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TOWNSHIP OF NUTLEY, NEW JERSEY

BOARD OF COMMISSIONERS

)
PUBLIC MEETING) TRANSCRIPT OF
) PROCEEDINGS:
)

May 19, 2015

7:55 p.m.

BEFORE:

- Commissioner Steven L. Rogers
- Commissioner Mauro Tucci
- Commissioner Thomas J. Evans
- Commissioner Joseph Scarpelli

Job No. NJ2077267

Transcribed by: Nicole Yawn

1 P R O C E E D I N G S

2 COMMISSIONER EVANS: Please stand for the flag
3 salute.

4 (Pledge of Allegiance)

5 (Pause)

6 COMMISSIONER EVANS: When you're ready.

7 MADAM CLERK: Thank you.

8 Board of commissioners public meeting Tuesday,
9 May 19th, 2015. The time is now 7:55.

10 Pursuant to the requirement of the Open Public
11 Meeting Act, chapter 231, notice of this meeting was
12 published in the December 11th, 2014 issues of the Nutley
13 Sun, the Star Ledger, and the Herald News. A copy of this
14 notice has been posted in the Nutley Sun, and a copy of this
15 notice has been posted on the Nutley Town Hall bulletin
16 board, and a copy is on file in the municipal clerk's
17 office.

18 Deputy Mayor Evans will be presiding over the
19 meeting tonight.

20 Commissioner Rogers?

21 COMMISSIONER ROGERS: Aye.

22 MADAM CLERK: Commissioner Tucci?

23 Commissioner Tucci?

24 COMMISSIONER TUCCI: Here.

25 MADAM CLERK: Commissioner Evans?

1 COMMISSIONER EVANS: Aye. Here.

2 MADAM CLERK: Commissioner Scarpelli?

3 MR. SCARPELLI: Here.

4 MADAM CLERK: All present, except for
5 Mayor Petracco.

6 COMMISSIONER EVANS: Minutes?

7 MADAM CLERK: Tonight we have April 7, 2015
8 executive session minutes for the board of ed. and board of
9 commissioners joint meeting, the April 7th, 2015 executive
10 session minutes, and the April 21st, 2015 executive session
11 minutes.

12 I need a motion.

13 COMMISSIONER TUCCI: Move it.

14 COMMISSIONER ROGERS: Second.

15 MADAM CLERK: Commissioner Rogers?

16 COMMISSIONER ROGERS: Aye.

17 MADAM CLERK: Commissioner Tucci?

18 COMMISSIONER TUCCI: Aye.

19 MADAM CLERK: Deputy Mayor Evans?

20 COMMISSIONER EVANS: Aye.

21 MADAM CLERK: Commissioner Scarpelli?

22 COMMISSIONER SCARPELLI: Aye.

23 MADAM CLERK: We also have April 21st, 2015 board
24 of commissioners regular meeting.

25 We need a motion.

1 COMMISSIONER TUCCI: Move it.

2 COMMISSIONER ROGERS: Second.

3 MADAM CLERK: Commissioner Rogers?

4 COMMISSIONER ROGERS: Aye.

5 MADAM CLERK: Commissioner Tucci?

6 COMMISSIONER TUCCI: Aye.

7 MADAM CLERK: Deputy Mayor Evans?

8 COMMISSIONER EVANS: Aye.

9 MADAM CLERK: Commissioner Scarpelli?

10 COMMISSIONER SCARPELLI: Aye.

11 MADAM CLERK: And that's it for minutes.

12 COMMISSIONER EVANS: Thank you.

13 We don't have any communications, correspondence,
14 or proclamations.

15 Reports.

16 Commissioner Scarpelli?

17 COMMISSIONER SCARPELLI: I have monthly progress
18 reports, Mayor (sic), for (indiscernible).

19 COMMISSIONER EVANS: Thank you.

20 Commissioner Tucci?

21 COMMISSIONER TUCCI: Yes, I have a shade tree
22 report for March of 2015.

23 COMMISSIONER EVANS: Okay.

24 Bills?

25 MADAM CLERK: Bills for tonight -- Public Affairs,

1 \$207,562.29; Revenue and Finance, \$2,361,082.73; Public
2 Safety, \$19,596.49; Public Works, \$91,051.64; Parks and
3 Public Property, \$66,704.86. Total payroll, \$772,607.76,
4 for a grand total of \$3,518,605.77.

5 COMMISSIONER EVANS: Move the bills.

6 COMMISSIONER TUCCI: Second.

7 MADAM CLERK: Commissioner Rogers?

8 COMMISSIONER ROGERS: Aye.

9 MADAM CLERK: Commissioner Tucci?

10 COMMISSIONER TUCCI: Aye.

11 MADAM CLERK: Deputy Mayor Evans?

12 COMMISSIONER EVANS: Aye.

13 MADAM CLERK: Commissioner Scarpelli?

14 COMMISSIONER SCARPELLI: Aye.

15 COMMISSIONER EVANS: So, Commissioner Tucci, we
16 have some special recognition tonight?

17 COMMISSIONER TUCCI: Yes, we do, Mayor (sic).
18 This evening, we have the honor and the privilege of
19 commending five young men who have attained the Eagle Scout
20 rank in advancement and have done some wonderful community
21 projects.

22 So what I'd like to do is read this resolution.
23 And then, I'll move to consolidate all five, because the
24 body of the resolution is similar, except for what the
25 individuals have accomplished and what they've contributed

1 to their communities. And I'll begin as follows.

2 WHEREAS, to earn the Eagle Scout rank, the highest
3 advancement rank in scouting, a Boy Scout must fulfill
4 requirements in the areas of leadership, service, and
5 outdoor skills; and

6 WHEREAS, although many options are available to
7 demonstrate proficiency in these areas, a number of specific
8 requirements are necessary to advance through the ranks.
9 Tender Foot, Second Class, First Class, Star, Life, and
10 Eagle; and

11 WHEREAS, to advance, a Boy Scout must pass
12 specific tests that are organized by requirements and merit
13 badges; and

14 WHEREAS, at each of his rank advancements, a Boy
15 Scout takes part in a Scout Master conference and beginning
16 with the Star rank and continuing through Life and Eagle, a
17 Scout must demonstrate participation in increasingly more
18 responsible service projects; and

19 WHEREAS, the first Scout learns; second, the Scout
20 is tested; third, the Scout is reviewed; and fourth, the
21 Scout is recognized and the final step in advancement
22 involves presentation of the badge at a ceremony before the
23 entire troop; and

24 WHEREAS -- and we'll start with this young man --
25 Rudolph Albert Meglio achieved Eagle Scout rank upon

1 completion of his Eagle project of removing and erecting a
2 log fire ring seating area suited for 120 campers and then
3 dug and rebuilt the fire ring as well as a stone memory
4 garden at Fairview Lakes YMCA Camp; and

5 WHEREAS, Maxwell Joseph Meglio achieved Eagle
6 Scout rank upon completion of his Eagle project of
7 repainting the walls and resurfacing the floors at the
8 Nutley Volunteer Emergency Rescue Squad as well as
9 furnishing the volunteers with 12 new comforters for their
10 beds; and

11 WHEREAS, Andre John Benitez achieved Eagle Scout
12 rank upon completion of his Eagle project of repairing and
13 repainting three classrooms in his church where children go
14 for their Sunday School lessons and the church hosts IHN
15 families; and

16 WHEREAS, Dante Esteban Nunez achieved Eagle Scout
17 rank upon completion of his Eagle project of refinishing an
18 outbuilding at a church cemetery clearing debris and
19 installing a barrier fence to prevent animals from nesting
20 under the building and planting a tree in preacher's circle;
21 and

22 WHEREAS, Ian Carson Loveall achieved Eagle Scout
23 rank upon completion of his Eagle project of renovating a
24 nature cabin at Camp NEJEDA -- am I saying that correctly?

25 Okay. I got a nod there.

1 -- for diabetic children, removed all existing
2 items, cleaned and rebuilt work stations, displays, book
3 shelves and cabinets. He also sanded and varnished the wood
4 floors, painted, and decorated the walls.

5 NOW, THEREFORE, BE IT RESOLVED that the board of
6 commissioners of the township of Nutley in the county of
7 Essex, state of New Jersey congratulate and commend all of
8 these individuals on achievement in completing their Eagle
9 Scout cord of honor and extends their best wishes for
10 continued success.

11 I move to consolidate and advance the resolution.

12 COMMISSIONER EVANS: Second.

13 MADAM CLERK: Commissioner Rogers?

14 COMMISSIONER ROGERS: Before I vote, I'd just like
15 to note that I know the work you put into this. For the
16 future of this country, I really hope to God that many
17 people, many young people follow you as great role models.
18 Thank you for what you've done for your school district,
19 this township, the organization you belong to.

20 I vote yes.

21 MADAM CLERK: Commissioner Tucci?

22 COMMISSIONER TUCCI: Before I vote, I'd just like
23 to thank you once again for all of your efforts. You're a
24 bunch of young men to be looked up to. What you've done is
25 very admirable for your community. And in today's world, we

1 need more youngsters like you.

2 I very proudly vote yes.

3 MADAM CLERK: Deputy Mayor Evans?

4 COMMISSIONER EVANS: I would add my comments as
5 well. One of the wonderful things about scouting is it
6 builds leaders, and it's about leadership. So to go through
7 the process of becoming an Eagle Scout, which less than two
8 percent of all scouts achieve, you've actually taken a step
9 to separate yourselves from others.

10 Please build on this leadership. Take it with
11 you. Understand that when you look to college, colleges
12 recognize this. They understand what you're capable of,
13 because you come with an honor code that is valued
14 everywhere.

15 So recognizing the honor code, recognizing the
16 value structure that goes with it and the leadership that
17 you now have acquired, I look forward to hearing about the
18 great things that you're going to do. And so, please keep
19 in touch with us, because I think we'd like to understand
20 more about what you accomplish. And congratulations.

21 Aye.

22 MADAM CLERK: Commissioner Scarpelli?

23 COMMISSIONER SCARPELLI: Yes. Just to echo some
24 of what everybody else has said, you know, we all know and
25 appreciate the hard work that you've all put in to get to

1 this level. And you should be very proud of your
2 accomplishments.

