

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

**Resolution**

*Introduced by:* Mayor Mauro G. Tucci *Date:* September 15, 2020  
*Seconded by:* Commissioner Alphonse Petracco *No.* 197-20

**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, October 14, 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 foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held September 15, 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 Alphonse Petracco *Date:* September 15, 2020

*Seconded by:* Commissioner Joseph P. Scarpelli *No.* 198-20

**WHEREAS**, the Township of Nutley entered into a specialized professional services as a non-fair and open contract, pursuant to the provision of N.J.S.A. 19:44A-20.5, with Scarinci and Hollenbeck, 1100 Valley Brook Avenue, Lyndhurst, New Jersey 07071 for Legal Services, on February 18, 2020 via Resolution Number 46-20; and

**WHEREAS**, the Director of the Department of Public Safety has recommended the following change order from said contract:

**CHANGE ORDER NO. 1: Legal Services \$50,000**

**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.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners in the Township of Nutley, County of Essex, State of New Jersey, that Change Order No. 1, in the amount of **\$50,000** be and is hereby approved.

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 September 15, 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: CHANGE ORDER #1-Legal Services-Scarinci & Hollenbeck**

**Account: 0-01-012-200**

**Fund: Current Fund**

**Amount: \$50,000.00-Subject to Adoption of 2020 Municipal**

**Date: September 15, 2020**

  
Rosemary Costa  
Treasurer, C.F.O.

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

**Resolution**

*Introduced by:* Mayor Mauro G. Tucci *Date:* September 15, 2020  
*Seconded by:* Commissioner Alphonse Petracco *No.* 199-20

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

Nutley Irish American Alliance	License No. 25-20 Off-Premise 50/50 Cash Raffle	Friday, December 18, 2020
Rotary Club of Nutley	License No. 26-20 Off-Premise Merchandise Raffle	Saturday, December 5, 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 said licenses.

...

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 September 15, 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 Alphonse Petracco *Date:* September 15, 2020

*Seconded by:* Commissioner Joseph P. Scarpelli *No.* 200-20

**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, , 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 September 15, 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:* September 15, 2020

*Seconded by:* Commissioner Alphonse Petracco *No.* 201-20

**WHEREAS**, the New Jersey Department of the Treasury, Division of Taxation, has provided Tax Clearance Certificates for each establishment listed below for this renewal period; and

**WHEREAS**, these establishments have been inspected by the Board of Health, Fire Department, Code Enforcement Department and the Police Department of the Township of Nutley and are in satisfactory condition;

**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 Licenses, Plenary Retail Distribution Licenses and Club Licenses be granted to the following licensees 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 licenses for the licensing period of July 1, 2020 through June 30, 2021.

<u>Liquor License No.</u>	<u>Establishment Name</u>	<u>Licensed Premises</u>	<u>Type of License</u>
0716-31-030-002	American Legion Nutley Post #70	24 Franklin Avenue	Club License
0716-33-006-002	Castelli, Inc. T/A Nutley Diner	372 Centre Street	Plenary Retail Consumption License
0716-31-032-001	Columbian Club of Nutley T/A St. Mary's Knights of Columbus	150 Chestnut Street	Club License
0716-33-022-003	Conca Brothers Management 4, LLC T/A The Old Canal Inn	2 East Passaic Avenue	Plenary Retail Consumption License
0716-33-024-007	Cowan's Craft, LLC T/A Cowan's Public	227-229 Centre Street	Plenary Retail Consumption License
0716-33-023-004	Crimson95 Spirits, LLC T/A The Oakley – Kitchen & Cocktails	789 Bloomfield Avenue	Plenary Retail Consumption License
0716-33-015-003	Diamond Spring Café, LLC	Inactive ("Pocket License")	Plenary Retail Consumption License
0716-33-017-010	F&S Maintenance, LLC	Inactive ("Pocket License")	Plenary Retail Consumption License
0716-44-021-006	Franklin Wine Shop, Inc. T/A Nutley Wine Shop	588 Franklin Avenue	Plenary Retail Distribution License

