

# TOWNSHIP OF NUTLEY BOARD OF COMMISSIONERS

ONE KENNEDY DRIVE  
3<sup>RD</sup> FLOOR COMMISSION CHAMBERS  
NUTLEY, NEW JERSEY 07110



## Notice Pursuant to N.J.S.A. 10:4-8(d)

This agenda for the next regular meeting of the Township of Nutley Board of Commissioners, and the resolutions on the agenda, reflect the agenda and proposed resolutions to the extent known at the time of posting, pursuant to N.J.S.A. 10:4-8(d). The agenda and resolutions are tentative. They are subject to amendment additions or deletions prior to the meeting. Any inquiries concerning the agenda and its contents should be directed to the Municipal Clerk's Office at (973) 284-4955.

## AGENDA

### BOARD OF COMMISSIONERS PUBLIC MEETING TUESDAY, FEBRUARY 19, 2019 / 7:00 P.M.

#### PLEDGE OF ALLEGIANCE:

#### SUNSHINE NOTICE:

Pursuant to the requirements of the Open Public Meeting Act (Chapter 231, P.L.1975), notice of this meeting was published in the November 29, 2018 issues of The Nutley Sun, The Herald News and The Star Ledger. A copy of this notice has been posted on the Nutley Town Hall bulletin board and a copy is on file in the Municipal Clerk's Office.

#### ROLL CALL:

Commissioner Steven L. Rogers  
Commissioner Mauro G. Tucci  
Commissioner Thomas J. Evans  
Commissioner Alphonse Petracco  
Mayor Joseph P. Scarpelli

#### MINUTES:

#### COMMUNICATIONS/CORRESPONDENCE:

- ❖ South Side Grill, LLC., has submitted an application for a Social Affair Permit for their St. Patrick's Day event on Saturday, March 2, 2019 from 12:00 PM to 10:00 PM, Located at 223 Franklin Avenue, Nutley, New Jersey.
- ❖ The Nutley Irish American Alliance Inc., has submitted an application for a Social Affair Permit for the Nutley St. Patrick's Day Parade After Party event on Saturday, March 2, 2019 from 2:00 PM to 7:00 PM at the VFW Holding located at 271 Washington Avenue, Nutley, New Jersey.
- ❖ The Greenutley Committee has submitted an event application to hold their Outdoor Farmers Market every Sunday from June 16, 2019 to October 27, 2019 at 537 Franklin Avenue, Municipal Lot No. 9, between 9:00 AM and 2:00 PM.

**PROCLAMATION:**

**REPORTS:**

- ❖ Code Enforcement monthly report for January 2019/Commissioner Thomas J. Evans
- ❖ Public Safety Monthly Report for February 2019/ Commissioner Alphonse Petracco
- ❖ Parks and Recreation Shade Tree Report for January 2019/Commissioner Mauro G. Tucci.

**BILLS:**

**PUBLIC COMMENT ON AGENDA ITEMS ONLY: (3 MINUTES)**

**BOARD OF COMMISSIONER ANNOUNCEMENTS:**

**ORDINANCE INTRODUCTIONS: (2)**

**COMMISSIONER THOMAS J. EVANS/ ORDINANCE NO. 3416**

ORDINANCE OF THE TOWNSHIP OF NUTLEY AUTHORIZING THE EXECUTION OF A FINANCIAL AGREEMENT WITH PB – 100 METRO URBAN RENEWAL, LLC AND GRANTING A TAX EXEMPTION (PUBLIC HEARING MARCH 5, 2019)

**COMMISSIONER THOMAS J. EVANS/ ORDINANCE NO. 3417**

ORDINANCE OF THE TOWNSHIP OF NUTLEY AUTHORIZING THE EXECUTION OF A FINANCIAL AGREEMENT WITH PB – 200 METRO URBAN RENEWAL, LLC AND GRANTING A TAX EXEMPTION (PUBLIC HEARING MARCH 5, 2019)

**ORDINANCE(S) ON SECOND READING AND PUBLIC HEARING(S): (4)**

**COMMISSIONER THOMAS J. EVANS/ ORDINANCE NO. 3411**

ORDINANCE OF THE TOWNSHIP OF NUTLEY AUTHORIZING THE EXECUTION OF A FINANCIAL AGREEMENT WITH PB – 100 METRO URBAN RENEWAL, LLC AND GRANTING A TAX EXEMPTION (INTRODUCED DECEMBER 4, 2018)

