

# TOWNSHIP OF NUTLEY BOARD OF COMMISSIONERS

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



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

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

## **AGENDA**

### **BOARD OF COMMISSIONERS PUBLIC MEETING TUESDAY, DECEMBER 15, 2020 / 7:00 P.M.**

#### **PLEDGE OF ALLEGIANCE:**

#### **SUNSHINE NOTICE:**

Pursuant to the requirements of the Open Public Meeting Act (Chapter 231, P.L.1975), notice of this meeting was published in the November 28, 2019 issues of The Nutley Sun, The Herald News and The Star Ledger.

In an effort to prevent further spread of COVID-19 Pandemic, the public meetings for the remainder of the year 2020 have been changed to ZOOM Webinar or teleconference meetings until further notice.

Notice of meeting revisions was published in the May 13, 2020 issue of The Star Ledger, May 2, 2020 issue of The Herald News, TAPinto Nutley.net and through the Township's alert system.

The public will be able to listen to the Board of Commissioners meeting and participate during the designated Public Comment portions of the meeting by utilizing access through a URL link or Dial in numbers provided on the township website.

#### **ROLL CALL:**

Commissioner John V. Kelly, III (Absent/Excused)  
Commissioner Thomas J. Evans  
Commissioner Alphonse Petracco  
Commissioner Joseph P. Scarpelli  
Mayor Mauro G. Tucci

**MINUTES:**

- ❖ November 17, 2020

**EXECUTIVE SESSION:**

- ❖ September 15, 2020
- ❖ October 20, 2020 (Mayor Tucci-Absent/Excused)
- ❖ November 5, 2020
- ❖ November 17, 2020 (Commissioner Evans-Absent/Excused)
- ❖ December 1, 2020

**COMMUNICATIONS/CORRESPONDENCE:**

**PROCLAMATION:**

**REPORTS:**

- ❖ Shade Tree Report for the month of November 2020 / Mayor Mauro G. Tucci
- ❖ Code Enforcement Revenue Report for the month of November 2020 /Commissioner Thomas J. Evans
- ❖ Public Safety Reports for the month of November 2020 / Commissioner Alphonse Petracco

**BILLS:**

- ❖ December 15, 2020 Bill List

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

**BOARD OF COMMISSIONER ANNOUNCEMENTS:**

**ORDINANCE (S) INTRODUCTIONS: (0)**

**ORDINANCE (S) ON SECOND READING AND PUBLIC HEARING(S): (0)**

**RESOLUTIONS: (28)**

**Commissioner Kelly: (1)**

**No. 323-20/** Recognizes and celebrate the United States National Guard on its 384<sup>th</sup> Birthday

**Commissioner Evans: (11)**

**No. 299-20/** Authorized to refund overpayment of the property taxes in the amount of \$25,885.00 due to a successful tax court judgment/ Various years for Block 9602 & Lot 9

**No. 300-20/** Award of non-fair and non-open contract for compliance and procedural issues involving the Open Public Records Act, N.J.S.A. 47:1A-1.1, et seq. (“OPRA”), Open Public Meetings Act, N.J.S.A. 10:4-6, et seq. (“OPMA”), to the Law Firm of Inglesino of the Webster, Wyciskala & Taylor, LLC., 600 Parsippany Road Suite 204, Parsippany New Jersey 07054/ Amount not to exceed \$65,000.00 / January 1, 2021 through December 31, 2021

**No. 301-20/** Award of non-fair and non-open contract for the services of a Registered Municipal Accountant to conduct an annual audit of the Township of Nutley’s books to Nisivoccia, LLP Certified Public Accountants and Consultants, 200 Valley Road, Suite 300, Mt. Arlington, New Jersey 07856/ Total amount \$163,219.12/ January 1, 2021 through December 31, 2021

**No. 302-20/** Authorized to execute an agreement with NW Financial Group, LLC, 2 Hudson Place, Hoboken, NJ 07030 for the services of Professional Financial Audit Services for a total amount not to exceed \$1,500.00

