

**BOARD OF COMMISSIONERS**  
TOWNSHIP OF NUTLEY, NEW JERSEY

**Resolution**

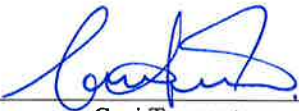
Introduced by: Commissioner Thomas J. Evans Date: August 11, 2020

Seconded by: Commissioner Joseph P. Scarpelli No. 167-20

**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 overpayment of the property taxes in the amount of **\$11,937.78** for said years due to a successful **tax court judgment**.

Block/Lot	Address	Amount/Year
5602/18	343 BLOOMFIELD AVE.	\$4,953.78/2019
5602/18	343 BLOOMFIELD AVE.	\$3,511.00/2018
5602/18	343 BLOOMFIELD AVE.	\$3,473.00/2017

. . .

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 August 11, 2020

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

**BOARD OF COMMISSIONERS**  
TOWNSHIP OF NUTLEY, NEW JERSEY

**Resolution**

Introduced by: Commissioner Alphonse Petracco Date: August 11, 2020  
 Seconded by: Commissioner Joseph P. Scarpelli No. 168-20

**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** that 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 fiscal year 2021 in the amount of:

DEDR           \$ 6,525.00  
 Cash Match    \$ 1,631.25  
 In-Kind        \$ 4,893.75

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

. . .

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 Ceci Tramontana

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<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:* August 11, 2020  
*Seconded by:* Commissioner Alphonse Petracco *No.* 169-20

**BE IT RESOLVED**, by the Board of Commissioners of the Township of Nutley, in the County of Essex, State of New Jersey that the Township Treasurer be and she is hereby authorized to refund \$100.00 to the below listed for a refund of payment for a municipal parking permit.

Patrick Devlin, 17 Overlook Terrace

. . .

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 August 11, 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 Thomas J. Evans *Date:* August 11, 2020


*Seconded by:* Commissioner John V. Kelly, III *No.* 170-20

**WHEREAS**, the impact from Tropical Storm Isaias has caused damage to property that has resulted in the disruption of gas and electrical service within the Township of Nutley; and

**WHEREAS**, the Township recognizes the hardship that Tropical Storm Isaias has created for residents who have experienced property damage requiring permits pursuant to the State Uniform Construction Code; and

**WHEREAS**, the Board of Commissioners is desirous of and has the authority to waive permits fees for repairs related to Tropical Storm Isaias when insurance reimbursement is not available; and

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of Commissioners of the Township of Nutley, County of Essex, New Jersey, that permit fees issued to repair damages including gas and electrical service resulting from Tropical Storm Isaias, when insurance reimbursement is not available, are hereby waived.

I,  Deputy Municipal 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 August 11, 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:* August 11, 2020  
*Seconded by:* Commissioner Alphonse Petracco *No.* 171-20


**WHEREAS**, the Law Firm of Inglesino, Webster, Wyciskala, & Taylor, LLC, 600 Parsippany Road, suite 204, Parsippany, New Jersey, 07054 was awarded, through Resolution No. 294-19, a non-fair and open contract as a professional service pursuant to the provisions of N.J.S.A. 19:44A-20.5 to provide services to the Board of Commissioners, as Counsel for the Township of Nutley concerning compliance, procedural and general legal issues; and

**WHEREAS**, such services will exceed the contract amount of \$35,000.00, and the following change order is needed:

**CHANGE Order No. 1:** Provide legal services not to exceed \$15,000.00

**WHEREAS**, funds are available from account # 0-01-012-205 and have been certified by the Chief Financial Officer, said certification being attached to this resolution; and

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, that Change Order No. 1, in the amount of \$15,000 be and is hereby approved.

I,  Deputy Municipal 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 August 11, 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 Thomas J. Evans *Date:* August 11, 2020  
*Seconded by:* Commissioner John V. Kelly, III *No.* 172-20

**WHEREAS**, all local government units must prepare and submit a Corrective Action Plan as part of the annual audit process in accordance with OMB A-133 and 98-01;

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of Commissioners of the Township of Nutley, County of Essex, New Jersey, that the attached Corrective Action Plan for the audit year 2019 is hereby approved.

**BE IT FURTHER RESOLVED**, that a copy of this Corrective Action Plan is to be kept on file in the Township Clerk's Office and one certified copy is to be submitted to Director of the Division of Local Government Services.

. . .