**COMMISSIONER THOMAS J. EVANS/ ORDINANCE NO. 3412**

ORDINANCE OF THE TOWNSHIP OF NUTLEY AUTHORIZING THE EXECUTION OF A FINANCIAL AGREEMENT WITH PB – 200 METRO URBAN RENEWAL, LLC AND GRANTING A TAX EXEMPTION (INTRODUCED DECEMBER 4, 2018)

**BOARD OF COMMISSIONERS / READ BY MAYOR JOSEPH P. SCARPELLI / ORDINANCE NO. 3414**

AN ORDINANCE TO AMEND AN ORDINANCE CODIFIED IN THE CODE OF THE TOWNSHIP OF NUTLEY, CHAPTER 700, ENTITLED ZONING, PARTICULARLY ARTICLE III, ENTITLED “TERMINOLOGY, DEFINITIONS”, ARTICLE V, “GENERAL REGULATIONS”, ARTICLE VII, USE REGULATIONS, MIXED USE”, ARTICLE IX, “GARDEN APARTMENTS” AND ARTICLE XIII, “PARKING SPACES AND LOADING BERTHS.” (INTRODUCED JANUARY 15, 2019)

**COMMISSIONER MAURO G. TUCCI /PUBLIC HEARING FOR DEMURO PARK**  
**RESOLUTION NO. 58-19**

The Mayor and Commissioners of the Township of Nutley will hold a public hearing on Tuesday, February 19, 2019, during the regularly scheduled Township Commission meeting. The purpose of the hearing is to obtain public comment on a grant application to be submitted to the New Jersey Department of Environmental Protection's Green Acres Land Acquisition and Park Development Program, by the Township of Nutley. The application will detail park improvements for DeMuro Park. The meeting will take place in the Commission Chambers, located at 1 Kennedy Drive, 3<sup>rd</sup> Floor, Nutley NJ 07026. A brief presentation will be made followed by a question and answer period. All residents are encouraged to attend and participate.

**RESOLUTIONS: (13)**

**Commissioner Rogers: (0)**

**Commissioner Tucci: (1)**

**No. 58-19/**Application of Loan for Green Acres Project/Nutley DeMuro Park Improvement Project/ Funding in the Amount of approximately \$548,370.00 in the form of a 75% matching grant and if available a 25% loan of approximately \$182,790.00 from the State/ Department of Environmental Protection, Green Acres Program

**Commissioner Evans: (3)**

**No. 54-19/**Authorize refund of overpayment of tax charges/70 North Spring Garden Ave/ Refund amount for 2018, \$3,327.32

**No. 59-19/**Request permission of the Director or the Division of Local Government Services to pay expenditures under the provisions of N.J.S.A. 40A:10-1 et seq. to establish and operate a Self-Insurance Program

**No. 60-19/**

**Commissioner Petracco: (5)**

**No. 50-19/** Authorization to sell abandoned personal property (vehicles) at a live auction / Wednesday, April 10, 2019 at 2:00 pm / Twin Inc. t/a Twin Towing, 35 Mill Street, Belleville, New Jersey 07109

**No. 51-19/** Authorization to sell abandoned personal property (vehicles) at a live auction /, Wednesday, April 10, 2019 at 10:00 am / Nicolette Towing, 757-1000 Page Avenue, Lyndhurst, NJ 07071

Authorize to advertise for sealed bids for Surplus Equipment no longer in use / To be received and opened on Wednesday, February 27, 2019 at 11:00 AM

**No. 52-19/** Authorize to advertise for sealed bids for Surplus Equipment no longer in use / To be received and opened on Wednesday, March 6, 2019 at 11:00 AM

**No. 53-19/** Authorize to accept funds from the Emergency Management Assistance Subgrant Program for Federal Fiscal Year 2018 / Total: \$31,450.21

**No. 56-19/**Appoint Emergency Management Coordinator/ William Cassidy for a three year term // January 15, 2019 through December 31, 2022

**Mayor Scarpelli: (3)**

**No. 49-19/** Approve various Raffles Licenses

**No. 55-19/** Authorized to advertise for sealed bids for the CDBG Ernest Street Roadway Improvement Project/ To be received and opened Wednesday, March 13, 2019 at 11 AM

**No. 57-19/** Resolution Adopting Employee Handbook and Personnel Policies and Procedures Manual

**MEETING OPEN TO THE PUBLIC: (5 MINUTES)**

**ADJOURNMENT:**

**REMINDER:**

The next Board of Commissioners meeting is scheduled for Tuesday, March 5, 2019 at 7:00 P.M., Nutley Town Hall, 3<sup>rd</sup> Floor Commission Chambers.