

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Mayor Joseph P. Scarpelli *Date:* February 19, 2019
Seconded by: Commissioner Mauro G. Tucci *No.* 49-19

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

Nutley Music Boosters Association	License No. 9-19 On-Premise Merchandise Raffle	Saturday, March 23, 2019
Nutley Music Boosters Association	License No. 10-19 On-Premise 50/50 Cash Raffle	Saturday, March 23, 2019
Melissa A. Centrella Scholarship Fund	License No. 11-19 On-Premise Merchandise Raffle	Saturday, May 4, 2019

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, , 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 February 19, 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:* _____ February 19, 2019 _____
Seconded by: _____ Commissioner Steven L. Rogers _____ *No.* _____ 50-19 _____

WHEREAS, the Township of Nutley has determined that the property described on Schedule A attached hereto and incorporated herein has been abandoned by its owners and titled as junk, along with 1 standard title, cleared through the Division of Motor Vehicle; and

WHEREAS, the Towing Contract between the Township of Nutley and Twin Towing authorizes the sale of abandoned vehicles left on their premises by the owners; and

WHEREAS, the Township of Nutley intends to utilize the facilities of Twin Towing, 35 Mill Street, Belleville, NJ 07109 for the auction on Wednesday, April 10, 2019, at 2:00 p.m.; and

WHEREAS, the sales are being conducted pursuant to the Division of Motor Vehicle N.J.S.A 39-:10A-1 through 39:10A-7 laws; 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 Township is hereby authorized to sell the abandoned personal property (vehicles) as indicated in Schedule A at a live auction; and

1. A certified copy of the Resolution be forwarded by the Township Clerk to the following
 - Chief of Police
 - Chief Financial Officer

Schedule A

	<u>JUNK TITLE</u>			<u>CLEAR TITLE</u>	
2001	1J4GW48S61C573246	JEEP		2008	1HGCP26818A076920 HONDA

. . .

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 February 19, 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:* February 19, 2019
Seconded by: Commissioner Steven L. Rogers *No.* 51-19

WHEREAS, the Township of Nutley has determined that the property described on Schedule A attached hereto and incorporated herein has been abandoned by its owners and titled as junk, along with 1 standard title, cleared through the Division of Motor Vehicle; and

WHEREAS, the Towing Contract between the Township of Nutley and Nicolette Towing authorizes the sale of abandoned vehicles left on their premises by the owners; and

WHEREAS, the Township of Nutley intends to utilize the facilities of Nicolette Towing, 757-1000 Page Avenue, Lyndhurst, NJ 07071 for the auction on Wednesday, April 10, 2019, at 10:00 a.m.; and

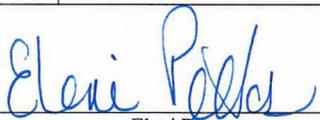
WHEREAS, the sales are being conducted pursuant to the Division of Motor Vehicle N.J.S.A. 39:10A-1 through 39:10A-7 laws; and

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners, of the Township of Nutley, County of Essex, State of New Jersey, that: The Township is hereby authorized to sell the abandoned personal property (vehicles) as indicated in Schedule A at a live auction; and

1. A certified copy of the Resolution be forwarded by the Township Clerk to the following
 - Chief of Police
 - Chief Financial Officer

Schedule A

<u>JUNK TITLE</u>			<u>CLEAR TITLE</u>		
1998	1HGCG5556WA165081	HONDA	2005	1G6DP567X50165711	CADILLAC

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 February 19, 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:* _____ February 19, 2019 _____
Seconded by: _____ Commissioner Steven L. Rogers _____ *No.* _____ 52-19 _____

BE IT RESOLVED that the Board of Commissioners of the Township of Nutley, County of Essex, New Jersey, that the Township Clerk is hereby authorized to advertise for SEALED BIDS FOR SURPLUS EQUIPMENT that is no longer in use by the Township. The equipment/vehicles are listed below:

DEPARTMENT OF PUBLIC SAFETY

1. 2002 Chevrolet Impala; Mileage 100,354; VIN No. 2G1WF55K929206791
2. 2003 Honda Accord; Mileage 120,901; VIN No. 1HGCM56623A138701

BE IT FURTHER RESOLVED that the above equipment is available for inspection on Wednesday, March 6, 2019 between the hours of 8:30 – 11:30 am;

BE IT FURTHER RESOLVED that the equipment is to be sold “AS IS” and “WHERE IS” and bids are to be received on **Wednesday, March 13, 2019 at 11:00 A.M.** prevailing time in the Commission Chambers, Township Hall, 1 Kennedy Drive, Nutley, New Jersey, at which time they will be publicly opened and read.

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 _____ February 19, 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:* February 19, 2019
Seconded by: Commissioner Steven L. Rogers *No.* 53-19

RESOLUTION AUTHORIZING THE TOWNSHIP OF NUTLEY OFFICE OF EMERGENCY MANAGEMENT TO ACCEPT FUNDS FROM A SUBGRANT AWARD OF THE FEDERAL FISCAL YEAR 2018 OF EMERGENCY MANAGEMENT AGENCY ASSISTANCE PROGRAM FUNDING AND FOR THE CHIEF FINANCIAL OFFICER OF THE TOWNSHIP OF NUTLEY TO AMEND THE BUDGET AND CERTIFY THE AVAILABILITY OF FUNDS

WHEREAS, the Nutley Office of Emergency Management has been awarded Emergency Management Agency Assistance Subgrant Program (“EMAA”) subgrant award number FY18-EMPG-EMAA-0716, CFDA # 97.042 from the New Jersey State Police Office of Emergency Management Agency available to successful applicants funded through the FY2018 Emergency Management Performance Grant for the dates July 1, 2018 through June 30, 2019; and

WHEREAS, the Subgrant, consisting of a total amount of \$31,450.21 (including \$10,000 Federal Award and \$21,450.21 Local Matching Funds) which the Township of Nutley Office of Emergency Management will satisfy with the Office of Emergency Management’s existing salaries and wages.

BE IT RESOLVED, by the Township of Nutley, Director of Public Safety, Chief Financial Officer and the Emergency Management Coordinator are hereby authorized to accept the Subgrant Award with the New Jersey State Police, Office of Emergency Management.

BE IT FURTHER RESOLVED, that copies of this Resolution shall be forward to the New Jersey State Police Office of Emergency Management, the Essex County Office of Emergency Management; the Director of the Division of Local Government Services; Office of Emergency Management, the Director of Public Safety and the Chief Financial Officer of 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 February 19, 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:* February 19, 2019
Seconded by: Commissioner Steven L. Rogers *No.* 53-19

RESOLUTION AUTHORIZING THE TOWNSHIP OF NUTLEY OFFICE OF EMERGENCY MANAGEMENT TO ACCEPT FUNDS FROM A SUBGRANT AWARD OF THE FEDERAL FISCAL YEAR 2018 OF EMERGENCY MANAGEMENT AGENCY ASSISTANCE PROGRAM FUNDING AND FOR THE CHIEF FINANCIAL OFFICER OF THE TOWNSHIP OF NUTLEY TO AMEND THE BUDGET AND CERTIFY THE AVAILABILITY OF FUNDS

WHEREAS, the Nutley Office of Emergency Management has been awarded Emergency Management Agency Assistance Subgrant Program (“EMAA”) subgrant award number FY18-EMPG-EMAA-0716, CFDA # 97.042 from the New Jersey State Police Office of Emergency Management Agency available to successful applicants funded through the FY2018 Emergency Management Performance Grant for the dates July 1, 2018 through June 30, 2019; and

WHEREAS, the Subgrant, consisting of a total amount of \$31,450.21 (including \$10,000 Federal Award and \$21,450.21 Local Matching Funds) which the Township of Nutley Office of Emergency Management will satisfy with the Office of Emergency Management’s existing salaries and wages.