0716-33-028-006	FSH Holdings, LLC T/A Franklin Steakhouse	238 Franklin Avenue	Plenary Retail Consumption License
0716-32-020-011	GLO Group, LLC T/A Bella Luce	507 Franklin Avenue	Plenary Retail Consumption License w/ Broad Package Privilege
0716-33-011-007	Huddle Sports Bar & Grill, LLC T/A Huddle Sports Bar & Grill	350 Passaic Avenue	Plenary Retail Consumption License
0716-32-008-009	Jim Dandy's of Nutley, LLC T/A Jim Dandy's	561-563 Franklin Avenue	Plenary Retail Consumption License w/ Broad Package Privilege
0716-33-001-008	JJGG, LLC T/A Corks	94 Bloomfield Avenue	Plenary Retail Consumption License
0716-33-019-008	JON-GRU, LLC	692-696 Passaic Avenue	Plenary Retail Consumption License
0716-33-018-006	KJM, Inc. T/A American Bistro	24-26 Washington Avenue	Plenary Retail Consumption License
0716-33-027-012	Luna Wood Fired Tavern, LLC T/A Luna Wood Fired Tavern	223A Franklin Avenue	Plenary Retail Consumption License
0716-44-013-008	Madya, Inc. T/A Heller & Heller	200 Franklin Avenue	Plenary Retail Distribution License
0716-44-025-010	Majagdamba, LLC T/A Nutley News & Liquors	98 Centre Street	Plenary Retail Distribution License
0716-33-016-011	Mar2Nat, LLC T/A Meal	Inactive ("Pocket License")	Plenary Retail Consumption License
0716-31-033-001	Nutley New Jersey Lodge # 1290 BPO Elks	242 Chestnut Street	Club License
0716-31-035-002	VFW Holding Co. of Nutley	271 Washington Avenue	Club License

I,  Eleni Pettas, 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 September 15, 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>					

**RESOLUTION TO AMEND INTRODUCED BUDGET**

WHEREAS, the local budget for the year 2020 was approved on the 5<sup>th</sup> day of May, 2020; and

WHEREAS, the public hearing on said budget has been held as advertised; and

WHEREAS, it is desired to amend said approved budget;

NOW, THEREFORE BE IT RESOLVED by the governing body of the Township of Nutley of the County of Essex that the following amendments to the approved budget of 2020 made:

**Record Vote**

(insert last name)	AYES {	NAYS {
Commissioner John V. Kelly, III	X {	{
Commissioner Thomas J. Evans	X {	{
Commissioner Alphonse Petracco	X {	ABSTAINED {
Commissioner Joseph P. Scarpelli	X {	{
Mayor Mauro G. Tucci	X {	ABSENT {

	From	To
<b>Revenues:</b>		
3. Miscellaneous Revenues - Section B: State Aid Without Offsetting Appropriations		
Transitional Aid	2,762,500.00	3,250,000.00
3. Miscellaneous Revenues - Section C: Dedicated Uniform Construction Code Fees Offset with Appropriations		
Uniform Construction Code Fees	400,000.00	290,000.00
3. Miscellaneous Revenues - Section F: Public and Private Revenues Offset With Appropriations:		
Alcohol Education, Rehabilitation and Enforcement Fund Grant	-	2,596.11
3. Miscellaneous Revenues - Section G: Other Special Items Reserve for Pending Tax Appeals	1,194,194.00	1,146,734.00
<b>Total Miscellaneous Revenues</b>	<b>9,954,653.85</b>	<b>10,287,289.96</b>
<b>TOTAL GENERAL REVENUE</b>	<b>58,027,405.85</b>	<b>58,360,041.96</b>
8. General Appropriations:		
State Aid to School To Reduce Taxation	1,335,222.00	1,592,572.00
State Aid to County To Reduce Taxation	439,042.00	501,732.00
Alcohol Education, Rehabilitation and Enforcement Fund Grant	-	2,596.11
Office of Emergency Management Grant	-	10,000.00
<b>TOTAL GENERAL APPROPRIATIONS</b>	<b>58,027,405.85</b>	<b>58,360,041.96</b>

RESOLUTION TO AMEND INTRODUCED BUDGET

Be it further resolved that three certified copies of this resolution be filed forthwith in the office of the Director of Local Government Services for certification of the local municipal budget so amended.

It is hereby certified that this is a true copy of the resolution amending the budget adopted by the governing body on the 15<sup>th</sup> day of September 2020.

Certified by me:



Eleni Pettas

Eleni Pettas, Municipal Clerk

**SECTION 2 - UPON ADOPTION FOR YEAR 2020**

**RESOLUTION**

Be it Resolved by the BOARD OF COMMISSIONERS of the TOWNSHIP  
of NUTLEY, County of ESSEX that the budget hereinbefore set forth is hereby  
adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of:

- (a) \$ 40,538,387.74 (Item 2 below) for municipal purposes, and
- (b) \$ - (Item 3 below) for school purposes in Type I School Districts only (N.J.S.A. 18A:9-2) to be raised by taxation and,
- (c) \$ - (Item 4 below) to be added to the certificate of amount to be raised by taxation for local school purposes in  
Type II School Districts only (N.J.S.A. 18A:9-3) and certification to the County Board of Taxation of  
the following summary of general revenues and appropriations.
- (d) \$ - (Sheet 43) Open Space, Recreation, Farmland and Historic Preservation Trust Fund Levy
- (e) \$ 1,334,364.26 (Item 5 Below) Minimum Library Tax

**RECORDED VOTE**  
(Insert last name)

Ayes	Commissioner Thomas J. Evans Commissioner Alphonse Petracco Commissioner Joseph P. Scarpelli Mayor Mauro G. Tucci	Nays
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Abstained		Commissioner John V. Kelly, III
Absent		

