

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Mauro G. Tucci *Date:* December 3, 2019
Seconded by: Commissioner Thomas J. Evans *No.* 301-19

WHEREAS, the Township of Nutley Ordinance No. 665-22, Preservation of Trees states that Tree Removal Permits must be obtained for a cost of \$50.00 per tree; and

WHEREAS, the Township of Nutley, Department of Parks and Recreation authorizes a refund for each tree permit submitted upon the planting of a new tree on the said property; replacement tree(s) size and species must be approved in advance by the Township Forester; and

WHEREAS, funds will be available from account C-01-904-905; and

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey that the Township Treasurer is authorized to refund the Tree Permit Fee collected as per the Shade Tree Preservation Ordinance.

Winfield Chasmar

110 Beech Street

1 tree @ \$50 per tree

Total: \$50.00

. . .

I, Eleni Pettas, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that
Eleni Pettas

the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 3, 2019

<i>Record of Vote</i>	<i>Commissioner Steven L. Rogers</i>	<i>Commissioner Mauro G. Tucci</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Mayor Joseph P. Scarpelli</i>
<i>Yes</i>	X	X	X	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Thomas J. Evans *Date:* December 3, 2019
Seconded by: Commissioner Mauro G. Tucci *No.* 302-19

BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, in the County of Essex, State of New Jersey, that the Treasurer be and she is hereby authorized to refund overpayments of the water charges in the amount of **\$2,530.22** for the following accounts:

Block & Lot/Qual.	Address	Amount/Year
2503/21	67 KENZEL AVENUE	\$2,530.22/2019

...

I, Eleni Pettas, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 3, 2019

Record of Vote	Commissioner Steven L. Rogers	Commissioner Mauro G. Tucci	Commissioner Thomas J. Evans	Commissioner Alphonse Petracco	Mayor Joseph P. Scarpelli
Yes	X	X	X	X	X
No					
Not Voting					
Absent/Excused					

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Mayor Joseph P. Scarpelli *Date:* December 3, 2019

Seconded by: Commissioner Mauro G. Tucci *No.* 303-19

WHEREAS, raffle applications have been received from the following organization;

Nutley Music Booster Association	License No. 55-19 On-Premise 50/50 Cash Raffle	Saturday, January 25, 2020
Nutley Music Booster Association	License No. 56-19 On-Premise Merchandise Raffle	Saturday, January 25, 2020

WHEREAS, the applications have been reviewed and approved by the Municipal Clerk and the Police Department;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey that the aforementioned licenses are approved and the Municipal Clerk is authorized to issue the raffle licenses.

I, Eleni Pettas, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that

the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 3, 2019

<i>Record of Vote</i>	<i>Commissioner Steven L. Rogers</i>	<i>Commissioner Mauro G. Tucci</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Mayor Joseph P. Scarpelli</i>
<i>Yes</i>	X	X	X	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Mauro G. Tucci *Date:* December 3, 2019
Seconded by: Commissioner Thomas J. Evans *No.* 304-19

WHEREAS, the Nutley Jr. Raider Fifth and Sixth Grade Football Team has enjoyed an outstanding season posting a record of 7 wins and 3 losses, capturing the West Essex Jr. Football League Superbowl Championship; and


WHEREAS, the Nutley Jr. Raider Fifth and Sixth Grade Football Team entered the playoffs as the #4 seed which defeated the #1 seed by a score of 14-13 and the #2 seed in the championship game by a score of 19-12 to claim the Superbowl Championship; and

WHEREAS, the members of the Fifth and Sixth Grade Football Team are, Victoria Aponte, Aidan Rotbaum, Henry Nalvarte, Daniel Zacatzontle, Jonathon Cirigliano, Eddie Butts, Jeremiah Tirado, Brady King, Rocco Diliberto, Franklin Rodriquez, Michael Fazio, A.J. Delgreco, Justin Lees, Santino Cundiff, Mohammed Mughal, Nicholas DelTufo, Jonathon Tucci, Riley Garofalo, Sean Torres, Devin Martin, Marcello Marfia, Sean Vilchez, Jacob Salvador, Christopher Cifelli, Trace Castellanos, Russell Van de Zilver, Avian Santana, Raymond Agosto, Matty Richards, AJ Maiden, James Colarusso, Marcus Durham, Anthony Curcio, Brayden Hernandez, Jacob Harlow, Michael Berardesco, Liam Murphy, Devin Telcide, Foster Smith, Nolan Brewer, Angel Ceden, Brandon Walder, Joshua Salgado, Anthony Raffa; and

WHEREAS, head coach Justin Murphy, along with Assistant Coaches Donnie King, Carmen Lore Jr., Antonio Maiden, John Cifelli, Mike Berardesco, worked tirelessly to train and guide these athletes; and

WHEREAS, the members of the Fifth and Sixth Grade Football Team are the West Essex Junior Football League Superbowl Champions, for the 2019 season, with a record of 7 wins and 3 losses; and

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, join with the Citizens of Nutley to honor and congratulate the members and coaches of the Fifth and Sixth Grade Football Team, for their exceptional efforts and accomplishments.

I,  Eleni Pettas, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 3, 2019

...

