

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: _____ Commissioner John V. Kelly III _____ *Date:* _____ October 6, 2020 _____

Seconded by: _____ _____ *No.* _____ 214-20 _____

WHEREAS, N.J.S.A. 40A:61-1, et seq. the Uniform Shared Services and Consolidation Act (“Act”) authorizes and empowers local units to enter into agreements with other local entities regarding shared services and;

WHEREAS, the Township and the Board of Education recognize the value of inter-local cooperation as a way of reducing duplication and overlap of services; and

WHEREAS, the Township and the Board of Education have previously entered into such an Agreement in order to define the respective rights and obligations of the Township and the Board of Education regarding the employ of a physician/school physician to provide health services;

NOW, THEREFORE, BE IT RESOLVED, that the Township of Nutley and the Nutley Board of Education wish to extend the existing Shared Services for **Physician/School Physician Services** for the period September 1, 2020 through August 31, 2021 for which the Township will be compensated \$11,000.00 to be paid in ten equal installments of \$1,100.00.

. . .

I, _____, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the
Eleni Pettas
foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held _____ October 6, 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>					
<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:* _____ October 6, 2020 _____
Seconded by: _____ _____ *No.* _____ 210-20 _____

WHEREAS, about 1 in 8 U.S. women (about 12.4%) will develop invasive breast cancer over the course of her lifetime;

WHEREAS, in 2020, an estimated 276,480 new cases of invasive breast cancer are expected to be diagnosed in women in the U.S., along with 48,530 new cases of non-invasive (in situ) breast cancer. Although rare, men get breast cancer too. In 2020, an estimated 2,620 men will be diagnosed with breast cancer this year in the U.S. and approximately 520 will die;

WHEREAS, about 42,170 women in the U.S. are expected to die in 2020 from breast cancer, though death rates have been decreasing since 1989;

WHEREAS, Breast cancer is the most common cancer in American women, except for skin cancers. It is estimated that in 2020, approximately 30% of all new women cancer diagnoses will be breast cancer;

WHEREAS, recent strides in early detection, including the use of mammography, and prompt treatment have significantly reduced the suffering and deaths caused by this disease;

WHEREAS, the Department of Public Affairs will continue to work with Nutley Thriving Survivors, a nonprofit corporation, to develop programs to increase awareness of the symptoms of breast cancer and to support those women, and men, who may be diagnosed with the disease; and

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

BREAST CANCER AWARENESS MONTH

BE IT FURTHER RESOLVED that we urge all women and their families in the Township of Nutley to seek assistance in obtaining the facts and information about breast cancer, mammography and available support groups for victims and to participate in the programs scheduled this year for residents of the Township and breast cancer survivors; and

BE IT FURTHER RESOLVED that residents are encouraged to participate in the Nutley Thriving Survivors Virtual Walk throughout the month of October, as their Annual Candlelight Celebration Walk has been canceled this year due to COVID-19 Health Pandemic.

. . .

I, _____, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the
Eleni Pettas
foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held _____ October 6, 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>					
<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:* _____ October 6, 2020 _____
Seconded by: _____ _____ *No.* _____ 225-20 _____

WHEREAS, from September 15, 2020, through October 15, 2020, the United States celebrates Hispanic Heritage Month;

WHEREAS the Bureau of the Census estimates the Hispanic population living in the 50 States at more than 59,000,000 people, plus an additional 3,300,000 living in the Commonwealth of Puerto Rico, making Hispanic Americans 18 percent of the total population of the United States and the largest racial or ethnic minority group in the United States;

WHEREAS the Latino population in the United States is currently the third largest population of Latinos worldwide, exceeding the size of the population in every Latin American and Caribbean country except Mexico and Brazil;

WHEREAS, in 2018, the annual purchasing power of Hispanic Americans was an estimated \$1,700,000,000,000, which is an amount greater than the economy of all except 17 countries in the world;

WHEREAS there are more than 4,370,000 Hispanic-owned firms in the United States, supporting millions of employees nationwide and contributing more than \$1,700,000,000 in revenue to the economy of the United States;

WHEREAS Hispanic-owned businesses represent the fastest growing segment of small businesses in the United States, with Latino-owned businesses growing at more than 15 times the national rate;

WHEREAS, as of August 2018, more than 28,000,000 Latino workers represented 17 percent of the total civilian labor force of the United States, and, as a result of Latinos experiencing the fastest population growth of all race and ethnicity groups in the United States, the rate of Latino participation in the labor force is expected to grow to 20 percent by 2024, accounting for 1/5 of the total labor force;

WHEREAS, with 66.1 percent of Latinos participating in the labor force, Latinos have the highest rate of participation in the labor force of any racial or ethnic group, resulting in an expansion of the Latino labor force at a rate that is 3 times as fast as the rest of the population;

