

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Mauro G. Tucci *Date:* February 18, 2020

Seconded by: Commissioner Thomas J. Evans *No.* 40-20

WHEREAS, on Saturday, March 7, 2020, the Nutley Irish American Association will hold its 42nd Annual St. Patrick's Day Parade to celebrate the legend and spirit of St. Patrick through a fun, good old-fashioned parade and to promote an atmosphere of benevolence, friendship, and community spirit; and

WHEREAS, St. Patrick's Day honors the cultural traditions of the Irish but also the historic American commitment to embrace the multifaceted traditions of all immigrant people who have come to our shores; and

WHEREAS, the Nutley Irish American Association celebrated its Annual St. Patrick's Day Parade, Grand Marshal Dinner, on Saturday, February 8, 2020 at The Brownstone in Paterson, NJ; and

WHEREAS, this year's **Grand Marshal** is **Karen M. Smith**; and

WHEREAS, **Karen's** strong sense of family and commitment to her Irish Heritage was a driving force in her successful career; and

WHEREAS, **Karen** served as Belleville's Chief Judge, recently retiring after 28 years of serving faithfully and with honor, integrity and distinction; Karen previously served as Prosecutor and Assistant Town Attorney; Blood Warrant and Domestic Violence Judge while also maintaining a private law practice serving the Nutley/Belleville communities; and

WHEREAS, **Karen** is most proud of her family; her father Thomas was born in County Cavan, Ireland and came to the United States through Ellis Island as a child, settling in Newark; her mother Jane served the community in many capacities and her late sister Lisa was a long time teacher and Union Leader and brother Kevin, who served the Belleville Police Department and retired after 27 years of service; and

WHEREAS, **Karen** was active in the fight for equal rights and equality in sports; In 1987 she was asked to join delegation of woman trial attorneys to the Soviet Union in advance of the Reagan Summit; 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 salute and congratulate **Grand Marshal, Karen M. Smith**, as she is honored here tonight.

...

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 18, 2020

<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
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>	X				

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Mauro G. Tucci Date: February 18, 2020
 Seconded by: Commissioner Thomas J. Evans No. 41-20

WHEREAS, on Saturday, March 7, 2020, the Nutley Irish American Association will hold its 42nd Annual St. Patrick's Day Parade to celebrate the legend and spirit of St. Patrick through a fun, good old-fashioned parade and to promote an atmosphere of benevolence, friendship, and community spirit; and

WHEREAS, St. Patrick's Day honors the cultural traditions of the Irish but also the historic American commitment to embrace the multifaceted traditions of all immigrant people who have come to our shores; and

WHEREAS, the Nutley Irish American Association celebrated its Annual St. Patrick's Day Parade, Grand Marshal Dinner, on Saturday, February 8, 2020 at The Brownstone, Paterson, N.J.; and

WHEREAS, this year's **Deputy Grand Marshal** is **Brian Blum**; and

WHEREAS, **Brian** was born and raised in the Belle Harbor Community of Rockaway Beach, New York by his late parents Walter and Graceann (Whelan) Blum; He and his wife Melissa settled in Nutley in 2005, where they now raise their two beautiful children, Maggie and Kaitlyn; and

WHEREAS, **Brian** and his family are heavily involved in the Nutley community engaging in Nutley United Soccer, Relay For Life of Nutley, the NEF Color Run and countless Yantacaw School events; and

WHEREAS, **Brian's** proud Irish heritage was strengthened during his time at Iona College where he first became involved with a bagpipe band which also participated in Nutley's St. Patrick's Day Parade in the early 1990's; 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 salute and congratulate **Deputy Grand Marshal, Brian Blum**, as he is honored here tonight.

...

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 18, 2020

<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
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>	X				

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Mauro G. Tucci *Date:* February 18, 2020

Seconded by: Commissioner Thomas J. Evans *No.* 42-20

WHEREAS, on Saturday, March 7, 2020, the Nutley Irish American Association will hold its 42nd Annual St. Patrick’s Day Parade to celebrate the legend and spirit of St. Patrick through a fun, good old-fashioned parade and to promote an atmosphere of benevolence, friendship, and community spirit; and

WHEREAS, St. Patrick’s Day honors the cultural traditions of the Irish but also the historic American commitment to embrace the multifaceted traditions of all immigrant people who have come to our shores; and

WHEREAS, the Nutley Irish American Association celebrated its Annual St. Patrick’s Day Parade, Grand Marshal Dinner, on Saturday, February 8, 2020 at The Brownstone, Paterson N.J.; and

