In The Matter Of:

In RE: Nutley Board of Commissioners

Transcript of Proceedings

March 3, 2020
TOWNSHIP OF NUTLEY BOARD OF COMMISSIONERS
ONE KENNEDY DRIVE
3RD FLOOR COMMISSION CHAMBERS
NUTLEY, NEW JERSEY 07110

*** CONFERENCE SESSION ***

DATE: March 3, 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

(Recording begins)
MAYOR SCARPELLI: Madam Clerk?

THE CLERK: Thank you, Mayor. You ready?

Board of Commissioners Public Meeting Tuesday, March 3rd, 2020. The time is now 7:05. Pursuant to the requirement of the Open Public Meeting Act, Chapter 231, Public Law 1975, notice of this meeting was published in the November 28th, 2019 issue of the Nutley Sun, the Herald News, and the Star Ledger. A copy of this notice has been posted on the Nutley Town Hall bulletin board, and a copy is on file in the Municipal Clerk's office. Commissioner Rogers is absent, excused.

Commissioner Tucci?

COMMISSIONER TUCCI: Here.

THE CLERK: Commissioner Evans?

COMMISSIONER EVANS: Here.

THE CLERK: Commissioner Petracco?

COMMISSIONER PETRACCO: Here.

THE CLERK: Mayor Scarpelli?

MAYOR SCARPELLI: Here.

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

MAYOR SCARPELLI: Commissioner Petracco, what do you have on the agenda tonight?

COMMISSIONER PETRACCO: I have a public
hearing for that peddler's ordinance, and then I have a
insertion to the budget. This is for the Safe and
Security grant. That's all I have.

COMMISSIONER TUCCI: I just have one
question, Al. That 167 match, that's part of your
budgeted money, or is that over and above?

COMMISSIONER PETRACCO: I'd have -- I think
that's over and above. I'm just looking at the whole
267.

COMMISSIONER TUCCI: I don't think so. I --
COMMISSIONER PETRACCO: Do we -- is that --
something -- is that a -- do we match that?

COMMISSIONER EVANS: Yeah, you have to, yes.

COMMISSIONER PETRACCO: Right?

COMMISSIONER TUCCI: Yeah. Typically, it's
part of your existing budget.

UNIDENTIFIED: It is on the budget -- it was
on the budget worksheet.

COMMISSIONER TUCCI: I asked the question not
because of the Public Safety department --

COMMISSIONER PETRACCO: Right.

COMMISSIONER TUCCI: -- but I know sometimes
the funding sources get a little tricky.

COMMISSIONER PETRACCO: Down there?

COMMISSIONER TUCCI: Oh, yeah. So this is
part of the existing budget. Okay. Great, thank you.

MAYOR SCARPELLI: Commissioner Evans?

COMMISSIONER EVANS: We have a budget workshop meeting on Friday morning at 9.

COMMISSIONER TUCCI: I know, crack of dawn, uh-huh.

COMMISSIONER PETRACCO: We have a budget workshop meeting when?

COMMISSIONER EVANS: Friday at 9.

COMMISSIONER PETRACCO: Really.

COMMISSIONER EVANS: Uh-huh.

UNIDENTIFIED: Are you guys --

COMMISSIONER TUCCI: -- be on my side.

MAYOR SCARPELLI: We agreed to that last week.

COMMISSIONER PETRACCO: Was I here? Was I involved?

COMMISSIONER TUCCI: You didn't have your hearing aid in, buddy?

COMMISSIONER PETRACCO: No, nine o'clock? You're Okay with 9?

COMMISSIONER TUCCI: No, but I'll be here. Around there. I'm going last.

COMMISSIONER EVANS: We'll bring coffee, all right?

COMMISSIONER TUCCI: I'll bring intravenous.
Sorry, Mayor.

MAYOR SCARPELLI: That's all right.

Commissioner Evans?

COMMISSIONER EVANS: I have just one resolution for water waste management, our purchase and cooperative pricing system. That's all I have.

MAYOR SCARPELLI: Commissioner Rogers has one approval for grant applications for the Nutley Health and Homeless Community Needs Assessment, for 20 grand.