WHEREAS, as of 2017, there were approximately 326,800 Latino elementary and middle school teachers, 77,033 Latino chief executives of businesses, 54,576 Latino lawyers, 73,372 Latino physicians and surgeons, and 15,895 Latino psychologists, who contribute to the United States through their professions;

WHEREAS Hispanic Americans serve in all branches of the Armed Forces and have fought bravely in every war in the history of the United States;

WHEREAS, as of 2019, there are more than 200,000 Hispanic members of the Armed Forces serving on active duty and approximately 1,200,000 Hispanic veterans of the Armed Forces, including 136,000 Latinas;

WHEREAS approximately 148,000 Hispanic soldiers served in the Korean war, including the 65th Infantry Regiment of the Commonwealth of Puerto Rico, known as the “Borinqueneers”, the only active duty, segregated Latino military unit in the history of the United States;

WHEREAS Hispanic Americans are dedicated public servants, holding posts at the highest levels of the Government of the United States, including 1 seat on the Supreme Court of the United States, 4 seats in the Senate, and 36 seats in the House of Representatives; and

WHEREAS Hispanic Americans harbor a deep commitment to family and community, an enduring work ethic, and a perseverance to succeed and contribute to society:

NOW THEREFORE BE IT RESOLVED that the Board of Commissioners, in the Township of Nutley, County of Essex, State of New Jersey, recognize the month of September 15, 2020 through October 15, 2020 as

HISPANIC HERITAGE MONTH

NOW THEREFORE BE IT RESOLVED that the Board of Commissioners, in the Township of Nutley, County of Essex, State of New Jersey, esteems the integral role of Latinos and the manifold heritages of Latinos in the economy, culture, and identity of the United States; and urges everyone to observe Hispanic Heritage Month with appropriate programs and activities that celebrate the contributions of Latinos to the United States.

. . .

I, _____, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the
Eleni Pettas
foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held _____ October 6, 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>					
<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:* _____ October 6, 2020 _____
Seconded by: _____ _____ *No.* _____ 226-20 _____

WHEREAS, meeting in Philadelphia on October 13, 1775, the Second Continental Congress formed the Continental Navy as a means of capturing munitions from the forces of Britain;

WHEREAS, on December 22, 1775 Commodore Esek Hopkins was appointed Commander-In-Chief of the Continental Navy, and his position was made equal to that of Commander-In-Chief of the Continental Army;

WHEREAS, since its inception, the Continental Navy was disbanded in 1785, and was re-establish as official department on April 30, 1798. Today the US Navy recognizes the establishment of the Continental Navy as its birthday;

WHEREAS, the United States Navy and its more than 300,000 sailors command our oceans and protect our seas with over 90 jobs, day and night, against all enemies;

WHEREAS, from the Revolution to the Civil War to the World Wars to the present day, the Township of Nutley is thankful for and is proud to support the United States Navy. On the occasion of the Navy’s 245th birthday, the township remembers those who have sacrificed to serve their nation in the Navy and thanks and recognizes the Navy veterans who call Nutley home today; and

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners, in the Township of Nutley, County of Essex, State of New Jersey, recognizes and celebrates the United States Navy’s on its 245th Birthday.

. . .

I, _____, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the
Eleni Pettas
foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held _____ October 6, 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>					
<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:* _____ October 6, 2020 _____
Seconded by: _____ *No.* _____ 207-20 _____

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 tax charges in the amount of **\$2,160.82** for the following account.

Block/Lot	Address	Amount/Year
8202/8	57 KIERSTEAD AVE.	\$2,160.82

. . .

I, _____, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the
Eleni Pettas
 foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held _____ October 6, 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>					
<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:* October 6, 2020

Seconded by: _____ *No.* 215-20

CAPITAL BUDGET AMENDMENT

WHEREAS, the local capital budget for the year 2020 was adopted on the 15th day of September, 2020; and

WHEREAS, it is desired to amend said approved capital budget section;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, County of Essex, New Jersey, that the following amendments to the approved capital budget section be made:

FROM
CAPITAL BUDGET (CURRENT YEAR ACTION)

PLANNED FUNDING SERVICES FOR CURRENT YEAR-2020

<u>Project</u>	<u>Estimated Total Cost</u>	<u>Capital Improvement Fund</u>	<u>Debt Authorization</u>
Improvement/Equipment to Buildings	\$300,000.00	\$15,000.00	\$285,000.00
Purchase of Computer Equip	\$100,000.00	\$ 5,000.00	\$ 95,000.00
Roadways & Sidewalks	\$500,000.00	\$25,000.00	\$475,000.00

6-YEAR CAPITAL PROGRAM 2020-2025
Anticipated Project Schedule and Funding Requirements

