, could I have a
11 motion to go into executive.

12 COMMISSIONER PETRACCO: Move it.

13 COMMISSIONER TUCCI: Second.

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

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

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

24 Now therefore be it resolved by the Board of
25 Commissioners of the Township of Nutley move into

1 closed executive session to discuss litigation,
2 potential litigation, and contract negotiations;

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

10 COMMISSIONER TUCCI: Aye.

11 THE CLERK: Commissioner Evans?

12 COMMISSIONER EVANS: Aye.

13 THE CLERK: Commissioner Petracco?

14 COMMISSIONER PETRACCO: Aye.

15 THE CLERK: Mayor Scarpelli?

16 MAYOR SCARPELLI: Aye.

17 THE CLERK: The time is 7:15.

18 COMMISSIONER EVANS: I have a quick question
19 on this.

20 THE CLERK: We just need one second, please.

21 (End of recording)

22 * * * * *

23

24

25

1 CERTIFICATION

2

3

I, Alicia Jarrett, do hereby

4

certify that the foregoing is a correct transcript from

5

the electronic sound recording provided for

6

transcription and prepared to the best of my

7

professional skills and ability.

8

9

10

11

12

March 6, 2020

13

Alicia Jarrett

14

AAERT Cert. No. 428

15

Certified Court Transcriptionist

16

17

18

19

20

21

22

23

24

25

	authorize (1) 5:9	7:10;11:8	9:14	1:13;2:16,17;3:9,
*	authorized (2) 3:5,7	Columbus (1) 7:14	DATE (2) 1:8;6:5	11,22;4:1,2,4,6;6:14,
*** (2) 1:6,6	award (1) 5:10	coming (2) 5:17,25	Day (3) 4:18;7:10,14	19,22;7:1,19;9:5,9;
A	away (1) 4:24	comment (2) 3:18,18	De (1) 5:13	10:8,20,24;12:11,12,
abandoned (2) 3:7;4:2	Aye (4) 12:10,12,14,16	COMMISSION (1) 1:3	dealing (1) 9:17	18
ability (1) 8:8	B	commissioned (1) 5:23	DeMuro (1) 4:20	Exactly (1) 10:6
able (1) 8:19	back (3) 4:25;5:17;8:19	COMMISSIONER (69) 1:12,13,14;2:12,14, 15,16,17,18,19,23,24; 3:1,9,10,11,13,17,19, 22,24;4:1,2,4,6,9,11, 13,14,15;5:2,7,16,20, 21,23;6:2,3,9,12,14, 17,19,20,22,24;7:1, 19;8:16;9:5,9,11,19, 23,25;10:6,8,15,20, 24;11:12,13;12:9,10, 11,12,13,14,18	DEP (1) 4:23	except (1) 2:22
absent (2) 2:13,23	based (1) 9:2	COMMISSIONERS (5) 1:1,10;2:4;11:20,25	department (2) 10:4,7	exceptions (1) 12:8
accurate (1) 9:14	begins (1) 2:1	communications (1) 7:18	departments (2) 6:16,23	exclusion (1) 11:16
Act (2) 2:6;11:15	BOARD (9) 1:1,10;2:3,11;8:3; 9:17;10:18;11:20,24	compliance (1) 5:2	desires (1) 11:22	Excuse (1) 3:14
actual (1) 10:3	body (1) 11:18	CONFERENCE (1) 1:6	digging (1) 6:6	excused (2) 2:13,23
actually (1) 3:7	Booster (1) 7:10	congratulating (1) 4:17	dignitaries (1) 4:17	executive (5) 7:6;11:7,11,23;12:1
adversely (1) 12:6	bridge (3) 5:13,13;6:10	considered (1) 9:6	diminimous (1) 4:25	exist (1) 11:19
affair (5) 7:9,10,11,13,15	bring (1) 11:4	constitute (1) 8:7	disclosed (1) 12:4	explain (3) 8:14;9:15;10:25
affect (1) 9:24	budget (2) 5:11,11	Consultants (1) 4:20	disclosures (1) 12:5	F
affecting (1) 12:6	bulletin (1) 2:11	contract (4) 3:5;4:19;11:9;12:2	discuss (2) 11:7;12:1	Family (2) 7:11;10:22
affects (2) 10:12,13	Bureau (1) 7:11	contractual (1) 12:7	discussions (1) 12:4	Father's (1) 7:10
again (5) 3:25;6:18,21;8:13, 14	C	control (1) 8:21	done (1) 4:24	February (3) 1:8;2:4;7:7
agenda (5) 2:25;4:5,12;11:2,4	can (3) 7:21;8:13;10:25	copy (2) 2:10,11	down (1) 4:23	file (1) 2:11
ago (2) 8:4;9:15	certain (2) 10:18;11:17	correcting (1) 3:24	draft (1) 8:2	filed (1) 4:25
Al (1) 10:13	CHAMBERS (1) 1:3	cost (2) 6:15,17	DRIVE (1) 1:2	fire (1) 10:7
ALAN (1) 1:17	changed (1) 5:4	counsel (3) 3:6;7:25;10:11	dwelling (2) 8:7;9:7	firm (1) 5:11
allocated (3) 6:15,18,23	changes (6) 5:1;8:4,12,14;10:2, 3	County (1) 11:21	dwelling's (1) 8:16	five (3) 4:16;6:16,22
ALPHONSE (1) 1:14	Chapter (2) 2:6;11:15	Couple (1) 5:8	E	Fleitell (1) 7:9
and/or (1) 12:7	circumstances (2) 11:17,19	Crazy (1) 6:9	else (3) 4:16,24;10:10	floodplain (1) 4:22
anticipated (1) 12:7	Clerk (16) 2:2,3,16,18,20,22; 7:3,5,21,24;11:14; 12:11,13,15,17,20	D	end (2) 6:8;12:21	FLOOR (1) 1:3
application (1) 7:13	Clerk's (1) 2:12	data (1)	enforce (1) 8:9	foreign (1) 9:18
applications (2) 5:9;7:8	closed (2) 11:22;12:1		enter (2) 3:5;4:19	four (3) 8:6,7,17
appropriations (1) 5:12	Club (2)		Environmental (1) 4:19	further (1) 12:3
ATTORNEY (1) 1:17			Essex (1) 11:21	G
auctioning (1) 3:15			EVANS (23)	GENITEMPO (16) 1:17;7:23;8:1,18, 22,24;9:2,8,13,21; 10:1,12,17,22;11:1,5