WHEREAS, this year’s **Parade Queen** is **Erin Baker**; and

WHEREAS, **Erin** has always been proud of her Irish Heritage with her great grandfather hailing from Belfast, Northern Ireland in the early 1900’s; and

WHEREAS, **Erin** was born and raised in Belleville, NJ; She graduated from Immaculate Conception High School in 2015 where she played basketball and softball all 4 years; she then moved on to attend Montclair State University where she received her Bachelors of Science degree in Business Administration with a concentration in Sports, Events and Tourism Marketing; and

WHEREAS, **Erin** has always been an active part of the community and has dedicated volunteer time to “Dentistry from the Heart” which is a nonprofit organization that gives back to those who cannot afford dental care by giving them free dental services; 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 salute and congratulate **Parade Queen, Erin Baker**, as she is honored here tonight.

. . .

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 18, 2020

<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
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>	X				

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Mauro G. Tucci *Date:* February 18, 2020
Seconded by: Commissioner Thomas J. Evans *No.* 43-20

WHEREAS, on Saturday, March 7, 2020, the Nutley Irish American Association will hold its 42nd Annual St. Patrick's Day Parade to celebrate the legend and spirit of St. Patrick through a fun, good old-fashioned parade and to promote an atmosphere of benevolence, friendship, and community spirit; and

WHEREAS, St. Patrick's Day honors the cultural traditions of the Irish but also the historic American commitment to embrace the multifaceted traditions of all immigrant people who have come to our shores; and

WHEREAS, the Nutley Irish American Association celebrated its Annual St. Patrick's Day Parade, Grand Marshal Dinner, on Saturday, February 8, 2020 at The Brownstone in Paterson, N.J.; and

WHEREAS, the **2020 Member of the Year** is **Dan Kane**; and

WHEREAS, **Dan** and his wife Colleen live in Nutley with their two beautiful daughters Katelyn and Lily; and

WHEREAS, **Dan** is a proud veteran of the United States Marine Corps and a member of the VFW Post 493; He is currently employed by Verizon NJ as a manager in their Business Operation Office; and

WHEREAS, **Dan** became a member of the Nutley Irish American Alliance in 2006 when he first moved to Nutley and has been active with events and fundraisers to benefit the organization; and

WHEREAS, **Dan** and his family have been active members of the community volunteering for many Parks and Recreation sports including youth softball and soccer; 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 salute and congratulate **Member of the Year, Dan Kane**, as he is honored here tonight.

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 18, 2020

...

<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
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>	X				

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Mauro G. Tucci *Date:* February 18, 2020
Seconded by: Commissioner Thomas J. Evans *No.* 44-20

WHEREAS, on Saturday, March 7, 2020, the Nutley Irish American Association will hold its 42nd Annual St. Patrick’s Day Parade to celebrate the legend and spirit of St. Patrick through a fun, good old-fashioned parade and to promote an atmosphere of benevolence, friendship, and community spirit; and

WHEREAS, St. Patrick’s Day honors the cultural traditions of the Irish but also the historic American commitment to embrace the multifaceted traditions of all immigrant people who have come to our shores; and

WHEREAS, the Nutley Irish American Association celebrated its Annual St. Patrick’s Day Parade, Grand Marshal Dinner, on Saturday, February 8, 2020 at The Brownstone, N.J.; and

WHEREAS, this year’s **Police Officer of the Year** is **Robert McDermott**; and

WHEREAS, **Robert** was born in Newark in 1969 and settled in Nutley by the age of 7; he graduated from Nutley High School in 1987 and began his career in Law Enforcement in 1998 when he joined the Essex County Department of Corrections and attended the Essex County Police Academy; As a corrections Officer Robert was a member of the first Street Gang Unit; and

WHEREAS, **Robert** joined the Nutley Police Department in 2000 after attending the Essex County Police Academy for a second time; and

WHEREAS, **Robert** has faithfully and with honor, integrity and distinction served the Nutley Community in numerous capacities through his service with the Nutley Police Department progressing from Patrolman Division, Anti-Crime Unit, Detective in the Criminal Investigations Bureau to his current position of Detective in the Anti-Crime Unit where he also serves as a team leader for the department’s Emergency Services Unit; 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 salute and congratulate **Police Officer of the Year, Robert McDermott**, as he is honored here tonight.

. . .