<u>Project</u>	<u>Estimated Total Cost</u>	<u>Estimated Completion Time</u>	<u>Funding Amounts Per Year Budget Year 2020</u>
Improvement/Equipment to Buildings	\$300,000.00	1 Year	\$300,000.00
Purchase of Purchase Equip	\$100,000.00	1 Year	\$100,000.00
Roadways & Sidewalks	\$500,000.00	1 Year	\$500,000.00

**YEAR CAPITAL PROGRAM 2020-2025
PLANNED FUNDING SOURCES FOR CURRENT YEAR AND AMOUNTS**

<u>Project</u>	<u>Estimated Total Cost</u>	<u>Capital Improvement Fund</u>	<u>Debt Authorized</u>
Improvement/Equipment to Buildings	\$ 300,000.00	\$ 15,000.00	\$ 285,000.00
Purchase of Computer Equip	\$100,000.00	\$ 5,000.00	\$ 95,000.00
Roadways & Sidewalks	\$500,000.00	\$25,000.00	\$475,000.00

TO

CAPITAL BUDGET (CURRENT YEAR ACTION)

PLANNED FUNDING SERVICES FOR CURRENT YEAR-2020

<u>Project</u>	<u>Estimated Total Cost</u>	<u>Capital Improvement Fund</u>	<u>Grants In Aid and Other Funds</u>	<u>Debt Authorization</u>
Improvement/Equipment to Buildings	\$350,000.00	\$17,500.00		\$332,500.00
Purchase of Computer Equip	\$125,000.00	\$ 6,250.00		\$118,750.00
Purchase of Roll-Off Dumpster/Truck	\$250,000.00	\$12,500.00		\$237,500.00
Roadways & Sidewalks	\$400,000.00	\$20,000.00		\$380,000.00
DeMuro Park Improvement Project	\$731,160.00		\$548,370.00	\$182,790.00

**6-YEAR CAPITAL PROGRAM 2020-2025
Anticipated Project Schedule and Funding Requirements**

<u>Project</u>	<u>Estimated Total Cost</u>	<u>Estimated Completion Time</u>	<u>Funding Amounts Per Year Budget Year 2020</u>
Improvement/Equipment to Buildings	\$350,000.00	1 Year	\$ 350,000.00
Purchase of Computer Equip	\$125,000.00	1 Year	\$ 125,000.00
Purchase of Roll-Off Dumpster/Truck	\$250,000.00	1 Year	\$ 237,500.00
Roadways & Sidewalks	\$400,000.00	1 Year	\$ 380,000.00
DeMuro Park Improvement Project	\$731,160.00	1 Year	\$731,160.00

**YEAR CAPITAL PROGRAM 2020-2025
PLANNED FUNDING SOURCES FOR CURRENT YEAR AND AMOUNTS**

<u>Project</u>	<u>Estimated Total Cost</u>	<u>Capital Improvement Fund</u>	<u>Grants In Aid and Other Funds</u>	<u>Debt Authorization</u>
Improvement/Equipment to Buildings	\$ 370,000.00	\$18,500.00		\$351,500.00
Purchase of Computer Equip	\$ 125,000.00	\$ 6,250.00		\$118,750.00
Purchase of Roll-Off Dumpster/Truck	\$ 250,000.00	\$12,500.00		\$ 237,500.00
Roadways & Sidewalks	\$ 400,000.00	\$20,000.00		\$380,000.00
DeMuro Park Improvement Project	\$731,160.00		\$548,370.00	\$182,790.00

BE IT FURTHER RESOLVED, that two certified copies of this resolution be filed forthwith in the Office of the Director of Local Government Services.

APPROVED _____

Director, Division of Local Government Serv.

. . .

I, _____, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the
Eleni Pettas
 foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held _____ October 6, 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>					
<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:* October 6, 2020

Seconded by: _____ *No.* 217-20

WHEREAS, the Code Enforcement Department received an initial payment from S&S Nutley Corner, LLC in the amount of \$6,375.00, based on the initial estimate of the Affordable Housing Development Fee for 551 Centre Street by the Tax Assessor; and

WHEREAS, the final development fee was calculated by the Tax Assessor to be in the amount of \$2,815; and

WHEREAS, there was an overpayment of \$3,560.00; and

WHEREAS, the Zoning Official has determined that the fee of \$3,560.00 will be refunded to S&S Nutley Corner, LLC; and

WHEREAS, funds will be available from account number T-26-909-902;

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 is authorized to refund the overpayment of the Affordable Housing Development Fee to S&S Nutley Corner, LLC in the amount of \$3,560.00.

. . .

I, _____, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the
Eleni Pettas
foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held _____
October 6, 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>					
<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:* _____ October 6, 2020 _____
Seconded by: _____ _____ *No.* _____ 220-20 _____

WHEREAS, New Jersey State Statute 54:4-3.30 provides war veterans who were honorably discharged from active service, in time of war, in any branch of the Armed Forces of the United States, who have been or shall be declared by the United States Veterans Administration to be 100% totally and permanently disabled, connected from their wartime service, a full tax exemption of their dwelling and the lot on which it is situated; and

WHEREAS, the following taxpayer has filed an application for allowance of a full exemption with proper supporting documentation thus making the taxpayer eligible;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, that **Nicholas A. Campagna, Jr.** be granted **full exemption** from payment of property taxes from **July 1, 2020** and all subsequent years thereafter on the property identified as **Block 1901, Lot 23 also known as 110 Elm Place.**

. . .