<i>Record of Vote</i>	<i>Commissioner Steven L. Rogers</i>	<i>Commissioner Mauro G. Tucci</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Mayor Joseph P. Scarpelli</i>
<i>Yes</i>	X	X	X	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Alphonse Petracco *Date:* December 3, 2019
Seconded by: Commissioner Steven L. Rogers *No.* 305-19

BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, County of Essex, New Jersey that in accordance with the provision of R.S. 40A:4-58, the following transfers of appropriations in the **2019 Budget** be and the same are hereby authorized and approved:

DEPARTMENT OF PUBLIC SAFETY

<u>FROM:</u>		<u>TO:</u>	
Office of Emergency Mgmt. S/W 9-01-318-100	\$70,000.00	Office of Emergency Mgmt. O/E 9-01-318-200	\$70,000.00
Uniform Fire Safety S/W 9-01-321-100	30,000.00	Fire O/E 9-01-314-200	30,000.00
TOTAL	\$100,000.00	TOTAL	\$100,000.00

. . .

I, Eleni Pettas, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 3, 2019

Record of Vote	Commissioner Steven L. Rogers	Commissioner Mauro G. Tucci	Commissioner Thomas J. Evans	Commissioner Alphonse Petracco	Mayor Joseph P. Scarpelli
<i>Yes</i>	X	X	X	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Mauro G. Tucci *Date:* December 3, 2019
Seconded by: Commissioner Thomas J. Evans *No.* 306-19

WHEREAS, a resolution was adopted on December 27, 2018, awarding a contract to TSUJ Corporation, P.O. Box 4621, Wayne, NJ 07474 for electrical services; and

WHEREAS, the agreement entered into between TSUJ Corporation and the Township of Nutley on January 1, 2019 was for a period of one year, with the option to be extended for one additional year, not to exceed two years in total; and

WHEREAS, funds are available from 0-01-508-200, pending adoption of the 2020 Municipal Budget, not to exceed \$40,000.00 for the year and \$50,000.00 in Capital Ordinance 3425A, and will be certified by the Chief Financial Officer, said certification being attached to this resolution; and

NOW, THEREFORE, BE IT RESOLVED that the Township of Nutley renew the contract with TSUJ Corporation, P.O. Box 4621, Wayne, NJ 07474 for electrical services, pursuant to the previously signed agreement.

. . .

I, Eleni Pettas, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 3, 2019

<i>Record of Vote</i>	<i>Commissioner Steven L. Rogers</i>	<i>Commissioner Mauro G. Tucci</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Mayor Joseph P. Scarpelli</i>
<i>Yes</i>	X	X	X	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Mauro G. Tucci *Date:* December 3, 2019
Seconded by: Commissioner Thomas J. Evans *No.* 307-19


WHEREAS, a resolution was adopted on December 27, 2018, awarding a contract to Advanced Mechanical Corp., 173 Franklin Ave, Nutley NJ; and

WHEREAS, the agreement entered into according to the bid specifications between Advanced Mechanical Corp. and the Township of Nutley on January 1, 2019 was for a period of one year, with the option to be extended, not to exceed two years; and

WHEREAS, funds are available from 0-01-508-200, pending adoption of the 2020 Municipal Budget, not to exceed \$40,000.00 and capital ordinance 3425A in the amount of \$50,000.00 for the year, and will be certified by the Chief Financial Officer, said certification being attached to this resolution; and

NOW, THEREFORE, BE IT RESOLVED that the Township of Nutley renew the contract with Advanced Mechanical Corp, 173 Franklin Ave, Nutley, New Jersey for Plumbing, Heating, Air Conditioning, and Refrigeration Service and Purchase, pursuant to the previously signed agreement.

. . .

I, , Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 3, 2019

<i>Record of Vote</i>	<i>Commissioner Steven L. Rogers</i>	<i>Commissioner Mauro G. Tucci</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Mayor Joseph P. Scarpelli</i>
<i>Yes</i>	X	X	X	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Mauro G. Tucci *Date:* December 3, 2019

Seconded by: Commissioner Thomas J. Evans *No.* 308-19

BE IT RESOLVED, by the board of Commissioners of the Township of Nutley in the County of Essex, New Jersey, that the Township Clerk be and she is hereby authorized to advertise for SEALED BIDS for **Recreation Uniforms and Equipment**.

Bids to be received on Friday, December 27, 2019, in the Commission Chambers, Township Hall, One Kennedy Drive, at 11:00 A.M. prevailing time at which time they will be publicly opened and read.

. . .

I, Eleni Pettas, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 3, 2019

<i>Record of Vote</i>	<i>Commissioner Steven L. Rogers</i>	<i>Commissioner Mauro G. Tucci</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Mayor Joseph P. Scarpelli</i>
<i>Yes</i>	X	X	X	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Mauro G. Tucci *Date:* December 3, 2019
Seconded by: Commissioner Thomas J. Evans *No.* 309-19

WHEREAS, the Township of Nutley has a need to acquire professional service as a Fair and Open Contract pursuant to the provision of the *N.J.S.A. 19:44A-20.5*; and

WHEREAS, the Department of Parks and Public Property has a need to acquire specialized professional services for a Qualified Tree Removal Service; and

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley in the County of Essex, State of New Jersey, that the Township Clerk is hereby authorized to advertise for SEALED BIDS for the REMOVAL OF TOWNSHIP TREES THROUGHOUT THE TOWN.