Commissioner Tucci?

COMMISSIONER TUCCI: I have a Shade Tree Report for the month of February. Oh, you guys are a little slow this month? No other reports?

MAYOR SCARPELLI: No other reports.

COMMISSIONER TUCCI: I'm just checking.

Okay. And I have --

COMMISSIONER EVANS: Or one could view it as somebody's behind and catching up.

UNIDENTIFIED: Negative. It's March.


COMMISSIONER EVANS: I said one could view it that way.

COMMISSIONER TUCCI: And one resolution, a refund of a tree permit at 28 Colonial Terrace. Nobody
escapes those. That's all I have.

MAYOR SCARPELLI: Thank you, Commissioner. I have a contract award with the New Brunswick Parking Authority Cooperative Pricing System to purchase meters for the -- on the avenue, not to exceed $248,007.50. And that's --

COMMISSIONER EVANS: Is that all of Franklin Avenue?

MAYOR SCARPELLI: That's all of Franklin Avenue and the other --

COMMISSIONER EVANS: What about Centre Street? The ones on Centre?

MAYOR SCARPELLI: That's all of them. All of them.

COMMISSIONER EVANS: All that? The whole business --

MAYOR SCARPELLI: The whole business -- every --

COMMISSIONER EVANS: Cool.

MAYOR SCARPELLI: -- all the business districts.

COMMISSIONER EVANS: Cool.

MAYOR SCARPELLI: Three hundred -- approximately 300 meters.

COMMISSIONER EVANS: And it'll take credit
cards?

MAYOR SCARPELLI: It'll take credit cards.
As long as everything works as it's supposed to.
There'll be a slot for the credit cards.

COMMISSIONER EVANS: Better answer.

MAYOR SCARPELLI: Yeah. Madam Clerk, what do you have?

THE CLERK: Thank you, Mayor. We have minutes for approval for February 4th, and also the Nutley Elks Lodge has submitted an application for a social affair permit for a Wild Game Charity Dinner for March 28th. And that's it.

MAYOR SCARPELLI: Counselor?

MR. GENITEMPO: I have two executive matters, brief ones. One of them's potential litigation and other contract negotiations.

MAYOR SCARPELLI: And we have one after?

MR. GENITEMPO: Just -- yeah, they'll be here. Topology will be here.

MAYOR SCARPELLI: And that is on?

MR. GENITEMPO: Pardon?

MAYOR SCARPELLI: What will that be on?

MR. GENITEMPO: Topology? They're going to update us on the results of their --

MAYOR SCARPELLI: What's the reason to go
into executive?

MR. GENITEMPO: Oh, for them? Oh, potential contract negotiation also.

MAYOR SCARPELLI: Okay. All right. So everybody, I need a motion --

MR. GENITEMPO: I'm sorry, I didn't get what you were asking.

MAYOR SCARPELLI: I'm sorry, I was -- I probably didn't explain --

MR. GENITEMPO: I'm off today, I'm not --

MAYOR SCARPELLI: -- myself well.

COMMISSIONER TUCCI: So moved.

MAYOR SCARPELLI: Motion to go into executive for --

COMMISSIONER PETRACCO: Second.

MR. GENITEMPO: Contract and potential -- and the potential litigation.

COMMISSIONER TUCCI: All right, so moved again.

THE CLERK: Okay. Whereas --

COMMISSIONER PETRACCO: Second.

THE CLERK: -- Section 8 of the Open Public Meeting Act, Chapter 231, Public Law 1975, permits the exclusion of the public from meeting in certain circumstances; and
Whereas the public body is of the opinion that such circumstances exist; and

Whereas, the Board of Commissioners of the Township of Nutley in the County of Essex in the State of New Jersey desires to proceed to closed executive session.

And now therefore be it resolved by the Board of Commissioners of the Township of Nutley to move into a closed executive session to discuss potential litigation and potential negotiations; and

Be it further resolved that the time when such discussion may be disclosed to the public shall be when that such disclosure may be made without adversely affecting the Township of Nutley, pending and/or anticipated legal, personnel, or contractual matters, and other matters within the exceptions that are provided for by statute.