**SUMMARY OF REVENUES**

1. General Revenues		
Surplus Anticipated	08-100	\$ 5,000,000.00
Miscellaneous Revenues Anticipated	13-099	\$ 10,287,289.96
Receipts from Delinquent Taxes	15-499	\$ 1,200,000.00
2. AMOUNT TO BE RAISED BY TAXATION FOR MUNICIPAL PURPOSED (Item 6(a), Sheet 11)	07-190	\$ 40,538,387.74
3. AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE I SCHOOL DISTRICTS ONLY:		
Item 6, Sheet 42	07-195	\$ -
Item 6(b), Sheet 11 (N.J.S.A. 40A:4-14)	07-191	\$ -
TOTAL AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE I SCHOOL DISTRICTS ONLY		\$ -
4. To Be Added TO THE CERTIFICATE FOR THE AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE II SCHOOL DISTRICTS ONLY:		
Item 6(b), Sheet 11 (N.J.S.A. 40A:4-14)	07-191	
5. AMOUNT TO BE RAISED BY TAXATION MINIMUM LIBRARY TAX	07-192	\$ 1,334,364.26
<b>Total Revenues</b>	<b>13-299</b>	<b>\$ 58,360,041.96</b>

## SUMMARY OF APPROPRIATIONS

5. GENERAL APPROPRIATIONS:	XXXXXX	XXXXXXXXXXXXXXXX
Within "CAPS"	XXXXXX	XXXXXXXXXXXXXXXX
(a & b) Operations Including Contingent	34-201	\$ 37,426,844.00
(e) Deferred Charges and Statutory Expenditures - Municipal	34-209	\$ 5,660,967.00
(g) Cash Deficit	46-885	\$ -
Excluded from "CAPS"	XXXXXX	XXXXXXXXXXXXXXXX
(a) Operations - Total Operations Excluded from "CAPS"	34-305	\$ 7,718,310.96
(c) Capital Improvements	44-999	\$ 509,000.00
(d) Municipal Debt Service	45-999	\$ 2,393,892.00
(e) Deferred Charges - Municipal	46-999	\$ 110,000.00
(f) Judgments	37-480	\$ -
(n) Transferred to Board of Education for Use of Local Schools (N.J.S.A. 40:48-17.1 & 17.3)	29-405	\$ -
(g) Cash Deficit	46-885	\$ -
(k) For Local District School Purposes	29-410	\$ -
(m) Reserve for Uncollected Taxes	50-899	\$ 4,541,028.00
6. SCHOOL APPROPRIATIONS - TYPE I SCHOOL DISTRICT ONLY (N.J.S.A. 40A:4-13)	07-195	
Total Appropriations	34-499	\$ 58,360,041.96

It is hereby certified that the within budget is a true copy of the budget finally adopted by resolution of the Governing Body on the 15th day of September, 2020. It is further certified that each item of revenue and appropriation is set forth in the same amount and by the same title as appeared in the 2020 approved budget and all amendments thereto, if any, which have been previously approved by the Director of Local Government Services.

Certified by me this 15th day of September, 2020, \_\_\_\_\_ epettas@nutleynj.org \_\_\_\_\_, Clerk  
Signature



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

**Resolution**

*Introduced by:* Commissioner Thomas J. Evans *Date:* September 15, 2020  
*Seconded by:* Commissioner Alphonse Petracco *No.* 204-20

**WHEREAS**, there exists various reserves on the balance sheet of the Current Fund; and

**WHEREAS**, the funds creating these reserves have been investigated and it has been determined that these reserves should be cancelled;

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of Commissioners of the Township of Nutley, County of Essex, New Jersey, that the following reserve balance in the amount of \$1,146,734.00 be and is hereby cancelled:

Reserve for Pending Tax Appeals

\$ 1,146,734.00

. . .

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 September 15, 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:* September 15, 2020

*Seconded by:* Commissioner Alphonse Petracco *No.* 205-20

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

**WHEREAS**, the Department of Parks and Public Property has a need to acquire specialized professional services for a New Jersey Licensed Certified Tree Expert for forestry services throughout the Township of Nutley; and

**WHEREAS**, the Municipal Clerk is hereby authorized and directed to advertise for a Request for Qualifications (RFQ's) for Township Forester;

**NOW, THEREFORE, BE IT RESOLVED**, that the Request for Qualifications (RFQ's) shall be due on Wednesday, October 7, 2020 at 11:00 A.M., prevailing time, addressed to the Municipal Clerk, Nutley Township Hall, One Kennedy Drive, Nutley, N.J. 07110.

...

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 September 15, 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:* September 15, 2020

*Seconded by:* Commissioner Alphonse Petracco *No.* 206-20

**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
185 Conover	Soccer	45.00/2020
528 Passaic	Gleeful Wellness	100.00/2020

...

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 September 15, 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>					