God (1) 4:13	Italian (1) 7:14	1:12	1:1,4;2:9,10;5:15; 7:9,11,12,16;11:21, 25;12:6	3:9,10,14
good (2) 4:6,9	J	may (2) 12:4,5	Nutley-Belleville (1) 7:13	personnel (4) 3:7,13;4:2;12:7
government (1) 5:11	January (2) 7:7,7	MAYOR (34) 1:11;2:2,20,21,22, 24;3:15,18;4:1,4,8,11, 14,21;5:5,8,18,25;6:7, 10;7:3,5,25;8:1,20,23; 9:1,4;10:4,10;11:3, 10;12:15,16	O	PETRACCO (20) 1:14;2:18,19,25; 3:1,10,13,17;5:21;6:3, 9,12;9:11,19,23;10:6, 15;11:12;12:13,14
great (2) 7:24;10:20	JERSEY (2) 1:4;11:22	mean (1) 4:3	obligation (1) 9:10	piece (2) 6:25;7:2
guessing (1) 3:4	Jessa (1) 5:13	meant (2) 8:15;10:4	October (1) 4:23	plans (1) 6:4
H	Joe (1) 8:11	Meeting (8) 2:4,6,7;7:6;8:11,14; 11:15,16	off (1) 3:15	please (1) 12:20
Hall (1) 2:11	JOSEPH (1) 1:11	Memorial (1) 5:13	office (1) 2:12	police (1) 10:7
handicapped (1) 3:3	K	Mercury (3) 5:10;6:14,19	ONE (8) 1:2;3:8;6:14;7:8, 22;8:8;9:20;12:20	pool (1) 11:8
Hannon (1) 8:12	keep (1) 10:8	might (1) 9:23	Open (2) 2:6;11:15	posted (1) 2:10
happens (1) 3:19	KENNEDY (1) 1:2	minutes (2) 7:6,6	opinion (2) 6:11;11:18	potential (2) 11:8;12:2
Herald (1) 2:9	L	Month (1) 7:14	opposed (1) 8:7	Present (2) 1:16;2:22
Heritage (1) 7:14	labor (1) 3:6	more (4) 8:8,17,17;10:7	ordinance (4) 3:2;4:21;8:2,9	previous (1) 8:8
High (2) 7:9,16	Law (2) 2:7;11:15	motion (1) 11:11	out (2) 6:1,8	probably (1) 3:3
hold (2) 7:15,17	Ledger (1) 2:9	Move (2) 11:12,25	over (3) 5:14;8:3,12	proceed (1) 11:22
Hollenbeck (1) 3:6	legal (1) 12:7	multiple (2) 8:16;10:22	P	professional (1) 5:10
home (1) 9:6	letter (1) 7:16	Municipal (1) 2:12	package (1) 11:5	proofread (1) 3:20
Hopefully (1) 6:12	leveling (3) 8:3;9:17;10:18	N	packet (1) 8:2	property (3) 3:9,10,14
house (1) 9:6	listening (3) 3:22,23,23	necessarily (1) 8:20	Parade (2) 4:18;7:14	provided (1) 12:9
I	litigation (4) 11:8,9;12:1,2	need (2) 11:7;12:20	Park (1) 4:20	PTO (1) 7:16
idea (1) 10:21	little (1) 10:7	negotiation (1) 11:9	pass (1) 10:9	Public (9) 2:4,6,7;3:1;11:15, 15,16,18;12:4
improvements (1) 5:14	look (1) 11:6	negotiations (1) 12:2	Passaic (1) 5:14	published (1) 2:8
increasing (1) 8:5	looked (1) 8:15	NEW (3) 1:4;9:10;11:22	Patrick's (1) 4:18	purpose (1) 9:12
indiscernible (1) 6:7	low (1) 6:20	News (1) 2:9	pen (1) 3:25	purposes (2) 5:3;8:18
inspection (1) 10:13	Lyndhurst (1) 5:15	next (3) 8:11,13;11:6	pending (1) 12:6	Pursuant (1) 2:5
intersections (1) 5:15	M	nobody (1) 6:12	people (1) 3:16	put (1) 8:11
into (4) 3:5;4:19;11:11,25	Madam (2) 2:2;7:3	notice (2) 2:7,10	permission (1) 7:17	Puts (1) 10:6
introduction (2) 3:3;4:22	Mainly (1) 8:5	November (1) 2:8	permit (1) 7:12	Q
Irish (1) 7:12	management (1) 4:22	number (1) 8:6	permits (1) 11:16	quick (1) 12:18
issued (1) 4:23	matters (2) 12:8,8	NUTLEY (12)	person (1) 3:12	R
issues (5) 2:8;9:13,16;10:13, 14	MAURO (1)		Personal (3)	

raffle (3) 5:9;7:15,17 rather (1) 9:15 read (2) 7:19,22 reading (1) 3:25 really (2) 8:4;9:16 recollection (1) 9:14 Recording (2) 2:1;12:21 redline (1) 10:3 regarding (1) 8:4 regular (1) 7:6 relations (1) 5:11 rent (3) 8:20;9:17;10:18 replaced (1) 6:11 replacement (1) 5:13 report (6) 3:2;4:6,16;9:8,12; 10:17 reporting (6) 8:19,24;9:1,2,10; 10:14 requesting (1) 7:17 requirements (4) 2:6;8:25;9:1,3 resolution (3) 4:18;5:12;6:15 resolutions (3) 3:4;4:17;5:9 resolved (2) 11:24;12:3 right (4) 2:24;4:24;10:5; 11:10 River (1) 5:14 roadway (1) 5:14 Rogers (3) 2:12,23;4:11 rules (1) 5:4 rush (1) 10:1	4:18 Sam (1) 7:9 same (1) 3:8 saying (1) 11:1 Scarinci (1) 3:6 SCARPELLI (30) 1:11;2:2,20,21,24; 3:15;4:1,4,8,11,14,21; 5:5,8,18,25;6:7,10; 7:3,25;8:20,23;9:1,4; 10:4,10;11:3,10; 12:15,16 School (2) 7:10,16 Second (2) 11:13;12:20 Section (1) 11:14 sell (1) 3:7 Service (1) 7:11 services (1) 5:10 SESSION (4) 1:6;7:7;11:23;12:1 several (1) 7:8 Shade (1) 4:15 shall (1) 12:4 significant (1) 8:5 sit (1) 9:19 sitting (1) 10:2 smiling (1) 10:8 social (3) 7:9,11,13 spot (1) 3:3 spread (1) 7:1 Star (1) 2:9 start (1) 6:5 State (1) 11:22 statute (1) 12:9 submitted (4) 5:1;7:12,15,16 Sun (1) 2:9 Sunday (2)	7:15,17 supporting (1) 5:12 T table (1) 10:24 ten (1) 6:8 therefore (1) 11:24 THOMAS (1) 1:13 three (6) 3:4;5:16,18,19,20, 25 together (1) 7:22 tonight (3) 2:25;4:5;11:2 Town (1) 2:10 TOWNSHIP (5) 1:1,17;11:21,25; 12:6 Tree (1) 4:15 TUCCI (23) 1:12;2:14,15;3:19, 24;4:9,13,14,15;5:2,7, 16,20,23;6:2,17,20, 24;8:16;9:25;11:13; 12:9,10 Tuesday (1) 2:4 two (7) 5:17,18,25;8:6,6, 17;9:6 two-family (2) 9:5,6 U under (1) 8:20 unit (1) 8:7 units (6) 8:6,17,17,19;9:7; 10:23 up (1) 6:13 Upgrades (1) 10:15 V Viridian (1) 4:19 voice (1) 6:20 vote (1)	7:22 W way (2) 3:11;5:17 wear (1) 10:7 week (1) 11:6 what's (2) 6:17;9:12 Whereas (3) 11:14,18,20 winds (1) 6:13 wishes (2) 4:7,9 within (1) 12:8 without (1) 12:5 wonderful (1) 4:10 wondering (1) 5:3 Y year (4) 5:21;8:4;9:14; 10:18 years (1) 6:8 0 07110 (1) 1:4 1 14th (1) 7:7 18 (1) 1:8 18th (1) 2:4 1975 (2) 2:7;11:15 2 2019 (1) 2:8 2020 (2) 1:8;2:5 231 (2) 2:7;11:15 28th (1) 2:8 2nd (1) 7:7	 3 3RD (1) 1:3 4 4th (1) 7:8 7 7:06 (1) 2:5 7:15 (1) 12:17 8 8 (1) 11:14					
					S Safety (1) 3:2 Saint (1)	S Safety (1) 3:2 Saint (1)	 Viridian (1) 4:19 voice (1) 6:20 vote (1)	 2019 (1) 2:8 2020 (2) 1:8;2:5 231 (2) 2:7;11:15 28th (1) 2:8 2nd (1) 7:7	 2019 (1) 2:8 2020 (2) 1:8;2:5 231 (2) 2:7;11:15 28th (1) 2:8 2nd (1) 7:7

In The Matter Of:

In RE: Nutley Board of Commissioners

Transcript of Proceedings

February 18, 2020

Public Session



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

Min-U-Script®

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

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

*** PUBLIC SESSION ***

DATE: February 18, 2020

BOARD OF COMMISSIONERS:

- JOSEPH P. SCARPELLI, MAYOR
- MAURO G. TUCCI, COMMISSIONER
- THOMAS J. EVANS, COMMISSIONER
- ALPHONSE PETRACCO, COMMISSIONER
- STEVEN ROGERS, 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, February 18th,
8 2020. The time is now 7:52. Pursuant to the
9 requirements of the Open Public Meeting Act,
10 Chapter 231, Public Law 1975, notice of this meeting
11 was published in the November 28, 2019 issues of the
12 Nutley Sun, the Herald News, and the Star Ledger. A
13 copy of this notice has been posted on the Nutley Town
14 Hall bulletin board, and a copy is on file in the
15 Municipal Clerk's office. Commissioner Rogers is
16 absent, excused. Commissioner Tucci?