3 And I proudly vote yes.

4 COMMISSIONER TUCCI: Can the Scouts please come
5 forward?

6 (Applause)

7 COMMISSIONER TUCCI: Mayor, if I might?

8 Mayor Petracco asked me to also offer his
9 congratulations. He would have been here this evening, but
10 it's a special night for his family as his, I guess, middle
11 son is pitching for Nutley High School at the Jackal
12 Stadium, which doesn't happen very often. But he wanted me
13 to congratulate you and tell you how impressed he is with
14 all of your achievements and everything you've done.

15 So with that, please come forward for a photo.

16 COMMISSIONER EVANS: Come and take a picture with
17 the commissioners.

18 (Pause)

19 COMMISSIONER EVANS: We'll just wait a minute.

20 (Pause)

21 COMMISSIONER TUCCI: There we go. We lost our
22 crowd again. But we all said nice things.

23 COMMISSIONER EVANS: All right.

24 Commissioner Scarpelli, we have another
25 recognition tonight?

1 COMMISSIONER SCARPELLI: Yes, thank you, Deputy
2 Mayor. And this is on behalf of the board of commissioners
3 recognizing Lincoln School on their 100th anniversary.

4 I'm very proud to introduce this resolution that
5 the Scarpelli family has four generations that have gone
6 through Lincoln School, me being one of them. So let me
7 read the resolution.

8 WHEREAS, Lincoln Elementary School will celebrate
9 its centennial anniversary on September 11th, 2015; and

10 WHEREAS, Lincoln Elementary School was established
11 on September 11th, 1915 with a total enrollment of 267
12 students and one head teacher, Ethel B. Hallock;

13 WHEREAS, the land on which the school now lies on
14 Harrison Street was purchased for \$5,000; and

15 WHEREAS, there have been a total of ten principals
16 since its inception, five men and five women. Leroy Smith,
17 George Gove, Alice Bickers, Alexander Goldberg, Agnus Kelly,
18 Ralph DeAndrea, Alexander Conrad, Dorothy Mutch, Cynthia
19 Healy, and Lorraine Restel;

20 WHEREAS, Lincoln Elementary School has had a
21 profound educational and social impact on its students as
22 well as the multi-generational families living within the
23 community.

24 WHEREAS, the board of commissioners are proud and
25 honored by the many achievements of past and present

1 students, staff and community members who graced the halls
2 of Lincoln Elementary School and anticipate continued
3 success in the days and years ahead;

4 NOW, THEREFORE, BE IT RESOLVED by the mayor and
5 board of commissioners that the township of Nutley, county
6 of Essex, state of New Jersey that September 11th, 2015 be
7 proclaimed the celebration of the 100th year anniversary of
8 Lincoln Elementary School and congratulate all those in the
9 community past, present involved with this historic
10 milestone.

11 I move the resolution.

12 COMMISSIONER ROGERS: Second.

13 MADAM CLERK: Commissioner Rogers?

14 COMMISSIONER ROGERS: I'd like to say that, you
15 know, the character and success of a school district begins
16 in elementary schools. My son went through Lincoln School.
17 And, you know, the commissioner mentioned in the resolution
18 how the elementary schools and Lincoln School in particular
19 in this case shapes one's character, gives them the ability
20 to excel as they move forward.

21 So you know, I've always believed and will
22 continue to believe we have a wonderful school district
23 that's moving forward, that's progressing nicely. And the
24 foundation of that school district is right here in our
25 elementary schools and in particular tonight, Lincoln

1 Elementary School.

2 Thank you for your hard work.

3 And I vote yes.

4 MADAM CLERK: Commissioner Tucci?

5 COMMISSIONER TUCCI: Yes, before I vote, I had the
6 honor of attending on Saturday with Mayor Petracco and
7 Commissioner Scarpelli, to walk through the halls of Lincoln
8 School. And while I was not an attendee of Lincoln School,
9 just walking through those halls made you want to go to that
10 school.

11 It's very warm. It's very inviting.
12 Principal Restel is carrying on the tradition. You could
13 see from all the smiling faces and all the excitement in the
14 hallways about all the good things that have happened at
15 Lincoln School and all the good things that we know will
16 continue to happen there.

17 So congratulations.

18 And I proudly vote yes.

19 MADAM CLERK: Deputy Mayor Evans?

20 COMMISSIONER EVANS: I will offer my
21 congratulations. Nutley has a wonderful school system. It
22 has great leadership. And I want to acknowledge that our
23 superintendent of schools is here this evening, Mr. Russ
24 Lazovick.

25 So, Russ, thank you for your leadership, and we

1 trust that you will make sure that Lincoln School does a
2 great job for another 100 years. We appreciate all that.

3 I vote yes.

4 MADAM CLERK: Commissioner Scarpelli?

5 COMMISSIONER SCARPELLI: I just know how you're
6 getting all this. Out of the ten principals and 100 years,
7 I know six of them. So that's pretty good.

8 (Laughter)

9 COMMISSIONER SCARPELLI: Guys, come on.

10 I vote yes.

11 COMMISSIONER SCARPELLI: Come up, and we'll
12 present this.

13 (Pause)

14 (Applause)

15 COMMISSIONER SCARPELLI: All right. Thank you.

16 (Pause)

17 COMMISSIONER SCARPELLI: All right. Thank you.

18 (Pause)

19 MR. LAZOVICK: I certainly want to thank the board
20 of commissioners for honoring the school. And I am the
21 first person to admit that I've had very little to do with
22 the 100 years of success that Lincoln has had. I've been
23 here a brief amount of time.

24 But I did some letters to the members of the
25 committee that put together Saturday's wonderful event and

1 are planning for September to thank them. And in the
2 letter, one of the things I mentioned is there are very few
3 places where you're going to find that much emotion and
4 connection and support for our school system.

5 And that really is, as I said in the letter, what
6 makes Nutley special. So I thank you for recognizing all
7 the different wonderful people and the generations of
8 students that have come out of that building and made a
9 difference.

10 And, Commissioner Scarpelli, your grandmother?

11 COMMISSIONER SCARPELLI: Grandmother.

12 MR. LAZOVICK: And then, your parents?

13 COMMISSIONER SCARPELLI: My father and uncles.

14 MR. LAZOVICK: Father, uncles, you.

15 COMMISSIONER SCARPELLI: My, me and my siblings,
16 and my nieces and nephews.

17 MR. LAZOVICK: And if you could just take that
18 line and the contributions that that line alone has made
19 coming to the school to this town alone, you could fill
20 books.

21 So to all of you, thank you so very much.

22 And to Ms. Restel and her current leadership, it
23 just really is a wonderful place.

24 And thank you again for honoring Lincoln School.

25 Hope to see you guys there in September.

1 COMMISSIONER EVANS: Thank you.

2 (Applause)

3 COMMISSIONER EVANS: Would you like to say
4 something as well?

5 (Pause)

6 MS. RESTEL: I don't have anything prepared, but
7 I'm honored to be able to represent Lincoln School. As
8 someone who was born and raised in Nutley, I've been through
9 a number of elementary schools, and Lincoln School is truly
10 probably one of the most warm and caring places that I have
11 had the honor to be at.

12 Not only are we looking to educate the children,
13 but we also want them to be kind and caring and tolerant of
14 all different kinds of people and situations. And there's
15 more to students than one thing, and we're trying to instill
16 that in our students.

17 Thank you for honoring us tonight.

18 (Applause)

19 COMMISSIONER EVANS: Thank you for being here.

20 (Pause)

21 COMMISSIONER EVANS: We'll continue with the
22 meeting.

23 We do not have any ordinance introductions or
24 public hearings tonight. We'll move on to resolutions.

25 Commissioner Rogers?

1 COMMISSIONER ROGERS: Resolution 155-15 -- this
2 introduced on behalf of Mayor Petracco.

3 BE IT RESOLVED by the board of commissioners of
4 the township of Nutley, county of Essex, state of New Jersey
5 that Daniel Watts, Nutley Police Dispatcher, an employee in
6 the Department of Public Safety, be granted a 30-day leave
7 of absence without pay effective May 23rd, 2015 through
8 June 21st, 2015.

9 So moved.

10 COMMISSIONER SCARPELLI: Second.

11 MADAM CLERK: Commissioner Rogers?

12 COMMISSIONER ROGERS: Aye.

13 MADAM CLERK: Commissioner Tucci?

14 COMMISSIONER TUCCI: Aye.

15 MADAM CLERK: Deputy Mayor Evans?

16 COMMISSIONER EVANS: Aye.

17 MADAM CLERK: Commissioner Scarpelli?

18 COMMISSIONER SCARPELLI: Aye.

19 COMMISSIONER ROGERS: This is resolution 162-15 on
20 behalf of Mayor Petracco.

21 BE IT RESOLVED by the board of commissioners of
22 the township of Nutley, county of Essex, state of New Jersey
23 that the township clerk be and she is hereby authorized to
24 advertise for sealed bids for police firearms.

25 Specifications are available in the purchasing department

1 Township Hall, One Kennedy Drive, Nutley, New Jersey. Bids
2 to be received on Wednesday, June 10th, 2015 in the
3 commission chambers third floor Township Hall, One Kennedy
4 Drive at 3:00 p.m. prevailing time, at which time, they will
5 be publicly opened and read.

6 So moved.

7 COMMISSIONER SCARPELLI: Second.

8 MADAM CLERK: Commissioner Rogers?

9 COMMISSIONER ROGERS: Aye.

10 MADAM CLERK: Commissioner Tucci?

11 COMMISSIONER TUCCI: Aye.

12 MADAM CLERK: Deputy Mayor Evans?

13 COMMISSIONER EVANS: Aye.

14 MADAM CLERK: Commissioner Scarpelli?

15 COMMISSIONER SCARPELLI: Aye.

16 COMMISSIONER ROGERS: Resolution 163-15, on behalf
17 of Mayor Petracco.

18 WHEREAS, the township of Nutley entered into a
19 collective bargaining agreement with Nutley Dispatchers IBEW
20 Local 1158; and

21 WHEREAS, on May 18th, 2015, a memorandum of
22 agreement was reached resolving all issues in dispute; and

23 WHEREAS, the township of Nutley desires to enter
24 into a four-year contract with Dispatchers IBEW Local 1158;
25 and

1 NOW, THEREFORE, BE IT RESOLVED by the board of
2 commissioners of the township of Nutley, county of Essex,
3 state of New Jersey that the township of Nutley adopts all
4 terms and conditions pursuant to the memorandum of agreement
5 signed May 18th, 2015.