Commissioner Tucci? Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

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 7:11.

(End of recording)

* * * * *

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 12, 2020
Alicia Jarrett
AAERT Cert. No. 428
Certified Court Transcriptionist
In The Matter Of:

In RE: Nutley Board of Commissioners

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DATE: March 3, 2020

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STEVEN, ROGERS, COMMISSIONER A/E

Also Present:

ALAN GENITEMPO, TOWNSHIP ATTORNEY
(Recording begins)

MAYOR SCARPELLI: Everybody please stand for the flag salute.

(Pledge of Allegiance)

MAYOR SCARPELLI: Madam Clerk?

THE CLERK: Thank you, Mayor. Board of Commissioners Public Meeting Tuesday, March 3rd, 2020. The time is now 8:05. Pursuant to the requirement of the Open Public Meeting Act, Chapter 231, Public Law 1975, notice of this meeting was published in the November 28th, 2019 issues of the Nutley Sun, the Herald News, and the Star Ledger. A copy of this notice has been posted on the Nutley Town Hall bulletin board, and a copy is on file in the Municipal Clerk's office. Commissioner Rogers is absent, excused.

Commissioner Tucci?

COMMISSIONER TUCCI: Here.

THE CLERK: Commissioner Evans?

COMMISSIONER EVANS: Here.

THE CLERK: Commissioner Petracco?

COMMISSIONER PETRACCO: Here.

THE CLERK: Mayor Scarpelli?

MAYOR SCARPELLI: Here.

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

MAYOR SCARPELLI: Minutes, Madam Clerk?

THE CLERK: We have minutes for February 4th, 2020. I need a motion, please.

COMMISSIONER TUCCI: Move it.

COMMISSIONER PETRACCO: Second.

THE CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

THE CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

THE CLERK: Commissioner Petracco?

COMMISSIONER PETRACCO: Aye.

THE CLERK: Mayor Scarpelli?

MAYOR SCARPELLI: Aye. Reports?

Commissioner Tucci?

COMMISSIONER TUCCI: Yes. I have a Shade Tree Report for the month of February.

MAYOR SCARPELLI: Thank you, Commissioner.

Bills, Madam Clerk?

THE CLERK: Yes, Mayor. Bill list for March 3rd, 2020. Public Affairs, $72,719.16; Revenue and Finance, $2,685,883.94; Public Safety, $46,666.75; Public Works, $103,629.81; Parks and Public Property, $634,807.80; Water Utility, $93,823.38; Regular Payroll Total, $917,424.16; Overtime Payroll, $27,837.09; Total
Payroll, $945,261.25; for a grand total of $4,582,792.09.

COMMISSIONER EVANS: Move the bills.
COMMISSIONER Tucci: Second.
THE CLERK: Commissioner Tucci?
COMMISSIONER Tucci: Aye.
THE CLERK: Commissioner Evans?
COMMISSIONER EVANS: Aye.
THE CLERK: Commissioner Petracco?
COMMISSIONER PETRACCO: Aye.
THE CLERK: Mayor Scarpelli?
MAYOR SCARPELLI: Aye.
THE CLERK: And that's it for bills, Mayor.
MAYOR SCARPELLI: Public comment on the agenda items only. Madam Clerk?
THE CLERK: Thank you, Mayor. All persons addressing the Board of Commissioners regarding community concerns should approach the microphone and provide their name and address for the record. Unless further time is granted by the board, each person shall limit their address to three minutes. All remarks to the board and its individual members must be addressed to the mayor. The mayor may defer citizens' comments to the appropriate member of the board. Dialogue between citizens and others addressing the board shall
be allowed, unless the mayor or presiding officer, or
the majority of the membership of the board shall
determine that the interests of the quorum, and/or the
expeditious conduct of municipal business are being
adversely affected by such dialogue.

MR. MOORE: Rory Moore, 462 Chestnut Street.
Mr. Scarpelli, on the bill list, it's on each one of
the departments, in the middle of the page, that's the
first one, the League of Municipalities, it's $423.

