

**BOARD OF COMMISSIONERS**  
**TOWNSHIP OF NUTLEY, NEW JERSEY**

**Resolution**

*Introduced by:* Commissioner Joseph P. Scarpelli *Date:* December 1, 2020  
*Seconded by:* Commissioner Alphonse Petracco *No.* 283-20

**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-20.4 or 20.5, as appropriate; 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; and

**WHEREAS**, the anticipated term of this contract is for twelve (12) months, from January 1, 2021 through December 31, 2021; 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 1-01-404-200 and have been certified by the chief financial officer said certification being attached to this resolution and will be subject to the adoption of the 2021 budget.

**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, , 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 1, 2020

<i>Record of Vote</i>	<i>Commissioner John V. Kelly, III</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Commissioner Joseph P. Scarpelli</i>	<i>Mayor Mauro G. Tucci</i>
<i>Yes</i>	X	X	X	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

**AFFIDAVIT**

The Local Finance Board is authorized by N.J.S.A. 52: 27BB-10 to adopt standard rules for municipal financial administration and N.J.S.A. 40A: 4-57 prohibits the expending of money, incurring of liability or the entering into; of any contract which by its terms involves the expenditure of money for any purpose for which no appropriation is provided, or in excess of the amount appropriated for such purpose. By virtue of the powers vested in the Local Finance Board by N.J.S.A. 52: 27BB-10 on October 20, 1975, the Local Finance Board adopted a procedure for the expenditure of public moneys by a municipality. This procedure became effective January 1, 1976.

In accordance with the rules and regulations adopted by the Local Finance Board with respect to the awarding of Contracts by the Municipal Governing Body, I do hereby certify that funds are available for the following purpose and this contract may be adopted.


**Purpose:    PROFESSIONAL SERVICES-General Engineering-Pennoni**

**Account:    1-01-404-200**

**Fund:        Current Fund**

**Amount:    Not to Exceed \$165,000.00-Subject to Adoption of 2021 Municipal Budget.**

**Date:        December 1, 2020**

  
**Rosemary Costa**  
**Treasurer, C.F.O.**

**BOARD OF COMMISSIONERS**  
**TOWNSHIP OF NUTLEY, NEW JERSEY**

**Resolution**

*Introduced by:* Commissioner Joseph P. Scarpelli *Date:* December 1, 2020  
*Seconded by:* Commissioner Alphonse Petracco *No.* 284-20

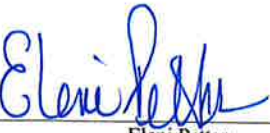
**WHEREAS**, the Department of Public Works announces free two-hour metered parking on Saturday, November 28, 2020 in support of "Small Business Saturday" and from December 1, 2020 through December 31, 2020; and

**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";

**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 on Saturday, November 28, 2020 and from December 1, 2020 through December 31, 2020.

...

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 1, 2020

<i>Record of Vote</i>	<i>Commissioner John V. Kelly, III</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Commissioner Joseph P. Scarpelli</i>	<i>Mayor Mauro G. Tucci</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 Joseph P. Scarpelli *Date:* December 1, 2020  
*Seconded by:* Commissioner Alphonse Petracco *No.* 285-20

**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 2021 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, 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 1, 2020

<i>Record of Vote</i>	<i>Commissioner John V. Kelly, III</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Commissioner Joseph P. Scarpelli</i>	<i>Mayor Mauro G. Tucci</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 Mauro G. Tucci *Date:* December 1, 2020  
on Behalf of the Board of Commissioners

*Seconded by:* Commissioner Thomas J. Evans *No.* 286-20

**A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWNSHIP  
OF NUTLEY DECLARING A CERTAIN AREA LOCATED ALONG FRANKLIN  
AVENUE AND SHOWN ON THE OFFICIAL TAX MAP OF THE TOWNSHIP  
OF NUTLEY AS BLOCK 3100, LOTS 28, 29, 30 AND 37 IS A NON-  
CONDEMNATION AREA IN NEED OF REDEVELOPMENT**

**WHEREAS**, N.J.S.A. 40A:12A-6 of the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the "Redevelopment Law") authorizes the governing body of any municipality, by resolution, to have its Planning Board conduct a preliminary investigation to determine whether an area of the municipality is a non-condemnation "area in need of redevelopment" pursuant to the criteria contained in N.J.S.A. 40A:12A-5 of the Redevelopment Law; and

**WHEREAS**, the Board of Commissioners (the "Board") of the Township of Nutley (the "Township") considers it to be in the best interest of the Township to have the Township Planning Board conduct such an investigation of an area generally known as the Ciccolini site, consisting of certain properties located along Franklin Avenue in the Township, which properties are identified as Block 3100, Lots 28, 29, 30 and 37 on the official tax map of the Township of Nutley (collectively, the "Property"); and