6 So moved.

7 COMMISSIONER SCARPELLI: Second.

8 MADAM CLERK: Commissioner Rogers?

9 COMMISSIONER ROGERS: Aye.

10 MADAM CLERK: Commissioner Tucci?

11 COMMISSIONER TUCCI: Aye.

12 MADAM CLERK: Deputy Mayor Evans?

13 COMMISSIONER EVANS: Aye.

14 MADAM CLERK: Commissioner Scarpelli?

15 COMMISSIONER SCARPELLI: Aye.

16 COMMISSIONER ROGERS: That's it, Mayor.

17 Thank you.

18 COMMISSIONER EVANS: Thank you.

19 Commissioner Tucci would you like to finish up?

20 COMMISSIONER TUCCI: Sure.

21 WHEREAS, the township of Nutley has the need to
22 acquire support and maintenance of the township, Avaya
23 Communications Manager 6.0 I.P. phone system; and

24 WHEREAS, N.J.S.A. 40A:11-5(f) permits the award of
25 contract without bidding for the supply of any services

1 which is a public utility subject to the jurisdiction of the
2 BPU; and

3 WHEREAS, the proposal from Viper Communications in
4 the amount of \$10,800 per year will provide mandatory 24/7,
5 365- day emergency support and maintenance and is
6 recommended by the township's office of information
7 technology administrator; and

8 WHEREAS, the anticipated term of this contract is
9 a three-year agreement; and

10 WHEREAS, funds are available from account 510-237
11 and have been certified by the chief financial officer, said
12 certification being attached to this resolution.

13 NOW, THEREFORE, BE IT RESOLVED by the board of
14 commissioners of the township of Nutley, county of Essex,
15 state of New Jersey that the mayor and township clerk be and
16 they are hereby authorized to enter into a contract with
17 Viper Communications for the Avaya Phone System maintenance
18 throughout the township of Nutley.

19 I move the resolution.

20 COMMISSIONER EVANS: Second.

21 MADAM CLERK: Commissioner Rogers?

22 COMMISSIONER ROGERS: Aye.

23 MADAM CLERK: Commissioner Tucci?

24 COMMISSIONER TUCCI: Aye.

25 MADAM CLERK: Deputy Mayor Evans?

1 COMMISSIONER EVANS: Aye.

2 MADAM CLERK: Commissioner Scarpelli?

3 COMMISSIONER SCARPELLI: Aye.

4 COMMISSIONER TUCCI: WHEREAS, Victor Verga was a
5 bus driver with the Department of Parks and Public Property
6 has requested a leave of absence without pay; and

7 WHEREAS, Victor Verga, a part-time employee under
8 the provision of civil service in the state of New Jersey
9 may receive a leave of absence without pay in accordance
10 with the New Jersey Administrative Code Title 4A:6-12(b);

11 NOW, THEREFORE, BE IT RESOLVED by the board of
12 commissioners, township of Nutley, county of Essex, state of
13 New Jersey that this leave be granted from April 1st, 2015
14 to September 30th, 2015.

15 I move the resolution.

16 COMMISSIONER EVANS: Second.

17 MADAM CLERK: Commissioner Rogers?

18 COMMISSIONER ROGERS: Aye.

19 MADAM CLERK: Commissioner Tucci?

20 COMMISSIONER TUCCI: Aye.

21 MADAM CLERK: Deputy Mayor Evans?

22 COMMISSIONER EVANS: Aye.

23 MADAM CLERK: Commissioner Scarpelli?

24 COMMISSIONER SCARPELLI: Aye.

25 COMMISSIONER TUCCI: WHEREAS, the township of

1 Nutley ordinance 665-22, preservation of trees, states that
2 tree removal permits must be obtained at a cost of \$50 per
3 tree; and]

4 WHEREAS, the township of Nutley, Department of
5 Parks and Public Property authorizes a refund for each tree
6 permit submitted upon the planting of a new tree on said
7 property, replacement tree size and species being approved
8 in advance by the township forester; and

9 WHEREAS, funds will be available from account C-
10 01-904-905;

11 NOW, THEREFORE, BE IT RESOLVED that the board of
12 the commissioners of the township of Nutley, county of
13 Essex, state of New Jersey that the township treasurer be
14 and she is hereby authorized to refund the tree permit fee
15 collected as per the shade tree preservation ordinance to
16 Victor J. Prieto, 19 Glendale Street in the amount of \$150
17 for 3 trees.

18 I move the resolution.

19 COPMMISSIONER EVANS: Second.

20 MADAM CLERK: Commissioner Rogers?

21 COMMISSIONER ROGERS: Aye.

22 MADAM CLERK: Commissioner Tucci?

23 COMMISSIONER TUCCI: Aye.

24 MADAM CLERK: Deputy Mayor Evans?

25 COMMISSIONER EVANS: Aye.

1 MADAM CLERK: Commissioner Scarpelli?

2 COMMISSIONER SCARPELLI: Aye.

3 COMMISSIONER TUCCI: WHEREAS, sealed bids were
4 received for plumbing, heating, air conditioning, and
5 refrigeration service and purchase of equipment on
6 April 29th, 2015 in the township of Nutley; and

7 WHEREAS, Advanced Mechanical Corp., 173 Franklin
8 Avenue, Nutley, New Jersey was the low bidder at a service-
9 per-hour rate of \$75 and also for improvements to Kingsland
10 Manor in the amount of \$12,700 and also improvements in Town
11 Hall for \$6,500; and

12 WHEREAS, the contract is not to exceed \$30,000 and
13 funds are available from account 508-200 for services
14 contingent upon the adoption of the 2015 budget and capital
15 accounts 3494K not to exceed \$19,200 for purchase at
16 Kingsland Manor and Town Hall have been certified by the
17 chief financial officer, said certification being attached
18 to this resolution.

19 NOW, THEREFORE, BE IT RESOLVED by the board of
20 commissioners of the township of Nutley, county of Essex,
21 state of New Jersey that a contract for plumbing, heating,
22 air conditioning, and refrigeration service, and purchase of
23 equipment be awarded to Advanced Mechanical Corporation.

24 I move the resolution.

25 COMMISSIONER EVANS: Second.

1 MADAM CLERK: Commissioner Rogers?

2 COMMISSIONER ROGERS: Aye.

3 MADAM CLERK: Commissioner Tucci?

4 COMMISSIONER TUCCI: Aye.

5 MADAM CLERK: Deputy Mayor Evans?

6 COMMISSIONER EVANS: Aye.

7 MADAM CLERK: Commissioner Scarpelli?

8 COMMISSIONER SCARPELLI: Aye.

9 COMMISSIONER TUCCI: WHEREAS, sealed bids were
10 received for electrical services on March 25th, 2015 in the
11 township of Nutley; and

12 WHEREAS, Sal Electric, 83 Fleet Street, Jersey
13 City, New Jersey was the lowest bidder with a rate of per-
14 hour rate for foremen of \$92.18, an hourly rate for a
15 journeyman of \$80.85, and an hourly rate for an apprentice
16 of \$28.29; and

17 WHEREAS, funds are available from account 508-224,
18 again, subject to the adoption of the 2015 budget, not to
19 exceed \$40,000 and have been certified by the chief
20 financial officer, said certification being attached to this
21 resolution.

22 NOW, THEREFORE, BE IT RESOLVED by the board of
23 commissioners of the township of Nutley, county of Essex,
24 state of New Jersey that a contract for electrical services
25 be awarded to Sal Electric, 83 Fleet Street, Jersey City,

1 New Jersey.

2 I move the resolution.

3 COMMISSIONER EVANS: Second.

4 MADAM CLERK: Commissioner Rogers?

5 COMMISSIONER ROGERS: Aye.

6 MADAM CLERK: Commissioner Tucci?

7 COMMISSIONER TUCCI: Aye.

8 MADAM CLERK: Deputy Mayor Evans?

9 COMMISSIONER EVANS: Aye.

10 MADAM CLERK: Commissioner Scarpelli?

11 COMMISSIONER SCARPELLI: Aye.

12 COMMISSIONER TUCCI: That's all I have, Mayor
13 (sic).

14 COMMISSIONER EVANS: Thank you.

15 Commissioner Scarpelli, would you like to finish
16 up?

17 COMMISSIONER SCARPELLI: BE IT RESOLVED by the
18 board of commissioners, township of Nutley, county of Essex,
19 state of New Jersey that the township clerk is hereby
20 authorized to advertise for sealed bids for the 2014 various
21 roadway improvements in the township of Nutley to be
22 received on behalf of the board of commissioners in the
23 commissioner chambers, Township Hall, One Kennedy Drive,
24 Nutley, New Jersey on Wednesday, June 10th, 2015 at 3:00
25 prevailing time, at which time, they will be opened and

1 read.

2 I move the resolution.

3 COMMISSIONER ROGERS: Second.

4 MADAM CLERK: Commissioner Rogers?

5 COMMISSIONER ROGERS: Aye.

6 MADAM CLERK: Commissioner Tucci?

7 COMMISSIONER TUCCI: Aye.

8 MADAM CLERK: Deputy Mayor Evans?

9 COMMISSIONER EVANS: Aye.

10 MADAM CLERK: Commissioner Scarpelli?

11 COMMISSIONER SCARPELLI: Aye.

12 BE IT RESOLVED by the board of commissioners of
13 the township of Nutley, county of Essex, state of New Jersey
14 that the township clerk is hereby authorized to advertise
15 for sealed bids for Park Avenue Improvements, Section 3 in
16 the township of Nutley to be received on behalf of the board
17 of commissioners in commission chambers, Township Hall, One
18 Kennedy Drive, Nutley, New Jersey on Wednesday, June 10th,
19 2015 at 3:00 p.m. prevailing time, at which time, they will
20 be opened and read.

21 I move the resolution.

22 COMMISSIONER ROGERS: Second.

23 MADAM CLERK: Commissioner Rogers?

24 COMMISSIONER ROGERS: Aye.

25 MADAM CLERK: Commissioner Tucci?

1 COMMISSIONER TUCCI: Aye.

2 MADAM CLERK: Deputy Mayor Evans?

3 COMMISSIONER EVANS: Aye.

4 MADAM CLERK: Commissioner Scarpelli?

5 COMMISSIONER SCARPELLI: Aye.

6 That's all I have, Mayor.

7 COMMISSIONER EVANS: Thank you.

8 I have -- my first resolution this evening is I'm
9 reading on behalf of Mayor Petracco. He gave me a call.
10 And we noted earlier, he was out with a family event this
11 evening. But he wanted me to convey his full support for
12 this resolution which I'm about to read.