I, , Deputy Municipal 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 August 11, 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>					

TO: Eleni, Township Clerk

FROM: Rosemary Costa, Treasurer, and C.F.O

DATE: July 30, 2020

SUBJECT: 2019 CORRECTIVE ACTION PLAN

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As required by the Single Audit Act, U.S. Office of Management and Budget Circular A-128, the New Jersey Office of Management and Budget Circular Letter 87-11, and Local Finance Notice 92-15, I am hereby submitting the attached Corrective Action Plan for the 2019 Annual Audit for the Township of Nutley.

This report is to be kept on file in the Office of the Township Clerk.

**TOWNSHIP OF NUTLEY  
COUNTY OF ESSEX  
CORRECTIVE ACTION REPORT  
2019 AUDIT**

**SUMMARY SCHEDULE OF PRIOR AUDIT FINDINGS  
(Federal & State Awards)**

The Township had no prior year audit findings.



**TOWNSHIP OF NUTLEY**  
**COUNTY OF ESSEX**  
**CORRECTIVE ACTION REPORT**  
**2019 AUDIT**

**Finding #1a:**

The monthly regular and bail account bank reconciliations include reconciling items from the current and prior years. In addition, new bank accounts were opened for the regular and bail accounts in April, 2017 but the old bank accounts have not yet been closed.

**Recommendation:**

It is recommended that all reconciling items for the Municipal Court regular and bail accounts be reviewed for proper disposition and the old regular and bail bank accounts be closed.

**Explanation & Corrective Action:**

There are two older accounts still open, one for the register and one for the bail. The Court Administrator is working to reconcile all four accounts, including the old ones, and close those in the next month. All reconciling items have been investigated and accounted for at this time.

**Implementation Date:**

Effective: On going.

**Finding #1b:**

The monthly bail account bank reconciliation and the monthly bail account report are not in agreement.

**Recommendation:**

It is recommended that the variance between the monthly bail on account bank reconciliation and the monthly bail account report be reviewed for proper disposition.

**Explanation & Corrective Action:**

The Court Administrator has investigated the monthly bail on account report and is slowly contacting each defendant to resolve the bail on account report. If there is no response in an adequate time period, the bail on account will be handed over to the town for proper disposition.

**Implementation Date:**

Effective: On going.

**BOARD OF COMMISSIONERS**  
**TOWNSHIP OF NUTLEY, NEW JERSEY**

**Resolution**

*Introduced by:* Commissioner John V. Kelly, III *Date:* August 11, 2020  
*Seconded by:* Commissioner Thomas J. Evans *No.* 173-20

**WHEREAS**, National Immunization Awareness Month is intended to highlight the importance of continuing to fight against infectious diseases through the use of vaccines; and

**WHEREAS**, in 1999 the CDC declared vaccines to be one of the ten great public health achievements of the 20<sup>th</sup> Century; and

**WHEREAS**, the continued immunization efforts of the public health system and institutions as well as parents, families, doctors, nurses, and other health care professionals have significantly reduced the threat of many infectious diseases; and

**WHEREAS**, people NEED to receive immunizations throughout their lives, pregnant women in particular need to make sure they receive all the necessary vaccines to protect their own health and the health of their infants, who are especially vulnerable during the first few months of life; and

**WHEREAS**, vaccines are demonstrated to be an extremely SAFE method of preventing disease, as they are thoroughly tested before licensing and carefully monitored to ensure safety; and


**WHEREAS**, vaccines are also a cost-effective way to prevent disease, as they not only protect individuals, but also entire communities by reducing and preventing the spread of infectious diseases; and

**WHEREAS**, there are significant false narratives and false information regarding the safety of vaccines, as a result it is paramount that true and factual science and information is shared and promoted to raise awareness, the proven safety, and the vital role vaccines play in preventing diseases throughout our lives.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioner of the Township of Nutley, County of Essex, in the State of New Jersey, that the month of August be recognized as:

**IMMUNIZATION AWARENESS MONTH**

...