17 COMMISSIONER TUCCI: Here.

18 THE CLERK: Commissioner Evans?

19 COMMISSIONER EVANS: Here.

20 THE CLERK: Commissioner Petracco?

21 COMMISSIONER PETRACCO: Here.

22 THE CLERK: Mayor Scarpelli?

23 MAYOR SCARPELLI: Here.

24 THE CLERK: All present, Mayor, except for
25 Commissioner Rogers, he's absent, excused, this

1 evening.

2 MAYOR SCARPELLI: Thank you, Madam Clerk.
3 We're going to skip around on the agenda tonight, so
4 Commissioner Petracco, I'll turn it over to you, first.

5 COMMISSIONER PETRACCO: Thank you, Mayor.
6 Tonight's a really, really nice night. I want to
7 recognize our Chief of the Fire Department, Phil
8 Nicolette. I'll read the proclamation first.

9 Whereas, Phil Nicolette, a Nutley resident
10 for many years, is married to Ann Marie, and together,
11 they have three children, Jenna, Thomas, and Daniel;
12 and

13 Whereas, joined the Nutley Fire Department as
14 a volunteer fireman in 1980; and

15 Whereas, in 1991, became an Assistant Chief
16 of Hose 1, completing many courses, including the
17 Firefighter I, II, and III, Emergency Response
18 Awareness Level One Operational, Instructor Courses for
19 Live Burn Certifications, General Safety, and
20 Smokehouse; and

21 Whereas, in addition to his duties as
22 Assistant Chief, Phil became an active member of the
23 Nutley HazMat Team, taking many courses involved in
24 HazMat training and procedures; and

25 Whereas, on March 6th, 2010, Phil was

1 promoted to Volunteer Chief of the Nutley Fire
2 Department, and proudly remained in this position until
3 retirement on February 1st, 2020.

4 And now therefore be it resolved by the Board
5 of Commissioners of the Township of Nutley, County of
6 Essex, State of New Jersey, that Phil Nicolette be
7 recognized for his tireless dedication and support of
8 the Nutley Fire Department, in all of his roles,
9 especially in his tenure as Chief. His service is of
10 great pride to the Township of Nutley.

11 (Applause)

12 COMMISSIONER PETRACCO: Before I pass this
13 along, because I'm sure all the commissioners would
14 like to say something, I have to say I know Phil and
15 Ann Marie and his kids for a very, very long time,
16 growing up across the street from them. And I can
17 remember when Phil first moved to Park Avenue. I think
18 you were doing all the gases at the time when we first
19 met. And even as a young child, I have to tell you,
20 Phil was like this great with all the neighborhood
21 kids, you know, he was bright, intelligent, and he was
22 always willing to talk to you about, you know, topics
23 that we had no idea about, you know? What kind of job
24 Phil had. And then he went off to the Board of
25 Education, and we know what a great job he did there,

1 and the most important thing that I'd like to say
2 tonight about Phil Nicolette, you know, I look at Phil
3 as part of my family. Like I said, growing up across
4 the street all them years, and when Freddie Scolari
5 (phonetic) and John Rhein (phonetic) used to sit on the
6 porch, Phil, I could remember that alarm going off,
7 man, and everybody, you know, running up Park Avenue to
8 that firehouse, right, Ann Marie? And those porch
9 visits were very nice in the 1980s, right?

10 But the most important thing I want to say
11 tonight, Phil, is that, you know, we had your son on
12 the Fire Department. He did a stellar job. You know,
13 you've been in my life, and most importantly, in your
14 retirement from this position, I want to say the thing
15 that was most important to me, you were always my
16 friend. And I respect you for that. So God bless you.
17 It's well deserved. Phil is going to stick around the
18 fire department, you know, as a volunteer. We're
19 hoping, right, Phil? At a lesser capacity, exactly.
20 But what he's done for the town is really stellar, and
21 it's been a pleasure to work with you and also grow up
22 in your neighborhood.

23 MAYOR SCARPELLI: Thank you, Commissioner.

24 UNIDENTIFIED: (Indiscernible).

25 MAYOR SCARPELLI: Well, we're going to --

1 COMMISSIONER PETRACCO: Yeah, we're going to
2 do some pictures.

3 MAYOR SCARPELLI: We're going to probably all
4 say something nice about Phil, so you wait, Ann Marie.
5 Phil, congratulations, and, you know, all your hard
6 work, you know, on the Board of Education and as a
7 volunteer chief, really appreciate everything you did
8 for Nutley. And I think that's the bottom line. We
9 know that Phil Nicolette loved Nutley. And we wish you
10 health and good luck in your retirement, and thank you
11 for all your service to our township. Commissioner?

12 COMMISSIONER TUCCI: Yes. Phil, the Mayor
13 said it aptly, and it's hard to follow Al, because he
14 pretty much said everything the rest of us were going
15 to say about you, but I do want to thank you for your
16 commitment to this township. You are truly a Nutley
17 guy. Thank you for all the hours that you took away
18 from your family to take the courses that you needed to
19 educate yourself, to keep the citizens of this township
20 safe. We truly appreciate it. I want to wish you
21 nothing but the best of everything in retirement, and
22 try and relax and enjoy yourself a little bit. All
23 right? God bless you and your family.

24 COMMISSIONER EVANS: So part of the trouble
25 of going last is you get to hear everything, all the

1 nice things that everybody's already said. So first,
2 I'll echo all of it. Phil, what's important to me is
3 that we all understand Nutley. Nutley is about giving,
4 it's about sharing, it's about caring for others. And
5 when you are in a role where you are the chief of the
6 volunteers, all right, nothing in my mind manifests
7 that more, than in that spirit of service. So I want
8 to thank you for your leadership, and I want to thank
9 you for your friendship. I want to thank you for all
10 of those years of service, and I'll echo with what all
11 of my commissioners have said, is that our truest wish
12 is that you enjoy a very long, happy, and satisfying
13 retirement.

14 (Applause)

15 MAYOR SCARPELLI: All right, Ann Marie. You
16 ready?

17 (Pause)

18 COMMISSIONER PETRACCO: Phil. Phil. Would
19 you like to say a few words?

20 MR. NICOLETTE: Al has asked me to say a few
21 words. What I'd really like to say is thank you to
22 everyone. Thank you for a career and to the department
23 for being here. Donnie, you and I go back a long way,
24 one of my men at Engine 3. Paul, the shift in the
25 back, I see Teddy Capalbo, another one of my men. I

1 see on the other side, the Spaguolos. And thank you
2 all. It wasn't easy, and I don't think it's going to
3 be easy retiring, but if anybody needs any help, I'm
4 there. Thank you all for all your kind words.

5 MAYOR SCARPELLI: Thank you, Phil.

6 Commissioner Tucci.

7 COMMISSIONER TUCCI: Yes, thank you, Mayor.

8 Well, once again this year I have the pleasure of
9 sponsoring and introducing the resolution on behalf of
10 the Board of Commissioners to our dignitaries for this
11 year's Saint Patrick's Day Parade. For those of you
12 who attended the Grand Marshal Dinner on February 8th
13 at the Brownstone, once again, it was an outstanding
14 event. I believe it was sold out again. It was
15 standing room only, and before I read this, I just want
16 to congratulate the President of the Nutley Irish,
17 Tom McEnery, the Vice-President, Karen O'Connor, if
18 she's here. All of the other officers -- oh, right,
19 she's here? Okay. All right. All of our trustees,
20 because once again, you've done an outstanding job in
21 selecting the best of the best, and every year we
22 pretty much say the same thing, we think we have the
23 best dignitaries ever, until the next year comes along,
24 and then this group trumps the previous group. So
25 they're all quality groups, but outstanding job, and

1 please continue what -- doing what you do for our
2 township.