**WHEREAS**, in Resolution No. 222, adopted October 6, 2020, the Board authorized and directed the Township Planning Board to conduct a preliminary investigation to determine whether the Property, or any portions thereof, constitute a non-condemnation "area in need of redevelopment" according to the criteria set forth in N.J.S.A. 40A:12A-5 of the Redevelopment Law; and

**WHEREAS**, the Board believes the Property is potentially valuable for contributing to, serving, and protecting the public health, safety and welfare and for the promotion of smart growth within the Township; and

**WHEREAS**, on behalf of the Planning Board, DMR Architects prepared a report entitled "Preliminary Investigation for Determination of an Area in Need of Redevelopment, Block 3100, Lots 28, 29, 30 and 37," dated November 2020, which concluded, for the reasons stated therein, that the Property meets the criteria under the Redevelopment Law supporting a declaration that the Property is a non-condemnation redevelopment area (the "Preliminary Investigation"); and

**WHEREAS**, N.J.S.A. 40A:12A-6.b(4)-(5) of the Redevelopment Law provides in pertinent part relative to the Township Planning Board's public hearing on the Preliminary Investigation and whether the Property should be designated a non-condemnation "area in need of redevelopment":

"(4) At the hearing, which may be adjourned from time to time, the planning board shall hear all persons who are interested in or would be affected by a determination that the delineated area is a redevelopment area. All objections to such a determination and evidence in support of those objections, given orally or in writing, shall be received and considered and made part of the public record.

(5) (a) After completing its hearing on this matter, the planning board shall recommend that the delineated area, or any part thereof, be determined, or not be determined, by the municipal governing body to be a redevelopment area"; and

**WHEREAS**, the Planning Board held a duly noticed public hearing on November 4, 2020 and received public comment and evidence concerning the above-referenced Preliminary Investigation; and

**WHEREAS**, at the November 4, 2020 hearing, the Planning Board further concurred and agreed with the reasons stated in the Preliminary Investigation that the Property constitutes and meets the criteria under the Redevelopment Law supporting the recommendation that the Property be determined and declared a non-condemnation "area in need of redevelopment"; and

**WHEREAS**, in a letter to the Board, dated November 10, 2020, the Planning Board recommended to the Mayor and Board that the Property be declared a non-condemnation "area in need of redevelopment" under the Redevelopment Law in accordance with N.J.S.A. 40A:12A-6; and

**WHEREAS**, the Board concurs and agrees with Planning Board's recommendation as supported by the reasons stated in the Preliminary Investigation that the Property constitutes and meets the criteria under the Redevelopment Law and that the Property should be determined and declared a non-condemnation "area in need of redevelopment."

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of Commissioners of the Township of Nutley, State of New Jersey, that the property located along Franklin Avenue identified as Block 3100, Lots 28, 29, 30 and 37 on the official tax map of the Township of Nutley is hereby designated a non-condemnation "area in need of redevelopment" under the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq., which designation shall authorize the Township to use all those powers under the Redevelopment Law, except that such determination shall not permit the Township to exercise the power of eminent domain; and

**BE IT FURTHER RESOLVED**, that the Board hereby directs the Town Clerk to (a) serve this Resolution declaring that the property located along Franklin Avenue identified as Block 3100, Lots 28, 29, 30 and 37 on the official tax map of the Township of Nutley is designated a non-condemnation redevelopment area upon the Commissioner of the Community Affairs in accordance with N.J.S.A. 40A:12A-6.b(5)(c), and (b) serve notice of such designation, within ten (10) days hereof,

upon all record owners of property located within the delineated area, those whose names are listed in the tax assessor's records, and upon each person who filed a written objection thereto and stated an address to which notice of determination may be sent in accordance with N.J.S.A. 40A:12A-6.b(5)(d); and

**BE IT FURTHER RESOLVED**, that the Board hereby authorizes DMR Architects to prepare a redevelopment plan for the Property located along Franklin Avenue identified as Block 3100, Lots 28, 29, 30 and 37 on the official tax map of the Township of Nutley for review and consideration by the Board in accordance with the Redevelopment Law; and.