I, _____, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the
Eleni Pettas
 foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held _____ October 6, 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>					
<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:* _____ October 6, 2020 _____
Seconded by: _____ _____ *No.* _____ 208-20 _____

WHEREAS, the Governor’s Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

WHEREAS, the Township of Nutley, County of Essex, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and,

WHEREAS, the Township of Nutley further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, the Township of Nutley has applied for funding to the Governor’s Council on Alcoholism and Drug Abuse through the County of Essex;

NOW, THEREFORE, BE IT RESOLVED by the Township of Nutley, County of Essex, State of New Jersey hereby recognizes the following:

1. The Township of Nutley does hereby authorize submission of a strategic plan for the Nutley Municipal Alliance grant for the 5th Quarter of fiscal year 2020 in the amount of:

DEDR	\$	\$818.00
Cash Match	\$	\$204.60
In-Kind	\$	\$613.80

2. The Township of Nutley acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

. . .

I, _____, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the
 Eleni Pettas
 foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held _____ October 6, 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>					
<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:* _____ October 6, 2020 _____

Seconded by: _____ *No.* _____ 213-20 _____

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 **\$48,616.27**, which item is now available as a revenue from the **Clean Communities Program Grant** pursuant to the provisions of statute; and

SECTION 2:

BE IT FURTHER RESOLVED, that a like sum of **\$48,616.27** be and same is hereby appropriated under the caption of:

General Appropriations

(A) Operations-Excluded from 5% CAPS

CLEAN COMMUNITIES PROGRAM GRANT\$ 48,616.27

SECTION 3:

BE IT FURTHER RESOLVED, that the above is the result of revenues available from the **FY 2020 Clean Communities Program Grant**.

BE IT FURTHER RESOLVED, that the Township Clerk forward two (2) certified copies 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
Eleni Pettas
foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held _____ October 6, 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>					
<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:* October 6, 2020
Seconded by: _____ *No.* 211-20

WHEREAS, The Foursum, LLC, holder of an inactive Plenary Retail Consumption License number 0716-33-029-009, has submitted an application for renewal of said license for the 2020-2021 license term; and

WHEREAS, the State of New Jersey, Department of Treasury, Division of Taxation issued a Tax Clearance Certificate for said license for this renewal period; and

WHEREAS, the aforementioned licensee has paid all required fees for the renewal of said license;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey that the renewal of Plenary Retail Consumption License No. 0716-33-029-009 be granted effective July 1, 2020 through June 30, 2021.

BE IT FURTHER RESOLVED that the Municipal Clerk be and she is hereby directed and authorized to issue said license for the licensing period of July 1, 2020 through June 30, 2021.

. . .

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 October 6, 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>					
<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:* October 6, 2020

Seconded by: _____ *No.* 212-20

WHEREAS, a raffle application has been received from the following organization:

HSA Washington School	License No. 27-20 Off-Premise 50/50 Cash Raffle	Friday, December 4, 2020
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WHEREAS, the application has 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 license is approved and the Municipal Clerk is authorized to issue said license.

. . .

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 October 6, 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>					
<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:* _____ October 6, 2020 _____
Seconded by: _____ *No.* _____ 216-20 _____

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
147 North Rd.	Soccer	40.00/2020
177 Conover Ave.	Tackle Football	125.00/2020
Perfectly Posh	Festival in the Park	100.00/2020
59 Hillside Crescent	Soccer	45.00/2020

. . .

I, _____, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the
 _____ Eleni Pettas
 foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held _____ October 6, 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>					
<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:* October 6, 2020

Seconded by: _____ *No.* 218-20

WHEREAS, the Department of Parks & Public Property has a need to acquire specialized professional services for Accident and Safety Review and Consulting; and

WHEREAS, the Municipal Clerk is hereby authorized and directed to advertise for a Request for Qualifications (RFQ's) for Accident and Safety Review and Consulting;

NOW, THEREFORE, BE IT RESOLVED, that sealed Request for Qualifications will be received by Wednesday, October 28, 2020 at 11:00 AM prevailing time.

• •

I, _____, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the
Eleni Pettas
foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held October 6, 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>					
<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:* October 6, 2020

Seconded by: _____ *No.* 219-20

WHEREAS, the Department of Parks & Public Property has a need to acquire specialized professional services for Risk Manager; and

WHEREAS, the Municipal Clerk is hereby authorized and directed to advertise for a Request for Qualifications (RFQ's) for Consultant and Risk Manager;

NOW, THEREFORE, BE IT RESOLVED, that sealed Request for Qualifications will be received on Wednesday, October 28, 2020 at 11:00 AM prevailing time.

