

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY


Resolution

Introduced by: Commissioner Thomas J. Evans *Date:* September 1, 2020
Seconded by: Commissioner John V. Kelly, III *No.* 186-20

WHEREAS, Resolution No. 158-20 entitled "Refund Overpayment of Tax Charges" was adopted by the Board of Commissioners of the Township of Nutley at their meeting held on Tuesday, July 21, 2020; and

WHEREAS, there is no longer a credit on the account for the 2nd quarter tax overpayment, due to lack of payment for the 3rd quarter tax due August 1, 2020;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, County of Essex that resolution No. 158-20 be and is hereby rescinded.

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 September 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 Thomas J. Evans *Date:* September 1, 2020
Seconded by: Commissioner Alphonse Petracco *No.* 187-20

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 **\$1,626.44** for the following accounts.

Block & Lot/Qual.	Address	Amount/Year
800/1/C3018	317 WILSHIRE DRIVE	\$1,626.44/2020

. . .

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 September 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
<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:* September 1, 2020

Seconded by: Commissioner Alphonse Petracco *No.* 188-20

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 payments for recreation programs in the amounts listed below.

ADDRESS	SPORT/PROGRAM	AMOUNT/YEAR
ZYN Restaurants INC	Franklin Spring Festival	100.00/2020
Sean McAloon	Track	60.00/2020
153 Vreeland Ave.	Gleeful Wellness	50.00/2020
544 East Passaic	Gleeful Wellness	50.00/2020

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<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:* September 1, 2020
Seconded by: Commissioner Alphonse Petracco *No.* 189-20

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 Treasurer be and she is hereby authorized to refund \$100.00 to the below listed for a refund of payment for a municipal parking permit.

Nicole Caputo, 17 Sherwood Lane, Nutley
Frank Montanez, 88 King Street, 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 September 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:* September 1, 2020
Seconded by: Commissioner Thomas J. Evans *No.* 190-20

WHEREAS, there are more than 3.1 million men in the U.S. who have been diagnosed with prostate cancer; and

WHEREAS, 1 in 9 males in the United States will be diagnosed with prostate cancer in their lifetimes; and

WHEREAS, the American Cancer Society's estimates in the United States for 2020 about 191, 930 new cases of prostate cancer and about 33,330 deaths due to prostate cancer; and

WHEREAS, aside from non-melanoma skin cancer, prostate cancer is the most common cancer among men in the United States. It is also one of the leading causes of cancer death among men of all races and Hispanic origin populations.

WHEREAS, Prostate cancer occurs mainly in older men. About 6 cases in 10 are diagnosed in men aged 65 or older, and it is rare before age 40. The average age at the time of diagnosis is about 66; and

WHEREAS, males in the United States with 1 family member diagnosed with prostate cancer have a 33 percent chance of being diagnosed with the disease, males with 2 close family members diagnosed have an 83 percent chance, and males with 3 family members diagnosed have a 97 percent chance; and

WHEREAS, there are no noticeable symptoms of prostate cancer while in the early stages, making screening critical; and


WHEREAS, educating people in the United States, including health care providers, about prostate cancer and early detection strategies is crucial to saving the lives of males and preserving and protecting families; and

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, declare September as

'NATIONAL PROSTATE CANCER AWARENESS MONTH'

BE IT FURTHER RESOLVED, that we urge all men and their families in the Township of Nutley to seek assistance in obtaining the facts and information about prostate cancer, and encourage residents to support efforts and activities that bring awareness and education to finding a cure.

...

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 September 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:* September 1, 2020
Seconded by: Commissioner Thomas J. Evans *No.* 191-20

WHEREAS, Leukemia, lymphoma, myeloma and myelodysplastic syndromes (MDS) are types of cancer that can affect the bone marrow, the blood cells, the lymph nodes and other parts of the lymphatic system; and

WHEREAS, approximately every 3 minutes one person in the United States (US) is diagnosed with a blood cancer; and

WHEREAS, an estimated combined total of 178,520 people in the US are expected to be diagnosed with leukemia, lymphoma or myeloma in 2020; and

WHEREAS, new cases of leukemia, lymphoma and myeloma are expected to account for 9.9 percent of the estimated 1,806,590 new cancer cases diagnosed in the US in 2020; and

WHEREAS, blood cancers can be extremely complex, with some patients requiring a bone marrow/stem cell transplant as part of their treatment; and


WHEREAS, an estimated 1,297,027 people in the US are either living with, or are in remission from, leukemia, lymphoma or myeloma; and

WHEREAS, the health and vitality of the residents of Nutley are significantly enhanced by local efforts to increase communication and education pertaining to blood cancers and raising general awareness of the disease;

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners, in the Township of Nutley, County of Essex, State of New Jersey, recognizes September as

NATIONAL BLOOD CANCER MONTH

and urge all citizens in Nutley to support efforts and activities that bring awareness and education to finding a cure for blood cancers during the month of September and throughout the entire year.