**BE IT FURTHER RESOLVED** that a copy of this resolution shall be published as required by 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 1, 2020

<i>Record of Vote</i>	<i>Commissioner John V. Kelly, III</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Commissioner Joseph P. Scarpelli</i>	<i>Mayor Mauro G. Tucci</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**

<i>Introduced by:</i>	Mayor Mauro G. Tucci on Behalf of the Board of Commissioners	<i>Date:</i>	December 1, 2020
<i>Seconded by:</i>	Commissioner Alphonse Petracco	<i>No.</i>	287-20

**A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWNSHIP  
OF NUTLEY DECLARING PROPERTY IDENTIFIED AS BLOCK 3100, LOTS  
21, 23, 24, 25, 26, 27, 31, 32, 33, 34, 35, 36, 38, 39, 40, 41, 42 AND 43 ON THE  
OFFICIAL TAX MAP OF THE TOWNSHIP OF NUTLEY AS AN AREA IN  
NEED OF REHABILITATION IN ACCORDANCE WITH THE PROVISIONS  
OF THE LOCAL REDEVELOPMENT AND HOUSING LAW**

**WHEREAS**, the New Jersey Local Redevelopment and Housing Law, N.J.S.A. 40A21A-1, et seq. (the “Redevelopment Law”) authorizes the governing body of any municipality, by resolution, to declare properties within the municipality to be “in need of rehabilitation” pursuant to the criteria contained in N.J.S.A. 40A:12A-14; and

**WHEREAS**, based on its review of the criteria contained in the Redevelopment Law and information provided by the Township’s consulting engineer/planner, DMR Architects (“DMR”), the Board of Commissioners of the Township of Nutley believes that property located along Franklin Avenue, West Plaza and Vreeland Avenue and shown as Block 3100, Lots 21, 23, 24, 25, 26, 27, 31, 32, 33, 34, 35, 36, 38, 39, 40, 41, 42 and 43 on the official Tax Map of the Township of Nutley (collectively, the “Property”) should be declared to be an “area in need of rehabilitation” in accordance with N.J.S.A. 40A:12A-14; and

**WHEREAS**, by resolution dated October 6, 2020, the Board of Commissioners referred this resolution declaring the Property as an “area in need of rehabilitation” to the Planning Board of the Township of Nutley in accordance with the provisions of N.J.S.A. 40A:12A-14, directing the Planning Board to review this proposed resolution and to submit its recommendations to the Board of Commissioners; and

**WHEREAS**, the Planning Board reviewed this proposed resolution and any reports and testimony provided by DMR at its meeting held on November 4, 2020; and

**WHEREAS**, the Planning Board’s review of the matter and this resolution included, inter alia, testimony on the record from the DMR. In its testimony/report, and as it had informed the Board of Commissioners, DMR determined that the Property could be declared to be an “area in need of rehabilitation” pursuant to the provisions of N.J.S.A. 40A:12A-14 due to a majority of the water and sewer lines serving or located on the Property being at least 50 years old and in need of substantial repair or maintenance; and

**WHEREAS**, based on its review of this proposed resolution and the analysis and testimony provided by DMR, the Planning Board recommended that the Property be deemed and declared an “area in need of rehabilitation,” as confirmed in the letter/memorandum, dated November 10, 2020 from the Planning Board Attorney to the Township Clerk following the November 4, 2020 Planning Board meeting; and


**WHEREAS**, the Board of Commissioners has determined, as supported by the Planning Board’s recommendation and the analysis and testimony provided by DMR, that the majority of the sewer lines serving or located on the Property is at least 50 years old and in need of substantial repair or maintenance, and that a program of rehabilitation, as defined in section 3 of P.L. 1992, c. 79 (C.40A:12A-3) may be expected to prevent further deterioration and promote the overall development of the Property.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Nutley, that the Property located along Franklin Avenue, West Plaza and Vreeland Avenue and shown as Block 3100, Lots 21, 23, 24, 25, 26, 27, 31, 32, 33, 34, 35, 36, 38, 39, 40, 41, 42 and 43 on the official Tax Map of the Township of Nutley, is hereby determined and declared to be an “area in need of rehabilitation” in accordance with the provisions of N.J.S.A. 40A:12A-14, which determination, followed by the adoption of a redevelopment/rehabilitation plan for the Property, shall authorize the Township to use all those powers provided by the New Jersey Legislature under Redevelopment Law, except that such determination shall not permit the Township to exercise the power of eminent domain.

**BE IT FURTHER RESOLVED** that the Board of Commissioners hereby authorize the Mayor and any appropriate Township officials to facilitate the preparation of a redevelopment/rehabilitation plan for the Property pursuant to the provisions of N.J.S.A. 40:12A-7, which shall be considered for approval by the Board of Commissioners in accordance with the Redevelopment Law.