MAYOR SCARPELLI: Mr. Moore, I see the first
one that you're talking about. And you said each one
of us have that?

MR. MOORE: It's on each one of the
departments. It's on, basically five times. I'm just
curious, why are we paying this individually? Each
department paying 400 -- the same price on each one of
them.

MAYOR SCARPELLI: I don't -- I think it's
dues, Mr. Moore. It's our dues.

MR. MOORE: It --

MAYOR SCARPELLI: It's not any individual
that's paying for it.

MR. MOORE: Is that the -- is that a total?
I'm a little confused, because if it was you were just
paying dues, you would have just paid a one-time fee or
paid --

MAYOR SCARPELLI: It's to be a member of the New Jersey League of Municipalities. As a township, we are a member of the New Jersey League of Municipalities.

MR. MOORE: That, I understand.

MAYOR SCARPELLI: Okay, so, and that cost is split between the five departments.

MR. MOORE: So that's about what, roughly 2,000 a year? Approximately?

MAYOR SCARPELLI: I would assume --

COMMISSIONER EVANS: Yeah, it's --

MR. MOORE: Five times 400.

MAYOR SCARPELLI: -- that's correct.

COMMISSIONER EVANS: Roughly, yes.

MAYOR SCARPELLI: If your math is correct, that's correct.

MR. MOORE: It's about two grand. Okay, thank you.

MAYOR SCARPELLI: Thank you. Anybody else wish to address the Board of Commissioners on the agenda items only?

Seeing none, commissioner announcements? Any announcements, commissioners? We're all good?

COMMISSIONER PETRACCO: I do, Mayor, and I
think all the commissioners would agree on what a fantastic weekend it was. I know I saw a lot of them at the high school play this year, Rock of Ages. The talent there was just unbelievable, and I know that the wrestling, Nutley Wrestling, they got, I think, what was four kids across to the state, Mauro?

COMMISSIONER TUCCI: That's correct.

COMMISSIONER PETRACCO: Four kids to the states. And the girls basketball games, too, the state games have been so exciting at the high school. So Nutley Sports and the programs that you feed them with, Commissioner, it's paying dividends right now.

COMMISSIONER TUCCI: Commissioner --

COMMISSIONER PETRACCO: For the township.

COMMISSIONER TUCCI: -- you're absolutely correct, and we are also, just to follow up on that, I wasn't going to mention it, but being that you raised it --

COMMISSIONER PETRACCO: Yes.

COMMISSIONER TUCCI: -- I will, we are also redoing the wrestling room at the Rec Department on Park Avenue. And that's where it starts for a lot of these youngsters, and we can see the fruits of our labor, because we have four Nutley High School wrestlers going to states. And as far as the Rock of
Ages is concerned, they did an outstanding job, and always do, and that's also in conjunction with what we do in our theater program. And some of you may have heard me already mention that this Board of Commissioners is looking into siting a performing arts center within our boundaries. All with grant funding, I don't want anybody getting excited about increasing taxes, but there's some dollars out there from foundations and different arts groups --

COMMISSIONER EVANS: Yes.

COMMISSIONER TUCCI: -- and we are actively pursuing that. Thank you, Commissioner.

MAYOR SCARPELLI: I skipped communications.

Communications, Madam Clerk?

THE CLERK: Yes, Mayor. The Nutley Elks Lodge has submitted an application for a social affair permit for their Wild Game Charity Dinner event on Saturday, March 28th, 2020, from 6 p.m. to 10 p.m. at 242 Chestnut Street. I need a motion, please.

COMMISSIONER TUCCI: Move it.

COMMISSIONER PETRACCO: Second.

COMMISSIONER EVANS: Second.

THE CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

THE CLERK: Commissioner Evans?
COMMISSIONER EVANS: Aye.

THE CLERK: Commissioner Petracco?

COMMISSIONER PETRACCO: Aye.

THE CLERK: Mayor Scarpelli?

MAYOR SCARPELLI: Aye.

THE CLERK: And that's it for communications.

MAYOR SCARPELLI: Let's go to ordinance public hearings. Commissioner Petracco?