. .

I, _____, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the
Eleni Pettas
foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held October 6, 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>					
<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 on behalf of the Board of Commissioners *Date:* October 6, 2020

Seconded by: _____ *No.* 221-20

A RESOLUTION OF THE BOARD OF COMMISSIONERS AUTHORIZING THE PLANNING BOARD OF THE TOWNSHIP OF NUTLEY TO CONDUCT A PRELIMINARY INVESTIGATION OF CERTAIN PROPERTY WITHIN THE TOWNSHIP FOR POTENTIAL 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 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 of the Township of Nutley (the “Board of Commissioners”) considers it to be in the best interest of the Township of Nutley (the “Township”) to have the Township Planning Board (the “Planning Board”) conduct such an investigation of an area commonly known as the Diamond Spring Restaurant and Beach Club site, consisting of certain properties located in the Township, which properties are identified as Block 7400, Lots 1 and 13 on the official tax map of the Township of Nutley, and which is depicted on the drawing entitled "Township of Nutley, Diamond Springs Restaurant and Beach Club, Investigation Area, Block 7400 Lots 1 and 13", prepared by DMR Architects, attached hereto, or any portions thereof (collectively, the “Property”); and

WHEREAS, the Township 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, the preliminary investigation will be designed to evaluate the area to determine whether designation of the Property a condemnation “area in need of redevelopment” is appropriate and in conformance with the statutory criteria contained in N.J.S.A. 40A:12A-5 of the Redevelopment Law; and

WHEREAS, subject to the results of the preliminary investigation, the redevelopment area determination, if so made by the Board of Commissioners, shall authorize the Township to use all those powers under the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq., including the use of eminent domain.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Nutley that:

1. The Planning Board of the Township is hereby directed to conduct a preliminary investigation to determine whether the aforementioned Property, or any portions thereof, constitute a condemnation “area in need of redevelopment” according to the criteria set forth in N.J.S.A. 40A:12A-5 of the Redevelopment Law;
2. The Planning Board of the Township is hereby directed to study the area known as Block 7400, Lots 1 and 13 on the official tax map of the Township of Nutley; to develop a map reflecting the boundaries of such proposed condemnation redevelopment area; to provide public notice and conduct public hearings pursuant to N.J.S.A. 40A:12A-6 of the Redevelopment Law; and to draft a report/Resolution to the Board of Commissioners containing its findings; and
3. The results of such preliminary investigation shall be submitted to the Board of Commissioners for review and consideration in determining whether to declare the Property, or any portion thereof, a condemnation “area in need of redevelopment” in accordance with the provisions of N.J.S.A. 40A:12A-1 et seq.

I, _____, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the
Eleni Pettas
 foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held _____ October 6, 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>					
<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 on behalf of the Board of Commissioners *Date:* October 6, 2020
Seconded by: _____ *No.* 222-20

A RESOLUTION OF THE BOARD OF COMMISSIONERS AUTHORIZING THE PLANNING BOARD OF THE TOWNSHIP OF NUTLEY TO CONDUCT A PRELIMINARY INVESTIGATION OF CERTAIN PROPERTY WITHIN THE TOWNSHIP FOR POTENTIAL 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 of the Township of Nutley (the “Board”) considers it to be in the best interest of the Township of Nutley (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, the Township 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, the preliminary investigation will be designed to evaluate the area to determine whether designation of the Property a non-condemnation “area in need of redevelopment” is appropriate and in conformance with the statutory criteria contained in N.J.S.A. 40A:12A-5 of the Redevelopment Law; and

WHEREAS, subject to the results of the preliminary investigation, the redevelopment area determination, if so made by the Board, shall authorize the Township to use all those powers under the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq., except that such determination shall not permit the Township to exercise the power of eminent domain.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Nutley that:

1. The Planning Board of the Township is hereby directed to conduct a preliminary investigation to determine whether the aforementioned 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;

2. The Planning Board of the Township is hereby directed to study the area known as Block 3100, Lots 28, 29, 30 and 37 on the official tax map of the Township of Nutley; to develop a map reflecting the boundaries of such proposed non-condemnation redevelopment area; to provide public notice and conduct public hearings pursuant to N.J.S.A. 40A:12A-6 of the Redevelopment Law; and to draft a report/Resolution to the Board containing its findings; and

The results of such preliminary investigation shall be submitted to the Board for review and consideration in determining whether to declare the Property, or any portion thereof, a non-condemnation “area in need of redevelopment” in accordance with the provisions of the Redevelopment Law

I, _____, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the
Eleni Pettas
 foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held _____ October 6, 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>					
<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 on behalf of the Board of Commissioners *Date:* October 6, 2020