**BE IT FURTHER RESOLVED** that a copy of this resolution shall be published as required by 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 1, 2020

<i>Record of Vote</i>	<i>Commissioner John V. Kelly, III</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Commissioner Joseph P. Scarpelli</i>	<i>Mayor Mauro G. Tucci</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 John V. Kelly, III *Date:* December 1, 2020  
*Seconded by:* Commissioner Thomas J. Evans *No.* 288-20

**WHEREAS**, the Board of Commissioners of the Township of Nutley, County of Essex, New Jersey that the Township enter an agreement with the New Jersey Association for Retarded Citizens Essex County Unit, Inc. a New Jersey Corporation, with offices on Naylon Avenue in the Township of Livingston, Essex County, New Jersey, wherein the "Unit" agrees to provide services for mentally retarded individuals and their families in the Township of Nutley, effective January 1, 2021 through December 31, 2021 in consideration of payment by the Township of Nutley to the "Unit of \$1,000.00 payable in one sum," as a partial reimbursement of costs and services; and

**WHEREAS**, funds are available in account No. 1-01-116-200 in the amount of \$1,000.00 and have been certified by the Chief Financial Officer said certification being attached to this resolution; and

**BE IT RESOLVED** that the Mayor and the Township Clerk are hereby authorized and directed to execute said agreement on behalf of the Township of Nutley.

. . .

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 1, 2020

<i>Record of Vote</i>	<i>Commissioner John V. Kelly, III</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Commissioner Joseph P. Scarpelli</i>	<i>Mayor Mauro G. Tucci</i>
<i>Yes</i>	X	X	X	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

**AFFIDAVIT**

The Local Finance Board is authorized by N.J.S.A. 52: 27BB-10 to adopt standard rules for municipal financial administration and N.J.S.A. 40A: 4-57 prohibits the expending of money, incurring of liability or the entering into; of any contract which by its terms involves the expenditure of money for any purpose for which no appropriation is provided, or in excess of the amount appropriated for such purpose. By virtue of the powers vested in the Local Finance Board by N.J.S.A. 52: 27BB-10 on October 20, 1975, the Local Finance Board adopted a procedure for the expenditure of public moneys by a municipality. This procedure became effective January 1, 1976.

In accordance with the rules and regulations adopted by the Local Finance Board with respect to the awarding of Contracts by the Municipal Governing Body, I do hereby certify that funds are available for the following purpose and this contract may be adopted.


**Purpose: New Jersey Association for Retarded Citizens**

**Account: 1-01-116-200**

**Fund: Current Fund**

**Amount: \$1,000.00-Subject to Adoption of 2021 Municipal Budget.**

**Date: December 1, 2020**

  
**Rosemary Costa**  
**Treasurer, C.F.O.**

**BOARD OF COMMISSIONERS**  
**TOWNSHIP OF NUTLEY, NEW JERSEY**

**Resolution**

*Introduced by:* Commissioner John V. Kelly, III *Date:* December 1, 2020  
*Seconded by:* Commissioner Alphonse Petracco *No.* 289-20

**BE IT RESOLVED**, that pursuant to an agreement between the Township of Nutley Department of Public Affairs and Health and the Nutley Family Service Bureau, including the Nutley Family Service Bureau Food Bank and all other general services for the residents of Nutley, the Township authorizes the payment of \$50,000.00 effective January 1, 2021 through December 31, 2021. Payment of \$25,000 to be made in June 2021 with second payment of \$25,000 to be made in December 2021;

The services being provided in accordance with the agreement, and not otherwise provided by the Department of Public Affairs and Health, are as follows:

- **Service Nutley Residents with food services from ages 0 through 65 and older for Nutley Residents only**
- **Edible Education Events**
- **Provides group mental health for Nutley residents**
- **Provides residents with Addiction related issues/support**
- **Provide the Township with a Thrift Shop to families in need**
- **Mental well-being work shops**
- **Continued health and welfare of all Nutley Residents**
- **Assists with Nutley Farmer's Market EBT Program**
- **Individual psychotherapy counseling**
- **Therapists available after any NHS or Township Crisis**
- **Back Pack Initiative**
- **Provide tele-health visits due to COVID – 19**

**BE IT FURTHER RESOLVED**, funds will be available from account # 1-01-120-209 for \$50,000.00 and will be certified by the Chief Financial Officer subject to the adoption of 2021 Municipal Budget;

. . .

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 1, 2020

<i>Record of Vote</i>	<i>Commissioner John V. Kelly, III</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Commissioner Joseph P. Scarpelli</i>	<i>Mayor Mauro G. Tucci</i>
<i>Yes</i>	X	X	X	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

**AFFIDAVIT**

The Local Finance Board is authorized by N.J.S.A. 52: 27BB-10 to adopt standard rules for municipal financial administration and N.J.S.A. 40A: 4-57 prohibits the expending of money, incurring of liability or the entering into; of any contract which by its terms involves the expenditure of money for any purpose for which no appropriation is provided, or in excess of the amount appropriated for such purpose. By virtue of the powers vested in the Local Finance Board by N.J.S.A. 52: 27BB-10 on October 20, 1975, the Local Finance Board adopted a procedure for the expenditure of public moneys by a municipality. This procedure became effective January 1, 1976.