3 Whereas, on Saturday, March 7th, 2020, the
4 Nutley Irish-American Association will hold its
5 42nd Annual Saint Patrick's Day Parade to celebrate the
6 legend and the spirit of Saint Patrick to -- through a
7 fun, good old-fashioned parade, and to promote an
8 atmosphere of benevolence, friendship, and community
9 spirit; and

10 Whereas, the Saint Patrick's Day Parade
11 honors the cultural traditions of the Irish but also
12 the historic American commitment to embrace the
13 multi-faceted traditions of all immigrant people who
14 have come to our shores; and

15 Whereas, the Nutley Irish-American
16 Association celebrated its Annual Saint Patrick's Day
17 Parade Grand Marshal Dinner on Saturday, February 8th,
18 2020 at the Brownstone in Patterson; and

19 Whereas, this year's Grand Marshal is the
20 outstanding and exemplary former Chief Judge in the
21 Township of Belleville, my good friend, Karen Smith.
22 Our Deputy Grand Marshal, another great friend,
23 Brian Blum; our Parade Queen, Erin Baker. Our Member
24 of the Year, Dan Kane; and our own Police Officer of
25 the Year, Bob McDermott.

1 Now therefore be it resolved that the Board
2 of Commissioners of the Township of Nutley in the
3 County of Essex in the State of New Jersey join with
4 the citizens of Nutley to salute and congratulate the
5 Grand Marshal and all of the other dignitaries as they
6 are all honored here this evening. I move the
7 resolution.

8 COMMISSIONER EVANS: Second.

9 THE CLERK: Commissioner Tucci.

10 COMMISSIONER TUCCI: Aye.

11 THE CLERK: Commissioner Evans.

12 COMMISSIONER EVANS: Aye.

13 THE CLERK: Commissioner Petracco.

14 COMMISSIONER PETRACCO: Aye.

15 THE CLERK: Mayor Scarpelli.

16 MAYOR SCARPELLI: Aye. Commissioner, go
17 ahead, well, you went last, so you can --

18 MAYOR SCARPELLI: I'll let you start this
19 time.

20 COMMISSIONER EVANS: I just want to offer my
21 congratulations to everyone. I'm looking forward to
22 the parade. I'll echo Mauro's comments about it's a
23 great cast of leadership, leaders, and honorees this
24 year. So congratulations again to the Nutley Irish for
25 all that you do, and to all of the honorees.

1 MAYOR SCARPELLI: Commissioner?

2 COMMISSIONER PETRACCO: I'd just like to say
3 that the Saint Patrick's Day Parade, the dinners, it's
4 unbelievable how much fun I always have at them. I'm
5 thinking I'm going to have to start bringing my wife to
6 them so I stay married after them, but you guys do an
7 unbelievable job. It's always so much fun. Everybody
8 that's receiving, you know, an award, it's always well
9 deserved. You guys pick out the best people, really,
10 and I'm just happy to be up here and happy to be part
11 of it, to recognize you guys. Great job, God bless
12 you.

13 MAYOR SCARPELLI: Thank you, Commissioner.
14 Honorees, Judge Smith, Brian, Erin, who I -- Erin's mom
15 and I went from Lincoln School all the way through
16 school together, and Dan and Bob, congratulations. I
17 look forward to the parade and the good job that the
18 Nutley Irish do with the parade in a couple weeks, and
19 I'm sure we'll have a good time. We'll have good
20 weather. Hopefully, it doesn't snow like last year.
21 So hopefully everything's in good shape. So
22 congratulations to all, and let's look forward to a
23 great parade.

24 (Applause)

25 MAYOR SCARPELLI: Anybody want to come up and

1 say a couple words before we take a picture?

2 COMMISSIONER TUCCI: Judge, would you like to
3 start it off?

4 MAYOR SCARPELLI: No, Tom's coming.

5 COMMISSIONER TUCCI: Oh, Tom's coming. Oh.
6 Sorry, Mr. President.

7 MR. MCENERY: Tom McEnery for the Nutley
8 Irish. I'm just here to say thank you, gentlemen, for
9 the outstanding support you give us every year. We've
10 been doing this 42 years. We must be doing something
11 right. We represent Nutley throughout the whole state,
12 we have parades every weekend, activities every
13 weekend, and people really come up to us and say what a
14 beautiful town it is, and that wouldn't be if it wasn't
15 for you, you know, the commissioners right here. And
16 the thing is about the Nutley Saint Patrick's Day, it's
17 a family event. Other places we go, and I'm not
18 putting them down, it's a big party. We start that
19 with our Mass, which, you're all invited, ten o'clock,
20 Saint Mary's, the day of the parade. It's a beautiful
21 Mass. That's how we start our day. The after
22 festivities is great too, but like I said, we represent
23 the Town of Nutley, and you are our leaders, and we
24 really appreciate it, because other towns aren't like
25 this. We -- they don't get the support like we do, and

1 I really want to thank you very much for everything you
2 do for us. Thank you. And I'm going to introduce our
3 Grand Marshal, the Honorable Karen Smith.

4 MS. SMITH: I'd like to thank you all very
5 much, and I'd like to speak on behalf of all the
6 dignitaries, since only one of us flipped a coin. And
7 in case you were wondering, you should have seen the
8 Englishman.

9 We are truly grateful for the opportunity,
10 and for all you do to make the parade a success. Years
11 as a spectator, I got to see your law enforcement,
12 wonderful people, your sanitation troops, everybody
13 that supported the parade. But this year, I got to see
14 all the other things that you commissioners have done.
15 Most importantly, your participation. Your showing up
16 and your being there, and all your well wishes. So we
17 really want to thank you for all you do.

18 And too, I'm sure you already know, but this
19 is a really important occasion. I thought it was a big
20 deal when I retired and I could say how honored I was
21 to have served Belleville and Nutley for so many
22 decades, but I've got to tell you, this is a whole
23 different honor, because, on behalf of all the
24 dignitaries, we get to include our extended families,
25 and it's very important that we get to celebrate and

1 honor our treasured heritage. I'm first generation, my
2 dad was born in Ireland, so we really do make a big
3 deal of it, and in my family, they'll all be showing up
4 here in Nutley from -- and marching, from age 1 to 90.
5 And in case it was a question, I'm not the 90-year-old
6 one.

7 But my entire family will be here. We thank
8 you for your support, and I know all the dignitaries
9 thank you for the support you've given as well, and
10 we'll see you all there. Thank you.

11 MAYOR SCARPELLI: Thank you, Karen.

12 COMMISSIONER TUCCI: Would all the
13 dignitaries please come forward for a photo?

14 (Pause)

15 MAYOR SCARPELLI: Give you guys a couple
16 seconds to clear out, unless you want to stay and
17 observe.

18 COMMISSIONER PETRACCO: Yeah, they got to go.

19 COMMISSIONER TUCCI: All right.

20 MAYOR SCARPELLI: All right, Madam Clerk.

21 THE CLERK: Thank you. Would you like to
22 continue with the minutes, or --

23 MAYOR SCARPELLI: Minutes.

24 THE CLERK: Minutes. We have regular meeting
25 minutes for January 14th of 2020.

1 COMMISSIONER EVANS: Move it.
2 COMMISSIONER TUCCI: Second.
3 THE CLERK: Commissioner Tucci?
4 COMMISSIONER TUCCI: Aye.
5 THE CLERK: Commissioner Evans?
6 COMMISSIONER EVANS: Aye.
7 THE CLERK: Commissioner Petracco?
8 COMMISSIONER PETRACCO: Aye. Aye.
9 THE CLERK: Mayor Scarpelli?
10 MAYOR SCARPELLI: Aye.
11 THE CLERK: Executive session minutes for
12 January 2nd, 2020, sessions 1 and 2, January 14th of
13 2020, sessions 1 and 2, and February 4th, 2020,
14 sessions 1 and 2.
15 COMMISSIONER EVANS: Move it.
16 COMMISSIONER TUCCI: Second.
17 THE CLERK: Commissioner Tucci?
18 COMMISSIONER TUCCI: Aye.
19 THE CLERK: Commissioner Evans?
20 COMMISSIONER EVANS: Aye.
21 THE CLERK: Commissioner Petracco?
22 COMMISSIONER PETRACCO: Aye.
23 THE CLERK: Mayor Scarpelli?
24 MAYOR SCARPELLI: Aye. Correspondence?
25 THE CLERK: Thank you. Communications.