13 BE IT RESOLVED by the board of commissioners of
14 the township of Nutley, county of Essex, state of New Jersey
15 that Joanne Cocchiola be appointed municipal judge for the
16 township of Nutley for the 3-year term effective May 15th,
17 2015 through May 15th, 2018.

18 So move.

19 COMMISSIONER TUCCI: Second.

20 MADAM CLERK: Commissioner Rogers?

21 COMMISSIONER ROGERS: Aye.

22 MADAM CLERK: Commissioner Tucci?

23 COMMISSIONER TUCCI: Aye.

24 MADAM CLERK: Deputy Mayor Evans?

25 COMMISSIONER EVANS: Aye.

1 MADAM CLERK: Commissioner Scarpelli?

2 COMMISSIONER SCARPELLI: Aye.

3 COMMISSIONER EVANS: BE IT RESOLVED by the board of
4 commissioners of the township of Nutley in the county of
5 Essex, state of New Jersey that the treasurer be and she is
6 hereby authorized to refund overpayments of property taxes
7 in the amount of \$1,981.59 for block 5901, lot 30.

8 So move.

9 COMMISSIONER TUCCI: Second.

10 MADAM CLERK: Commissioner Rogers?

11 COMMISSIONER ROGERS: Aye.

12 MADAM CLERK: Commissioner Tucci?

13 COMMISSIONER TUCCI: Aye.

14 MADAM CLERK: Deputy Mayor Evans?

15 COMMISSIONER EVANS: Aye.

16 MADAM CLERK: Commissioner Scarpelli?

17 COMMISSIONER SCARPELLI: Aye.

18 COMMISSIONER EVANS: WHEREAS, the tax collector of
19 this municipality has previously issued tax sales
20 certificates to U.S. Bank Trust for TLCF 2012A, LLC
21 for block 5400, lot 13, certificate number 201430 in the
22 amount of \$287.99.

23 WHEREAS, the purchaser of the aforesaid tax sales
24 certificate has indicated to the tax collector that they
25 have lost or otherwise misplaced the original tax sales

1 certificate and have duly filed the appropriate affidavit of
2 loss with the tax collector; and

3 NOW, THEREFORE, BE IT RESOLVED that the tax
4 collector of the municipality be and is hereby authorized
5 upon receipt of the appropriately executed and notarized
6 loss affidavit and the payment of a fee of \$100 per
7 certificate to issue the appropriate tax sale duplicate
8 certificate to the said purchaser covering the certificate
9 lost as previously described in accordance with the
10 requirements of Chapter 99 of Public Laws of 1997.

11 BE IT FURTHER RESOLVED that a copy of this
12 resolution and the loss affidavit be attached to the
13 duplicate certificate to be issued to said purchaser and
14 that said duplicate certificate shall be stamped or
15 otherwise imprinted upon it the word duplicate as required
16 by law.

17 So move.

18 COMMISSIONER TUCCI: Second.

19 MADAM CLERK: Commissioner Rogers?

20 COMMISSIONER ROGERS: Aye.

21 MADAM CLERK: Commissioner Tucci?

22 COMMISSIONER TUCCI: Aye.

23 MADAM CLERK: Deputy Mayor Evans?

24 COMMISSIONER EVANS: Aye.

25 MADAM CLERK: Commissioner Scarpelli?

1 COMMISSIONER SCARPELLI: Aye.

2 COMMISSIONER EVANS: Alan, with your permission,
3 the next three resolutions I can summarize?

4 MR. GENITEMPO: Yes, yes.

5 COMMISSIONER EVANS: Thank you.

6 The first resolution, 158-15, is a resolution of
7 the township commissioners for the township of Nutley which
8 is authorizing a shared services agreement with the city of
9 Clifton concerning the joint consulting services related to
10 the redevelopment of the Hoffman LaRoche property,
11 specifically the medical school site, that portion of the
12 property and only that portion of the property.

13 We have previously issued a -- adopted a
14 resolution where we appointed Maser Consulting for a fee not
15 to exceed \$12,000 and that this particular resolution is now
16 authorizing the municipality to move forward with completing
17 a shared services arrangement with Clifton to utilize the
18 services of Maser Consulting.

19 NOW, THEREFORE, BE IT RESOLVED by the board of
20 commissioners of the township of Nutley that, in accordance
21 with the act, the board hereby authorizes and approves the
22 shared services agreement with the city of Clifton thereby,
23 inter alia, authorizing a contract with Maser Consulting for
24 joint professional planning, engineering, and consulting
25 services to assist in the redevelopment of the medical

1 center phase located in Nutley and Clifton;

2 BE IT FURTHER RESOLVED that the mayor and clerk
3 are hereby authorized and directed to execute, seal, and
4 deliver said shared service agreement wit the city of
5 Clifton on behalf of and in the name of the township; and

6 BE IT FURTHER RESOLVED that a copy of this
7 resolution shall be published as required by law within ten
8 days of its passage.

9 So move.

10 COMMISSIONER TUCCI: Second.

11 MADAM CLERK: Commissioner Rogers?

12 COMMISSIONER ROGERS: Aye.

13 MADAM CLERK: Commissioner Tucci?

14 COMMISSIONER TUCCI: Aye.

15 MADAM CLERK: Deputy Mayor Evans?

16 COMMISSIONER EVANS: Aye.

17 MADAM CLERK: Commissioner Scarpelli?

18 COMMISSIONER SCARPELLI: Aye.

19 COMMISSIONER EVANS: The next resolution is 159-
20 15. It's a resolution which is authorizing the hiring of
21 the Banker Group for professional services as it relates to
22 the redevelopment aspects of the Hoffman LaRoche property
23 itself. They're highly expert in redevelopment areas as
24 well as the negotiation of pilot agreements. So I'll read
25 in part.

1 WHEREAS, the scope of such financial impact
2 analysis and related consulting services includes a
3 collaboration with the planning and financial professionals
4 retained by Hackensack University Medical Center and Seton
5 Hall University in preparation of a financial impact
6 statement and analysis of the portion of the HLR
7 redevelopment project consisting mainly of the portion of
8 block 201, lot 1 and block 300, lot 1 as shown on the
9 official tax map of the township of Nutley, the medical
10 center phase, and to review and supplement the financial
11 impact analysis of such planning professionals related to
12 the medical center phase for such services provided by the
13 Banker Group, LLC at a cost and a contract amount not to
14 exceed \$17,500.

15 (Pause)

16 COMMISSIONER EVANS: WHEREAS, the above mentioned
17 consulting services are required for certain specified
18 professional services to be rendered or performed by a
19 person or person authorized by law to practice a recognized
20 profession.

21 NOW, THEREFORE, BE IT RESOLVED by the board of
22 commissioners of the township of Nutley that, in accordance
23 with the local public contracts law, the board hereby
24 authorizes and approves a contract with the Banker Group for
25 professional impact analysis and related consulting services

1 relating to the medical center phase of the HLR
2 redevelopment project as described herein and at a cost and
3 a contract amount not to exceed \$17,500.

4 BE IT FURTHER RESOLVED that the chief financial
5 officer has executed a certification of funds for the
6 contract and that sufficient funds are available for said
7 contract upon adoption of the 2015 budget.

8 BE IT FURTHER RESOLVED that the mayor and clerk
9 are hereby authorized and directed to execute, seal, and
10 deliver said contract for professional services on behalf of
11 and in the name of the township.

12 BE IT FURTHER RESOLVED that the business entity
13 disclosure certification, a business entity disclosure of
14 campaign contributions shall be placed on file with this
15 resolution; and

16 BE IT FURTHER RESOLVED that a copy of this
17 resolution shall be published as required by law within ten
18 days of its passage.

19 So move.

20 COMMISSIONER TUCCI: Second.

21 MADAM CLERK: Commissioner Rogers?

22 COMMISSIONER ROGERS: Aye.

23 MADAM CLERK: Commissioner Tucci?

24 COMMISSIONER TUCCI: Just for the record, I'd like
25 to note that I've worked with Mr. Banker and his group for

1 many years and that there is no one more qualified to
2 provide these services to the township of Nutley.

3 COMMISSIONER EVANS: Thank you.

4 MADAM CLERK: Deputy Mayor Evans?

5 COMMISSIONER EVANS: Aye.

6 MADAM CLERK: Commissioner Scarpelli?

7 COMMISSIONER SCARPELLI: Aye.

8 COMMISSIONER EVANS: My last resolution for the
9 evening is 160-15. This resolution relates to -- you may be
10 familiar with what's going on in the newspaper around COAH
11 and the actions that have been taken where the court system
12 now has responsibility to resolve COAH arrangements with
13 municipalities. In order to preserve our rights as a
14 municipality, we need to engage the services of a law firm
15 to lead the litigation elements and the court of appeal
16 elements related to this obligation.

17 Alan, before I proceed, is there anything further
18 that I should clarify with that?

19 MR. GENITEMPO: No, I think that's enough.

20 COMMISSIONER EVANS: All right. Thank you.

21 So pursuant to the FHA, the legislature
22 established the Council of Affordable Housing, whose duties
23 include but are not limited to determination of various
24 housing regions in the state of New Jersey, estimation of
25 the present and prospective need for low and moderate income

1 housing at the state, regional levels and adoption of
2 criteria and guidelines for a municipal determination of
3 present and prospective fair share of housing needs and
4 regions throughout the state pursuant to N.J.S.A. 53:27(D) -
5 307.

6 WHEREAS, in 2015, the Supreme Court eliminated a
7 municipality's administrative protections offered by COAH
8 and currently a municipality's only means of obtaining
9 substantial immunity for builder's remedy lawsuits is
10 through a declaratory judgment action incorporation second
11 round methodology; and

12 WHEREAS, there exists a need by the board of
13 commissioners of the township of Nutley for legal services
14 to prepare declaratory judgment action and provide legal
15 services related to the township's affordable housing
16 requirement.