In accordance with the rules and regulations adopted by the Local Finance Board with respect to the awarding of Contracts by the Municipal Governing Body, I do hereby certify that funds are available for the following purpose and this contract may be adopted.


**Purpose:   DONATION-Nutley Family Service Bureau Food Pantry**

**Account:   1-01-120-200**

**Fund:       Current Fund**

**Amount:   \$50,000.00-Subject to Township Attorney Approval and Adoption of 2021 Municipal Budget.**

**Date:       December 1, 2020**

  
**Rosemary Costa**  
**Treasurer, C.F.O.**

**BOARD OF COMMISSIONERS**  
**TOWNSHIP OF NUTLEY, NEW JERSEY**

**Resolution**

*Introduced by:* Commissioner John V. Kelly, III *Date:* December 1, 2020  
*Seconded by:* Commissioner Thomas J. Evans *No.* 290-20

**RESOLUTION FOR AN AGREEMENT MADE BETWEEN NORTHWEST ESSEX COMMUNITY HEALTHCARE NETWORK, A NON-PROFIT CORPORATION (HEREINAFTER REFERRED TO AS "THE AGENCY") HAVING ITS PRINCIPAL PLACE OF BUSINESS AT 570 BELLEVILLE AVENUE, BELLEVILLE, NEW JERSEY 07109 AND THE TOWNSHIP OF NUTLEY (HEREINAFTER REFERRED TO AS "NUTLEY").**

**WHEREAS**, the Agency has agreed and functioned in the past to provide behavioral healthcare for the residents of Nutley and will continue to provide said services in accordance with the terms and conditions of this agreement, and

**WHEREAS**, Nutley has agreed to make bi-annual grants of funds for the partial support and maintenance of the said services rendered by the Agency to Nutley residents, and

**WHEREAS**, it is agreed that:


1. The Agency will furnish and provide behavioral healthcare services to residents of Nutley by professionally qualified personnel, and will cooperate with other Nutley community programs which deal with the provision of said services.
2. For services rendered by the Agency and described heretofore, during said contractual period of January 1, 2021 through December 31, 2021, Nutley agrees to pay the Agency a grant in the amount of \$20,000.
3. The Agency will provide a therapist once a week to see Veterans, their family members and parents of active military children in need of therapy at the Department of Public Affairs/Health located at 149 Chestnut Street, Nutley, NJ.
4. Payments on account of the obligations set forth shall be made bi-annually to the Agency in the amount of \$10,000 due by June 30, 2021 and the balance of \$10,000 due no later than December 31, 2021.

**WHEREAS**, funds will be available from account#1-01-118-200 in the amount of \$20,000 and will be certified by the Chief Financial Officer, said certification being subject to adoption of the 2021 Municipal Budget; 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 and the Township Clerk be and they are hereby authorized to execute an agreement with Northwest Essex Community Healthcare Network.

**BE IT FURTHER RESOLVED** that the parties hereto have caused these presents to be executed by their respective Mayor, officer and attested to by their respective Municipal Clerk or Secretary and their official seal to be affixed hereto.

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 1, 2020

<i>Record of Vote</i>	<i>Commissioner John V. Kelly, III</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Commissioner Joseph P. Scarpelli</i>	<i>Mayor Mauro G. Tucci</i>
<i>Yes</i>	X	X	X	X	
<i>No</i>					
<i>Not Voting</i>					X Abstained
<i>Absent/Excused</i>					



**AFFIDAVIT**

The Local Finance Board is authorized by N.J.S.A. 52: 27BB-10 to adopt standard rules for municipal financial administration and N.J.S.A. 40A: 4-57 prohibits the expending of money, incurring of liability or the entering into; of any contract which by its terms involves the expenditure of money for any purpose for which no appropriation is provided, or in excess of the amount appropriated for such purpose. By virtue of the powers vested in the Local Finance Board by N.J.S.A. 52: 27BB-10 on October 20, 1975, the Local Finance Board adopted a procedure for the expenditure of public moneys by a municipality. This procedure became effective January 1, 1976.

In accordance with the rules and regulations adopted by the Local Finance Board with respect to the awarding of Contracts by the Municipal Governing Body, I do hereby certify that funds are available for the following purpose and this contract may be adopted.