Bids to be received on Friday, December 27, 2019, in the Commission Chambers, Township Hall, at 11:00 A.M. (prevailing time) at which time they will be publicly opened and read.

. . .

I, Eleni Pettas, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 3, 2019

<i>Record of Vote</i>	<i>Commissioner Steven L. Rogers</i>	<i>Commissioner Mauro G. Tucci</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Mayor Joseph P. Scarpelli</i>
<i>Yes</i>	X	X	X	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Read by Mayor Joseph P. Scarpelli *Date:* December 3, 2019
on Behalf of The Board of Commissioners
Seconded by: Commissioner Mauro G. Tucci *No.* 310-19

WHEREAS, the Nutley Board of Commissioners and the Nutley Chief of Police have approved the following Plenary Retail Distribution Licenses to be open from 9:00 A.M. to 9:00 P.M. on Christmas Eve (December 24, 2019) and New Year's Eve (December 31, 2019):

Madya Inc. – T/A Heller and Heller
Liquor License No. 0716-44-013-008
200 Franklin Avenue
Nutley, New Jersey 07110

Franklin Wine Shop - T/A Nutley Wine Shop
Liquor License No. 0716-44-021-006
558 N. Franklin Avenue
Nutley, New Jersey 07110

Majagdamba LLC. – T/A Nutley News & Liquors
Liquor License No. 0716-44-025-010
96 Centre Street
Nutley, New Jersey 07110

WHEREAS, the above Plenary Retail Distribution Licenses are only permitted to be open during these hours on the above dates and times;

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey has granted permission to the above listed Plenary Retail Distribution Licensees to be open during said dates and times.

. . .

I, Eleni Pettas, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 3, 2019

<i>Record of Vote</i>	<i>Commissioner Steven L. Rogers</i>	<i>Commissioner Mauro G. Tucci</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Mayor Joseph P. Scarpelli</i>
<i>Yes</i>	X	X	X	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Mayor Joseph P. Scarpelli *Date:* December 3, 2019
Seconded by: Commissioner Mauro G. Tucci *No.* 311-19

WHEREAS, the Township of Nutley through the Department of Public Works has a need to acquire the services of an engineering consultant as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44 A-20.5; and

WHEREAS, the engineering coordinator has determined and certified in writing that the value of the aggregate services provided by the vendor for the term of this contract will exceed \$17,500.00; and

WHEREAS, the anticipated term of this contract is for twelve (12) months, from January 1, 2020 through December 31, 2020; and

WHEREAS, Pennoni Associates, Inc., 24 Commerce Street, Suite 300, Newark, New Jersey 07102, has submitted a proposal indicating they will provide engineering services according to a fee schedule attached; and

WHEREAS, Pennoni Associates, Inc. has completed and submitted a Business Entity Disclosure Certification which certifies that said corporation has not made any reportable contributions to a political or candidate committee in the Township of Nutley in the previous one year, and that the contract will prohibit Pennoni Associates from making any reportable contributions through the term of the contract; and

WHEREAS, the contract is not to exceed \$165,000.00 for general engineering services and whereas funds are available from account 0-01-404-200 and will be certified by the Chief Financial Officer, subject to the adoption of the 2020 Municipal Budget, said certification being attached to this resolution;

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Nutley enter into a contract with Pennoni Associates, Inc. as described herein; and

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution.

BE IT FURTHER RESOLVED that a notice of this action shall be printed once in the Nutley Sun in accordance with the Local Public Contracts Law.

. . .

I, Eleni Pettas, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 3, 2019

<i>Record of Vote</i>	<i>Commissioner Steven L. Rogers</i>	<i>Commissioner Mauro G. Tucci</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Mayor Joseph P. Scarpelli</i>
<i>Yes</i>	X	X	X	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Mayor Joseph P. Scarpelli *Date:* December 3, 2019
Seconded by: Commissioner Mauro G. Tucci *No.* 312-19

WHEREAS, Bids for the Collection Service of Co-Mingled Recyclable Material was received and opened on December 13, 2017; and

WHEREAS, F. Basso Jr. Rubbish Removal, Inc., 55-93 South 20th Street, Irvington, New Jersey, 07111; is awarded a contract for the collection and hauling of Co-Mingled recycling material as per the bid specifications in the amount of \$169,450.00; and

WHEREAS, the term of the contract shall be for the Service Option One (1) with a contract term of one (1) year, with an option for two (2) one (1) year extensions at the same price subject to availability of funds in the subsequent annual budget, to be awarded solely at the Township's discretion to commence on February 1, 2020 through January 31, 2021; and

WHEREAS, the term of the contract shall be extended for one (1) additional contract year beginning February 1, 2020 through January 31, 2021, with the same price option subject to availability of funds in the subsequent annual budget. This extension shall be the final contract extension; and

WHEREAS, the funds are available from Account # 0-01-424-200 in the amount of \$169,450.00 and will be certified by the Chief Financial Officer, subject to the adoption of the 2020 Municipal Budget, said certification being attached to this resolution; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, that a contract be awarded to F. Basso Jr. Rubbish Removal, Inc., not to exceed \$169,450.00 and that the Mayor and Township Clerk are hereby authorized to enter into and sign said contract for the Township of Nutley.