17 NOW, THEREFORE, BE IT RESOLVED by the board of
18 commissioners of the township of Nutley that, in accordance
19 with the local public contracts law, hereby authorizes and
20 approves the award of a professional services contract to
21 John Inglesino, Esquire of the firm of Inglesino, Webster,
22 Wyciskala & Taylor pursuant to a non-fair and open process
23 in accordance with the provisions of N.J.S.A. 19:44A-20.5 as
24 legal counsel in accordance with a contract for professional
25 services, which shall provide that the legal counsel or any

1 attorney on staff shall be paid an hourly rate of \$215 an
2 hour for legal services by attorneys and an hourly rate of
3 \$100 for services performed by paralegal or law clerks.

4 FURTHER RESOLVED that the chief financial officer
5 has executed certification of funds for the contract and
6 that sufficient funds are available for said contract upon
7 adoption of the 2015 budget.

8 FURTHER RESOLVED that the mayor and clerk are
9 hereby authorized and directed to execute, seal, and deliver
10 said contract for professional services on behalf of and in
11 the name of the township.

12 FURTHER RESOLVED that the business disclosure
13 entity certification and business entity disclosure of
14 campaign contributions shall be placed on file with this
15 resolution and, finally, that a copy of this resolution
16 shall be published, as required by law, within ten days of
17 passage.

18 So move.

19 COMMISSIONER TUCCI: Second.

20 MADAM CLERK: Commissioner Rogers?

21 COMMISSIONER ROGERS: Aye.

22 MADAM CLERK: Commissioner Tucci?

23 COMMISSIONER TUCCI: Aye.

24 MADAM CLERK: Deputy Mayor Evans?

25 COMMISSIONER EVANS: Aye.

1 MADAM CLERK: Commissioner Scarpelli?

2 COMMISSIONER SCARPELLI: Aye.

3 COMMISSIONER EVANS: Thank you. That concludes
4 the formal business for the evening.

5 Would anyone like to approach the microphone this
6 evening?

7 (Pause)

8 MS. LANDRY: Hello. How are you all doing? One
9 quick question.

10 MADAM CLERK: Sorry. Could you just state your
11 name?

12 MS. LANDRY: Oh, Penny Landry, 135 Lakeside Drive.

13 MADAM CLERK: Thank you.

14 MS. LANDRY: I went to the New Jersey State
15 Treasurer's Office website, and it lists for the 2015 budget
16 Nutley total formula state aid \$2,647,630. Does the board
17 of commissioners know how much our total state aid for 2015
18 will be? And is this \$2,647,000 that number?

19 COMMISSIONER EVANS: That is the number for the
20 municipal -- what they call the formula aid. That's that
21 piece of it. That does not include the transitional aid
22 that we receive, which would be an additional amount.

23 MS. LANDRY: And so we know what that additional
24 amount of transitional aid is?

25 COMMISSIONER EVANS: Yes, we have -- actually,

1 when we did the public hearing on the budget, we were able
2 to anticipate --

3 MS. LANDRY: Eighty-five percent.

4 COMMISSIONER EVANS: -- 85 percent, which is
5 roughly \$5.2 million. We've been --

6 MS. LANDRY: And do we know when we will get
7 confirmation from the state that we will receive 85 percent?

8 COMMISSIONER EVANS: We actually received
9 confirmation from the state that we're going to receive a
10 little bit more than that.

11 MS. LANDRY: Okay.

12 COMMISSIONER EVANS: We're going to receive \$5.5
13 million, but it's subject to the adoption of the state
14 budget, which takes place on July 1st. So while we are
15 aware of the number for this coming year, we're not adopting
16 our budget until the first meeting in June, awaiting the
17 final approval from the state.

18 MS. LANDRY: That was my next question. So the
19 Nutley municipal budget will be adopted the first week in
20 June at the June meeting?

21 COMMISSIONER EVANS: Correct, at this point, yes.

22 MS. LANDRY: And right now, we're anticipating
23 \$5.5 million in transitional aid to be split between Nutley,
24 the board of ed., and the county, correct?

25 COMMISSIONER EVANS: Correct.

1 MS. LANDRY: Thank you very much.

2 COMMISSIONER EVANS: Would anyone else like to
3 speak before the board of commissioners this evening?

4 Seeing no one, --

5 COMMISSIONER ROGERS: I just have one statement
6 before Commissioner Scarpelli moves to adjourn.

7 Last Friday evening, we had our ninth Relay for
8 Life event up at Demuro Park, which started Friday evening
9 and went into early Saturday morning. And I would be remiss
10 if I didn't recognize the two wonderful co-chairpersons for
11 this year's event, Heather Soto and Dana Hess and their
12 committee, which was comprised of Brenda Sherman (ph), Tammy
13 Tribble (ph), Kevin Knight (ph), Tom McEmery (ph), Allan
14 McGill (ph), Diedre Hollywood (ph), Linda Bussette (ph),
15 Breaux Brush (ph), in addition to my park folks, Chrissy
16 Bevere (ph), Linda Hamilton (ph), Mary Fenue (ph), Harry
17 Kirk (ph), Frank Demaio (ph), and Dominic Azanari (ph) and
18 all of our sponsors, all right, who really stepped up.

19 We are a very special town. What makes us so
20 special is our sense of community. And in doing a little
21 research in, I guess, it was Ann Troy's history of Nutley
22 book, going back to 1895, one of the distinctions that
23 Nutley held was that its citizens volunteered and stepped up
24 whenever there was a need.

25 So from 1895 all the way through 2015, the people

1 may have changed, but the spirit hasn't changed. And I'm
2 very proud to announce that through last year, we raised
3 \$775,000 for the American Cancer Society. And so far at
4 this year's event, the ninth year of relay, we are at
5 \$120,000 and still counting.

6 So I expect to be right around 900,000.

7 (Applause)

8 COMMISSIONER ROGERS: And the best part of this
9 is the applause that we just heard is for all of the people
10 that did all of the work. Relay for Life is not about any
11 one individual. It's not about any one standing up and
12 receiving accolades for any action.

13 It's a community project. And this community
14 really stepped up. And I think we have distinguished
15 ourselves as one of the leading communities in the state of
16 New Jersey as far as commitment and people and how we stick
17 together and come together to do what's right, not only for
18 Nutley, but for the greater community.

19 And for that, I'd just like to thank all of my
20 colleagues here this evening for all of their support on
21 relay and Mayor Petracco, who's not here this evening, for
22 all of his efforts and all of our citizens and all of their
23 friends and relatives that came together to participate to
24 help us fight this deadly disease. So hopefully, next year
25 we're going to be here at our relay.

1 And I want to invite everyone from now because the
2 work starts -- actually, the relay was over Saturday. The
3 work started on Sunday. We hope in our tenth year to hit
4 that million dollar mark and really celebrate this township.

5 COMMISSIONER EVANS: Okay.

6 COMMISSIONER ROGERS: So thank you, everyone for
7 everything that you've done. And let's keep up the good
8 work until we finish this fight.

9 Thank you, Mayor.

10 COMMISSIONER EVANS: Congratulations.

11 COMMISSIONER TUCCI: Motion to adjourn.

12 COMMISSIONER ROGERS: Second.

13 MADAM CLERK: Commissioner Rogers?

14 COMMISSIONER ROGERS: Aye.

15 MADAM CLERK: Commissioner Tucci?

16 COMMISSIONER TUCCI: Aye.

17 MADAM CLERK: Deputy Mayor Evans?

18 COMMISSIONER EVANS: Aye.

19 MADAM CLERK: Commissioner Scarpelli?

20 COMMISSIONER SCARPELLI: Aye.

21 MADAM CLERK: Time is now 8:39.

22 (Whereupon, these proceedings were concluded at 8:39
23 PM)

24

25

AGENDA
TOWNSHIP OF NUTLEY
BOARD OF COMMISSIONERS
PUBLIC MEETING
TUESDAY, MAY 19, 2015 / 7:00P.M.

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.

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 11, 2014 issues of The Nutley Sun, The Star Ledger and The Herald News. 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 Rogers
Commissioner Tucci
Commissioner Evans
Commissioner Scarpelli
Mayor Petracco

MINUTES:

April 7, 2015 Executive Session (BoE & BoC Joint Meeting)
April 7, 2015 Executive Session
April 21, 2015 Executive Session
April 21, 2015

COMMUNICATIONS/CORRESPONDENCE:

PROCLAMATION:

REPORTS:

Commissioner Scarpelli/Monthly Progress Report/April 2015
Commissioner Tucci/Shade Tree Report/March 2015

BILLS:

ORDINANCE INTRODUCTIONS:

ORDINANCE PUBLIC HEARINGS:

RESOLUTIONS (22):

Commissioner Rogers:

Commissioner Tucci (10):

- No. 143-15/Commend for Completion of Eagle Scout Court of Honor/Maxwell Joseph Meglio
No. 144-15/Commend for Completion of Eagle Scout Court of Honor/Andre John Benitez
No. 145-15/Commend for Completion of Eagle Scout Court of Honor/Dante Esteban Nunez
No. 146-15/Commend for Completion of Eagle Scout Court of Honor/Ian Carson Loveall
No. 147-15/Commend for Completion of Eagle Scout Court of Honor/Rudolph Albert Meglio
No. 148-15/Authorize Contract for Support and Maintenance of Avaya Phone System/Viper Communications/Amount of \$10,800.00 per Year/Three Year Agreement
No. 149-15/Authorize Leave of Absence without Pay/Victor Verga/April 1, 2015 to September 30, 2015
No. 150-15/Authorize Refund of Tree Permit Fees/19 Glendale Street/Amount of \$150.00
No. 157-15/Award Contract for Plumbing, Heating, Air Conditioning, and Refrigeration Services/Advanced Mechanical Corp, 173 Franklin Avenue, Nutley, New Jersey
No. 161-15 Award of Contract for Electrical Services/Sal Electric Co, 83 Fleet Street, Jersey City, New Jersey

Commissioner Evans (5):

- No. 151-15/Refund Overpayment of Property Taxes/Block 5901 Lot 30, 112 William Street/Amount of \$1,981.59
No. 152-15/Issue Duplicate Tax Sale Certificate/Block 5400 Lot 13/Amount of \$287.99
No. 158-15/Authorize Shared Services Agreement with City of Clifton/Joint Consulting Services Related to Redevelopment of Portion of Hoffman LaRoche
No. 159-15/Authorize Contract for Financial Services Related to Hoffman LaRoche/Banker Group, LLC
No. 160-15/Authorize Engagement of Legal Counsel for Affordable Housing/Inglesino, Webster, Wyciskala & Taylor, LLC.