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 18, 2020

<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
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>	X				

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Mauro G. Tucci Date: February 18, 2020
 Seconded by: Commissioner Thomas J. Evans No. 45-20

WHEREAS, the Township of Nutley has a need to acquire specialized professional services as a non-fair and open contract pursuant to the provision of N.J.S.A. 19:44A-20.5; and

WHEREAS, the Township of Nutley through the Department of Parks and Recreation has a need to acquire specialized and professional services for Preliminary Assessment for Demuro Park and;

WHEREAS, the anticipated term of this contract is for twelve (12) months from the date of contract award and;

WHEREAS, Viridian Environmental Consultants, P.O. box 3009, Upper Montclair, NJ 07043 has submitted a proposal indicating they will provide such services for the sum not to exceed \$12,000.00; and

WHEREAS, Viridian Environmental Consultants has completed and submitted a Business Entity Disclosure Certification which certifies that said corporation has not made any reportable contributions to a political or candidate committee in the township of Nutley in the previous one year, and that the contract will prohibit Viridian Environmental Consultants from making any reportable contributions through the term of the contract; and

WHEREAS, funds are available from account G-04-154-403 (Ord. #3408C) in the amount of \$12,000.00 and have been certified by the chief financial officer, said certification being attached to this resolution,

NOW, THEREFORE BE IT RESOLVED that the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, enter into a contract with Viridian Environmental Consultants as described herein; and

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the determination of Value be placed on file with this resolution.

BE IT FURTHER RESOLVED that a notice of this action shall be printed once in the Nutley Sun in accordance with the Local Public Contract Law.

I,  _____, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held February 18, 2020

...

<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
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>	X				

ORDINANCE (S) INTRODUCTIONS: (2)

COMMISSIONER ALPHONSE PETRACCO/ ORDINANCE NO. 3438

AN ORDINANCE TO AMEND AN ORDINANCE CODIFIED IN THE CODE OF THE TOWNSHIP OF NUTLEY, CHAPTER 228, ENTITLED VEHICLES AND TRAFFIC, PARTICULARLY ARTICLE VII (SPECIAL ZONES AND AREAS), SECTION 29A ENTITLED HANDICAPPED PARKING, TO ADD THE LOCATION SET FORTH THEREIN. (PUBLIC HEARING MARCH 17, 2020)

MAYOR JOSEPH P. SCARPELLI/ ORDINANCE NO. 3439

AN ORDINANCE TO AMEND AN ORDINANCE CODIFIED IN THE CODE OF THE TOWNSHIP OF NUTLEY, CHAPTER 349, ENTITLED “FLOOD DAMAGE PREVENTION”. (PUBLIC HEARING MARCH 17, 2020)

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

RESOLUTIONS: (13)

Commissioner Rogers: (0)

Commissioner Tucci: (6)

No. 40-20 / Salute and Congratulate Karen M. Smith / Grand Marshal / 42nd Annual St. Patrick’s Day Parade/ To be held Saturday, March 7, 2020

No. 41-20 / Salute and Congratulate Brian Blum /Deputy Grand Marshal / 42nd Annual St. Patrick’s Day Parade/ To be held Saturday, March 7, 2020

No. 42-20 / Salute and Congratulate Erin Baker / Parade Queen / 42nd Annual St. Patrick’s Day Parade / To be held Saturday, March 7, 2020

No. 43-20 / Salute and Congratulate Dan Kane/ Member of the Year / 42nd Annual St. Patrick’s Day Parade / To be held Saturday, March 7, 2020

No. 44-20 / Salute and Congratulate Robert McDermott / Police Officer of the Year / 42nd Annual St. Patrick’s Day Parade / To be held Saturday, March 7, 2020

No. 45-20 / Authorize to enter into a Contract with Viridian Environmental Consultants / P.O. Box 3009, Upper Montclair, NJ 07043 / Not to exceed \$12,000.00 / Preliminary Assessment for DeMuro Park/ For 12 months from date of award

Commissioner Evans: (0)

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Alphonse Petracco *Date:* February 18, 2020
Seconded by: Mayor Joseph P. Scarpelli *No.* 46-20

WHEREAS, the Township of Nutley Department of Public Safety has a need to acquire the services of a labor Counsel as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, the Director of Public Safety has determined and certified in writing that the value of the acquisition will exceed \$17,500; and

WHEREAS, the anticipated term of this contract is January 1, 2020 through December 31, 2020 and may be extended as approved by this governing body; and,

