

TOWNSHIP OF NUTLEY BOARD OF COMMISSIONERS

ONE KENNEDY DRIVE
3RD FLOOR COMMISSION CHAMBERS
NUTLEY, NEW JERSEY 07110



Notice Pursuant to N.J.S.A. 10:4-8(d)

This agenda for the next regular meeting of the Township of Nutley Board of Commissioners, and the resolutions on the agenda, reflect the agenda and proposed resolutions to the extent known at the time of posting, pursuant to N.J.S.A. 10:4-8(d). The agenda and resolutions are tentative. They are subject to amendment additions or deletions prior to the meeting. Any inquiries concerning the agenda and its contents should be directed to the Municipal Clerk's Office at (973) 284-4955.

AGENDA

BOARD OF COMMISSIONERS PUBLIC MEETING, TUESDAY, DECEMBER 4, 2018 / 7:00 P.M.

PLEDGE OF ALLEGIANCE:

SUNSHINE NOTICE:

Pursuant to the requirements of the Open Public Meeting Act (Chapter 231, P.L.1975), notice of this meeting was published in the December 14, 2017 issues of The Nutley Sun, The Herald News and The Star Ledger. A copy of this notice has been posted on the Nutley Town Hall bulletin board and a copy is on file in the Municipal Clerk's Office.

ROLL CALL:

Commissioner Steven L. Rogers
Commissioner Mauro G. Tucci
Commissioner Thomas J. Evans
Commissioner Alphonse Petracco
Mayor Joseph P. Scarpelli

MINUTES:

COMMUNICATIONS/CORRESPONDENCE:

PROCLAMATION:

REPORTS:

- ❖ Shade Tree Report for the month of November 2018 / Department of Parks & Public Property / Commissioner Mauro G. Tucci

BILLS:

- ❖ December 4, 2018 Bill List

PUBLIC COMMENT ON AGENDA ITEMS ONLY: (3 MINUTES)

BOARD OF COMMISSIONER ANNOUNCEMENTS:

ORDINANCE (S) INTRODUCTIONS: (6)

COMMISSIONER THOMAS J. EVANS/ ORDINANCE NO. 3407

BOND ORDINANCE PROVIDING FOR THE RECONSTRUCTION OF VARIOUS ROADWAYS AND SIDEWALKS IN THE TOWNSHIP OF NUTLEY, IN THE COUNTY OF ESSEX, NEW JERSEY, APPROPRIATING \$330,000 THEREFORE AND AUTHORIZING THE ISSUANCE OF \$313,500 BONDS OR NOTES OF THE TOWNSHIP FOR FINANCING PART OF THE COST THEREOF. (PUBLIC HEARING DECEMBER 18, 2018)

COMMISSIONER THOMAS J. EVANS/ ORDINANCE NO. 3408

BOND ORDINANCE APPROPRIATING \$1,670,000, AND AUTHORIZING THE ISSUANCE OF \$1,586,500 BONDS OR NOTES OF THE TOWNSHIP, FOR VARIOUS IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE TOWNSHIP OF NUTLEY, IN THE COUNTY OF ESSEX, NEW JERSEY. (PUBLIC HEARING DECEMBER 18, 2018)

COMMISSIONER THOMAS J. EVANS/ ORDINANCE NO. 3409

BOND ORDINANCE APPROPRIATING \$256,600, AND AUTHORIZING THE ISSUANCE OF \$243,750 BONDS OR NOTES OF THE TOWNSHIP, FOR VARIOUS WATER UTILITY IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE TOWNSHIP OF NUTLEY, IN THE COUNTY OF ESSEX, NEW JERSEY. (PUBLIC HEARING DECEMBER 18, 2018)

COMMISSIONER THOMAS J. EVANS/ ORDINANCE NO. 3410

ORDINANCE PROVIDING FOR THE DIGITAL ARCHIVING OF CODE ENFORCEMENT AND MUNICIPAL CLERK'S OFFICE RECORDS, AND RELATED SERVICES, IN AND BY THE TOWNSHIP OF NUTLEY, IN THE COUNTY OF ESSEX, NEW JERSEY, APPROPRIATING \$100,000 THEREFORE (PUBLIC HEARING DECEMBER 18, 2018)