Commissioner Scarpelli (3):

- No. 153-15/Authorize Advertisement for Sealed Bids/2014 Various Roadway Improvements/To be Received Wednesday, June 10, 2015 at 3:00P.M.
No. 154-15/Authorize Advertisement for Sealed Bids/Park Avenue Improvements (Section 3)/To be Received Wednesday, June 10, 2015 at 3:00P.M.
No. 156-15/Celebrate 100th Year Anniversary of Lincoln Elementary School/September 11, 2015

Mayor Petracco (4):

- No. 140-15/Reappoint Municipal Judge/Joanne Cocchiola/Effective May 15, 2015 through May 15, 2018
No. 155-15/Grant 30 Day Leave of Absence Without Pay for Public Safety Employee/Daniel Watts, Nutley Police Dispatcher/Effective May 23, 2015 through June 21, 2015
No. 162-15/Authorize Advertisement for Sealed Bids/Police Firearms/To be Received Wednesday, June 10, 2015 at 3:00P.M.
No. 163-15/Authorize Memorandum of Agreement with Nutley Dispatchers I.B.E.W. Local 1158

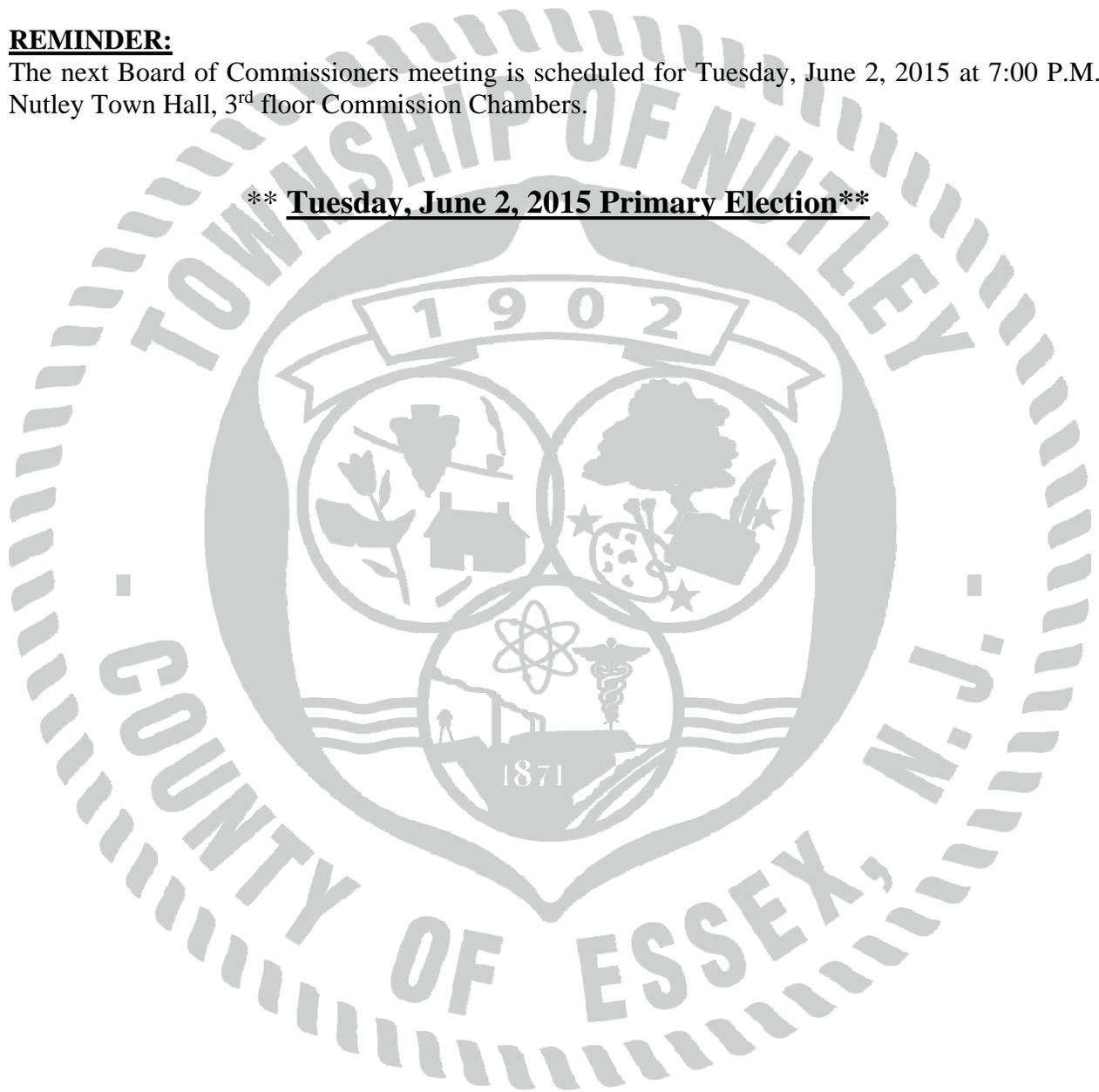
MEETING OPEN TO THE PUBLIC:

ADJOURNMENT:

REMINDER:

The next Board of Commissioners meeting is scheduled for Tuesday, June 2, 2015 at 7:00 P.M., Nutley Town Hall, 3rd floor Commission Chambers.

**** Tuesday, June 2, 2015 Primary Election****



BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Mauro G. Tucci *Date:* May 19, 2015

Seconded by: Deputy Mayor Thomas J. Evans *No.* 143-15

WHEREAS, to earn the Eagle Scout rank, the highest advancement rank in Scouting, a Boy Scout must fulfill requirements in the areas of leadership, service, and outdoor skills; and

WHEREAS, although many options are available to demonstrate proficiency in these areas, a number of specific requirements are necessary to advance through the ranks - Tenderfoot, Second Class, First Class, Star, Life, and Eagle; and

WHEREAS, to advance, a Boy Scout must pass specific tests that are organized by requirements and merit badges; and

WHEREAS, at each of his rank advancements, a Boy Scout takes part in a Scoutmaster conference, and beginning with the Star rank, and continuing through Life and Eagle, a Scout must demonstrate participation in increasingly more responsible service projects; and

WHEREAS, first the Scout learns; second the Scout is tested; third the Scout is reviewed and fourth the Scout is recognized, and the final step in advancement involves presentation of the badge, at a ceremony before the entire troop; and

WHEREAS, Maxwell Joseph Meglio achieved Eagle Scout rank, upon completion of his Eagle Project of repainting the walls and resurfacing the floors at the Nutley Volunteer Emergency Rescue Squad as well as furnishing the volunteers with twelve new comforters for their beds;

NOW THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey congratulates and commends Maxwell Joseph Meglio on achievement in completing his Eagle Scout Court of Honor and extends their best wishes for continued success.

I, Eleni Petras, 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 May 19, 2015

<i>Record of Vote</i>	<i>Commissioner Rogers</i>	<i>Commissioner Tucci</i>	<i>Commissioner Evans</i>	<i>Commissioner Scarpelli</i>	<i>Mayor Petracco</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: May 19, 2015
 Seconded by: Deputy Mayor Thomas J. Evans No. 144-15

WHEREAS, to earn the Eagle Scout rank, the highest advancement rank in Scouting, a Boy Scout must fulfill requirements in the areas of leadership, service, and outdoor skills; and

WHEREAS, although many options are available to demonstrate proficiency in these areas, a number of specific requirements are necessary to advance through the ranks - Tenderfoot, Second Class, First Class, Star, Life, and Eagle; and

WHEREAS, to advance, a Boy Scout must pass specific tests that are organized by requirements and merit badges; and

WHEREAS, at each of his rank advancements, a Boy Scout takes part in a Scoutmaster conference, and beginning with the Star rank, and continuing through Life and Eagle, a Scout must demonstrate participation in increasingly more responsible service projects; and

WHEREAS, first the Scout learns; second the Scout is tested; third the Scout is reviewed and fourth the Scout is recognized, and the final step in advancement involves presentation of the badge, at a ceremony before the entire troop; and

WHEREAS, Andre John Benitez achieved Eagle Scout rank, upon completion of his Eagle Project of repairing and repainting 3 classrooms in his church, where children go for their Sunday School Lessons and the Church hosts IHN families;

NOW THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey congratulates and commends Andre John Benitez on achievement in completing his Eagle Scout Court of Honor and extends their best wishes for continued success.

. . .

I, Eleni Petras, 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 May 19, 2015

<i>Record of Vote</i>	<i>Commissioner Rogers</i>	<i>Commissioner Tucci</i>	<i>Commissioner Evans</i>	<i>Commissioner Scarpelli</i>	<i>Mayor Petracco</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: May 19, 2015
 Seconded by: Deputy Mayor Thomas J. Evans No. 145-15

WHEREAS, to earn the Eagle Scout rank, the highest advancement rank in Scouting, a Boy Scout must fulfill requirements in the areas of leadership, service, and outdoor skills; and

WHEREAS, although many options are available to demonstrate proficiency in these areas, a number of specific requirements are necessary to advance through the ranks - Tenderfoot, Second Class, First Class, Star, Life, and Eagle, and

WHEREAS, to advance, a Boy Scout must pass specific tests that are organized by requirements and merit badges, and

WHEREAS, at each of his rank advancements, a Boy Scout takes part in a Scoutmaster conference, and beginning with the Star rank, and continuing through Life and Eagle, a Scout must demonstrate participation in increasingly more responsible service projects

WHEREAS, first the Scout learns; second the Scout is tested; third the Scout is reviewed and fourth the Scout is recognized, and the final step in advancement involves presentation of the badge, at a ceremony before the entire troop, and

WHEREAS, Dante Esteban Nunez achieved Eagle Scout rank, upon completion of his Eagle Project of refinishing an outbuilding in a church cemetery; clearing debris and installing a barrier fence to prevent animals from nesting under the building and planting a tree in Preacher's Circle; and

NOW THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey congratulates and commends Dante Esteban Nunez on achievement in completing his Eagle Scout Court of Honor and extends their best wishes for continued success.