Seconded by: _____ *No.* 223-20

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF NUTLEY DIRECTING THE TOWNSHIP CLERK TO REFER AND SUBMIT A FORM OF RESOLUTION TO THE TOWNSHIP PLANNING BOARD 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. 40A:21A-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, the Board of Commissioners desires to refer and submit the attached form of resolution entitled “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” 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 and to direct the Planning Board to review such proposed resolution and submit its recommendations to the Board of Commissioners.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, that the Board of Commissioners hereby authorize and direct the Township Clerk to refer and submit the attached form of resolution referenced herein to the Township Planning Board in accordance with the provisions of N.J.S.A. 40A:12A-14 and direct the Planning Board to review such proposed resolution, together with any reports and/or testimony provided by DMR, and submit its recommendations to the Board of Commissioners, which resolution if adopted would 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 a copy of this resolution shall be published as required by law.

FORM

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. 40A:21A-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 _____, 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 resolution dated _____, 2020 and/or the letter/memorandum from the Planning Board Attorney to the Township Clerk following the _____, 2020 Planning Board meeting; and

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Mayor Mauro G. Tucci on behalf of the Board of Commissioners *Date:* October 6, 2020
Seconded by: _____ *No.* 224-20

RESOLUTION OF THE TOWNSHIP COMMISSIONERS OF THE TOWNSHIP OF NUTLEY AUTHORIZING THE TOWNSHIP TO CONSENT TO THE PARTIAL ASSIGNMENT AND ASSUMPTION OF REDEVELOPMENT AGREEMENT RELATING TO THE TRANSFER OF 111 IDEATION WAY LOCATED WITHIN PHASE IIA OF THE HOFFMAN-LA ROCHE REDEVELOPMENT AREA

WHEREAS, at the direction of the Township Board of Commissioners (“Board of Commissioners”), Maser Consulting, P.A. prepared a preliminary investigation/report entitled “Redevelopment Study Area, Determination of Need, Hoffmann-La Roche Site – Nutley/Clifton, ‘HOFFMANN-LA ROCHE SITE’, Township of Nutley, Essex County, New Jersey,” dated February 5, 2015 (the “Preliminary Investigation”), concerning the Property (as defined herein) in accordance with the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the “LRHL”); and

WHEREAS, on March 3, 2015, the Board of Commissioners adopted a resolution declaring Block 102, Lot 2; Block 200, Lots 1, 2, 3, 4, 5, 6 and 24; Block 201, Lot 1; Block 300, Lots 1 and 20; Block 2000, Lots 1, 4 and 5; Block 2101, Lot 1, and Block 2304, Lot 17, as shown on the official Tax Map of the Township, also known as a portion of the former Hoffman-La Roche campus located at 340 Kingsland Street, Nutley, New Jersey, containing approximately fifty two (52) acres located in the Township of Nutley (collectively, the “Property”) to be a condemnation “area in need of redevelopment” in accordance with the LRHL (the “Redevelopment Area”); and

WHEREAS, the Board of Commissioners adopted the redevelopment plan entitled “Redevelopment Plan – Nutley HLR/Phase I” for a portion of the Redevelopment Area comprised of Block 2.01, Lot 1.01; Block 2.01, Lot 1.02; Block 2.01, Lot 1.03; and Block 2.01, Lot 1.04 as shown on the Subdivision (as defined herein) containing approximately 10.98 acres (collectively, the “Phase I Premises”); and

WHEREAS, on September 17, 2015, Hoffman-La Roche, Inc. submitted an application to the Planning Board seeking preliminary and final subdivision approval (the “Subdivision”), which Subdivision as approved by the Planning Board, inter alia, (a) permits the subdivision of the Phase I Premises into a total of four (4) separately identifiable lots and creates certain private roads as shown on the Subdivision; (b) creates one (1) lot of the four on which will be located portions of the existing structures known as Building 123 and Building 123A, which consist of a six-story building (Building 123) containing approximately 412,092 gross square feet of building area, and a second six-story building (Building 123A) functioning as a wing of Building 123 containing approximately 65,059 gross square feet as shown on the Subdivision; and (b) creates three (3) lots of the four to accommodate surface parking and open space (the “Phase I Project”); and

WHEREAS, on August 7, 2018, after conducting the requisite hearings therefor, the Board of Commissioners, via Ordinance No. 3392, adopted the plan entitled “Nutley Phase IIA Redevelopment Plan” (the “Phase IIA Redevelopment Plan”) for an approximately 11.88 acre portion of the Property shown and described as Lot V (proposed Lot 1.01, in Block 201), Lot W (proposed Lot 1.02, in Block 201), Lot X (proposed Lot 1.03, in Block 201) and Lot Y (proposed Lot 1.05, in Block 300) in the Phase IIA Redevelopment Plan created from a portion of Block 201, Lot 1, and Block 300, Lots 1 and 20 (to be consolidated and subdivided into up to four (4) new tax lots)(the “Phase IIA Premises”) in accordance with the provisions of the Redevelopment Law; and