I,  Deputy Municipal Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that  
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<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:* August 11, 2020

*Seconded by:* Commissioner Thomas J. Evans *No.* 174-20

**WHEREAS**, the United States Coast Guard is one of six branches of the United States Armed Forces;

**WHEREAS**, on August 4, 1790, a bill, which was drafted and submitted to congress by Alexander Hamilton, was passed and signed into law by President George Washington that established a fleet of small, but swift vessels, “judiciously stationed at the entrances of our ports” to serve as “useful sentinels of our laws;” and

**WHEREAS**, for more than two centuries now, the United States Coast Guard has manned boats, tenders, tugs, cutters, and aircraft, answering the call of duty. Ever vigilant, the guardians of our waters remain *Semper Paratus*—always ready; and

**WHEREAS**, the brave patriots of the United States Coast Guard secure our borders from drug runners and terrorists, defend our country’s interests around the world, rescue our citizens from stormy seas, and ensure the safe and efficient shipment of more than \$5.4 trillion of commerce annually; and

**WHEREAS**, as of 2018, 40,992 active duty personnel and 7000 reservist serve in the coast guard, which is roughly the equivalent size of the force of the NYPD, and are charged with protecting our 95,471 miles of coastline; and


**WHEREAS**, the Township of Nutley is eternally grateful and thanks all of the men and women, who have served or are serving in the United States Coast Guard for their sacrifices; and

**WHEREAS**, the Nutley Board of Commissioners wishes to honor and celebrate all who are serving or have served in United States Coast Guard, particularly our residents, on the occasion of the 230<sup>th</sup> birthday of the United States Coast Guard.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioner of the Township of Nutley, County of Essex, in the State of New Jersey, that the 4<sup>th</sup> Day of August is celebrated as:

**The United States Coast Guard’s 230<sup>th</sup> Birthday**

. . .

I,  Deputy Municipal Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that

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<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:* August 11, 2020

*Seconded by:* Commissioner Alphonse Petracco *No.* 175-20

**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 29, 2020; and

**WHEREAS**, six (6) employees of the Department of Public Works are desirous of transferring five (5) days each of their accumulated sick leave for a total of thirty (30) 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 McCarthy:

- Dominic Ferry
- Mike Luzzi, Sr.
- Louis Pastena, III
- Michael Pontoriero
- Peter Russo
- Anthony Santasieri

. . .

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<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:* August 11, 2020  
*Seconded by:* Commissioner Alphonse Petracco *No.* 176-20

**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
196 Garden Ave, Belleville NJ 07109	Franklin Spring Festival	\$100.00/2020
14 Squire Lane, Wayne NJ. 07470	Franklin Spring Festival	\$100.00/2020
251 High St., Nutley NJ 07110	Basketball Clinic	\$75.00/2020
251 High St., Nutley NJ 07110	Soccer Clinic	\$50.00/2020
34 Chadwick, Nutley, NJ 07110	Spring Lacrosse	\$170.00/2020

. . .

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<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:* August 11, 2020  
*Seconded by:* Commissioner Alphonse Petracco *No.* 177-20

**WHEREAS**, the Township of Nutley is partial owner of DeMuro Park which is located between Margaret Avenue and Wilson Street, (hereinafter “DeMuro Park”); and


**WHEREAS**, DeMuro Park is not necessary for school purposes; and

**WHEREAS**, pursuant to N.J.S.A. 18A:20-8-.2 and in accordance with that certain Shared Services Agreement by and between the parties dated August 16, 1966 and amended on November 25, 1969, the Board desires to enter into a lease and maintenance agreement for a period of twenty-five (25) years for the portion owned by the Board of Education to allow the Township to construct certain improvements on DeMuro Park through Green Acres funding that is only available to the Township; and

**WHEREAS**, the Parties have determined that through their joint efforts, various recreation improvements and facilities may be constructed at DeMuro Park for active and passive recreational purposes, consisting of site clearance, demolition, earthwork, synthetic track and system reconstruction, tennis court rehabilitation long/triple jump pit renovation, discus and hammer circle renovation, shot circle renovation, pole vault box renovation, signage and cleanup and site restoration and other improvements;

**NOW, THEREFORE, BE IT RESOLVED**, that the Township of Nutley, County of Essex, State of New Jersey enter into a lease and maintenance agreement with the Board of Education for a period of twenty-five (25) years for the portion of DeMuro Park that is owned by the Board of Education.

. . .

I,  Deputy Municipal Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that  
 Ceci Tramontana

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<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 Alphonse Petracco *Date:* August 11, 2020  
*Seconded by:* Commissioner Joseph P. Scarpelli *No.* 178-20

**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

**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,  Deputy Municipal 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 August 11, 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:* August 11, 2020  
*Seconded by:* Commissioner Alphonse Petracco *No.* 179-20

**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. 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,  Deputy Municipal 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 August 11, 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>					