. . .

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 May 19, 2015

<i>Record of Vote</i>	<i>Commissioner Rogers</i>	<i>Commissioner Tucci</i>	<i>Commissioner Evans</i>	<i>Commissioner Scarpelli</i>	<i>Mayor Petracco</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: May 19, 2015
 Seconded by: Deputy Mayor Thomas J. Evans No. 146-15

WHEREAS, to earn the Eagle Scout rank, the highest advancement rank in Scouting, a Boy Scout must fulfill requirements in the areas of leadership, service, and outdoor skills; and

WHEREAS, although many options are available to demonstrate proficiency in these areas, a number of specific requirements are necessary to advance through the ranks - Tenderfoot, Second Class, First Class, Star, Life, and Eagle; and

WHEREAS, to advance, a Boy Scout must pass specific tests that are organized by requirements and merit badges; and

WHEREAS, at each of his rank advancements, a Boy Scout takes part in a Scoutmaster conference, and beginning with the Star rank, and continuing through Life and Eagle, a Scout must demonstrate participation in increasingly more responsible service projects; and

WHEREAS, first the Scout learns; second the Scout is tested; third the Scout is reviewed and fourth the Scout is recognized, and the final step in advancement involves presentation of the badge, at a ceremony before the entire troop; and

WHEREAS, Ian Carson Loveall achieved Eagle Scout rank, upon completion of his Eagle Project of renovating a nature cabin at Camp NEJEDA for diabetic children, removed all existing items, cleaned and rebuilt work stations, displays, bookshelves and cabinets; He also sanded and varnished the wood floors, painted and decorated the walls;

NOW THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey congratulates and commends Ian Carson Loveall on achievement in completing his Eagle Scout Court of Honor and extends their best wishes for continued success.

. . .

I, Eleni Peltas, 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 May 19, 2015

<i>Record of Vote</i>	<i>Commissioner Rogers</i>	<i>Commissioner Tucci</i>	<i>Commissioner Evans</i>	<i>Commissioner Scarpelli</i>	<i>Mayor Petracco</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:* May 19, 2015
Seconded by: Deputy Mayor Thomas J. Evans *No.* 147-15

WHEREAS, to earn the Eagle Scout rank, the highest advancement rank in Scouting, a Boy Scout must fulfill requirements in the areas of leadership, service, and outdoor skills; and

WHEREAS, although many options are available to demonstrate proficiency in these areas, a number of specific requirements are necessary to advance through the ranks - Tenderfoot, Second Class, First Class, Star, Life, and Eagle; and

WHEREAS, to advance, a Boy Scout must pass specific tests that are organized by requirements and merit badges; and

WHEREAS, at each of his rank advancements, a Boy Scout takes part in a Scoutmaster conference, and beginning with the Star rank, and continuing through Life and Eagle, a Scout must demonstrate participation in increasingly more responsible service projects; and

WHEREAS, first the Scout learns; second the Scout is tested; third the Scout is reviewed and fourth the Scout is recognized, and the final step in advancement involves presentation of the badge, at a ceremony before the entire troop; and

WHEREAS, Rudolph Albert Meglio achieved Eagle Scout rank, upon completion of his Eagle Project of removing and the erecting a log fire ring seating area suited for a hundred and twenty campers and then dug and rebuilt the fire ring as well as a stone memory garden at Fairview Lakes YMCA Camp;

NOW THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey congratulates and commends Rudolph Albert Meglio on achievement in completing his Eagle Scout Court of Honor and extends their best wishes for continued success.

. . .

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 May 19, 2015

<i>Record of Vote</i>	<i>Commissioner Rogers</i>	<i>Commissioner Tucci</i>	<i>Commissioner Evans</i>	<i>Commissioner Scarpelli</i>	<i>Mayor Petracco</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: May 19, 2015

Seconded by: Deputy Mayor Thomas J. Evans No. 148-15

WHEREAS, the Township of Nutley has the need to acquire support and maintenance of the Township Avaya Communication Manager 6.0 IP Phone System; and

WHEREAS, NJSA 40A: 11-5 (f) permits the award of Contract without bidding for the supply of any services which is public utility subject to the jurisdiction of the BPU; and

WHEREAS, the proposal from Viper Communications, in the amount of \$10,800.00 per year, will provide mandatory 24/7/365 Emergency Support and Maintenance and is recommended by the Township's Office of Information Technology Administrator; and

WHEREAS, the anticipated term of this contract is a (3) three year agreement; and

WHEREAS, funds are available from Account # 510-237, and have been certified by the Chief Financial Officer, and said certification is 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 the Mayor and Township Clerk be and they are hereby authorized to enter into a contract with Viper Communications for the Avaya Phone System Maintenance throughout the Township of Nutley.

. . .

I, Eleni Pettas, 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 May 19, 2015

<i>Record of Vote</i>	<i>Commissioner Rogers</i>	<i>Commissioner Tucci</i>	<i>Commissioner Evans</i>	<i>Commissioner Scarpelli</i>	<i>Mayor Petracco</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:* _____ May 19, 2015 _____
Seconded by: _____ Deputy Mayor Thomas J. Evans _____ *No.* _____ 149-15 _____

WHEREAS, Victor Verga was a Bus Driver in the Department of Parks and Public Property, has requested a leave of absence without pay; and

WHEREAS, Victor Verga, a part-time employee under the provision of civil service in the State of New Jersey, may receive a Leave of Absence without pay in accordance with the New Jersey Administrative Code, Title 4A:6-12B;

NOW THEREFORE BE IT RESOLVED by the Board of Commissioners, Township of Nutley, County of Essex, State of New Jersey, that this leave be granted from April 1, 2015 to September 30, 2015.

. . .

I, Eleni Pettas, 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 _____ May 19, 2015

<i>Record of Vote</i>	<i>Commissioner Rogers</i>	<i>Commissioner Tucci</i>	<i>Commissioner Evans</i>	<i>Commissioner Scarpelli</i>	<i>Mayor Petracco</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:* May 19, 2015
Seconded by: Deputy Mayor Thomas J. Evans *No.* 150-15

WHEREAS, the Township of Nutley Ordinance # 665-22, "Preservation of Trees," states that Tree Removal Permits must be obtained for a cost of \$50.00 per tree; and

WHEREAS, the Township of Nutley Department of Parks and Recreation authorizes a refund for each tree permit submitted upon the planting of a new tree on the said property, replacement tree(s) size and species being approved in advance by the Township Forester; and

WHEREAS, funds will be available from account C-01-904-905;

NOW THEREFORE, BE IT RESOLVED, that the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey that the Township Treasurer be and she is hereby authorized to refund the Tree Permit Fee collected as per the Shade Tree Preservation Ordinance.

Victor J. Prieto *19 Glendale Street* *\$150.00*
(3 trees @ \$50 = \$150)

. . .

I, *Eleni Petras*, 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 on May 19, 2015

<i>Record of Vote</i>	<i>Commissioner Rogers</i>	<i>Commissioner Tucci</i>	<i>Commissioner Evans</i>	<i>Commissioner Scarpelli</i>	<i>Mayor Petracco</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 Thomas J. Evans _____ *Date:* _____ May 19, 2015 _____
Seconded by: _____ Commissioner Mauro G. Tucci _____ *No.* _____ 151-15 _____

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 overpayments of the property taxes in the amount of \$1,981.59 for the following accounts.

Block & Lot	Address	Amount
5901 - 30	112 William St.	\$1,981.59 5/2015

. . .

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 _____ May 19, 2015 _____
Eleni Pettas

Record of Vote	Commissioner Rogers	Commissioner Tucci	Commissioner Evans	Commissioner Scarpelli	Mayor Petracco
<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 Thomas J. Evans Date: May 19, 2015
 Seconded by: Commissioner Mauro G. Tucci No. 152-15

WHEREAS, the Tax Collector of this municipality has previously issued tax sale certificates to US BANK CUST FOR TLCF 2012A LLC, for the following block and lots:

WHEREAS, the purchaser of the aforesaid tax sale certificate has indicated to the Tax Collector that they have lost or otherwise misplaced the original tax sale certificate and have duly filed the appropriate Affidavit of Loss with the Tax Collector; and

NOW, THEREFORE, BE IT RESOLVED that the Tax Collector of the municipality be and is hereby authorized, upon receipt of the appropriately executed and notarized Loss Affidavit and the payment of a fee of \$100.00 per certificate, to issue appropriate duplicate tax sale certificate to the said purchaser covering the certificate lost as previously described all in accordance with the requirements of Chapter 99 of Public Laws of 1997.

BE IT FURTHER RESOLVED, that a copy of this resolution and the Loss Affidavit be attached to the duplicate certificate to be issued to said purchaser and that said duplicate certificate shall be stamped or otherwise have imprinted upon it the word "Duplicate" as required by law.

Block & Lot	Certificate:	Amount
5400 - 13	#201430	\$287.99

. . .

I, Eleni Petras, 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 May 19, 2015

Record of Vote	Commissioner Rogers	Commissioner Tucci	Commissioner Evans	Commissioner Scarpelli	Mayor Petracco
Yes	X	X	X	X	
No					
Not Voting					
Absent/Excused					X

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Joseph P. Scarpelli *Date:* May 19, 2015
Seconded by: Commissioner Steven Rogers *No.* 153-15

BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, that the Township Clerk is hereby authorized to advertise for sealed bids for the 2014 Various Roadway Improvements, in the Township of Nutley, to be received on behalf of the Board of Commissioners, in the Commission Chambers, Township Hall, 1 Kennedy Drive, Nutley, NJ, 07110, on Wednesday, June 10, 2015 at 3:00 P.M. prevailing time, at which time they will be 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 May 19, 2015

<i>Record of Vote</i>	<i>Commissioner Rogers</i>	<i>Commissioner Tucci</i>	<i>Commissioner Evans</i>	<i>Commissioner Scarpelli</i>	<i>Mayor Petracco</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 Joseph P. Scarpelli *Date:* May 19, 2015
Seconded by: Commissioner Steven Rogers *No.* 154-15

BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, that the Township Clerk is hereby authorized to advertise for sealed bids for Park Avenue Improvements, (Section 3), in the Township of Nutley, to be received on behalf of the Board of Commissioners, in the Commission Chambers, Township Hall, 1 Kennedy Drive, Nutley, NJ, 07110, on Wednesday, June 10, 2015 at 3:00 P.M. prevailing time, at which time they will be opened and read.