1 Sanford Fleitell for Commissioner has submitted an
2 application for a social affair permit for a political
3 fundraiser event to be held on Saturday, March 15th,
4 from 3 p.m. to 5 p.m. at the Knights of Columbus Hall
5 in Nutley. The Nutley High School Hockey Booster Club
6 has submitted an event application for their
7 Father's Day Fair to be held on Sunday, June 21st, from
8 7 a.m. to 7 p.m. on Franklin Avenue between Center
9 Street and Chestnut Street.

10 The Nutley Family Service Bureau has
11 submitted an application for a social affair permit for
12 the Night at the Races event to be held on Saturday,
13 April 18th, from 7 p.m. to 11 p.m. at the Starlight
14 Dance Center. The Nutley Irish-American Alliance has
15 submitted an application for a social affair permit for
16 their Saint Patrick's Day Parade Afterparty to be held
17 on Saturday, March 7th, from 2 p.m. to 7 p.m. at 44
18 Park Avenue. The Nutley/Belleville Columbus Day and
19 Italian Heritage Month Parade Committee has submitted a
20 letter requesting permission to hold a raffle on
21 Sunday, March 29th from 2 p.m. to 6 p.m. at 44 Park
22 Avenue, and the Nutley High School PTO has submitted a
23 letter requesting permission to hold a raffle on
24 Sunday, April 26th, from 1 p.m. to 5 p.m. at Saint
25 Mary's Church. And that's it for communications.

1 COMMISSIONER EVANS: Do you need a vote?

2 THE CLERK: I need a motion.

3 COMMISSIONER EVANS: Motion on all six.

4 COMMISSIONER TUCCI: Second.

5 THE CLERK: Commissioner Tucci?

6 COMMISSIONER TUCCI: Aye.

7 THE CLERK: Commissioner Evans?

8 COMMISSIONER EVANS: Aye.

9 THE CLERK: Commissioner Petracco?

10 COMMISSIONER PETRACCO: Aye.

11 THE CLERK: Mayor Scarpelli.

12 MAYOR SCARPELLI: Aye.

13 THE CLERK: And that's it --

14 MAYOR SCARPELLI: Let's move to reports.

15 Commissioner Tucci?

16 COMMISSIONER TUCCI: Yes, thank you Mayor. I

17 have a Shade Tree Report for the month of January,

18 2020, for the Department of Parks and Public Property.

19 MAYOR SCARPELLI: Thank you, Commissioner.

20 Commissioner Petracco?

21 COMMISSIONER PETRACCO: Yes, I have a Public

22 Safety report for the police, fireman commissioner

23 report an (indiscernible).

24 MAYOR SCARPELLI: Thank you, Commissioner.

25 Commissioner Evans?

1 COMMISSIONER EVANS: Yes, I have a Code
2 Enforcement monthly report for January for the Code
3 Enforcement Department as part of Revenue and Finance.

4 MAYOR SCARPELLI: Thank you, Commissioner.
5 Bills, Madam Clerk?

6 THE CLERK: Thank you, Mayor. Bill list for
7 February 18th, 2020. Public Affairs, \$105,564.55;
8 Revenue and Finance, \$2,695,590.44; Public Safety,
9 \$169,963.38; Public Works, \$108,441.37; Parks and
10 Public Property, \$298,770.32; Water Utility,
11 \$23,254.28, for a total of \$3,401,584.34. Payroll for
12 February 7th, 2020, is \$825,187.70. Total Payroll is
13 \$871,763.96, for a grand total of \$4,273,348.30.

14 COMMISSIONER EVANS: Move the bills.

15 COMMISSIONER TUCCI: Second.

16 THE CLERK: Commissioner Tucci?

17 COMMISSIONER TUCCI: Aye.

18 THE CLERK: Commissioner Evans?

19 COMMISSIONER EVANS: Aye.

20 THE CLERK: Commissioner Petracco?

21 COMMISSIONER PETRACCO: Aye.

22 THE CLERK: Mayor Scarpelli.

23 MAYOR SCARPELLI: Aye.

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

25 MAYOR SCARPELLI: Public comment on agenda

1 items only. Madam Clerk?

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

17 MAYOR SCARPELLI: Does anybody wish to
18 address the Board of Commissioners on agenda items
19 only? Come on up. You have to come up to the
20 microphone.

21 UNIDENTIFIED: I've never done this before,
22 so I don't know if I'm supposed to be up here now or
23 not.

24 MAYOR SCARPELLI: Is it on the agenda, an
25 item on our agenda?

1 UNIDENTIFIED: No.

2 MAYOR SCARPELLI: Okay. There'll be time at
3 the end of the meeting.

4 UNIDENTIFIED: Okay. Thank you.

5 MAYOR SCARPELLI: Thank you. Seeing none,
6 let's move to Board of Commissioner announcements.
7 Commissioners?

8 COMMISSIONER EVANS: Just one quick one.
9 March 27th, the DMV Mobile Unit will be back down on
10 Park Avenue, and again they'll be there for license
11 renewal, car inspections, license plate redemptions,
12 including the new required license, the validated
13 federal license. They'll be able to do that as well.
14 So they'll be there from 10:00 to 2:00, back on
15 Park Avenue, and we'll say more about it as it gets
16 closer, but it's just an early reminder.

17 MAYOR SCARPELLI: Commissioner?

18 COMMISSIONER PETRACCO: I just wanted to
19 recognize, and I'm sure you guys would like to jump in
20 and maybe have a moment of silence for our good friend
21 in Belleville, Kevin Kennedy passed away last week,
22 unfortunately, kind of suddenly, too. Kevin was a
23 councilman in Belleville for a bunch of years, right,
24 Mauro? And I have to tell you --

25 COMMISSIONER TUCCI: For many years, on and

1 off.

2 MR. GENITEMPO: Twenty.

3 COMMISSIONER TUCCI: Yeah. Twenty.

4 COMMISSIONER PETRACCO: Yeah. And you never
5 had to guess where Kevin was, because how he felt, he
6 was sure to tell everybody. But with that being said,
7 what a wonderful man. I got to know him on a personal
8 basis, and as rough as he was on the inside, he was so
9 soft on the inside, and really, really, really cared
10 about the Township of Belleville, and I have to say
11 Belleville was lucky to have him all those years, so I
12 know, Mauro, you worked with him, and before we have a
13 moment of silence for him, if you'd like to say a few
14 words.

15 COMMISSIONER TUCCI: Yeah. Kevin was quite
16 the character. He was very animated. But as Al said,
17 he had a heart of gold. He would go out of his way to
18 help you, and he would -- he did many things, gave out
19 turkeys --

20 COMMISSIONER PETRACCO: Yes.

21 COMMISSIONER TUCCI: -- at Thanksgiving, made
22 sure children always had a Christmas present under
23 their tree if there was a needy family in the township,
24 or surrounding townships I'm sure over the years, he
25 also helped people here in Nutley. Kevin was always

1 there. As Al said, it was a -- it was a very sudden,
2 unexpected death, but he will be missed. He's -- I'm
3 sure he's up there looking down on all of us and
4 wishing us all well, and in his own way still helping
5 everyone.