WHEREAS, as of the date hereof, the Owner has received preliminary and final major subdivision approval pursuant to Planning Board Resolution No. PB-18-00003 adopted on September 19, 2018 and preliminary site plan approval pursuant to Planning Board Resolution No. PB-18-00003 adopted on September 19, 2018 to permit (a) that the Phase IIA Premises will be consolidated, in part, and subdivided, in part, to create four (4) new tax lots and two (2) remainder lots, which remainder lots are not part of the Phase IIA Premises, with each of the existing three (3) buildings within the Phase IIA Redevelopment Area (*i.e.*, Building 76 (now known as 200 Metro Boulevard, which is a 15-story building containing approximately 306,471 gross square feet of building area), Building 1 (now known as 100 Metro Boulevard, which is a seven-story building containing approximately 255,018 gross square feet of building area) and Building 102 (now known as 111 Ideation Way, which is a six-story building containing approximately 153,482 gross square feet of building area) (“111 Ideation Way”) all to be located on separate lots, and (b) the construction of a structured parking garage to be utilized exclusively by the occupants (including guests, invitees, visitors, contractors, etc.) of Building 76 (now known as 200 Metro Boulevard), and Building 1 (now known as 100 Metro Boulevard)(collectively, the “Phase IIA Project”); and

WHEREAS, at the time of adoption of the Phase IIA Redevelopment Plan, it was contemplated (a) that the requirements with regard to the private roadways excluded from the Phase IIA Project would be dealt with in a subsequent redevelopment plan or redevelopment plan amendment, which plan would provide standards with regard to said private roads, including the dimensions and design thereof, and (b) that signage, including facade, ground and wayfinding ground signs, within the Phase IIA Premises would also be included in a subsequent or further redevelopment plan (collectively, the “Phase IIB Project”); and

WHEREAS, the Parties have determined that the redevelopment of the remainder of the Redevelopment Area (*i.e.*, excluding the Phase I Premises and the Phase IIA Premises, all as defined herein)(the “Phase III Premises”), including but not limited to the buildings, signage, roadways, utilities, infrastructure and any other related improvements or off-site issues related to the Phase III Premises (*i.e.*, excluding the Phase I Project, the Phase IIA Project, and the Phase IIB Project, all as defined herein)(collectively, the “Phase III Project”) will be addressed in a separate redevelopment plan or redevelopment plan amendment; and

WHEREAS, the Township and PB Nutclif Master, LLC entered into a Redevelopment Agreement, dated March 5, 2019, covering the redevelopment of the Phase IIA Project, including but not limited to 111 Ideation Way (the “Phase IIA Redevelopment Agreement”); and

WHEREAS, PB Nutclif Master, LLC has requested, and the Township has agreed, to consent to the partial transfer, assignment and assumption of the Phase IIA Redevelopment Agreement to HSRE Ideation Property Owner LLC, and the sale of 111 Ideation Way to HSRE Ideation Property Owner LLC related thereto, all subject to the conditions set forth herein.

NOW, THEREFORE BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley that the Board hereby authorizes and consents to the partial transfer, assignment and assumption of the Phase IIA Redevelopment Agreement, only as to 111 Ideation Way, to HSRE Ideation Property Owner LLC, and the sale of 111 Ideation Way to HSRE Ideation Property Owner LLC related thereto, subject to the conditions set forth herein; and be it

FURTHER RESOLVED, that the Mayor and Clerk are hereby authorized and directed to execute, seal and deliver a written consent to the partial transfer assignment and assumption of the Phase IIA Redevelopment Agreement, only as to 111 Ideation Way; and the sale of 111 Ideation Way related thereto, and to issue an estoppel certificate to such purchaser/assignee related thereto, with such revisions and additions as deemed advisable by the Township Attorney or Special Redevelopment Counsel, on behalf of and in the name of the Township; and be it

FURTHER RESOLVED, that the consent authorization and consent set forth herein are subject to PB Nutclif Master, LLC (a) confirming, in writing, that PB Nutclif Master, LLC authorizes the Township to charge the Phase IIA escrow account for the payment/reimbursement of any and all Reimbursable Township Costs relating to 111 Ideation Way, in accordance with the terms of the Phase IIA Redevelopment Agreement; and (b) such other condition reasonably required by the Township Attorney or Special Redevelopment Counsel to effectuate the resolutions set forth herein.