COMMISSIONER THOMAS J. EVANS/ ORDINANCE NO. 3411

ORDINANCE OF THE TOWNSHIP OF NUTLEY AUTHORIZING THE EXECUTION OF A FINANCIAL AGREEMENT WITH PB – 100 METRO URBAN RENEWAL, LLC AND GRANTING A TAX EXEMPTION (PUBLIC HEARING DECEMBER 18, 2018)

COMMISSIONER THOMAS J. EVANS/ ORDINANCE NO. 3412

ORDINANCE OF THE TOWNSHIP OF NUTLEY AUTHORIZING THE EXECUTION OF A FINANCIAL AGREEMENT WITH PB – 200 METRO URBAN RENEWAL, LLC AND GRANTING A TAX EXEMPTION (PUBLIC HEARING DECEMBER 18, 2018)

ORDINANCE (S) ON SECOND READING AND PUBLIC HEARING(S): (4)

MAYOR JOSEPH P. SCARPELLI / ORDINANCE NO. 3399

AN ORDINANCE TO AMEND ORDINANCE 412 OF THE CODE OF THE TOWNSHIP OF NUTLEY, ENTITLED WATER AND MORE SPECIFICALLY, CHAPTER 685, ARTICLE I, REGULATIONS AND RATES (INTRODUCED OCTOBER 2, 2018)

**BOARD OF COMMISSIONERS/ READ BY MAYOR JOSEPH P. SCARPELLI /
ORDINANCE NO. 3401**

AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF NUTLEY IN THE COUNTY OF ESSEX CREATING CHAPTER 115, OFFICERS AND EMPLOYEES, ARTICLE XXV, CUSTODIAN OF RECORDS, OF THE TOWNSHIP CODE (**INTRODUCED NOVEMBER 7, 2018**)

**BOARD OF COMMISSIONERS/ READ BY MAYOR JOSEPH P. SCARPELLI /
ORDINANCE NO. 3402**

AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF NUTLEY IN THE COUNTY OF ESSEX AMENDING CHAPTER 320, FEES, ARTICLE I, COPIES OF PUBLIC RECORDS, OF THE TOWNSHIP CODE (**INTRODUCED NOVEMBER 7, 2018**)

**BOARD OF COMMISSIONERS / READ BY COMMISSIONER THOMAS J. EVANS /
ORDINANCE NO. 3403**

AN ORDINANCE ESTABLISHING THAT A BUSINESS ENTITY WHICH MAKES POLITICAL CONTRIBUTIONS TO MUNICIPAL CANDIDATES AND MUNICIPAL AND COUNTY POLITICAL PARTIES IN EXCESS OF CERTAIN THRESHOLDS SHALL BE LIMITED IN ITS ABILITY TO RECEIVE PUBLIC CONTRACTS FROM THE TOWNSHIP OF NUTLEY IN THE COUNTY OF ESSEX (**INTRODUCED NOVEMBER 7, 2018**)

RESOLUTIONS: (31)

Commissioner Rogers: (4)

No. 289-18/ Authorize execution of contract with Northwest Essex Community Healthcare Network, 570 Belleville Avenue, Belleville, NJ 07109/ Not to exceed \$20,000.00 / January 1, 2019 through December 31, 2019

No. 298-18/ Authorize execution of contract with the New Jersey Association for Retarded Citizens/ January 1, 2018 through December 31, 2019/ Not to exceed \$1,000.00 per year

No. 300-18/ Municipal Services Agreement/Solid Waste Collection and Disposal/Arbor Hills, 432 Owners, 1 River Road/2019 Calendar Year

No. 302-18/ Shared Services Agreement with the Board of Education to Provide Health Services / Physician-School Physician / September 1, 2018 through August 31, 2019

Commissioner Tucci: (5)

No. 284-18/ Amend Resolution No. 284-18 to correct the contract term with Princeton Hosted Solutions / Correct term: July 1, 2018 through June 30, 2020

No. 285-18/ Extend contract with Dujets Tree Experts for one year / Not to exceed \$40,000.00 / January 1, 2019 through December 31, 2019

No. 286-18/ Authorize the Municipal Clerk to advertise for the receipt of Sealed Bids / Electrical Services / To be opened and read Thursday, December 27, 2018 at 11:00 AM

No. 287-18/ Authorize the Municipal Clerk to advertise for the receipt of Sealed Bids / Air Conditioning, Plumbing, Heating and Refrigeration Service and Purchase / To be opened and read Thursday, December 27, 2018 at 11:00 AM