6 COMMISSIONER PETRACCO: Yes. Well said.

7 MAYOR SCARPELLI: Moment of silence.

8 (Pause)

9 COMMISSIONER PETRACCO: Thank you.

10 MAYOR SCARPELLI: Commissioner Petracco,
11 ordinance introductions?

12 COMMISSIONER PETRACCO: Yes, I have Ordinance
13 Number 343, an ordinance to amend an ordinance codified
14 in the code of the Township of Nutley, Chapter 228,
15 entitled Vehicles and Traffic, particularly Article 7,
16 Special Zones and Areas, Section 29A entitled
17 Handicapped Parking, to add the location set forth
18 thereon. I move that this ordinance be passed to a
19 second reading and advertised in the Nutley Sun,
20 together with the notice required by law, and that
21 further consideration of said ordinance for final
22 passage by the Board of Commissioners be held at its
23 second reading -- it looks like March --

24 THE CLERK: Seventeenth.

25 COMMISSIONER PETRACCO: -- 17th. March 17th.

1 I move the ordinance.

2 MAYOR SCARPELLI: Second.

3 THE CLERK: Commissioner Tucci?

4 COMMISSIONER TUCCI: Aye.

5 THE CLERK: Commissioner Evans?

6 COMMISSIONER EVANS: Aye.

7 THE CLERK: Commissioner Petracco?

8 COMMISSIONER PETRACCO: Aye.

9 THE CLERK: Mayor Scarpelli.

10 MAYOR SCARPELLI: Aye.

11 COMMISSIONER PETRACCO: Thank you.

12 MAYOR SCARPELLI: Thank you, Commissioner. I

13 have Ordinance Number 3439, an ordinance to amend an
14 ordinance codified in the code of the Township of
15 Nutley, Chapter 349, entitled Flood Damage Prevention.

16 I move that this ordinance be passed to a second
17 reading and advertised in the Nutley Sun, together with
18 the notice required by law, and that further
19 consideration of said ordinance for final passage by
20 the Board of Commissioners be held at its second
21 reading on March 17th, 2020. I move the ordinance.

22 COMMISSIONER TUCCI: Second.

23 THE CLERK: Commissioner Tucci.

24 COMMISSIONER TUCCI: Aye.

25 THE CLERK: Commissioner Evans.

1 COMMISSIONER EVANS: Aye.

2 THE CLERK: Commissioner Petracco.

3 COMMISSIONER PETRACCO: Aye.

4 THE CLERK: Mayor Scarpelli.

5 MAYOR SCARPELLI: Aye. Let's move to
6 resolutions. Commissioner Tucci?

7 COMMISSIONER TUCCI: Yes, thank you Mayor.

8 Whereas, the Township of Nutley has a need to acquire
9 specialized professional services as a non-fair and
10 open contract pursuant to the provision of
11 N.J.S.A. 19:44A-20.5; and

12 Whereas, the Township of Nutley, through the
13 Department of Parks and Public Property, has a need to
14 acquire specialized professional services for
15 preliminary assessment of DeMuro Park; and

16 Whereas, the anticipated term of this
17 contract is for 12 months from the date of contract
18 award; and

19 Whereas, Viridian Environmental Consultants,
20 P.O. Box 3009, Upper Montclair, New Jersey, has
21 submitted a proposal indicating they will provide such
22 services for a sum not to exceed \$12,000; and

23 Whereas, Viridian Environmental Consultants
24 has completed and submitted a business entity
25 disclosure certification, which certifies that said

1 corporation has not made any reportable contributions
2 to a political or candidate committee in the Township
3 of Nutley in the previous one year, and that the
4 contract will prohibit Viridian Environmental
5 Consultants from making any reportable contributions
6 through the term of the contract; and

7 Whereas, funds are available from
8 Account G-04-154-403, in the amount of \$12,000, and was
9 certified by the Chief Financial Officer, said
10 certification being attached to this resolution.

11 Now therefore be it resolved that the Board
12 of Commissioners of the Township of Nutley in the
13 County of Essex, State of New Jersey, enter into a
14 contract with Viridian Environmental Consultants as
15 described herein, and be it further resolved that the
16 business disclosure entity certification and the
17 determination of value will be placed on file with this
18 resolution, and be it further resolved that a notice of
19 this action shall be printed once in the Nutley Sun, in
20 accordance with local public contracts law. I move the
21 resolution.

22 COMMISSIONER EVANS: Second.

23 THE CLERK: Commissioner Tucci.

24 COMMISSIONER TUCCI: Aye.

25 THE CLERK: Commissioner Evans.

1 COMMISSIONER EVANS: Aye.

2 THE CLERK: Commissioner Petracco.

3 COMMISSIONER PETRACCO: Aye.

4 THE CLERK: Mayor Scarpelli.

5 MAYOR SCARPELLI: Aye.

6 COMMISSIONER TUCCI: That's all I have,
7 Mayor.

8 MAYOR SCARPELLI: Thank you, Commissioner.
9 Commissioner Petracco?

10 COMMISSIONER PETRACCO: Whereas, the Township
11 of Nutley Department of Public Safety has need to
12 acquire the services of labor counsel as a non-fair and
13 open contract pursuant to the provisions of
14 N.J.S.A. 19:44A-20.5; and

15 Whereas, the Director of Public Safety has
16 determined and certified in writing that the value of
17 the acquisition will exceed \$17,500; and

18 Whereas, the anticipated term of this
19 contract is January 1st, 2020 through December 31st,
20 2020, and may be extended as approved by the governing
21 body; and

22 Whereas, the Law Offices of Scarinci and
23 Hollenbeck, LLC, 1100 Valley Brook Avenue, Lyndhurst,
24 New Jersey, has submitted a proposal indicating they
25 provided labor counsel at the rate of \$150 per hour;

1 and

2 Whereas, the firm of Scarinci and Hollenbeck
3 has completed a business entity disclosure
4 certification, which certifies that the firm has not
5 made any reportable contributions to political
6 candidate's committee in the Township of Nutley in the
7 previous one year, and that the contract will prohibit
8 the firm of Scarinci and Hollenbeck from making any
9 reportable contributions through the term of the
10 contract; and

11 Whereas, funds are available from account
12 0-01-012-205, not to be -- not to exceed \$50,000, will
13 be appropriated in the 2020 budget, and have been
14 certified by the Chief Financial Officer, said
15 certification being and attached to this resolution;

16 Now therefore be it resolved that the Board
17 of Commissioners of the Township of Nutley authorizes a
18 contract with the firm Scarinci and Hollenbeck as
19 described hereon, and be it further resolved by the
20 business -- that the business disclosure entity
21 certification and determination of value be placed on
22 file with this resolution.

23 Be it further resolved that the notice of
24 this action shall be printed in the Nutley Sun in
25 accordance with the local public contract law. I move

1 the resolution.

2 MAYOR SCARPELLI: Second.

3 THE CLERK: Commissioner Tucci.

4 COMMISSIONER TUCCI: Aye.

5 THE CLERK: Commissioner Evans.

6 COMMISSIONER EVANS: Aye.

7 THE CLERK: Commissioner Petracco.

8 COMMISSIONER PETRACCO: Aye.

9 THE CLERK: Mayor Scarpelli.

10 MAYOR SCARPELLI: Aye.

11 COMMISSIONER PETRACCO: Whereas, the Township

12 of Nutley determined that property described on

13 Schedule A attached hereto and incorporated hereon has

14 been abandoned by its owners and the title is junk

15 cleared through the Division of Motor Vehicles; and

16 Whereas, the town -- the towing contract

17 between the Township of Nutley and Nicolette Towing

18 authorizes sale of abandoned vehicles left on their

19 premises by the owners; and

20 Whereas, the Township of Nutley intends to

21 utilize the facilities of Nicolette Towing, 177 Passaic

22 Avenue, Belleville, New Jersey, for an auction on

23 Tuesday, March 10th, 2020, at 10 a.m.; and

24 Whereas, the sales are being conducted

25 pursuant to the Division of Motor Vehicle N.J.S.A.

1 39-10A-1 through 39-10A-7 laws;

2 And now therefore be it resolved by the Board
3 of Commissioners of the Township of Nutley, County of
4 Essex, State of New Jersey, that the Township is hereby
5 authorized to sell abandoned personal properties,
6 vehicles, as indicated in the Schedule A at a live
7 auction. I move the resolution.