COMMISSIONER PETRACCO: Yes, I have an ordinance --

COMMISSIONER EVANS: I have an announcement.

MAYOR SCARPELLI: Oh, sorry about that.

COMMISSIONER EVANS: Just a very quick -- on Wednesday, March 11th, Congresswoman Pascrell's [sic] staff will be here in Nutley at the Town Hall to meet with residents to -- any questions regarding Veteran Affairs, Social Security, Medicare, they're prepared to answer those questions, offer assistance. I was asked to mention that so that the town was more broadly aware. And just a reminder that on March 27th, the mobile unit for the DMV will be back on Park Avenue, and my understanding is the federal ID that you have to update your driver's license so you can use it at the airport, they'll be able to do that this time around.

COMMISSIONER TUCCI: And I'm sorry. That's
Congressman Pascrell's office?

COMMISSIONER EVANS: Oh, I'm sorry, that is -- old days, right? Mikie Sherrill. I'm sorry for -- I apologize.

COMMISSIONER TUCCI: Congresswoman Sherrill, Tom. Thank you. Thank you.

COMMISSIONER EVANS: Mikie Sherrill. Yes, Congresswoman Sherrill.

MAYOR SCARPELLI: Any other announcements before we go to public hearing? Commissioner Petracco?

COMMISSIONER PETRACCO: Thank you. Ordinance Number 3437, an ordinance to amend an ordinance codified in the code of the Township of Nutley, Chapter 510, Article 1 and 2, Section 510-1 through Sections 510-20, entitled Peddling, Soliciting, and Canvassing. I move that we open the public portion of the meeting.

MAYOR SCARPELLI: Anybody wish to be heard on Ordinance Number 3437?

COMMISSIONER PETRACCO: Seeing no one, move to close.

COMMISSIONER TUCCI: Second.

MAYOR SCARPELLI: Second.

THE CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.
THE CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

THE CLERK: Commissioner Petracco?

COMMISSIONER PETRACCO: Aye.

THE CLERK: Mayor Scarpelli?

MAYOR SCARPELLI: Aye.

COMMISSIONER PETRACCO: I move the ordinance.

COMMISSIONER TUCCI: Second.

THE CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

THE CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

THE CLERK: Commissioner Petracco?

COMMISSIONER PETRACCO: Aye. Thank you.

THE CLERK: Mayor Scarpelli?

MAYOR SCARPELLI: Aye. Let's move on to resolutions. I'll do Commissioner Rogers's when I do mine.

Commissioner Tucci?

COMMISSIONER TUCCI: Yes, thank you, Mayor.

Whereas, the Township of Nutley Ordinance Number 665-22, Preservation of Trees, states that tree removal permits must be obtained for a cost of $50 per tree; and

Whereas, the Township of Nutley Department of
Parks and Recreation and/or Public Property authorizes a refund for each tree permit submitted upon the planting of a new tree on said property, replacement tree size and species must be approved in advance by the Township Forester; and

Whereas, funds will be available from Account C-01-904-905.

Now therefore be it resolved by the Board of Commissioners of the Township of Nutley in the County of Essex in the State of New Jersey, that the Township Treasurer is and she is authorized to refund the tree permit fee collected as per the Shade Tree Preservation Ordinance, permit holder Tammy Rossi, 28 Colonial Terrace, number of trees, two, total refund $50 per tree, totaling $100. I move the resolution.

COMMISSIONER EVANS: Second.

THE CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

THE CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

THE CLERK: Commissioner Petracco?

COMMISSIONER PETRACCO: Aye.

THE CLERK: Mayor Scarpelli?

MAYOR SCARPELLI: Aye.

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

2    MAYOR SCARPELLI:  Thank you, Commissioner.

3    Commissioner Evans?

4    COMMISSIONER EVANS:  Thank you, Mayor.

5  Whereas, local public contracts law N.J.S.A. 40A:11-11(5) authorizes contracting with -- contracting units to establish a cooperative pricing system and to enter into cooperative pricing agreements for its administration;

6    Whereas, North Jersey Wastewater Cooperative Pricing System has offered voluntary participation in its cooperative pricing system for the purchase of goods or services;

7    Whereas, the Mayor and the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, duly desires to become a member of the North Jersey Wastewater Cooperative Pricing System for the provision of goods and services effective March 3rd, 2020, and that such membership shall be for the period ending November 24th, 2024, and each renewal thereafter with the system, unless the Township elects to formally withdraw from the system.