BE IT RESOLVED, by the Township of Nutley, Director of Public Safety, Chief Financial Officer and the Emergency Management Coordinator are hereby authorized to accept the Subgrant Award with the New Jersey State Police, Office of Emergency Management.

BE IT FURTHER RESOLVED, that copies of this Resolution shall be forward to the New Jersey State Police Office of Emergency Management, the Essex County Office of Emergency Management; the Director of the Division of Local Government Services; Office of Emergency Management, the Director of Public Safety and the Chief Financial Officer 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 February 19, 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:* _____ February 19, 2019 _____
Seconded by: _____ Commissioner Mauro G. Tucci _____ *No.* _____ 54-19 _____

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 tax charges in the amount of **\$3,327.32** for the following accounts:

Block/Lot	Address	Amount/Year
2800/9	70 NORTH SPRING GARDEN AVE.	\$3,327.32/2018

. . .

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 _____ February 19, 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:* February 19, 2019
Seconded by: Commissioner Mauro G. Tucci *No.* 55-19

BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, that the Township Clerk is hereby authorized to advertise for sealed bids for the **CDBG Ernest Street Roadway Improvement Project**, in the Township of Nutley, to be received on behalf of the Board of Commissioners, in the Commission Chambers, Township Hall, 1 Kennedy Drive, Nutley, New Jersey, 07110, on Wednesday, March 13, 2019 at 11:00 A.M. prevailing time, at which time they will be opened and read.

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 February 19, 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:* February 19, 2019
Seconded by: Commissioner Steven L. Rogers *No.* 56-19

WHEREAS, N.J.S.A. A:9-41 requires that an Emergency Management Council be formed to coordinate all disaster control activities on behalf of the Township of Nutley, County of Essex, State of New Jersey;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners, Township of Nutley, County of Essex, New Jersey that **William Cassidy** be appointed to serve a 3-year term as the Emergency Management Coordinator on behalf of the Township of Nutley starting January 15, 2019 through January 15, 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 February 19, 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
on behalf of the Board of Commissioners *Date:* February 19, 2019

Seconded by: Commissioner Mauro G. Tucci *No.* 57-19

**Resolution Adopting Employee Handbook and
Personnel Policies and Procedures Manual**

WHEREAS, it is the policy of the Township of Nutley to treat employees and prospective employees in a manner consistent with all applicable employment laws and regulations including, but not limited to Title VII of the Civil Rights Act of 1964, as amended by the Equal Opportunity Act of 1972, the Age Discrimination in Employment Act, the Equal Pay for Equal Work Act, the Fair Labor Standards Act, the New Jersey Law Against Discrimination, the Americans with Disabilities Act, the Family and Medical Leave Act, the Conscientious Employee Protection Act, the Public Employee Occupational Safety and Health Act, (the New Jersey Civil Service Act,) (the New Jersey Attorney General's guidelines with respect to Police Department personnel matters,) the New Jersey Workers Compensation Act, the Federal Consolidated Omnibus Budget Reconciliation Act (COBRA) and the Open Public Meeting Act; and

WHEREAS, the Township of Nutley has determined that there is a need for an updated Employee Handbook and a Personnel Policies and Procedures Manual to ensure that employees and prospective employees are treated in a manner consistent with these laws and regulations.

NOW, THEREBY, BE IT RESOLVED by the Township of Nutley that the Employee Handbook and Personnel Policies and Procedures Manual attached hereto is hereby adopted.

BE IT FURTHER RESOLVED that the Employee Handbook and Personnel Policies and Procedures shall apply to all Township of Nutley officials, appointees, employees, volunteers and independent contractors. In the event there is a conflict between these rules and any collective bargaining agreement, personnel services contract or Federal or State law, the terms and conditions of that contract or law shall prevail. In all other cases, these policies and procedures shall prevail.