8 MAYOR SCARPELLI: Second.

9 THE CLERK: Commissioner Tucci.

10 COMMISSIONER TUCCI: Aye.

11 THE CLERK: Commissioner Evans.

12 COMMISSIONER EVANS: Aye.

13 THE CLERK: Commissioner Petracco.

14 COMMISSIONER PETRACCO: Aye.

15 THE CLERK: Mayor Scarpelli.

16 MAYOR SCARPELLI: Aye.

17 COMMISSIONER PETRACCO: Whereas, the Township
18 of Nutley has determined that property described on
19 Schedule A attached hereto, incorporated hereon, as
20 abandoned by its owners, as titled as junk cleared
21 through the Division of Motor Vehicles; and

22 Whereas, the towing contract between the
23 Township of Nutley and Twin Towing authorizes the sale
24 of abandoned vehicles left on their premises by the
25 owners; and

1 Whereas, the Township of Nutley intends to
2 utilize the facilities of Twin Towing, 35 Mill Street,
3 Belleville, New Jersey, auction on Tuesday, March 10th,
4 2020, at 2 p.m.; and

5 Whereas, the sales are being conducted
6 pursuant to the Division of Motor Vehicle N.J.S.A.
7 39:10A through 39:10A-7 laws;

8 And now therefore be it resolved by the Board
9 of Commissioners of the Township of Nutley, County of
10 Essex, State of New Jersey, that the Township is hereby
11 authorized to sell abandoned personal property vehicles
12 as indicated in Schedule A at a live auction. I move
13 the resolution.

14 MAYOR SCARPELLI: Second.

15 THE CLERK: Commissioner Tucci.

16 COMMISSIONER TUCCI: Aye.

17 THE CLERK: Commissioner Evans.

18 COMMISSIONER EVANS: Aye.

19 THE CLERK: Commissioner Petracco.

20 COMMISSIONER PETRACCO: Aye.

21 THE CLERK: Mayor Scarpelli.

22 MAYOR SCARPELLI: Aye.

23 COMMISSIONER PETRACCO: That's all I have,
24 thank you.

25 MAYOR SCARPELLI: Thank you, Commissioner.

1 Whereas, raffle applications have been received from
2 the following organizations;

3 Nutley/Belleville Columbus Day Parade
4 Committee, License Number 9-20, on-premise merchandise
5 raffle, and License Number 10-20, on-premise 50/50 cash
6 raffle, to be held Friday, March 29th, 2020;

7 Nutley Music Booster Associations, License
8 Number 11-20, on-premise merchandise raffle, License
9 Number 12-20, on-premise 50/50 cash raffle, to be held
10 on Saturday, March 14th;

11 Rotary Club of Nutley, License Number 13-30,
12 on-premise 50/50 cash raffle, and License Number 14-20,
13 on-premise merchandise raffle, to be held on Saturday,
14 April 4th, 2020;

15 PTO of Nutley High School, License Number 15-
16 20, on-premise merchandise raffle, License Number 16-
17 20, 50/50 cash raffle, and License Number 17-20, bingo,
18 all to be held on Sunday, April 26th, 2020;

19 Nutley Family Service Bureau, License Number
20 18-20, on-premise 50/50 cash raffle, License Number 19-
21 20, on-premise merchandise raffle, and License Number
22 20-20, Night at the Races, all to be held on Saturday,
23 April 18th, 2020. I move the resolution.

24 COMMISSIONER TUCCI: Second.

25 THE CLERK: Commissioner Tucci.

1 COMMISSIONER TUCCI: Aye.

2 THE CLERK: Commissioner Evans.

3 COMMISSIONER EVANS: Aye.

4 THE CLERK: Commissioner Petracco.

5 COMMISSIONER PETRACCO: Aye.

6 THE CLERK: Mayor Scarpelli.

7 MAYOR SCARPELLI: Aye. Whereas, the Township
8 of Nutley has the need to retain the services of a
9 consultant who specializes in matters related to
10 government relations, and support primarily related to
11 ongoing redevelopments at the Hoffman/LaRoche site as a
12 non-fair and non-open contract pursuant to
13 N.J.S.A. 19:44A-20.5; and

14 Whereas, the Board of Commissioners has
15 determined that Mercury, LLC, located at 1 Elm Street,
16 Suite 2, Westfield, New Jersey, is best suited to
17 provide these services to the Township of Nutley.

18 Now therefore be it resolved by the Board of
19 Commissioners of the Township of Nutley, County of
20 Essex, State of New Jersey, that the Mayor is hereby
21 authorized to enter into a contract with Mercury, LLC,
22 as a professional service;

23 Be it further resolved that a copy of this
24 resolution, as well as the contract, shall be placed on
25 file with the Clerk of the Township of Nutley, and a

1 notice in accordance with the local public contracts
2 law of New Jersey in the form attached hereto shall be
3 published in the Nutley Sun. I move the resolution.

4 COMMISSIONER TUCCI: Second.

5 THE CLERK: Commissioner Tucci.

6 COMMISSIONER TUCCI: Aye.

7 THE CLERK: Commissioner Evans.

8 COMMISSIONER EVANS: Aye.

9 THE CLERK: Commissioner Petracco.

10 COMMISSIONER PETRACCO: Aye.

11 THE CLERK: Mayor Scarpelli.

12 MAYOR SCARPELLI: Aye. Be it resolved by the
13 Board of Commissioners of the Township of Nutley,
14 County of Essex, New Jersey, that in accordance with
15 the provisions of R.S. 40:A4-59, the following
16 transfers of 2019 appropriation reserves be and the
17 same are hereby authorized and approved:

18 From Water Operations, salary and wage,
19 \$17,000; Water Operation, Other Expenses, \$2,000; Water
20 Operations Salary and Wage, \$45,000; Water Operations
21 Other Expenses, \$15,000; North Jersey Water, \$3,000;
22 City of Newark, \$6,000; P.E.R.S., \$3,000; Social
23 Security, \$5,000; to Passaic Valley Water, \$96,000; and
24 from Road Repair Salary and Wage, \$25,000; Road Repair,
25 Other Expenses, \$50,000; Street Lighting, \$50,000; and

1 Unemployment -- Unemployment Insurance, \$75,000; to
2 Parking Lot Other Expenses, \$200,000; for a total
3 amount of \$296,000. I move the resolution.

4 COMMISSIONER TUCCI: Second.

5 THE CLERK: Commissioner Tucci.

6 COMMISSIONER TUCCI: Aye.

7 THE CLERK: Commissioner Evans.

8 COMMISSIONER EVANS: Aye.

9 THE CLERK: Commissioner Petracco.

10 COMMISSIONER PETRACCO: Aye.

11 THE CLERK: Mayor Scarpelli.

12 MAYOR SCARPELLI: Aye. Resolution Number
13 51-20, a resolution supporting a preliminary preferred
14 alternative for the replacement of the Bergen County,
15 Essex County, Kingsland Avenue De Jessa Memorial Bridge
16 over the Passaic River, and improvements to the
17 approach roadway intersections in the Township of
18 Lyndhurst and the Township of Nutley, New Jersey. I
19 move the resolution.

20 COMMISSIONER TUCCI: Second.

21 THE CLERK: Commissioner Tucci.

22 COMMISSIONER TUCCI: Aye.

23 THE CLERK: Commissioner Evans.

24 COMMISSIONER EVANS: Aye.

25 THE CLERK: Commissioner Petracco.

1 COMMISSIONER PETRACCO: Aye.

2 THE CLERK: Mayor Scarpelli.

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

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

20 MAYOR SCARPELLI: Does anybody wish to
21 address the Board of Commissioners this evening?

22 THE CLERK: Pull that -- pull that closer.

23 MS. BEADLE: Good evening. Suzanne Beadle,
24 571 Passaic Avenue. I'm here this evening on behalf of
25 the Nutley Community Preservation Partnership. I was

1 their former past president. We were active in the
2 community for a number of years with the idea that we
3 had volunteers advocating for the preservation of the
4 historic properties in town, the passage of the
5 Community Historic Preservation Act, and contributing
6 volunteer time in beautification projects, such as the
7 planters downtown. We also did the plantings at
8 Lambert Square, and although we are no longer active,
9 we have one last gesture that we'd like to have with
10 the township before we formally dissolve the
11 organization. And that regards -- that is regarding
12 Lambert Square.