WHEREAS, the law offices of Scarinci and Hollenbeck, LLC, 1100 Valley Brook Avenue, Lyndhurst, NJ 07071 has submitted a proposal indicating they provide labor counsel at a rate of \$150.00 per hour; and

WHEREAS, the firm of Scarinci and Hollenbeck has completed a Business Entity Disclosure Certification which certifies that the firm has not made any reportable contributions to a political or candidate's committee in the Township of Nutley in the previous one year, and that the contract will prohibit the firm of Scarinci and Hollenbeck from making any reportable contributions through the term of the contract; and

WHEREAS, funds are available from account 0-01-012-205 not to exceed \$50,000.00 and will be appropriated in the 2020 Budget, and have been certified by the Chief Financial Officer, said certification being attached to this resolution;

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Nutley authorizes a contract with the firm of Scarinci and Hollenbeck as described herein; and

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and

BE IT FURTHER RESOLVED that a notice of this action shall be printed in the Nutley Sun in accordance with the Local Public Contracts Law.

. . .

I, , Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held February 18, 2020

<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
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>	X				

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Alphonse Petracco *Date:* February 18, 2020

Seconded by: Mayor Joseph P. Scarpelli *No.* 47-20

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, 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, 177 Passaic Avenue, Belleville, NJ 07109 for the auction on Tuesday, March 10, 2020, 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

	JUNK TITLE				
2004	1B3ES56CX4D546335	DODGE			

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 18, 2020

<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
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>	X				

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Alphonse Petracco *Date:* February 18, 2020

Seconded by: Mayor Joseph P. Scarpelli *No.* 48-20

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, 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 Tuesday, March 10, 2020, at 2:00 pm; 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

	JUNK TITLE			JUNK TITLE	
2004	1G6KD54Y84U144939	CADILLAC		2006	1A4GP45RX6B691716
2007	JTMBK33V376022819	TOYOTA		1985	1GBJP37W0E3339086
					CHRYSLER
					CHEVY

...

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 18, 2020

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
No					
Not Voting					
Absent/Excused	X				

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Mayor Joseph P. Scarpelli on Behalf of the Board of Commissioners *Date:* February 18, 2020

Seconded by: Commissioner Mauro G. Tucci *No.* 51-20

RESOLUTION SUPPORTING A PRELIMINARY PREFERRED ALTERNATIVE FOR THE REPLACEMENT OF BERGEN COUNTY/ESSEX COUNTY KINGSLAND AVENUE (DE JESSA MEMORIAL) BRIDGE OVER THE PASSAIC RIVER AND IMPROVEMENTS TO THE APPROACH ROADWAY INTERSECTIONS IN THE TOWNSHIP OF LYNDHURST AND TOWNSHIP OF NUTLEY, NEW JERSEY

WHEREAS, the Bergen County/Essex County Kingsland Avenue (De Jessa Memorial) Bridge, spanning the Passaic River and connecting the Township of Lyndhurst and the Township of Nutley, also known as the Avondale Bridge or the Park Avenue Bridge, was constructed in 1905 and is a critical transportation connection for residents and commuters in both Counties; and

WHEREAS, the office of the Bergen County Engineer and the office of the Essex County Engineer has determined that the bridge is in need of major rehabilitation and/or replacement and, through a federally funded Local Concept Development process administered by North Jersey Transportation Planning Authority (NJTPA), has performed an alternatives analysis to identify and evaluate viable and feasible alternatives to replace and/or rehabilitate the bridge; and

WHEREAS, the NJTPA and the New Jersey Department of Transportation (NJDOT) have been project team members with Bergen and Essex Counties; and

WHEREAS, the project team held two (2) local officials meetings with municipal representatives from the Township of Lyndhurst and the Township of Nutley, and held two (2) community stakeholders meetings to provide project information and receive comments and input on the Bridge Study; and

WHEREAS, the project team held two (2) public information center meetings with afternoon and evening sessions alternating in each municipality, to inform the public and receive comments and input on the Bridge Study, and maintained a project website (www.kingslandavenuebridge.com) to further assist the public in obtaining information about the project; and