8    Now therefore be it resolved that the Mayor and Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, are hereby
authorized to execute the required agreement for such membership. So move.

COMMISSIONER TUCCI: Second.

THE CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

THE CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

THE CLERK: Commissioner Petracco?

COMMISSIONER PETRACCO: Aye.

THE CLERK: Mayor Scarpelli?

MAYOR SCARPELLI: Aye. Thank you, Commissioner.

Commissioner Petracco?

COMMISSIONER PETRACCO: Yes. This is Resolution Number 54-20. State of New Jersey Department of Law and Public Safety Division of Criminal Justice. A resolution improving participation with the State of New Jersey Federal Grant Program, administered by the Division of Criminal Justice, Department of Law and Public Safety.

Whereas, the Township of Nutley Police Department wishes to apply for funding of approximately 60,000, with a match of $167,762.21 for an approximate project total cost of $227,762.21 for a project under the 2019-2020 State of New Jersey Safe and Secure
Communities Grant Program; and

Whereas, the Nutley Board of Commissioners has reviewed the accompanying application, and has approved said request; and

Whereas, the project is a joint effort between the Department of Law and Public Safety and the Township of Nutley Police Department for the purpose described in this application.

Now therefore be it resolved by the Board of Commissioners that

1. As a matter of Public Safety, the Township of Nutley Police Department wishes to participate in the fullest extent possible with the Department of Law and Public Safety.

2. The Attorney General will receive funds on behalf of the applicant.

3. The Division of Criminal Justice shall be responsible for the receipt and review of the applications or said funds, and

4. The Division of Criminal Justice shall initiate allocations to each applicant as authorized.

I move the resolution.

COMMISSIONER TUCCI: Second.

THE CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.
THE CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

THE CLERK: Commissioner Petracco?

COMMISSIONER PETRACCO: Aye.

THE CLERK: Mayor Scarpelli?

MAYOR SCARPELLI: Aye.

COMMISSIONER PETRACCO: Thank you.

MAYOR SCARPELLI: Thank you, Commissioner.

This is Commissioner Rogers's resolution.

Whereas, the Township of Nutley recognizes
the importance of promoting a healthy lifestyle, which
includes healthy eating habits, exercise, and safety
for all members of our community; and

Whereas, the Township of Nutley recognizes
that as a community is changing and evolving every day;
and

Whereas, the Township of Nutley Department of
Public Affairs has applied for a grant in the amount of
$20,000 through Partners For Health and New Jersey
Healthy Community Network, to create and implement a
localized health and wellness community needs
assessment in partnership with Robert Schermer, LLC;
and

Whereas, grant monies will be dispersed in
two payments of $10,000 in January of 2020 and $10,000
in January 2021; and

Whereas, results from the survey will be
utilized to address the major concerns highlighted by
the community within the survey.

Now therefore be it resolved that the mayor
and commissioners of the Township of Nutley in the
County of Essex, State of New Jersey, formally approves
the grant application for the Nutley Health and
Wellness Community Needs Assessment for the term of

Be it further resolved that the Mayor and
Clerk are hereby authorized to sign the grant agreement
on behalf of the Township of Nutley, and that their
signature constitutes acceptance of the terms and
conditions of the grant agreement and approve the
execution of the grant agreement. I move the
resolution.

COMMISSIONER TUCCI: Second.

THE CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

THE CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

THE CLERK: Commissioner Petracco?

COMMISSIONER PETRACCO: Aye.