13 Lambert Square is dedicated to William A.
14 Lambert, who was the architect and builder who built
15 over 500 towns -- 500 houses in this township, and
16 Nutley looks like Nutley because of William A. Lambert,
17 and we spent a lot of time and effort building his
18 legacy, and one way that we can continue the legacy is
19 to dedicate Lambert Square in his name. And we hope
20 that the Township and the Mayor and the Board of
21 Commissioners will join us on April 25th at Lambert
22 Square for a dedication, and at the Nutley Museum for a
23 talk and a reception.

24 But we also would like the Mayor and the
25 Board of Commissioners to declare April 25th, 2020, as

1 Lambert Day. Thank you.

2 MAYOR SCARPELLI: Thank you, Sue -- Suzanne.

3 I think we all recognize the importance of William
4 Lambert to the planning of Nutley, the architecture of
5 Nutley. Probably he -- you know, taking advantage of
6 the rail yard into the city, and marketing the town,
7 he's probably had the single biggest influence on what
8 we became from the early 1900s to today. So we'll take
9 your recommendation, and we'll talk about it at --
10 among the board, and we'll go from there.

11 MS. BEADLE: Thank you.

12 MAYOR SCARPELLI: Thank you. And thank you
13 for your work through the years.

14 Just state your name and your address.

15 MS. SIDWELL: Can you --

16 COMMISSIONER EVANS: There you go.

17 MS. SIDWELL: I'm Julie Sidwell, I live at
18 219 Whitford Avenue. I wanted to talk to everybody
19 about the -- I'm probably not pronouncing it properly,
20 but the Frank Cocchiola playground?

21 COMMISSIONER EVANS: Cocchiola.

22 THE CLERK: Yeah.

23 MS. SIDWELL: The new green -- let me call it
24 the green playground. For me and my kids.

25 MAYOR SCARPELLI: The playground off of

1 Center Street. Is that the one you're talking about?

2 MS. SIDWELL: Right by the diner, the big one
3 that was just --

4 MAYOR SCARPELLI: Thank you.

5 MS. SIDWELL: -- renovated last year.

6 MAYOR SCARPELLI: Okay.

7 MS. SIDWELL: Or the last year. It's a
8 really nice playground, we were excited when it opened.
9 I have been thinking for months and months I want to
10 get here and talk to somebody, because I think that
11 there is an accident waiting to happen there. There's
12 a serious issue. If you look at the two different --
13 there's two main structures at the playground. There's
14 a smaller one and there's a larger one, and the larger
15 one is pretty high off of the ground, and on both
16 sides, there are two pretty steep slides that come
17 down.

18 Right behind those slides, if the slide comes
19 here, I'm telling you, no further than where I stand
20 right here, is an eight-foot drop with nothing to block
21 anybody from falling, and when kids go up there, it
22 doesn't matter what the age requirement is. It might
23 say, to five to 12-year-olds, but God knows, every time
24 I've been out there, there are 3-year-olds, and I know
25 that the little kids from the Community School right

1 here go down to the playground during the day, and I
2 don't know what an eight-foot drop would do to
3 somebody, but I'm pretty sure if they fell the wrong
4 way they could seriously have some brain trauma, and
5 it's scary. I've got some pictures. I wanted to show
6 them to you, if that's okay? So --

7 MAYOR SCARPELLI: So --

8 MS. SIDWELL: Yeah.

9 MAYOR SCARPELLI: -- Commissioner Tucci can
10 address this, but that's a county park, it's not our
11 park.

12 MS. SIDWELL: I know it is. I know it is.

13 MAYOR SCARPELLI: Yeah. Commissioner?

14 MS. SIDWELL: But I --

15 COMMISSIONER TUCCI: Yes. Well, thank you
16 for bringing that to our attention. Even though it is
17 a county park, we will be in touch with the county
18 parks department, and we will advise them, and if need
19 be, we will deliver these photos to them, because the
20 last thing in the world that any of us want, all right,
21 is for a child or anyone to get hurt there.

22 MS. SIDWELL: (Indiscernible) especially when
23 (indiscernible).

24 THE CLERK: She's got to get near the
25 microphone so we can hear it. I'm sorry. Only because

1 we can't hear you.

2 MS. SIDWELL: When I think about the kids,
3 like as a parent, I have to be right -- I mean like
4 right there, waiting for the kids to turn around and
5 make a wrong move, but when I think about the little
6 kids coming from the Community School, there's maybe
7 one or two teachers there watching those kids, maybe
8 there's three teachers. It's not enough to man all of
9 them. So I just want to show you guys. I took --

10 MAYOR SCARPELLI: Could --

11 MS. SIDWELL: -- pictures of both sides --

12 MAYOR SCARPELLI: -- could you give those to
13 the Clerk, and then she --

14 MS. SIDWELL: Yeah, I'm happy to.

15 MAYOR SCARPELLI: -- she can bring --

16 MS. SIDWELL: I just want to show you, this
17 one goes to this side, and the other one goes to the
18 other side, and just make sure you're looking at them
19 the right way up.

20 MAYOR SCARPELLI: Just give them to
21 Commissioner Tucci.

22 COMMISSIONER TUCCI: Thank you.

23 MS. SIDWELL: It's right -- you know -- it's
24 right there. And, you know, kids get up there, and
25 they're -- whether they're pushing, playing, not paying

1 attention, they're kids. Something is going to happen.
2 And I'm concerned because I know it's a county park,
3 and I don't know, you know, how that goes, and I don't
4 know how to get involved with anything like that, but
5 what I'm hoping is that it doesn't become a big
6 runaround where we can't solve the problem. It's
7 something that needs to be replaced.

8 MAYOR SCARPELLI: I'm sure Commissioner Tucci
9 will take care of it --

10 MS. SIDWELL: Okay.

11 MAYOR SCARPELLI: -- with the county.

12 MS. SIDWELL: Thank you.

13 COMMISSIONER TUCCI: Yes. And typically, the
14 county does in fact respond to us very well. We have a
15 good working relationship with them. I'm sure it's
16 something that, for whatever reason, they're not aware
17 of. All right? But we will bring it to their
18 attention. Frank DiMaio, who's sitting in the front
19 pew here this evening, and I will be there tomorrow
20 morning to go take another look first.

21 MS. SIDWELL: Okay.

22 COMMISSIONER TUCCI: And -- all right, so we
23 can speak from a position of authority. And thank you
24 for the pictures --

25 MS. SIDWELL: My pleasure.

1 COMMISSIONER TUCCI: -- and we will send them
2 on to them.

3 MS. SIDWELL: Great. When could I, you know,
4 just sort of, would I come back to another meeting, or
5 just --

6 COMMISSIONER TUCCI: If you'll just give your
7 information to Frank --

8 MS. SIDWELL: Uh-huh.

9 COMMISSIONER TUCCI: -- we'll be happy to keep
10 you in the loop. You're always welcome to come back to
11 the meeting --

12 MS. SIDWELL: Okay.

13 COMMISSIONER TUCCI: -- or we can call you as
14 soon as we speak to the county, but hopefully we'll get
15 some resolution to this problem.

16 MS. SIDWELL: Okay. Thank you so much.

17 MAYOR SCARPELLI: Thank you.

18 THE CLERK: Thank you.

19 MAYOR SCARPELLI: Anybody else wish to
20 address the Board of Commissioners this evening?
21 Seeing none, Commissioner Petracco?

22 COMMISSIONER PETRACCO: Move to adjourn.

23 COMMISSIONER TUCCI: Second.

24 THE CLERK: Commissioner Tucci.

25 COMMISSIONER TUCCI: Aye.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

THE CLERK: Commissioner Evans.
COMMISSIONER EVANS: Aye.
THE CLERK: Commissioner Petracco.
COMMISSIONER PETRACCO: Aye.
THE CLERK: Mayor Scarpelli.
MAYOR SCARPELLI: Aye.
THE CLERK: The time is 8:41.
MAYOR SCARPELLI: Good night, everybody.

(End of recording)

* * * * *

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

CERTIFICATION

I, Alicia Jarrett, 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.

_____ March 6, 2020

Alicia Jarrett

AAERT Cert. No. 428

Certified Court Transcriptionist