**No. 303-20/** Award of non-fair and non-open contract to Angelo Cifelli, Jr. Esq., of the Law Firm of Piro, Zinna, Cifelli, Paris & Genitempo, 360 Passaic Avenue, Nutley, New Jersey 07110 for the services of an attorney who specializes in Municipal Land Use Law and policy to provide legal advice /Amount not to exceed \$10,000.00 / January 1, 2021 through December 31, 2021

**No. 309-20/** Award of non-fair and non-open contract to Angelo Cifelli, Jr. Esq., of the Law Firm of Piro, Zinna, Cifelli, Paris & Genitempo, 360 Passaic Avenue, Nutley, New Jersey 07110 for the services of an Attorney as Municipal Tax Counsel to provide legal counsel services concerning “Municipal Tax Appeals” in the Township of Nutley /Amount not to exceed \$45,000.00 / January 1, 2021 through December 31, 2021

**No. 313-20/** Authorized to refund the subsequent water charges in the amount of \$3,408.57 for various Blocks & Lots/ According to Governor Murphy’s Executive Order No. 190

**No. 316-20 /** Authorize and Approve 2020 Budget Transfer / Total: \$500,000.00

**No. 317-20/** Authorize cancellation of property tax credits or delinquent amounts of less than \$10.00

**No. 324-20/** Authorize cancellation of Special Trust Fund reserve balances / Total: \$7,229.39

**No. 326-20/** Authorize and Approve 2020 Budget Transfer / Total: \$64,000.00

**Commissioner Petracco: (3)**

**No. 304-20/** The Township of Nutley is authorized to accept a subaward grant from the State of New Jersey, Department of Law and Public Safety, Office of the Attorney General, in the amount of \$32,400, under the Safe and Secure Communities Program, Grant No. 21-0716, with a Match – Fringe Benefits, for a total project cost of \$32,400/ Subaward Period: August 1, 2020 to July 31, 2021

**No. 320-20/** Appoint an Emergency Management Council, Local Emergency Planning Council and Environmental Commission on behalf of the Township of Nutley/ January 1, 2021 through December 31, 2023

**No. 325-20/** Insertion of Revenue in 2020 Budget for General Appropriations in the sum of \$818.40 / Municipal Alliance Grant Program Salaries & Wages

**Commissioner Scarpelli: (3)**

**No. 305-20 /** Award of fair and open contract to S. Rotondi & Sons, Inc., P.O. Box 1407, Summit, New Jersey 07902 for acceptance of Recycling Vegetative Waste to include Leaf and Grass Clippings/ In the amount of \$75,000.00 / February 7, 2021 through February 6, 2022

**No. 314-20 /** Authorize change order No. 1 to Wayne Defeo, of Defeo and Associates, 15 Washington Valley Road, Warren Township, New Jersey, 07059/ For additional consulting services to review specifications related to the Marketing of Recyclable Materials/ In the amount of \$950.00

**No. 319-20 /** Authorize and Approve 2020 Budget Transfer /

**Mayor Tucci: (10)**

**No. 306-20 /** Authorize and Approve 2020 Budget Transfer / \$60,000.00

**No. 307-20/** Mauro G. Tucci and Kathy Rempusheski be appointed as representatives of the Community Development Block Grant Committee for the term of January 1, 2021 through December 31, 2021.