THE CLERK: Mayor Scarpelli?
MAYOR SCARPELLI: Aye. Whereas, the Township of Nutley Department of Public Works has a need to purchase new single space parking meters and accessories from an authorized vendor participating in the New Brunswick Parking Authority Cooperative Pricing System; and

Whereas, the Township of Nutley is a member of the New Brunswick Parking Authority Cooperative Pricing System; and

Whereas, IPS Group, 7737 Kenamar Court, San Diego, California, has been awarded the bid for single space parking meters, and has been authorized the Township of Nutley to utilize the cooperative pricing; and

Whereas, the total project cost is not to exceed $248,007.50; and

Whereas, funds are available from Account Number 9-01-426-213, in the amount of $200,000, and Account Number 9-01-806-277 in the amount of $48,007.50, and have been certified by the Chief Financial Officer, said certification being attached to this resolution.

Now therefore be it resolved by the Board of Commissioners of the Township of Nutley that IPS Group be awarded a contract for purchase of single space
parking meters and accessories in accordance with the New Brunswick Parking Authority Cooperative System. I move the resolution.

COMMISSIONER TUCCI: Second.
THE CLERK: Commissioner Tucci?
COMMISSIONER TUCCI: Aye.
THE CLERK: Commissioner Evans?
COMMISSIONER EVANS: Aye.
THE CLERK: Commissioner Petracco?
COMMISSIONER PETRACCO: Aye.
THE CLERK: Mayor Scarpelli?
MAYOR SCARPELLI: Aye. That concludes the business portion of our meeting. Madam Clerk?
THE CLERK: Thank you, Mayor.

All persons addressing the Board of Commissioners regarding community concerns should approach the microphone and provide their name and address for the record. Unless further time is granted by the board, each person shall limit their address to five minutes. All remarks to the board and its individual members must be addressed to the mayor. The mayor may defer citizens' comments to the appropriate member of the board. Dialogue between citizens and others addressing the board shall be allowed unless the mayor or presiding officer or the majority of the
membership of the board shall determine that the
interests of the quorum, and/or the expeditious conduct
of municipal business are being adversely affected by
such dialogue.

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

MR. PATEL: Good evening. My name's Ronak
Patel. I live at 35 Nutley Avenue. So tonight, my
partners and I are here to request permission to open
up a tattoo studio and art gallery in Nutley. And I
just have a little statement kind of prepared for you.
If you have any questions, please feel free to stop me
and I will answer anything I can.

So tattoos, as you must know by now, are no
longer just for gangsters and bikers. I invite you to
briefly think about the people in your life that have
tattoos or piercings, maybe some of you even have them.
I'm sure almost everyone here has at least a close
family member or a friend that has a tattoo or a
piercing, maybe multiple. I know there used to be a
stigma, but we strongly believe that this isn't the
case anymore, and I'm sure you've seen changes around
this in the past 10 to 15 years.

Some concerns may still come up for you, such
as what kind of people would a studio in town attract,
and I can assure you that our collective experience proves that reputation is everything, and we are the ones that get to create a positive reputation. If we were trying to just open another tattoo shop, similar to what already exists in the area, to make a quick buck, then I understand that we would attract that kind of client which wouldn't be ideal for the town. That's not what we're trying to do. We're trying to create an upscale studio. And also, our existing clientele is the opposite of shady characters. We perform a high-end service and provide an upscale experience. Our pricing averages around $175 an hour, with that only increasing in the years to come.

I'd like to note, a large number of our clientele are the first responders and servicemen and women from all around New Jersey. Personally, I've tattooed people of all age groups and from all different backgrounds. My oldest first-timer was a 75-year-old woman at this past year's tattoo convention in Secaucus. Between the three of us, we have a collective of almost 20 years of tattooing experience, and 15 years of operational experience. We have opened and helped open shops in Jersey City, Fairlawn, and Ramsey, and that's just in New Jersey. We've also opened shops in Philadelphia and New Haven,
Connecticut.

You can't deny now that -- now more than ever, tattoos and piercings are accepted and more normalized in society, and there's no sign of that changing for the worse. In fact, it's only becoming more and more popular, and more in demand. Tattooing and piercing is also currently the most safe and sanitary that it has ever been. The industry is currently focused on being eco-friendly, while providing one-time use instruments, and the exciting thing is that we're still growing and evolving.