**Purpose: Northwest Essex Community Healthcare Network**

**Account: 1-01-118-200**

**Fund: Current Fund**

**Amount: \$20,000.00-Subject to Adoption of 2021 Municipal Budget.**

**Date: December 1, 2020**

  
**Rosemary Costa**  
**Treasurer, C.F.O.**

**BOARD OF COMMISSIONERS**  
**TOWNSHIP OF NUTLEY, NEW JERSEY**  
**Resolution**

*Introduced by:* Mayor Mauro G. Tucci *Date:* December 1, 2020  
*Seconded by:* Commissioner Alphonse Petracco *No.* 291-20

**WHEREAS**, the Township of Nutley has the need to acquire vision care network plan services on behalf of the Township; and


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

**WHEREAS**, Premier Vision Care, 990 Cedar Bridge Ave, Suite B7-130, Brick, NJ 08723 submitted a proposal indicating they will provide the services for the sum of \$1,564.00; and

**WHEREAS**, funds will be available from account #1-01-526-245, and have been certified by the Chief Financial Officer.

**NOW, THEREFORE, BE IT RESOLVED**, that the Board of Commissioners of the Township of Nutley authorizes the Commissioner of Parks and Public Property to enter into a contract with Premier Vision Care.

. . .

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 1, 2020

<i>Record of Vote</i>	<i>Commissioner John V. Kelly, III</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Commissioner Joseph P. Scarpelli</i>	<i>Mayor Mauro G. Tucci</i>
<i>Yes</i>	X	X	X	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

**AFFIDAVIT**

The Local Finance Board is authorized by N.J.S.A. 52: 27BB-10 to adopt standard rules for municipal financial administration and N.J.S.A. 40A: 4-57 prohibits the expending of money, incurring of liability or the entering into; of any contract which by its terms involves the expenditure of money for any purpose for which no appropriation is provided, or in excess of the amount appropriated for such purpose. By virtue of the powers vested in the Local Finance Board by N.J.S.A. 52: 27BB-10 on October 20, 1975, the Local Finance Board adopted a procedure for the expenditure of public moneys by a municipality. This procedure became effective January 1, 1976.

In accordance with the rules and regulations adopted by the Local Finance Board with respect to the awarding of Contracts by the Municipal Governing Body, I do hereby certify that funds are available for the following purpose and this contract may be adopted.


**Purpose:   EMPLOYEE VISION PLAN-PREMIER VISION CARE**

**Account:   1-01-526-200**

**Fund:       Current Fund**

**Amount:   \$1,564.00-50% to be paid by the employees. Subject to Adoption of 2021 Municipal Budget.**

**Date:       December 1, 2020**

  
**Rosemary Costa**  
**Treasurer, C.F.O.**

**BOARD OF COMMISSIONERS**  
**TOWNSHIP OF NUTLEY, NEW JERSEY**

**Resolution**


*Introduced by:* \_\_\_\_\_ *Commissioner John V. Kelly, III* *Date:* \_\_\_\_\_ *December 1, 2020*  
*Seconded by:* \_\_\_\_\_ *Commissioner Thomas J. Evans* *No.* \_\_\_\_\_ *292-20*

**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 **2020 Budget** be and the same are hereby authorized and approved:

**DEPARTMENT OF PUBLIC AFFAIRS**

<b><u>FROM:</u></b>	<b><u>TO:</u></b>
Garbage & Trash Removal 0-01-138-209	Health Dept. S/W 0-01-110-100
\$30,000.00	\$20,000.00
	Animal Control O/E 0-01-134-200
	10,000.00
<b>Total:</b>	<b>Total:</b>
<b>\$30,000.00</b>	<b>\$30,000.00</b>

...

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 1, 2020

<b>Record of Vote</b>	<b>Commissioner John V. Kelly, III</b>	<b>Commissioner Thomas J. Evans</b>	<b>Commissioner Alphonse Petracco</b>	<b>Commissioner Joseph P. Scarpelli</b>	<b>Mayor Mauro G. Tucci</b>
<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 John V. Kelly, III *Date:* December 1, 2020  
*Seconded by:* Commissioner Alphonse Petracco *No.* 293-20

**WHEREAS**, the U.S. Space Force (USSF) is a new branch of the Armed Forces. It was established on December 20, 2019 with enactment of the Fiscal Year 2020 National Defense Authorization and currently has 16,000 individuals assigned to the Space Force which is an option given to the Air Force cadets at the Air Force Academy as of 2019;

**WHEREAS**, the primary mission of the U.S. Space Force as directed by Congress is to maintain, protect, and expand the U.S. fleet of advanced military satellites that form the backbone of U.S. global military operations;

**WHEREAS**, the USSF was established within the Department of the Air Force where, meaning the Secretary of the Air Force has responsibility for the USSF, under the guidance of the Secretary of Defense. Additionally, a four-star general known as the Chief of Space Operations (CSO) serves as the senior military member of the USSF;