BE IT FURTHER RESOLVED that this manual is intended to provide guidelines covering public service by the Township of Nutley employees and is not

a contract. The provisions of this manual may be amended and supplemented from time to time without notice and at the sole discretion of the Township of Nutley.

BE IT FURTHER RESOLVED that to the maximum extent permitted by law, employment practices for the Township of Nutley shall operate under the legal doctrine known as “employment at will.”

BE IT FURTHER RESOLVED that the Commissioners and all managerial/supervisory personnel are responsible for these employment practices. The Department Heads of each department and the Township Attorney shall assist the Commissioners in the implementation of the policies and procedures in this manual.

...

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 February 19, 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:* February 19, 2019
Seconded by: Commissioner Thomas J. Evans *No.* 58-19

WHEREAS, the New Jersey Department of Environmental Protection, Green Acres Program (“State”), provides loans and/or grants to municipal and county governments and grants to nonprofit organizations for assistance in the acquisition, development, and stewardship of lands for outdoor recreation and conservation purposes; and

WHEREAS, the Township of Nutley desires to further the public interest by obtaining funding in the amount of approximately \$548,370.00, in the form of a 75% matching grant and if available a 25% loan of approximately \$182,790.00 from the State to fund the following project: Township of Nutley DeMuro Park Improvement Project at an approximate cost of \$731,160.00;

WHEREAS, the Board of Commissioners of the Township of Nutley resolves that Commissioner Mauro G. Tucci, Director of the Department of Parks and Public Property is hereby authorized to:

- (a) make application for such a loan and/or such a grant,
- (b) provide additional application information and furnish such documents as may be required, and
- (c) act as the authorized correspondent of the above named applicant; and

WHEREAS, the State shall determine if the application is complete and in conformance with the scope and intent of the Green Acres Program, and notify the applicant of the amount of the funding award; and

WHEREAS, the applicant is willing to use the State’s funds in accordance with such rules, regulations and applicable statutes, and is willing to enter into an agreement with the State for the above named project;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey that;

1. That the Mayor is hereby authorized to execute an agreement and any amendment thereto with the State known as Township of Nutley DeMuro Park Improvement Project for upgrades and improvements to the track and tennis courts at DeMuro Park;
2. That the applicant has its matching share of the project, if a match is required, in the amount of \$182,790.00;

3. That, in the event the State's funds are less than the total project cost specified above, the applicant has the balance of funding necessary to complete the project;
4. That the applicant agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project; and
5. That this resolution shall take effect immediately.

CERTIFICATION

I, **Eleni Pettas**, Municipal Clerk do hereby certify that the foregoing is a true copy of a resolution adopted by the Township of Nutley Board of Commissioners at a meeting held on the 19th day of February, 2019.

IN WITNESS WHEREOF, I have hereunder set my hand and the official seal of this body this 19th day of February, 2019.

Eleni Pettas

Eleni Pettas, RMC
Municipal Clerk

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 February 19, 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:* February 19, 2019
Seconded by: Commissioner Thomas J. Evans *No.* 58-19

WHEREAS, the New Jersey Department of Environmental Protection, Green Acres Program (“State”), provides loans and/or grants to municipal and county governments and grants to nonprofit organizations for assistance in the acquisition, development, and stewardship of lands for outdoor recreation and conservation purposes; and

WHEREAS, the Township of Nutley desires to further the public interest by obtaining funding in the amount of approximately \$548,370.00, in the form of a 75% matching grant and if available a 25% loan of approximately \$182,790.00 from the State to fund the following project: Township of Nutley DeMuro Park Improvement Project at an approximate cost of \$731,160.00;

WHEREAS, the Board of Commissioners of the Township of Nutley resolves that Commissioner Mauro G. Tucci, Director of the Department of Parks and Public Property is hereby authorized to:

- (a) make application for such a loan and/or such a grant,
- (b) provide additional application information and furnish such documents as may be required, and
- (c) act as the authorized correspondent of the above named applicant; and