With us being granted permission to open up our studio here in town, we get to set the standard for quality. We believe now, more than ever before, young adults and all people need to be exposed to higher quality work than what's currently available in our immediate area. In my professional opinion, there are little to no quality studios in this area. The closest shop I would go get tattooed at is all the way in Montclair.

I've chosen Nutley because this is the town that I grew up in, and I love the people here. I've lived here for 23 years, minus the four that I moved to Philadelphia to open a studio for the company I used to work for. I also believe that this would benefit our
community in the sense that our existing clientele would be traveling into town for their tattoos, giving other local businesses new clientele. Tattoo sessions can range anywhere from 20 minutes to four to six hours. During the breaks, our clients go get food, coffee, and explore the local area. This brings new business to town, and maybe even potential new residents.

We also don't want to brush past the art gallery side of our studio. We will be displaying and promoting artwork from local artists outside of just tattoo art, helping and bringing up other artists in our community. We also participate in community events and donate to charities such as Autism Speaks, Pad Paw Rescue, Catskill Animal Sanctuary, Sea Shepherd, Open Heroes, et cetera, regularly. We believe in supporting our community, and collaborating with other local businesses to bring everyone up.

My friends, family, and neighbors have been here for generations. I also plan on starting my family here, and raising my kids here. This is a community that supports small business, and it supports a tone. I believe that it's only going to be a matter of time before someone does open a tattoo studio in town. Nutley is one of the last towns in the area, and
probably in New Jersey to not have a tattoo studio, and if it's going to happen eventually, why not let it happen now, and the someone to open it be a lifelong resident at the town?

We are currently looking at the space at 381 Centre Street, and with your blessing today, we would like to continue the process with the landlord in locking down the location, and bringing something truly extraordinary here. I hope that you'll give us the opportunity to prove ourselves. After all, that is the American Dream.

MAYOR SCARPELLI: Well, just for clarification, it's not just to us to approve your application, right? So having a tattoo parlor in any zone is not a permitted use, so I encourage you to go through the process through the Code Department, and go through that process. A zoning change would take -- a little long, and go through -- it has to go through the Planning Board before it comes to us, so, just to let you know that.

MR. PATEL: Okay. Thank you.

MAYOR SCARPELLI: Anything else the commissioners want to add?

COMMISSIONER EVANS: No, I think the right place is the Code Office.
MAYOR SCARPELLI: Anybody else want to address the Board of Commissioners this evening? Seeing none, could I have a motion to go into executive session for contract negotiations?

MR. GENITEMPO: That's correct, Mr. Mayor.

COMMISSIONER TUCCI: So moved.

COMMISSIONER EVANS: Second.

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

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

Whereas, the Board of Commissioners of the Township of Nutley in the County of Essex, State of New Jersey, desires to proceed to closed executive session.

And now therefore be it resolved by the Board of Commissioners of the Township of Nutley to move into closed executive session to discuss contract negotiations. Be it further resolved the time when such discussion may be disclosed to the public shall be when and such disclosure may be made without adversely affecting the Township of Nutley pending and/or anticipated legal, personnel, contractual matters, and
other matters within the exceptions provided for by statute. Commissioner Tucci?

COMMISSIONER TUCCI: Aye.

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 8:28.

MAYOR SCARPELLI: We will be coming back on the record. There will be no further business conducted at that time.

(Pause)

COMMISSIONER EVANS: Motion to adjourn.

COMMISSIONER TUCCI: Second.

THE CLERK: Okay. Commissioner Tucci?

COMMISSIONER TUCCI: Are we jumping the gun?

UNIDENTIFIED: Cece agreed.

MAYOR SCARPELLI: You ready? Motion to adjourn?


COMMISSIONER PETRACCO: Second.

THE CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Aye.
THE CLERK: Commissioner Evans?

COMMISSIONER EVANS: Aye.

THE CLERK: Commissioner Petracco?

COMMISSIONER PETRACCO: Aye.

THE CLERK: Mayor Scarpelli?

MAYOR SCARPELLI: Aye. Good night.

THE CLERK: The time is 10:06.

(End of recording)

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(End of recording)
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 12, 2020
Alicia Jarrett
AAERT Cert. No. 428
Certified Court Transcriptionist