WHEREAS, based on the alternatives analysis and the public and municipal comments, the Project Team’s recommended Preliminary Preferred Alternative (PPA), referred to as Concept 3C, is a complete replacement of the bridge on the existing alignment with a fixed bridge with 12 feet vertical clearance over MHW (mean high water), 5-lane bridge roadway section (additional westbound lane), Park Avenue eastbound left turn and 2 westbound lanes at River Road, as depicted on the plan sheet entitled, “Bergen County/Essex County Kingsland Avenue (De Jessa Memorial) Bridge over Passaic River Local Concept Development Study, Concept 3C – Preliminary Preferred Alternative Fixed Bridge on Existing Alignment, October 2019”, as prepared by Hardesty & Hanover; and

WHEREAS, Concept 3C, as the PPA, replaces the bridge with a fixed bridge structure to address structural, geometric and operational deficiencies of the bridge, by replacing the existing bridge structure with a wider, fixed bridge which can accommodate 5 lanes of traffic on the same alignment with a width of approximately 78 feet, that will carry three westbound lanes of travel which include two 11 foot wide lanes and one 15 foot wide outside lane and two eastbound lanes of travel which include one 11 foot wide and one 15 foot

wide outside lane, such that the outside lanes are designed to accommodate shared use by motor vehicles and bicyclists, in addition to a 6-foot wide sidewalk on both sides of the bridge; and

WHEREAS, Concept 3C, as the PPA, at the westerly approach of the bridge, Park Avenue would become 5-lane roadway section under the Route 21 Bridge. A second eastbound thru lane will be introduced at the Route 21 ramps intersection with Park Avenue. The existing eastbound dedicated left-turn lane will still be maintained. The westbound lane configuration at the River Road intersection will be a shared thru/ left turn lane and a shared thru/right turn lane. The eastbound lane configuration at the River Road intersection will still maintain two thru lanes but introduce a dedicated left turn lane. The lane configurations for all other approaches at the Park Avenue and River Road intersection will remain unchanged; and

WHEREAS, the new bridge accommodates the future recreational users of the Passaic River; and is critical for improving economies for business in the area; and

WHEREAS, the new bridge will address the continuing disturbance and delays to vehicular traffic and pedestrian mobility as a result of frequent maintenance to the existing bridge due to its age and overall condition; and

WHEREAS, Bergen County and Essex County will continue to maintain and operate the new Kingsland Avenue (De Jessa Memorial) Bridge; and

WHEREAS, Bergen County and Essex County is desirous of completing the Local Concept Development Study Phase and proceed to the Local Preliminary Engineering (LPE) Phase and then the Final Design (FD) Phase; and

WHEREAS, to qualify to receive federal funding for the LPE Phase and FD Phase, a resolution of support of the project is necessary from the Township of Nutley and included in the Local Concept Development Study documentation.

NOW, THEREFORE, BE IT RESOLVED, by the Township of Nutley that the Council hereby supports the Preliminary Preferred Alternative, Concept 3C, complete bridge replacement for the Kingsland Avenue (De Jessa Memorial) Bridge on existing alignment with a fixed bridge with a 12-foot vertical clearance over MHW with one 75-foot navigation channel of the Passaic River.

BE IT FURTHER RESOLVED, that this resolution shall be forwarded to the Essex County Engineer and the North Jersey Transportation Planning Authority.

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 18, 2020

...

<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	
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>	X				

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Mayor Joseph P. Scarpelli *Date:* February 18, 2020
Seconded by: Commissioner Mauro G. Tucci *No.* 39-20

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

Nutley-Belleville Columbus Day & Italian Heritage Parade Committee	License No. 9-20 On-Premise Merchandise Raffle	Friday, March 29, 2020
Nutley-Belleville Columbus Day & Italian Heritage Parade Committee	License No. 10-20 On-Premise 50/50 Cash Raffle	Friday, March 29, 2020
Nutley Music Booster Association	License No. 11-20 On-Premise Merchandise Raffle	Saturday, March 14, 2020
Nutley Music Booster Association	License No. 12-20 On-Premise 50/50 Cash Raffle	Saturday, March 14, 2020
Rotary Club of Nutley	License No. 13-20 On-Premise 50/50 Cash Raffle	Saturday, April 4, 2020
Rotary Club of Nutley	License No. 14-20 On-Premise Merchandise Raffle	Saturday, April 4, 2020
PTO Nutley High School	License No. 15-20 On-Premise Merchandise Raffle	Sunday, April 26, 2020
PTO Nutley High School	License No. 16-20 On-Premise 50/50 Cash Raffle	Sunday, April 26, 2020
PTO Nutley High School	License No. 17-20 Bingo	Sunday, April 26, 2020
Nutley Family Service Bureau	License No. 18-20 On-Premise 50/50 Cash Raffle	Saturday, April 18, 2020
Nutley Family Service Bureau	License No. 19-20 On-Premise Merchandise Raffle	Saturday, April 18, 2020
Nutley Family Service Bureau	License No. 20-20 Night at the Races	Saturday, April 18, 2020

WHEREAS, the applications have been reviewed and approved by the Municipal Clerk and the Police Department;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey that the aforementioned licenses are approved and the Municipal Clerk is authorized to issue the raffle licenses.

