

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: _____ Commissioner Thomas J. Evans _____ *Date:* _____ June 16, 2020 _____
Seconded by: _____ Commissioner Alphonse Petracco _____ *No.* _____ 136-20 _____

WHEREAS, on or about July 7, 2015, the Township of Nutley (the “Township”) filed a declaratory judgment action in the case entitled In the Matter of the Application of the Township of Nutley for A Determination of Mount Laurel Compliance, bearing Docket No. ESX-L-4800-15 (the “Township’s DJ Action”) seeking a declaration of its compliance with the Mount Laurel doctrine and the Fair Housing Act of 1985, N.J.S.A. 52:27D-301, et seq., in accordance with Mt. Laurel IV; and

WHEREAS, the Township engaged in multiple mediation sessions with Fair Share Housing Center (“FSHC”) and the Court-appointed Special Master, and entered into an agreement that resolved the entirety of the Township’s Prior Round and Third Round (1987-2025) affordable housing obligation; and

WHEREAS, pursuant to the aforementioned agreement approved by Court Order dated January 14, 2019, the Township is required to revise its Housing Element and Fair Share Plan to address its current and future affordable housing obligations;

WHEREAS, Paul Ricci, P.P., of Ricci Planning (“Ricci Planning”), 10 Georgian Way, Clark, New Jersey 07066, the designated Planner for the Township, had previously been authorized to work with Township’s designated affordable housing attorney to assist in the Township’s compliance mechanisms with the Court; and

WHEREAS, the Board of Commissioners of the Township of Nutley wishes to supplement the contract of Ricci Planning, and authorize Ricci Planning to: (i) prepare a revised Fair Share Plan that addresses the Township projected obligation in accordance with the Township’s settlement agreement with the Fair Share Housing Center; (ii) amend the Township’s Spending Plan; (iii) review of miscellaneous housing ordinance updates and related compliance documents; (iv) provide testimony at compliance hearings; (v) attend meetings of the Board of Commissioners, Planning Board and relevant subcommittees, as needed; and

WHEREAS, this amendment to the contract of Ricci Planning for supplemental professional planning services is not to exceed \$5,000.00 and funds are available from account T-26-909-902 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, do hereby approve an amendment to the contract of Ricci Planning, as described herein; and

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

BE IT FURTHER RESOLVED that this resolution shall take effect immediately.

...

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 _____ June 16, 2020

<i>Record of Vote</i>	<i>Commissioner John V. Kelly, III</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Commissioner Joseph P. Scarpelli</i>	<i>Mayor Mauro G. Tucci</i>
<i>Yes</i>	X	X	X	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

AFFIDAVIT

The Local Finance Board is authorized by N.J.S.A. 52: 27BB-10 to adopt standard rules for municipal financial administration and N.J.S.A. 40A: 4-57 prohibits the expending of money, incurring of liability or the entering into; of any contract which by its terms involves the expenditure of money for any purpose for which no appropriation is provided, or in excess of the amount appropriated for such purpose. By virtue of the powers vested in the Local Finance Board by N.J.S.A. 52: 27BB-10 on October 20, 1975, the Local Finance Board adopted a procedure for the expenditure of public moneys by a municipality. This procedure became effective January 1, 1976.

In accordance with the rules and regulations adopted by the Local Finance Board with respect to the awarding of Contracts by the Municipal Governing Body, I do hereby certify that funds are available for the following purpose and this contract may be adopted.

**Purpose: PROFESSIONAL SERVICES-Ricci Planning-AMEND
CONTRACT**

Account: T-26-909-902

Fund: COAH Trust Fund

Amount: Not to Exceed \$5,000.00

Date: June 16, 2020


Rosemary Costa
Treasurer, C.F.O.