**WHEREAS**, on Sept. 1, 1982, the Air Force established AFSPC, with space operations as its primary mission. Cold War-era space operations focused on missile warning, launch operations, satellite control, space surveillance and command and control for national leadership. In 1991, Operation DESERT STORM validated the command's continuing focus on support to the warfighter through the use of GPS to enable the famous "Left Hook," proving the value of space-based capabilities;

**WHEREAS**, after the 9/11 terrorist attacks, the president directed military action against Afghanistan and Iraq. AFSPC provided extensive space-based support to the U.S. Central Command commander in areas of communications; positioning, navigation, and timing; meteorology; and warning. In 2005, the Air Force expanded its mission areas to include cyberspace;

**WHEREAS**, in July 2018, the Air Force cyber mission transferred to Air Combat Command, which generated the greatest capacity for an integrated Information Warfare capability within the Air Force. This move allowed AFSPC to focus on gaining and maintaining space superiority and outpacing our adversaries in the space domain; and

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Commissioners, in the Township of Nutley, County of Essex, State of New Jersey, thank our Nutley members of the Space Force and recognizes and celebrates the United States Space Force on its 1<sup>st</sup> Birthday.

. . .

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 1, 2020

<i>Record of Vote</i>	<i>Commissioner John V. Kelly, III</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Commissioner Joseph P. Scarpelli</i>	<i>Mayor Mauro G. Tucci</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 1, 2020  
*Seconded by:* Commissioner Joseph P. Scarpelli *No.* 294-20

**WHEREAS**, N.J.S.A. 40A: 4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

**WHEREAS**, said Director may also approve the insertion of any item of appropriation for equal amount;

**SECTION 1:**

**NOW, THEREFORE, BE IT RESOLVED**, that the Board of Commissioners of the Township of Nutley, County of Essex, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year **2020** in the sum of **\$6,000.00**, which item is now available as a revenue from the National Priority Safety Program Grant pursuant to the provisions of statute; and

**SECTION 2:**

**BE IT FURTHER RESOLVED**, that a like sum of **\$6,000.00** be and same is hereby appropriated under the caption of:

**General Appropriations**

**Operations Excluded from 5% CAPS**

**Drive Sober or Get Pulled Over**

**Police**


**SALARIES & WAGES.....\$6,000.00**

**SECTION 3:**

**BE IT FURTHER RESOLVED**, that the above is the result of revenues available from the **Drive Sober or Get Pulled Over Grant Program**;

**BE IT FURTHER RESOLVED**, that the Township Clerk forward one (1) certified copy of this resolution to the Director of Local Government Services.

. . .

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 1, 2020

Record of Vote	Commissioner John V. Kelly, III	Commissioner Thomas J. Evans	Commissioner Alphonse Petracco	Commissioner Joseph P. Scarpelli	Mayor Mauro G. Tucci
Yes	X	X	X	X	X
No					
Not Voting					
Absent/Excused					



**BOARD OF COMMISSIONERS**  
**TOWNSHIP OF NUTLEY, NEW JERSEY**

**Resolution**

*Introduced by:* Commissioner Alphonse Petracco *Date:* December 1, 2020  
*Seconded by:* Commissioner Joseph P. Scarpelli *No.* 295-20

**WHEREAS**, approximately one-third of all fatal traffic crashes in the United States involve impaired drivers; and

**WHEREAS**, impaired driving crashes killed 10,551 people in the United States in 2018; and

**WHEREAS**, impaired driving crashes cost the United States almost \$44 Billion a year; and

**WHEREAS**, during the past five years New Jersey's roadways experienced 36,049 crashes and 648 fatalities involving impaired drivers; and

**WHEREAS**, an enforcement crackdown is planned to combat impaired driving; and

**WHEREAS**, the year-end holiday season is traditionally a time for social gatherings which include alcohol; and


**WHEREAS**, the State of New Jersey, Division of Highway Traffic Safety, has asked law enforcement agencies throughout the state to participate in the ***Drive Sober or Get Pulled Over 2020 Year End Holiday Crackdown***; and

**WHEREAS**, the project will involve increased impaired driving enforcement from December 4, 2020 through January 1, 2021; and

**WHEREAS**, an increase in impaired driving enforcement and a reduction in impaired driving will save lives on our roadways;

**NOW, THEREFORE, BE IT RESOLVED** that the Township of Nutley declares its support for the ***Drive Sober or Get Pulled Over 2020 Year End Holiday Crackdown*** from December 4, 2020 through January 1, 2021 and pledges to increase awareness of the dangers of drinking and driving.

...