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
Eleni Pettas
 foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held _____ October 6, 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>					
<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:* October 6, 2020
Seconded by: _____ *No.* 227-20

WHEREAS, the United States of America, the State of New Jersey, the County, and the Municipality have become victims of the COVID-19 Virus and Pandemic (the "Coronavirus"); and

WHEREAS, the Coronavirus has caused economic damage and hardships to states, counties, and municipalities throughout the United States of America; and

WHEREAS, on March 27, 2020 the Coronavirus Aid Relief and Economic Security Act (the "CARES Act") was signed by President Donald J. Trump; and

WHEREAS, the CARES Act was enacted, among other purposes, in order to combat the economic damage caused to states, counties and municipalities because of the Coronavirus; and

WHEREAS, the County has received CARES Act funds from the United States Treasury (the "Stimulus Funds") to be used to reimburse the County and the municipalities and agencies within the County including the Township of Nutley due to economic damage caused to them by the Coronavirus; and

WHEREAS, as the recipient of the Stimulus Funds it will be the responsibility of the County to disburse the Stimulus Funds to eligible recipients in accordance with the terms and provisions of the CARES Act and any guidelines or regulations issued by United States government or any of its agencies and/or departments;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioner of the Township of Nutley, County of Essex, State of New Jersey, that the Mayor is hereby authorized to execute the attached Reimbursement Agreement between the County of Essex and the Township of Nutley.

. . .

I, _____, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the
Eleni Pettas
 foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held October 6, 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>					
<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:* October 6, 2020

Seconded by: _____ *No.* 228-20

WHEREAS, Italians and Italian-Americans have contributed to the United States in all aspects of life, including art, science, civil service, military service, athletics, and education; and

WHEREAS, Italian-Americans make up one of the largest ethnic groups in the United States; and

WHEREAS, in recognition of the accomplishments of Christopher Columbus, recognized as one of the greatest explorers in world history, a national observance day was established in October of every year; and

WHEREAS, during Italian American Heritage and Culture Month, we recognize the rich heritage of Americans of Italian descent and celebrate their immeasurable contributions to our Nation; and

WHEREAS, the Italian American community has contributed so much to the rich cultural and historical tapestry in New Jersey; and

WHEREAS, the phrase in the Declaration of Independence, ‘All men are created equal’, was suggested by the Italian patriot and immigrant Philip Mazzei; and

WHEREAS, through the years, Americans have followed in the spirit of Christopher Columbus through exploration of land, sea, and space; and

WHEREAS, upon arrival in the United States, the Italian American community faced racial, social, and religious discrimination, yet, Italian Americans have persevered with hope and hard work to reach for the American dream and helped build our great country and this community; and

WHEREAS, Italian Americans operate thriving businesses, teach our children, serve at all levels of government, and succeed in many occupations, drawing on the courage and principles of their forebearers and lead in every facet of American life, dedicating their knowledge and skills to the growth of our country; and

NOW THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, join with the citizens of Nutley to observe the month of October as Italian American Heritage and Culture Month and respect all that Italian Americans have contributed toward the growth and development of the Township of Nutley, State of New Jersey and the United States of America.

. . .

I, _____, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the
Eleni Pettas
 foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held October 6, 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>					
<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:* _____ October 6, 2020 _____

Seconded by: _____ *No.* _____ 229-20 _____

WHEREAS, an application has been filed by **Sonoma Bar & Grill, LLC** for a Person-to-Person Transfer of Plenary Retail Consumption License Number **0716-33-011-007**, for an inactive license with a mailing address of 59 Park Avenue, Rutherford, New Jersey 07070, heretofore issued to **Huddle Sports Bar & Grill, LLC**; and

WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term; and

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33; and

WHEREAS, the applicant has disclosed and the issuing authority reviewed the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the licensed business; and

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Nutley does hereby approve, effective October 6, 2020, the transfer of the aforesaid Plenary Retail Consumption License to **Sonoma Bar & Grill, LLC**, and does hereby direct the Municipal Clerk to endorse the license certificate to the new ownership as follows: “This license, subject to all its terms and conditions, is hereby transferred to **Sonoma Bar & Grill, LLC**, effective **October 6, 2020.**”

. . .

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 _____ October 6, 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>					
<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:* October 6, 2020

Seconded by: _____ *No.* 230-20

WHEREAS, the Department of Parks & Public Property has determined that there is a need for a handicap-accessible ramp for Glotzbach Softball Field; and

WHEREAS, building the handicap-accessible ramp would serve a greater number of Nutley residents; and

WHEREAS, it has been determined that a handicap-accessible ramp would lead to easier access for our handicapped population; 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 Clerk be and she is hereby authorized to advertise for SEALED BIDS for a handicap-accessible ramp to Glotzbach Softball Field.

Specifications will available on October 15, 2020 in the Purchasing Department, Township Hall, One Kennedy Drive, Nutley, NJ.

Bids to be received by **Wednesday, October 28, 2020 at 11:00 AM** prevailing time at which time they will be publicly opened and read, via Zoom.

. . .

I, _____, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the
Eleni Pettas
 foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held October 6, 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>					
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					