. . .

I, Eleni Pettas, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 3, 2019

<i>Record of Vote</i>	<i>Commissioner Steven L. Rogers</i>	<i>Commissioner Mauro G. Tucci</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Mayor Joseph P. Scarpelli</i>
<i>Yes</i>	X	X	X	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Mayor Joseph P. Scarpelli *Date:* December 3, 2019
Seconded by: Commissioner Mauro G. Tucci *No.* 313-19

WHEREAS, Bids for 2020 Acceptance of Recycling Vegetative Waste to include Leaf and Grass Clippings were received and opened on November 13, 2019; and

WHEREAS, S. Rotondi & Sons, Inc., P.O. Box 1407, Summit, New Jersey 07902 was the low bidder for the removal and recycling of Class B Clean Wood/Brush in the amount of \$9.85/per cubic yard, for the removal and recycling of Class C Leaves in the amount of \$9.85/per cubic yard and for the removal and recycling of Class C Grass Clippings in the amount of \$21.85/per cubic yard; and

WHEREAS, the term of the contract shall be for one (1) contract year beginning February 7, 2020 through February 6, 2021 with an option for two (2) one-(1) year extensions at the same price and/or agreed upon pre-stated increase and subject to availability of funds in the subsequent annual budget; and

WHEREAS, the funds are available from Account # 0-01-422-209 in the amount of \$75,000.00 and will be certified by the Chief Financial Officer, subject to the adoption of the 2020 Municipal Budget, said certification being attached to this resolution;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, that a contract be awarded to S. Rotondi & Sons, Inc., not to exceed \$75,000.00 and that the Mayor and Township Clerk are hereby authorized to enter into and sign said contract for the Township of Nutley.

I, 
Eleni Pettas

...

_____, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 3, 2019

<i>Record of Vote</i>	<i>Commissioner Steven L. Rogers</i>	<i>Commissioner Mauro G. Tucci</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Mayor Joseph P. Scarpelli</i>
<i>Yes</i>	X	X	X	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Mayor Joseph P. Scarpelli *Date:* December 3, 2019
Seconded by: Commissioner Mauro G. Tucci *No.* 314-19

WHEREAS, the Township of Nutley has a need to retain the Professional Service for a Vehicular Wayfinding System Design Service primarily related to the ongoing redevelopments of Hoffmann-LaRoche and to direct traffic between various existing and future destinations within the Township of Nutley; and

WHEREAS, the Board of Commissioners has determined that Arterial, LLC., located at 105 Grove Street, Suite 7, Montclair, New Jersey 07042 is best suited to provide these services to the Township of Nutley; and

WHEREAS, Arterial, LLC has completed and submitted a Business Entity Disclosure Certification which certifies that they have not made any reportable disqualifying contributions to a political or candidate committee in the Township of Nutley in the previous one year, and that the contract will prohibit them from making any reportable contributions through the term of the contract; and

WHEREAS, this contract is awarded without competitive bidding as a "Professional Service" in accordance with N.J.S.A 19:44A-20.5 of the Local Public Contracts Law because the contract is for a service performed by a person(s) authorized by law to practice a recognized profession that is regulated by law; and

WHEREAS, Arterial, LLC., will provide professional planning services at a cost not to exceed \$25,000.00; and


WHEREAS, funds are available from Account #0-01-226-200 and will be certified by the Chief Financial Officer, subject to the adoption of the 2020 Municipal Budget, said certification being attached to this resolution, and/or will be reimbursed by escrow accounts set up by each respective developer of the property; and

WHEREAS, the anticipated term of this contract is for twelve (12) months, from January 1, 2020 through December 31, 2020; and

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, that the Mayor is hereby authorized to enter into a contract with Arterial, LLC, as a Professional Service, in an amount not to exceed Twenty-Five Thousand Dollars \$25,000.00.

BE IT FURTHER RESOLVED that a copy of this Resolution, as well as the Contract shall be placed on file with the Clerk of the Township of Nutley, and a notice in accordance with the Local Public Contracts Law of New Jersey in the form attached hereto shall be published in the Nutley Sun.

...

I, , Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 3, 2019

<i>Record of Vote</i>	<i>Commissioner Steven L. Rogers</i>	<i>Commissioner Mauro G. Tucci</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Mayor Joseph P. Scarpelli</i>
<i>Yes</i>	X	X	X	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Mayor Joseph P. Scarpelli *Date:* December 3, 2019
Seconded by: Commissioner Mauro G. Tucci *No.* 315-19

**RESOLUTION OF THE TOWNSHIP COMMISSIONERS OF THE TOWNSHIP OF NUTLEY
AUTHORIZING THE ENGAGEMENT OF INGLESINO, WEBSTER, WYCISKALA & TAYLOR, LLC
AS COUNSEL FOR THE TOWNSHIP OF NUTLEY CONCERNING LITIGATION RELATED TO THE
REDEVELOPMENT OF THE FORMER HOFFMANN-LAROCHE CAMPUS**

WHEREAS, the Township of Nutley ("Township") has been named as a third party defendant in the litigation captioned as Bautista, et al v. Hoffmann-LaRoche, Inc., et al v. Township of Nutley, et al (Docket No. ESX-L-008724-14); and