...

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 18, 2020

<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
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>	X				

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Mayor Joseph P. Scarpelli *Date:* February 18, 2020
On Behalf of the Board of Commissioners

Seconded by: Commissioner Mauro G. Tucci *No.* 49-20

WHEREAS, the Township of Nutley has the need to retain the services of a consultant who specializes in matters related to government relations and support primarily related to the ongoing redevelopments of the Hoffmann-LaRoche site as a non-fair and non-open contract pursuant to N.J.S.A. 19:44A-20.5; and

WHEREAS, the Board of Commissioners has determined that Mercury, LLC located at 1 Elm Street, Suite 2, Westfield, New Jersey 07090 is best suited to provide these services to the Township of Nutley; and

WHEREAS, Mercury, LLC has submitted a proposal to provide these professional services at a monthly rate of \$6,500; and

WHEREAS, N.J.S.A. 40A:11-2 and 11-5 permits the award of a contract without public bidding; and

WHEREAS, the anticipated term of this contract is from March 1, 2020 through December 31, 2020 and funds are available from accounts 0-01-011-299, 0-01-102-299, 0-01-201-299, 0-01-302-299, 0-01-402-299, 0-01-502-299, certified by the Chief Financial Officer and such certification is attached hereto; and

WHEREAS, Mercury, LLC has completed and submitted a Business Entity Disclosure Certification which certifies that they have not made any reportable disqualifying contributions to a political or candidate committee in the Township of Nutley in the previous one year, and that the contract will prohibit them from making any reportable contributions through the term of the contract; and

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, that the Mayor is hereby authorized to enter into a contract with Mercury, LLC as a Professional Service.

BE IT FURTHER RESOLVED that a copy of this Resolution, as well as the Contract shall be placed on file with the Clerk of the Township of Nutley; and a notice in accordance with the Local Public Contracts Law of New Jersey in the form attached hereto shall be published in the Nutley Sun.

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 18, 2020

<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
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>	X				

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Mayor Joseph P. Scarpelli Date: February 18, 2020

Seconded by: Commissioner Mauro G. Tucci No. 50-20

BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, County of Essex, New Jersey that in accordance with the provision of R.S. 40A: 4-59, the following transfer(s) of **2019 Appropriation Reserves** be and the same are hereby authorized and approved:

DEPARTMENT OF PUBLIC WORKS & WATER

FROM:		TO:	
Water Op S/W 9-05-701-100	\$17,000.00	Passaic Valley Water 9-05-705-200	\$96,000.00
Water Op O/E 9-05-701-200	2,000.00		
Water Op S/W 9-05-702-100	45,000.00		
Water Op O/E 9-05-702-200	15,000.00		
North Jersey Dist Water 9-05-703-200	3,000.00		
City of Newark Water 9-05-704-200	6,000.00		
P.E.R.S. 9-05-721-200	3,000.00		
Social Security 9-05-722-200	5,000.00		
Road Repair S/W 9-01-408-100	25,000.00		
Road Repair O/E 9-01-408-200	50,000.00	Parking Lot O/E 9-01-426-200	\$200,000.00
Street Lighting 9-01-414-200	50,000.00		
Unemployment Ins. 9-01-248-200	75,000.00		
Total	\$ 296,000.00	Total	\$ 296,000.00

* * *

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 18, 2020

<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
No					
Not Voting					
Absent/Excused	X				

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Alphonse Petracco *Date:* February 18, 2020
Seconded by: Commissioner Mauro G. Tucci *No.* 52-20

WHEREAS, Section 8 of the Open Public Meetings Act, Chapter 231, P.L. 1975, permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, the public body is of the opinion that such circumstance exists; and

WHEREAS, the Board of Commissioners of the Township of Nutley, in the County of Essex, and State of New Jersey desires to proceed to closed executive session; and

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley to move into closed executive session to discuss:

1. Litigation – Diamond Springs
2. Potential Litigation
3. Contract Negotiations

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 18, 2020

...

<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
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>	X				