No. 295-18/ Authorize and approve 2018 Budget Transfer / \$31,000.00

Commissioner Evans: (12)

No. 275-18/ Authorize execution of contract with Inglesino, Webster, Wyciskala & Taylor, LLC / Counsel related to the Township's Affordable Housing obligations / Not to exceed \$25,000.00 / January 1, 2019 through December 31, 2019

No. 276-18/ Authorize execution of contract with Inglesino, Webster, Wyciskala & Taylor, LLC / Counsel concerning compliance, procedural and general legal issues / Not to exceed \$35,000.00 / January 1, 2019 through December 31, 2019

No. 277-18/ Designate Eleni Pettas, Municipal Clerk, as the Public Agency Compliance Officer (P.A.C.O.) for calendar year 2019

No. 278-18/ Refund overpayment of water charges / 537 Coventry Drive / Total: \$5,136.91

No. 290-18/ Authorize execution of contract with Millenium Strategies, LLC / Grant Consulting Services / January 1, 2019 through December 31, 2019 / Not to exceed \$35,000.00

No. 291-18/ Authorize execution of contract with Nisivoccia, LLP / Registered Municipal Accountant Services / January 1, 2019 through December 31, 2019 / Total: \$156,881.95

No. 292-18/ Authorize execution of professional service contract with Hendricks Appraisal Company, LLC / Professional Real Estate Appraiser / January 1, 2019 through December 31, 2019 / Not to exceed \$45,000.00

No. 293-18/ Authorize execution of professional service contract with Piro, Zinna, Cifelli, Paris & Genitempo / Legal Counsel Services for Municipal Tax Appeals / January 1, 2019 through December 31, 2019 / Not to exceed \$50,000.00

No. 294-18/ Authorize execution of professional service contract with Angelo Cifelli, Esq. / Legal Counsel Services regarding Municipal Land Use Law / January 1, 2019 through December 31, 2019 / Not to exceed \$10,000.00

No. 296-18/ Change Order No. 2 / The Law Firm of Piro, Zinna, Cifelli, Paris & Genitempo, 360 Passaic Avenue, Nutley, New Jersey 07110 / To provide legal advice and services to the Code Enforcement Department in connection with the Township's Land Use Policies and Procedures / Increase: \$3,500.00

No. 301-18/ Refund of permit fee for underground storage tank removal / 92 Margaret Avenue / Total: \$75.00

No. 305-18/ 2018 Capital Budget Amendment

Commissioner Petracco: (3)

No. 299-18/ Authorize execution of labor counsel service contract with Scarinci and Hollenbeck, LLC, 1100 Valley Brook Avenue, Lyndhurst, New Jersey 07071/ January 1, 2019 through December 31, 2019/ Not to exceed \$50,000.00

No. 303-18 / Declare support for the Drive Sober or Get Pulled Over 2018 Year End Holiday Crackdown from December 8, 2018 through January 1, 2019

No. 306-18 / Authorize and Approve 2018 Budget Transfer / \$300,000.00

Mayor Scarpelli: (7)

No. 279-18/ Authorize execution of professional service contract with Genova Burns, LLC / Legal Counsel Services / Norfolk Southern Industrial Railroad matters / December 4, 2018 through December 31, 2019 / Not to exceed \$15,000.00

No. 280-18/ Application for CDBG funds for year 2019

No. 281-18/ / Authorize execution of contract with Inglesino, Webster, Wyciskala & Taylor, LLC / Counsel concerning litigation related to the redevelopment of the former Hoffmann-La Roche campus / Not to exceed \$75,000.00 / January 1, 2019 through December 31, 2019

No. 282-18/ Allow free two-hour metered parking from December 10, 2018 through December 28, 2018

No. 283-18/ Appoint Mayor Joseph P. Scarpelli and Kathy Rempusheski as CDBG Committee representatives / January 1, 2019 through December 31, 2019

No. 288-18/ Designation of the Township's official newspapers for year 2019

No. 304-18 / Authorize and approve raffle application / St. Mary's Church

MEETING OPEN TO THE PUBLIC (5 MINUTES):

ADJOURNMENT:

REMINDER:

The next Board of Commissioners meeting is scheduled for Tuesday, December 18, 2018 at 7:00 P.M., Nutley Town Hall, 3rd Floor Commission Chambers.