WHEREAS, accordingly, there exists the need by the Board of Commissioners of the Township (the "Board") for legal counsel to continue to represent the Township in said litigation, same to be appointed non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5 by the Township; and

WHEREAS, the above needs are for certain specified professional services to be rendered or performed by a person or persons authorized by law to practice a recognized profession, whose practice is regulated by law within the meaning of N.J.S.A. 20A:11-1, et. seq., as amended; and

WHEREAS, the performance of said professional services requires knowledge of an advanced type in a field of learning acquired by a prolonged formal course of specialized training study, as distinguished from general academic instruction or apprenticeship and training; and

WHEREAS, said professional services cannot reasonably be described by written specifications; and

WHEREAS, funds are available for this purpose and a Certificate of Availability has been filed by the Chief Financial Officer of the Township in accordance with the Local Budget Law, N.J.S.A. 40A:4-57 and N.J.A.C. 5:34-5.2; and

WHEREAS, John P. Inglesino of Inglesino, Webster, Wyciskala & Taylor, LLC., 600 Parsippany Road, Suite 204, Parsippany, New Jersey 07054 (the "Firm") has completed and submitted a Business Entity Disclosure Certification which certifies that he and the Firm have not made any reportable contributions to a political candidate or candidate committee in the Township in the previous one year that would violate either N.J.S.A.19:44A-20.5, or the Township's Local Unit Pay to Play Ordinance adopted by referendum, or any and all relevant Executive Orders, or the New Jersey Election Law Enforcement Commission disclosure requirements, and that the contract will bar John P. Inglesino of Inglesino, Webster, Wyciskala & Taylor, LLC from making any reportable contributions through the term of the contract; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., as amended, requires that this Resolution be publicly advertised.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley that in accordance with the Local Public Contracts Law, hereby authorizes and approves the award of a professional services contract to John P. Inglesino, Esq., of the firm of Inglesino, Webster, Wyciskala & Taylor, LLC pursuant to a non-fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5, as legal counsel in accordance with a contract for professional services, which shall provide that the legal counsel or any attorney on staff shall be paid an hourly rate of Two Hundred Fifteen and 00/100 Dollars (\$215.00) for legal services by attorneys and an hourly rate of One Hundred Dollars and 00/100 (\$100.00) for services performed by a paralegal or law clerk work; and

FURTHER RESOLVED, that the Chief Financial Officer will execute a Certification of Funds for the contract and that sufficient funds are available for said contract; and


FURTHER RESOLVED, that cost of services will not exceed \$75,000.00 from budget account # 0-01-012-200, subject to the adoption of the 2020 Municipal Budget; and

FURTHER RESOLVED, that the Mayor and Clerk are hereby authorized and directed to execute, seal and deliver said contract for Professional Services on behalf of and in the name of the Township; and

FURTHER RESOLVED, that the Business Disclosure Entity Certification and Business Entity Disclosure of Campaign Contributions shall be placed on file with this Resolution; and

FURTHER RESOLVED, that a copy of this Resolution shall be published as required by law within ten (10) days of its passage.

. . .

I,  _____, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 3, 2019

<i>Record of Vote</i>	<i>Commissioner Steven L. Rogers</i>	<i>Commissioner Mauro G. Tucci</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Mayor Joseph P. Scarpelli</i>
<i>Yes</i>	X	X	X	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Mayor Joseph P. Scarpelli *Date:* December 3, 2019
Seconded by: Commissioner Mauro G. Tucci *No.* 316-19

BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, that Joseph P. Scarpelli and Kathy Rempusheski be appointed as representatives of the Community Development Block Grant Committee for the term of January 1, 2020 through December 31, 2020.

I, 
Eleni Pettas

...

Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 3, 2019

<i>Record of Vote</i>	<i>Commissioner Steven L. Rogers</i>	<i>Commissioner Mauro G. Tucci</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Mayor Joseph P. Scarpelli</i>
<i>Yes</i>	X	X	X	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Board of Commissioners

Introduced by: _____ *Read by Mayor Joseph P. Scarpelli* _____ *Date:* _____ *December 3, 2019* _____

Seconded by: _____ *Commissioner Mauro G. Tucci* _____ *No.* _____ *317-19* _____

WHEREAS, the Township of Nutley has the need to retain the services of a legal counsel who specializes in matters related to railroads and railroad crossings to represent the Township regarding grade railroad crossings by Norfolk Southern Industrial Railroad as a non-fair and non-open contract pursuant to N.J.S.A. 19:44A-20.5; and

WHEREAS, Township of Nutley strongly believes that the closing of vehicular traffic over railroad crossings will seriously and permanently cause a hardship to the residents and taxpayers of Nutley; and


WHEREAS, the law firm of Genova Burns LLC located at 494 Broad Street, Newark, New Jersey 07102 possesses the necessary qualifications to represent and has submitted a proposal to provide these services at an hourly rate of \$200.00 for all attorneys and \$75.00 for all paralegals and will not exceed \$15,000.00; and

WHEREAS, the anticipated term of this contract is for twelve (12) months, from December 4, 2019 through December 31, 2020 and funds are available from account 0-01-012-205, and will be certified by the Chief Financial Officer, subject to the adoption of the 2020 Municipal Budget, said certification being attached hereto; and

WHEREAS, the Law Firm of Genova Burns LLC has completed and submitted a Business Entity Disclosure Certification which certifies that they have not made any reportable disqualifying contributions to a political or candidate committee in the Township of Nutley in the previous one year, and that the contract will prohibit them from making any reportable contributions through the term of the contract; and

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, that the Mayor is hereby authorized to enter into a contract with the Law Firm of Genova Burns LLC, as a Professional Service.