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Thomas J. Evans Date: June 16, 2020
 Seconded by: Commissioner Joseph P. Scarpelli No. 137-20

WHEREAS, the Township of Nutley Department of Revenue and Finance has the need to acquire an Electronic Tax Sale Contractor on behalf of the Township; and

WHEREAS, ROK INDUSTRIES, d/b/a NJ TAX LIEN INVESTORS.COM, 306 Harlingen Road, Belle Mead, NJ 08502 is the only Certified Electronic Tax Sale Contractor in the State of New Jersey; and

WHEREAS, ROK INDUSTRIES, d/b/a NJ TAX LIEN INVESTORS.COM, 306 Harlingen Road, Belle Mead, NJ 08502 has submitted a proposal stating they will provide such services at the **same rate as 2019** of \$15.00 per line item, not to exceed **\$4,500.00**; and

WHEREAS, funds are available from Account No. 0-01-206-209 and will be certified by the Chief Financial Officer, upon adoption of the 2020 Budget. These funds are provided for in the proposed 2020 Budget.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, as follows:

1. The Mayor and Township Clerk are hereby authorized and directed to execute an agreement with **ROK INDUSTRIES, d/b/a NJ TAX LIEN INVESTORS.COM**, 306 Harlingen Road, Belle Mead, NJ 08502 for Electronic Tax Sale Services at a rate of \$15.00 per line item, not to exceed **\$4,500.00** in accordance with a proposal dated **June 8, 2020**.
2. A copy of this Resolution as well as the Contract shall be placed on file with the Township Clerk.

...

I, , Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held June 16, 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>
Yes	X	X	X	X	X
No					
Not Voting					
Absent/Excused					

AFFIDAVIT

The Local Finance Board is authorized by N.J.S.A. 52: 27BB-10 to adopt standard rules for municipal financial administration and N.J.S.A. 40A: 4-57 prohibits the expending of money, incurring of liability or the entering into; of any contract which by its terms involves the expenditure of money for any purpose for which no appropriation is provided, or in excess of the amount appropriated for such purpose. By virtue of the powers vested in the Local Finance Board by N.J.S.A. 52: 27BB-10 on October 20, 1975, the Local Finance Board adopted a procedure for the expenditure of public moneys by a municipality. This procedure became effective January 1, 1976.

In accordance with the rules and regulations adopted by the Local Finance Board with respect to the awarding of Contracts by the Municipal Governing Body, I do hereby certify that funds are available for the following purpose and this contract may be adopted.

Purpose: PROFESSIONAL SERVICES-ELECTRONIC TAX SALE-ROK

Account: 0-01-206-200

Fund: Current Fund

Amount: Not to Exceed \$4,500.00 - Subject to Adoption of 2020 Municipal Budget.

Date: June 16, 2020


Rosemary Costa
Treasurer, C.F.O.

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Joseph P. Scarpelli *Date:* June 16, 2020

Seconded by: Commissioner Alphonse Petracco *No.* 138-20

WHEREAS, Jarret McCarthy is employed by the Township of Nutley, Department of Public Works; and

WHEREAS, Jarret McCarthy has exhausted all of his available sick leave and other time due as of June 19, 2020; and

WHEREAS, five (5) employees of the Department of Public Works are desirous of transferring five (5) days each of their accumulated sick leave for a total of twenty-five (25) days being transferred to Jarret McCarthy; and

WHEREAS, the aforementioned employees have provided their consent to said transfers in writing to the Township Clerk;

WHEREAS, under the circumstances presented herein and in view of Jarret McCarthy's medical situation, and his service to the Department of Public Works, the Board of Commissioners are desirous of accommodating this request;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Nutley in the County of Essex, New Jersey that the following employees are permitted to transfer days to Jarret McCarty:

John Riccio,
Anthony Lombardozzi,
Michael Lombardozzi,
Dominick Sodano,
Mark Riccio.

. . .

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 June 16, 2020

<i>Record of Vote</i>	<i>Commissioner John V. Kelly, III</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Commissioner Joseph P. Scarpelli</i>	<i>Mayor Mauro G. Tucci</i>
<i>Yes</i>	X	X	X	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Mayor Mauro G. Tucci *Date:* June 16, 2020
Seconded by: Commissioner Alphonse Petracco *No.* 139-20

BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, that Mauro G. Tucci be appointed as a representative of the Community Development Block Grant Committee for the term of May 19, 2020 through December 31, 2020.

. . .

I, , Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held June 16, 2020

<i>Record of Vote</i>	<i>Commissioner John V. Kelly, III</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Commissioner Joseph P. Scarpelli</i>	<i>Mayor Mauro G. Tucci</i>
<i>Yes</i>	X	X	X	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Joseph P. Scarpelli *Date:* June 16, 2020
Seconded by: Commissioner Alphonse Petracco *No.* 140-20

WHEREAS, the Township of Nutley advertised for a Request for Proposals (RFP) for the marketing of recyclable materials on March 17, 2015 and said proposals were accepted by the Township Clerk on May 8, 2015; and

WHEREAS, the Township of Nutley reviewed and analyzed all submitted proposals and determined that the proposal received from Integrity Recycling and Waste Solutions, Inc., 111 Route 31, Suite 223, Flemington, New Jersey 08822 was the most favorable for the Township of Nutley; and

WHEREAS, Integrity Recycling and Waste Solutions, Inc. was recommended for a three- (3) year contract award with two (2) one- (1) year options for contract extensions effective on July 1, 2015;

WHEREAS, the Township's contract with Integrity Recycling and Waste Solutions, Inc. expires on June 30, 2020; and

WHEREAS, as a result of the COVID-19 Pandemic and State of Emergency, there is a need to extend the contract with Integrity Recycling and Waste Solutions, Inc. for ninety (90) days effective on July 1, 2020 through September 30, 2020, with all terms remaining the same as set forth in the original contract; and

WHEREAS, funds are available from Account #0-01-423-209 in the amount not to exceed \$30,000.00 have been certified by the Chief Financial Officer, said certification being attached to this resolution;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey that a contract be extended to Integrity Recycling and Waste Solutions, Inc., not to exceed \$30,000.00, and that the Mayor and Township Clerk are hereby authorized to enter into and sign said contract for the Township of Nutley Board of Commissioners.

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 June 16, 2020

<i>Record of Vote</i>	<i>Commissioner John V. Kelly, III</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Commissioner Joseph P. Scarpelli</i>	<i>Mayor Mauro G. Tucci</i>
<i>Yes</i>	X	X	X	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Mayor Mauro G. Tucci *Date:* June 16, 2020
Seconded by: Commissioner Alphonse Petracco *No.* 141-20

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 “Skylight Glazing Replacement & Repair/Restoration” at the Nutley Public Library;

Specifications are available in the Purchasing Department, Township Hall, One Kennedy Drive, Nutley, NJ.

Bids to be received on **Wednesday, July 15, 2020** in the Commission Chambers, Third Floor, Township Hall, Kennedy Drive, at 11:00 AM, Prevailing Time, at which time they will be publicly opened and read.

. . .

I, , Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held June 16, 2020

<i>Record of Vote</i>	<i>Commissioner John V. Kelly, III</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Commissioner Joseph P. Scarpelli</i>	<i>Mayor Mauro G. Tucci</i>
<i>Yes</i>	X	X	X	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner John V. Kelly, III *Date:* June 16, 2020

Seconded by: Commissioner Thomas J. Evans *No.* 142-20

WHEREAS, one of the hallmarks of any community is its diversity;

WHEREAS, diversity builds strength, fosters innovation and problem-solving by pushing everyone to look at things from different perspectives;

WHEREAS, the Township of Nutley celebrates its diversity;

WHEREAS, the Township of Nutley desires to create a more inclusive and engaged community;

WHEREAS, the Township of Nutley desires to create a Cultural Inclusion and Diversity Council to address, navigate and celebrate our differences;

WHEREAS, the Township of Nutley desires be proactive in addressing diversity issues to hold events that celebrate its diversity and unique cultures that make up its community;

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners, in the Township of Nutley, County of Essex, State of New Jersey, creates a Cultural Inclusion and Diversity Council; and

BE IT FURTHER RESOLVED, that the Cultural Inclusion and Diversity Council will be enabled through the Department of Public Affairs.

. . .

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 June 16, 2020

<i>Record of Vote</i>	<i>Commissioner John V. Kelly, III</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Commissioner Joseph P. Scarpelli</i>	<i>Mayor Mauro G. Tucci</i>
<i>Yes</i>	X	X	X	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Joseph P. Scarpelli *Date:* June 16, 2020
Seconded by: Commissioner Alphonse Petracco *No.* 143-20

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

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

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

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

1. Potential Litigation
2. Personnel

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 June 16, 2020

<i>Record of Vote</i>	<i>Commissioner John V. Kelly, III</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Commissioner Joseph P. Scarpelli</i>	<i>Mayor Mauro G. Tucci</i>
<i>Yes</i>	X	X	X	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					