WHEREAS, the State shall determine if the application is complete and in conformance with the scope and intent of the Green Acres Program, and notify the applicant of the amount of the funding award; and

WHEREAS, the applicant is willing to use the State’s funds in accordance with such rules, regulations and applicable statutes, and is willing to enter into an agreement with the State for the above named project;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey that;

1. That the Mayor is hereby authorized to execute an agreement and any amendment thereto with the State known as Township of Nutley DeMuro Park Improvement Project for upgrades and improvements to the track and tennis courts at DeMuro Park;
2. That the applicant has its matching share of the project, if a match is required, in the amount of \$182,790.00;

3. That, in the event the State's funds are less than the total project cost specified above, the applicant has the balance of funding necessary to complete the project;
4. That the applicant agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project; and
5. That this resolution shall take effect immediately.

CERTIFICATION

I, **Eleni Pettas**, Municipal Clerk do hereby certify that the foregoing is a true copy of a resolution adopted by the Township of Nutley Board of Commissioners at a meeting held on the 19th day of February, 2019.

IN WITNESS WHEREOF, I have hereunder set my hand and the official seal of this body this 19th day of February, 2019.



Eleni Pettas, RMC
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 _____ February 19, 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:* February 19, 2019
Seconded by: Commissioner Mauro G. Tucci *No.* 59-19

WHEREAS, The Law Firm of Inglesino, Weber, Wyciskala & Taylor, LLC, 600 Parsippany Road, Suite 204, Parsippany, New Jersey, has been awarded a non-fair and open contract as a professional service as pursuant to the provisions of N.J.S.A. 19:44A-20.4 or 20.5, as appropriate to provide Special Development Counsel on January 2, 2018 by resolution 4-18; and

WHEREAS, such services have exceeded the original contract in the amount of \$95,000.00; and

WHEREAS, Change Order No. 1 was authorized on November 7, 2018 via Resolution No. 241-18 for an increase in the amount of \$15,000.00, and such services have exceeded the amount of the original contract and Change Order No. 1; and

WHEREAS, the Director of Revenue Finance has recommended the following additional change order from said contract:

CHANGE ORDER NO. 2: Provide Special Development Counsel in the amount of: \$40,840.00

WHEREAS, funds are available from account 8-01-226-205 and have been certified by the Chief Financial Officer, 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 Change Order No. 2, in the amount of \$40,840.00 be and is hereby approved.

. . .

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 February 19, 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>					

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- CHANGE ORDER #2-Inglesino-Spec Develop Counsel

Account: 8-001-226-200

Fund: Current Fund

Amount: \$40,840.00-Subject to Budget Transfer

Date: February 22, 2019


Rosemary Costa
Treasurer, C.F.O.

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Alphonse Petracco *Date:* February 19, 2019

Seconded by: Commissioner Mauro G. Tucci *No.* 60-19

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
2. 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, , 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 February 19, 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: February 19, 2019
 Seconded by: Commissioner Thomas J. Evans No. 61-19

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:4-59, the following transfer(s) of **2018 Appropriation Reserves** be and the same are hereby authorized and approved:

DEPARTMENT OF PARKS & PUBLIC PROPERTY

<u>FROM:</u>		<u>TO:</u>	
Group Insurance 8-01-526-200	\$50,000.00	Econ. Development O/E 8-01-226-200	\$50,000.00
Total	\$50,000.00	Total	\$ 50,000.00

. . .

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 February 19, 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>
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:* February 19, 2019
Seconded by: Commissioner Steven L. Rogers *No.* 62-19

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:4-59, the following transfer(s) of **2018 Appropriation Reserves** be and the same are hereby authorized and approved:

DEPARTMENT OF PUBLIC SAFETY

<u>FROM:</u>		<u>TO:</u>	
Fire O/E 8-01-314-261	\$140,000.00	Fire S/W 8-01-314-100	\$140,000.00
Total	\$140,000.00	Total	\$140,000.00

. . .

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 February 19, 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>					