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 1, 2020

<i>Record of Vote</i>	<i>Commissioner John V. Kelly, III</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Commissioner Joseph P. Scarpelli</i>	<i>Mayor Mauro G. Tucci</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 1, 2020  
*Seconded by:* Commissioner Joseph P. Scarpelli *No.* 296-20

**BE IT RESOLVED** by the Board of Commissioners of the Township of Nutley, County of Essex, New Jersey that Henry Meola, 62 Ridge Road, Nutley, New Jersey be appointed Chief of the Nutley Fire Department for a two-year term from December 1, 2020 through December 1, 2022.

...

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 1, 2020

<i>Record of Vote</i>	<i>Commissioner John V. Kelly, III</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Commissioner Joseph P. Scarpelli</i>	<i>Mayor Mauro G. Tucci</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 1, 2020  
*Seconded by:* Commissioner Joseph P. Scarpelli *No.* 297-20

**AUTHORIZING MEMBERSHIP IN A MUTUAL AID AND ASSISTANCE AGREEMENT WITH THE TOWNSHIP OF NUTLEY, THE TOWNSHIP OF BELLEVILLE AND THE TOWNSHIP OF BLOOMFIELD DURING A STATE OF EMERGENCY, A DECLARED PUBLIC HEALTH EMERGENCY OR ANY PRESIDENTIALLY DECLARED DISASTER**

**WHEREAS**, mutual aid and assistance agreements between municipalities, counties, law enforcement agencies police, Emergency Medical Service, fire departments, fire companies or EMS organizations and fire departments are permitted pursuant to N.J.S.A. 40A: 14-26 and 40A: 14-156.1; and

**WHEREAS**, the President in Homeland Security Directive (HSPD)- 5, directed the Secretary of The Department of Homeland Security to develop and administer a National Incident Management System (NIMS), which would provide a consistent nationwide approach to Federal, State, and local governments to work together more effectively and efficiently to prevent, prepare for, respond to and recover from domestic incidents, including but not limited to pandemics, a declared State of Emergency, a declared Public Health Emergency or a Presidentially Declared Disaster, regardless of cause, size or complexity; and

**WHEREAS**, "The New Jersey Civilian Defense and Disaster Control Act" App.A9-33 et. seq. provides for the health, safety and welfare of the people of the State of New Jersey during any emergency by centralizing control of all civilian activities having to do with such emergency giving the Governor control over the resources of each and every political subdivision to cope with any condition that shall arise out of such emergency; and

**WHEREAS**, The Director of the Division of Fire Safety in the Department of Community Affairs promulgated rules in accordance with the "Fire Service Resource Emergency Deployment Act," N.J.A.C. 52:14E-11 et. seq., commonly referred to as the "Fire Service Resource Emergency Deployment Regulations" N.J.A.C. 5:75A et. seq.; and

**WHEREAS**, it is deemed to be in the best interests of the residents of the Township of Nutley to enter into a mutual aid and assistance agreement between the Township of Nutley, Township of Belleville and the Township of Bloomfield including (but not limited to) municipal police, Emergency Medical Service or fire departments, volunteer fire companies or EMS organizations to provide additional protection against loss, damage or destruction by fire, catastrophe, civil unrest, major emergency or other extraordinary devastation damage or destruction to person and property, in those situations when outside aid and assistance is needed.

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of Commissioners of the Township of Nutley, County of Essex, and State of New Jersey as follows:

A. That the Township of Nutley and directed to enter into the Mutual Aid and Assistance Agreement Between the Township of Nutley, the Township of Belleville and the Township of Bloomfield.

B. That the Mayor and Township Clerk of the Township of Nutley are hereby authorized and directed to execute said Mutual Aid and Assistance Agreement on behalf of the Township of NUTLEY.


C. That the Township Clerk is hereby authorized and directed to forthwith forward a copy of this Resolution and an executed copy of the agreement to the Municipal Clerks of the Township of Belleville and the Township of Bloomfield for review and filing by the appropriate Mayor or his designee as appropriate.

### CERTIFICATION

I, Eleni Pettas, Township Clerk of the Township of NUTLEY, do hereby certify that the above is a true and correct copy of a resolution duly adopted by the Mayor and Township Commissioners at its Regular Meeting held on December 1, 2020.

Eleni Pettas, Municipal Clerk

...

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 1, 2020

<i>Record of Vote</i>	<i>Commissioner John V. Kelly, III</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Commissioner Joseph P. Scarpelli</i>	<i>Mayor Mauro G. Tucci</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 1, 2020  
*Seconded by:* Commissioner John V. Kelly, III *No.* 298-20

**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. Potential Litigation

**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, , Municipal 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 1, 2020

<i>Record of Vote</i>	<i>Commissioner John V. Kelly, III</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Commissioner Joseph P. Scarpelli</i>	<i>Mayor Mauro G. Tucci</i>
<i>Yes</i>	X	X	X	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					