BE IT FURTHER RESOLVED that a copy of this Resolution, as well as the Contract shall be placed on file with the Clerk of the Township of Nutley; and a notice in accordance with the Local Public Contracts Law of New Jersey in the form attached hereto shall be published in the Nutley Sun.

I, , Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that
Eleni Pettas
the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 3, 2019

<i>Record of Vote</i>	<i>Commissioner Steven L. Rogers</i>	<i>Commissioner Mauro G. Tucci</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Mayor Joseph P. Scarpelli</i>
<i>Yes</i>	X	X	X	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Mayor Joseph P. Scarpelli *Date:* December 3, 2019
Seconded by: Commissioner Mauro G. Tucci *No.* 318-19


WHEREAS, the Department of Public Works announces there will be free two-hour metered parking from December 16, 2019 through December 29, 2019; and

WHEREAS, the suspension of metered parking during the holiday is a Nutley tradition to promote our business district and support local merchants; and

WHEREAS, the free two-hour parking will allow ample time for residents to take the opportunity to leisurely walk and "Shop Nutley First"; and

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, will allow free two-hour metered parking from December 16, 2019 through December 29, 2019.

. . .

I, , Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 3, 2019

<i>Record of Vote</i>	<i>Commissioner Steven L. Rogers</i>	<i>Commissioner Mauro G. Tucci</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Mayor Joseph P. Scarpelli</i>
<i>Yes</i>	X	X	X	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Mayor Joseph P. Scarpelli *Date:* December 3, 2019
Seconded by: Commissioner Mauro G. Tucci *No.* 319-19

WHEREAS, the Township of Nutley has a need to acquire the services of Professional Engineers to assist the Township with defending itself against a Tort Claim made by Hoffman-LaRoche and other environmental issues, as a Non-Fair and Open Contract pursuant to the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, the Chief Financial Officer has determined and certified in writing that the value of the aggregate services provided by the vendor for January 1, 2020 to December 31, 2020 will not exceed \$15,000.00; and

WHEREAS, Mott MacDonald, 111 Wood Avenue South, Iselin, New Jersey 08830-4112, has submitted an acceptable proposal to provide such Professional Services as required to assist the Township attorney in responding to the claim made by Hoffman-LaRoche and other environmental issues. Such services will be billed monthly based upon, actual time and expenses incurred in accordance with their submitted fee schedule; and

WHEREAS, Mott MacDonald services will be coordinated and managed by John Rolak, Jr., P.E, Principal of the firm with 40 years of experience and Roy Redmond, LSRP-NJ (Licensed Site Remediation Professional) with 35 years of experience; and

WHEREAS, Mott MacDonald, Professional Engineering Services, has completed and submitted a Business Entity Disclosure Certificate which certifies that they have not made any reportable contributions to a political or candidate committee in the Township of Nutley in the previous one year, and that the contract will prohibit them from making any reportable contributions through the term of the contract; and

WHEREAS, funds are available from account #0-01-012-205 in the amount of \$15,000.00, and will be certified by the Chief Financial Officer, subject to the adoption of the 2020 Municipal Budget, said certification being attached to this resolution.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey authorizes the Mayor to enter into a contract in accordance with N.J.S.A 19:44A-20.5 with Mott MacDonald, Professional Engineering Services for the proposal as stated above.

BE IT FURTHER RESOLVED, that the Business Disclosure Entity Certificate and the Determination of Value be placed on file with this resolution.

I, 
Eleni Pettas

...

I, Eleni Pettas, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 3, 2019

<i>Record of Vote</i>	<i>Commissioner Steven L. Rogers</i>	<i>Commissioner Mauro G. Tucci</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Mayor Joseph P. Scarpelli</i>
<i>Yes</i>	X	X	X	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution


Introduced by: Mayor Joseph P. Scarpelli *Date:* December 3, 2019
Seconded by: Commissioner Mauro G. Tucci *No.* 320-19

WHEREAS, pursuant to N.J.S.A. 40:67-23.2 and as required by law, the Township has elected to provide municipal services to the Cambridge Heights at Nutley Umbrella Associations, Inc. (the "Association"), in the same manner as the Township provides such services on public roads and streets in the Township.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Nutley in the County of Essex, as follows:

1. The Mayor is hereby authorized to enter into a 2020 Municipal Service Agreement with the Association in a form approved by the Township Attorney.
2. A copy of the Resolution, as well as the Municipal Service Agreement, shall be placed on file with the Clerk and a notice of this action shall be printed once in the Nutley Sun.

. . .

I, , Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 3, 2019

<i>Record of Vote</i>	<i>Commissioner Steven L. Rogers</i>	<i>Commissioner Mauro G. Tucci</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Mayor Joseph P. Scarpelli</i>
<i>Yes</i>	X	X	X	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Mayor Joseph P. Scarpelli *Date:* December 3, 2019
Seconded by: Commissioner Mauro G. Tucci *No.* 321-19

WHEREAS, the Township of Nutley has the need to retain the services of an attorney who specializes in Municipal Land Use Law and policy to provide legal advice and services in connection with the Township's Land Use Policies and Litigation; and

WHEREAS, N.J.S.A. 40A:11-5 (1) (a)(i) permits the award of a contract without public bidding; and

WHEREAS, Angelo Cifelli, Jr. Esq., of the Law Firm of Piro, Zinna, Cifelli, Paris & Genitempo, 360 Passaic Avenue, Nutley, New Jersey 07110 has submitted a proposal in the amount not to exceed \$17,000.00; and

WHEREAS, funds are available from account # 0-01-012-205 and will be certified by the Chief Financial Officer subject to the adoption of the 2020 Municipal Budget, said certification being attached to this resolution; and

WHEREAS, the anticipated term of this contract is for twelve (12) months, from January 1, 2020 through December 31, 2020; and

WHEREAS, the Law Firm of Piro, Zinna, Cifelli, Paris & Genitempo has completed and submitted a Business Entity Disclosure Certification which certifies that they have not made any reportable disqualifying contributions to a political or candidate committee in the Township of Nutley in the previous one year, and that the contract will prohibit them from making any reportable contributions through the term of the contract;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, that the Mayor is hereby authorized to enter into a contract with Angelo Cifelli, Jr. Esq. of the Law Firm of Piro, Zinna, Cifelli, Paris & Genitempo as a Professional Service.

BE IT FURTHER RESOLVED that a copy of this Resolution, as well as the Contract shall be placed on file with the Clerk of the Township of Nutley; and a notice in accordance with the Local Public Contracts law of New Jersey in the form attached hereto shall be published in the Nutley Sun.

I, 
Eleni Pettas

...

I, Eleni Pettas, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 3, 2019

<i>Record of Vote</i>	<i>Commissioner Steven L. Rogers</i>	<i>Commissioner Mauro G. Tucci</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Mayor Joseph P. Scarpelli</i>
<i>Yes</i>	X	X	X	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Mayor Joseph P. Scarpelli *Date:* December 3, 2019
Seconded by: Commissioner Mauro G. Tucci *No.* 322-19

WHEREAS, the Township of Nutley has the need to acquire the services of an independent planning expert to assist the Zoning Board of Adjustments as a non-fair open contract pursuant to the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, the Zoning Board of Adjustments of the Township of Nutley wish to retain an independent planning expert to assist the Board in reviewing evidence submitted with respect to applications submitted; and

WHEREAS, Section 85.13 and 85-14 of Chapter 85 of the Code of the Township of Nutley empowers the Board to appoint such staff as the Board may deem necessary; and

WHEREAS, Paul Ricci, AICP, P.P., of Ricci Planning ("Ricci Planning"), 10 Georgian Way, Clark, New Jersey 07066 is willing and able to provide such an expert review of plans, applications and other documents and matters submitted before the Board to be paid at a rate of \$120.00 per hour; and

WHEREAS, the anticipated term of this contract is from January 1, 2020 through December 31, 2020; and


WHEREAS, funds are available from applicants' escrow deposit developers accounts;

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, authorizes a contract of Ricci Planning to assist the Zoning Board of Adjustment with respect to applications submitted; and

BE IT FURTHER RESOLVED the Business Disclosure Entity Certification and the Determination of Value will be placed on file with this resolution; and

BE IT FURTHER RESOLVED that a notice of this action shall be printed in the Nutley Sun in accordance with Local Public Contract Law.

. . .

I, , Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 3, 2019

<i>Record of Vote</i>	<i>Commissioner Steven L. Rogers</i>	<i>Commissioner Mauro G. Tucci</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Mayor Joseph P. Scarpelli</i>
<i>Yes</i>	X	X	X	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY
Resolution

Introduced by: _____ Commissioner Thomas J. Evans *Date:* _____ December 3, 2019
Seconded by: _____ Commissioner Mauro G. Tucci *No.* _____ 323-19

MEMORANDUM OF UNDERSTANDING

**For the Receipt of 2019 Calendar Year
Transitional Aid to Localities**

**By and Between the Division of Local Government Services
and the
Township of Nutley, County of Essex, New Jersey**

WHEREAS, P.L. 2019, c.150 (the "State Budget"), extends Transitional Aid to Localities ("Transitional Aid") to those localities experiencing financial distress caused by the destruction or loss of a major business ratable; and

WHEREAS, the Township of Nutley, County of Essex (the "Municipality") has experienced a substantial erosion of its property tax ratable base due to the departure of Hoffman La Roche, the Municipality's largest taxpayer; and

WHEREAS, the Director of the Division of Local Government Services (the "Director") is authorized by the State Budget to award Transitional Aid to a local government unit experiencing financial distress due to ratable losses; and

WHEREAS, after reviewing an application submitted by the Municipality, the Director has determined that the Municipality meets the necessary criteria of the Transitional Aid Program and that an award of \$3,250,000 of Transitional Aid is appropriate, in accordance with the criteria set forth in the State Budget.