**No. 308-20/** Award to purchase goods or services through the use of a Nationally recognized accepted cooperative purchasing program that has been developed utilizing a competitive bidding process by another contracting unit within the State of New Jersey, or within any other state/ pursuant to N.J.S.A 52:34-6-2:c139/ For the purchase of Caterpillar Model 930 Wheel Loader in the amount of \$205,245.00

**No. 310-20/** Award of fair and open contract to TSUJ., PO Box 4621, Wayne New Jersey, 07474 for electrical services/ Amount not to exceed \$90,000.00/ January 1, 2021 through December 31, 2021

**No. 311-20/** Award of fair and open contract to Dot Design, 242 Possum Hollow Road, Monroe Township NJ January 1, 2021 through December 31, 2021 08831 for recreation uniforms, equipment, and supplies/ Not to exceed \$21,000.00 / January 1, 2021 through December 31, 2021

**No. 312-20/** Award of fair and open contract to BSN Sports, P.O. Box 49, Jenkintown, PA 19046 for recreation uniforms, equipment, and supplies/ Not to exceed \$27,800.00 / January 1, 2021 through December 31, 2021

**No. 315-20/** Approve a raffle application for UNICO National Nutley Chapter/ Off-Premise 50/50 Cash Raffle/ To be held on Thursday, February 4, 2021

**No. 318-20/** Application for CDBG funds for year 2021

**No. 321-20/**Authorize award of non-fair and non- open contract to DMR Architects, P.C. of 777 Terrace Avenue, Suite 607, Hasbrouck Heights, New Jersey 07604, as consulting professional planner to the Township for Investigation and Redevelopment Plan for the Diamond Springs Pool Club/ Not to exceed \$25, 000.00

**No. 322-20/**Authorize award of non-fair and non- open contract to DMR Architects, P.C. of 777 Terrace Avenue, Suite 607, Hasbrouck Heights, New Jersey 07604, as consulting professional planner to the Township for Investigation and Redevelopment Plan for the Ciccolini Site area/ Not to exceed \$25, 000.00

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

**ADJOURNMENT:**

**REMINDER:**

- ❖ The next Board of Commissioners meeting is scheduled for Thursday, December 31, 2020 at 9:00 A.M., Nutley Town Hall, 3<sup>rd</sup> Floor Commission Chambers.



**Happy Holidays**

**NOTICE OF MEETING REVISION FOR THE BOARD OF COMMISSIONERS**  
**SUNSHINE NOTICE**  
**BOARD OF COMMISSIONERS**

**PLEASE TAKE NOTICE**, that the regularly scheduled meetings of the Board of Commissioners will take place via ZOOM Webinar for the remainder of 2020. Members of the Public may participate by utilizing the following access:

**Join from a PC, Mac, iPad, iPhone or Android device: Please click this URL to join.**

<https://zoom.us/j/98805921694?pwd=Zm1HYjFrWHlFb1FpSGFONDZYV0hNZz09>

Password: 876956

**Join by Telephone**

For those persons without computer access or mobile device you may dial into the meeting at: Dial (for higher quality, dial a number based on your current location): US: +1 929 205 6099 or +1 312 626 6799 or +1 301 715 8592 or +1 346 248 7799 or +1 669 900 6833 or +1 253 215 8782

Webinar ID: 988 0592 1694

Password: 876956

**PLEASE TAKE FURTHER NOTICE** that the agenda, resolutions, ordinances, bill list and or reports are posted at <https://www.nutleynj.org/meeting-agendas-and-minutes> and may be viewed by the public before or during the meeting;

**PLEASE TAKE FURTHER NOTICE**, that formal action may be taken; and

**PLEASE TAKE FURTHER NOTICE**, that there will be no physical site location for the meeting as the meeting will be held entirely via remote web access due to the current National State of Emergency related to the COVID 19 Pandemic.

**On Behalf of the Board of Commissioners**

**Eleni Pettas, R.M.C.**

**Municipal Clerk**

The Star Ledger Issue/Wednesday, May 13, 2020/Via E-Mail: [legalads@starledger.com](mailto:legalads@starledger.com)

The Herald News Issue/Friday, May 2, 2020/Via E-Mail: [publicnotices@northjersey.com](mailto:publicnotices@northjersey.com)

**TAPintoNutley.net** Official Electronic News Source of the Township of Nutley

**Township Bulletin Board / Township Website / Alert System**