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 September 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:* September 1, 2020
Commissioner Alphonse Petracco
Seconded by: Commissioner Thomas J. Evans *No.* 192-20

WHEREAS, every year, communities across our country face emergencies from unforeseen natural disasters to deliberate acts; and

WHEREAS, during the month of September we encourage residents to rededicate themselves to the important task of being prepared in the face of any crisis; and

WHEREAS, the best time to prepare for an emergency is before it happens. Residents should take the time to review their own emergency plans and update their emergency kits; and


WHEREAS, by discussing with our families, friends, and neighbors how we will protect ourselves and our communities, we can contribute to and share in a stronger, more resilient society; and

WHEREAS, Federal, State and Local Agencies have resources to share with the community as to how to put together personal emergency kits and plans such as www.ready.gov and www.fema.gov;

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, recognize September 2020 as

NATIONAL PREPAREDNESS MONTH

and encourage all Nutley residents to recognize the importance of preparedness and work together to enhance our resilience and readiness.

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 September 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 Thomas J. Evans *Date:* September 1, 2020
Seconded by: Commissioner Joseph P. Scarpelli *No.* 193-20

WHEREAS, the Law Firm of Inglesino, Webster, Wyciskala & Taylor, LLC., 600 Parsippany Road, Suite 204, Parsippany, New Jersey, 07054 was awarded, through Resolution No. 294-19, a non-fair and open contract as a professional service pursuant to the provisions of N.J.S.A. 19:44A-20.5 to provide legal services to the Board of Commissioners for the Township of Nutley concerning compliance and procedural issues involving the Open Public Meetings Act ("OPMA") and the Open Public Records Act ("OPRA"); and

WHEREAS, given the significant volume of the OPRA requests that have been processed to date and the continuing need to be responsive to the high volume of these requests, these services will exceed the contract amount of \$50,000.00, as amended by Change Order No. 1 (Resolution No. 171-20), thus necessitating the need for the following change order:

Change Order No. 2: To provide legal services not to exceed \$60,000.00.

WHEREAS, funds are available from account 0-01-226-205 will be certified by the Chief Financial Officer subject to the adoption of the 2020 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 Change Order No. 2, in the amount of \$60,000.00 be and is hereby approved.

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 September 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: CHANGE ORDER #2-Legal Services-Inglesino

Account: 0-01-226-200

Fund: Current Fund

Amount: \$60,000.00-Subject to Adoption of 2020 Municipal

Date: September 1, 2020


Rosemary Costa
Treasurer, C.F.O.

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Thomas J. Evans *Date:* September 1, 2020
Seconded by: Commissioner Alphonse Petracco *No.* 194-20


WHEREAS, Code Enforcement Department has received a payment for Phase I Roadway Bond for Seton Hall-Hackensack Meridian School Kingsland Street Urban Renewal, LLC, in the amount of \$29,526.50 from PB Nutcliff, c/o Prism Property Services, LLC, 200 Broadacres Drive, for property located at 340 Kingsland Street; and

WHEREAS, the Phase I Roadway Bond of \$29,526.50 was collected and deposited in account #T-15-912-911; and

WHEREAS, the Planning Board has reviewed and determined that the \$29,526.50 bond is due to PB Nutcliff, c/o Prism Property Services, LLC.

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 Treasurer be and she is hereby authorized to refund the 10% cash portion of the Performance Bond in the amount of \$29,526.50 to PB Nutcliff, c/o Prism Property Services, LLC.

. . .

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 September 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:* September 1, 2020
Seconded by: Commissioner John V. Kelly, III *No.* 195-20

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

HSA Good Shepherd Academy	License No. 23-20 Calendar Raffle	All Mondays from December 7, 2020 through February 22, 2021
Rotary Club of Nutley	License No. 24-20 Off-Premise 50/50 Cash Raffle	Thursday, November 19, 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 said licenses.

I, , Deputy Municipal Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that
Ceci Tramontana
the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held September 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:* September 1, 2020
Seconded by: Commissioner Alphonse Petracco *No.* 196-20

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, Eleni Pettas, 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 September 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>					