NOW THEREFORE, BE IT RESOLVED:

In addition to all other sums provided by the State of New Jersey or its municipal subdivisions thereof, the Director hereby authorizes payment of Transitional Aid funds in the amount of three million two hundred fifty thousand (\$3,250,000) dollars to the Municipality in support of its budget.

BE IT FURTHER RESOLVED:

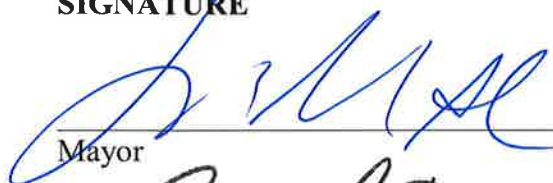
The Director shall advance funds to the Township based on a review of the Municipality's cash flow needs. Sufficient Transitional Aid funds, in an amount not to exceed seventy-five (75%) percent of the Municipality's total Transitional Aid award, may be disbursed upon execution of this Memorandum of Understanding (MOU). All remaining funds will be withheld in the

Division's accounts until such time as the Director based upon her evaluation of the Municipality's compliance with the terms of this agreement recommends payment. The Division retains the power to hold back funds and provide less than the anticipated amount of \$3,250,000 should the Municipality no longer need the funds, become noncompliant with the terms of this MOU, or fail to act in a manner otherwise required.

BE IT FURTHER RESOLVED:

The Municipality agrees to work with the Division to remedy the Municipality's structural budget imbalance and will comply with all laws, regulations, Local Finance Notices, and any government, administrative and oversight measure necessary for the fiscal recovery of the Municipality as the Director may order from time to time pursuant to the State Budget. The Municipality will also make available to the Director or her designee, upon request, all documents or resources necessary for review of the Municipality's financial condition.

SIGNATURE



Mayor

Date: 12/4/19




Chief Financial Officer

Date: 12/4/19

Director, Division of Local Government Services

Date: _____

I, 
Eleni Pettas, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 3, 2019

<i>Record of Vote</i>	<i>Commissioner Steven L. Rogers</i>	<i>Commissioner Mauro G. Tucci</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Mayor Joseph P. Scarpelli</i>
<i>Yes</i>	X	X	X	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Read by Commissioner Mauro G. Tucci
along with Mayor Joseph P. Scarpelli *Date:* December 3, 2019
Seconded by: Mayor Joseph P. Scarpelli *No.* 324-19

WHEREAS, on November 19, 2019 a Negotiated Settlement was reached between the Township of Nutley and Teamsters Local 97 representing members of the Department of Parks and Public Property, Department of Public Works and Water Department; and

WHEREAS, the Township of Nutley desires to enter into a two-year contract with Teamsters Local 97 in accordance with the terms and conditions outlined in the negotiated settlement/contract;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey that the Township of Nutley be and is hereby authorized to enter into a contract with Teamsters Local 97 in accordance with the terms and conditions set forth in the Negotiated Settlement/Contract signed on November 19, 2019 and in a form approved by counsel.

I, 
Eleni Pettas

...

_____, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 3, 2019

<i>Record of Vote</i>	<i>Commissioner Steven L. Rogers</i>	<i>Commissioner Mauro G. Tucci</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Mayor Joseph P. Scarpelli</i>
<i>Yes</i>	X	X	X	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY
Resolution


Introduced by: Commissioner Alphonse Petracco *Date:* December 3, 2019
Seconded by: Commissioner Steven L. Rogers *No.* 325-19

WHEREAS, on December 2, 2019, a Memorandum of Agreement was reached between the Township of Nutley and Nutley FMBA Local 44 and Local 44A; and

WHEREAS, the Township of Nutley desires to enter into a two-year contract with FMBA Local 44 and Local 44A in accordance with the terms and conditions outlined in the Memorandum of Agreement;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, that the Township of Nutley be and is hereby authorized to enter into a contract with the FMBA Local 44 and Local 44A in accordance with the terms and conditions set forth in the Memorandum of Agreement signed on December 2, 2019 and in a form approved by counsel.

. . .

I, , Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 3, 2019

<i>Record of Vote</i>	<i>Commissioner Steven L. Rogers</i>	<i>Commissioner Mauro G. Tucci</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Mayor Joseph P. Scarpelli</i>
<i>Yes</i>	X	X	X	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Mauro G. Tucci *Date:* December 3, 2019
Seconded by: Commissioner Steven L. Rogers *No.* 326-19

WHEREAS, Section 8 of the Open Public Meetings Act, Chapter 231, P.L. 1975, permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, the public body is of the opinion that such circumstance exists; and

WHEREAS, the Board of Commissioners of the Township of Nutley, in the County of Essex, and 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:

1. Personnel

BE IT FURTHER RESOLVED, that the time when such discussions may be disclosed to the public shall be when and as 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.

. . .

I, Eleni Pettas, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that
Eleni Pettas

the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held December 3, 2019

<i>Record of Vote</i>	<i>Commissioner Steven L. Rogers</i>	<i>Commissioner Mauro G. Tucci</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Mayor Joseph P. Scarpelli</i>
<i>Yes</i>	X	X	X	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					