. . .

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 May 19, 2015

<i>Record of Vote</i>	<i>Commissioner Rogers</i>	<i>Commissioner Tucci</i>	<i>Commissioner Evans</i>	<i>Commissioner Scarpelli</i>	<i>Mayor Petracco</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 Steven Rogers for Mayor Petracco *Date:* May 19, 2015
Seconded by: Commissioner Joseph P. Scarpelli *No.* 155-15

BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey that Daniel Watts, Nutley Police Dispatcher, an employee in the Department of Public Safety, be granted a 30 day leave of absence, without pay, effective May 23, 2015 through June 21, 2015.

. . .

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 May 19, 2015

<i>Record of Vote</i>	<i>Commissioner Rogers</i>	<i>Commissioner Tucci</i>	<i>Commissioner Evans</i>	<i>Commissioner Scarpelli</i>	<i>Mayor Petracco</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 Joseph P. Scarpelli *Date:* May 19, 2015
Seconded by: Commissioner Steven Rogers *No.* 156-15

WHEREAS, Lincoln Elementary School will celebrate its centennial anniversary on September 11, 2015; and

WHEREAS, Lincoln Elementary School was established on September 11, 1915 with a total enrollment of 267 students and one head teacher, Ethel B. Hallock; and

WHEREAS, the land on which the school now lies on Harrison Street was purchased for \$5,000.00 dollars; and

WHEREAS, there have been a total of 10 principals since its inception, five men and five women; and

Leroy Smith	George Gove
Alice Bickers	Alexander Goldberg
Agnus Kelly	Ralph DeAndrea
Alexander Conrad	Dorothy Mutch
Cynthia Healy	Lorraine Restel

WHEREAS, Lincoln Elementary School has had a profound educational and social impact on its students as well as the multi-generational families living within the community; and

WHEREAS, the Board of Commissioners are proud and honored by the many achievements of past and present students, staff and community members who graced the halls of Lincoln Elementary School and anticipate continued success in the days and years ahead;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, that September 11, 2015 be proclaimed the celebration of the 100th year anniversary of Lincoln Elementary School and congratulate all those in the community, past and present involved with this historic milestone.

. . .

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 May 19, 2015

<i>Record of Vote</i>	<i>Commissioner Rogers</i>	<i>Commissioner Tucci</i>	<i>Commissioner Evans</i>	<i>Commissioner Scarpelli</i>	<i>Mayor Petracco</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:* May 19, 2015
Seconded by: Deputy Mayor Thomas J. Evans *No.* 157-15

WHEREAS, sealed bids were received for Plumbing, Heating, Air Condition, and Refrigeration service and purchase of equipment on April 29, 2015 in the Township of Nutley; and

WHEREAS, Advanced Mechanical Corp, 173 Franklin Ave, Nutley NJ was the low bidder at:

Service Per hour rate	\$75.00
Improvement of Kingsland Manor Purchase	\$12,700
Improvement of Town Hall	\$6,500

WHEREAS, the contract is not to exceed \$30,000 and funds are available from Account #508-200 for services contingent upon adoption of the 2015 budget, Capital Account 3494K not to exceed \$19,200 for purchase at Kingsland Manor and Town Hall, 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 for Plumbing, Heating, Air Conditioning, and Refrigeration service and purchase be awarded to Advanced Mechanical Corp.

. . .

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 May 19, 2015

<i>Record of Vote</i>	<i>Commissioner Rogers</i>	<i>Commissioner Tucci</i>	<i>Commissioner Evans</i>	<i>Commissioner Scarpelli</i>	<i>Mayor Petracco</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 Evans, along with the Board of Commissioners *Date:* May 19, 2015
Seconded by: Commissioner Mauro G. Tucci *No.* 158-15

RESOLUTION OF THE TOWNSHIP COMMISSIONERS OF THE TOWNSHIP OF NUTLEY AUTHORIZING A SHARED SERVICES AGREEMENT WITH THE CITY OF CLIFTON CONCERNING JOINT CONSULTING SERVICES RELATED TO THE REDEVELOPMENT OF A PORTION OF THE HOFFMAN LAROCHE REDEVELOPMENT PROJECT

WHEREAS, there exists the need by the Board of Commissioners (the “Board”) of the Township of Nutley (“Nutley”) for specialized professional planning, engineering and consulting services to be rendered by a professional relating to a portion of the redevelopment project known as the Hoffman LaRoche redevelopment project under the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the “HLR Redevelopment Project”); and

WHEREAS, the scope of such professional planning, engineering and consulting services includes a collaboration with the planning professionals retained by Hackensack University Medical Center and Seton Hall University, and other parties, on the preparation of a redevelopment plan for the portion of the HLR Redevelopment Project consisting mainly of a portion of Block 201, Lot 1 and Block 300, Lot 1 as shown on the official tax map of the Township of Nutley (the “Medical Center Phase”), and to review and supplement the work product of such planning professionals in the preparation of a redevelopment plan relating to the Medical Center Phase, which services can be provided by Maser Consulting, P.A.; and

WHEREAS, a portion of the Medical Center Phase is also located in the City of Clifton (“Clifton”) mainly of a portion of Block 80.02, Lot 1 as shown on the official tax map of the City of Clifton; and

WHEREAS, the Commissioners have reviewed the qualifications of Maser Consulting, P.A. and have deemed them appropriate and acceptable, and consistent with the professional planning and engineering services required by the Board for the Medical Center Phase of the HLR Redevelopment Project as described herein; and

WHEREAS, the provision of such professional planning, engineering and consulting services for the Medical Center Phase in Nutley and Clifton is best accomplished through a joint services contract; and

WHEREAS, pursuant to the Uniform Shared Services and Consolidation Act (the “Act”), N.J.S.A. 40A:65-1, et seq., any municipality of the State of New Jersey may enter into an agreement with any other municipality or municipalities for the shared provision within their several jurisdictions of any service that any party to the agreement is empowered to provide or receive within its own jurisdiction; and

WHEREAS, Nutley desires to enter into a shared services agreement with Clifton under the Act thereby, inter alia, authorizing a contract with Maser Consulting, P.A. for joint professional planning, engineering and consulting services to assist in the redevelopment of the Medical Center Phase located in Nutley and Clifton,

which will be further delineated and identified in a future subdivision, and to establish all obligations of Clifton and Nutley, respectively, in connection therewith (the "Shared Services Agreement"); and

WHEREAS, Nutley desires to authorize and approve the Shared Services Agreement pursuant to N.J.S.A. 40A:65-5 of the Act; and

WHEREAS, Nutley and Clifton anticipate that they will into other shared services agreements relating to the future development of the HLR Redevelopment Project as it progresses.

NOW, THEREFORE BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley that, in accordance with the Act, the Board hereby authorizes and approves the Shared Services Agreement with the City of Clifton thereby, inter alia, authorizing a contract with Maser Consulting, P.A. for joint professional planning, engineering and consulting services to assist in the redevelopment of the Medical Center Phase located in Nutley and Clifton; and

BE IT FURTHER RESOLVED, that the Mayor and Clerk are hereby authorized and directed to execute, seal and deliver said Shared Services Agreement with the City of Clifton on behalf of and in the name of the Township; and

BE IT FURTHER RESOLVED, that a copy of this Resolution shall be published as required by law within ten (10) days of its passage.

...

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 May 19, 2015

<i>Record of Vote</i>	<i>Commissioner Rogers</i>	<i>Commissioner Tucci</i>	<i>Commissioner Evans</i>	<i>Commissioner Scarpelli</i>	<i>Mayor Petrucco</i>
<i>Yes</i>					
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Evans, along with the Board of Commissioners *Date:* May 19, 2015

Seconded by: Commissioner Mauro G. Tucci *No.* 159-15

RESOLUTION OF THE TOWNSHIP COMMISSIONERS OF THE TOWNSHIP OF NUTLEY AUTHORIZING A CONTRACT WITH THE BANKER GROUP, LLC FOR SERVICES RELATING TO THE REVIEW AND PREPARATION OF THE FISCAL AND FINANCIAL IMPACTS OF THE REDEVELOPMENT OF A PORTION OF THE HOFFMAN LAROCHE REDEVELOPMENT PROJECT

WHEREAS, there exists the need by the Board of Commissioners of the Township of Nutley (the “Board”) for specialized financial impact analyses and related consulting services to be rendered by a professional relating to a portion of the redevelopment project known as the Hoffman LaRoche redevelopment project under the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the “HLR Redevelopment Project”); and

WHEREAS, the scope of such financial impact analyses and related consulting services includes a collaboration with the planning and financial professionals retained by Hackensack University Medical Center and Seton Hall University on the preparation of a fiscal impact statement and analysis for the portion of the HLR Redevelopment Project consisting mainly of a portion of Block 201, Lot 1 and Block 300, Lot 1 as shown on the official tax map of the Township of Nutley (the “Medical Center Phase”), and to review and supplement the financial and fiscal impact analyses of such planning professionals relating to the Medical Center Phase, which services can be provided by The Banker Group, LLC at a cost and contract amount not to exceed \$17,500.00; and

WHEREAS, the abovementioned consulting services are required for certain specified professional services to be rendered or performed by a person or persons authorized by law to practice a recognized profession; and

WHEREAS, the performance of said financial impact analyses and related consulting services require knowledge of an advanced type in a field of learning acquired by a prolonged formal course of specialized training study, as distinguished from general academic instruction or apprenticeship and training; and

WHEREAS, said professional services cannot reasonably be described by written specifications; and

WHEREAS, The Banker Group, LLC has completed and submitted a Business Entity Disclosure Certification which certifies that the firm has not made any reportable contributions to a political candidate or candidate committee in the Township in the previous one (1) year that would violate either N.J.S.A. 19:44A-20.5, or any and all relevant Executive Orders, or the New Jersey Election Law Enforcement Commission disclosure requirements, and that the appointment will bar The Banker Group, LLC from making any reportable contributions through the term of the appointment; and

WHEREAS, the Commissioners have reviewed the qualifications of The Banker Group, LLC and has deemed them appropriate and acceptable, and consistent with the professional financial impact analyses and related consulting services required by the Board for the Medical Center Phase of the HLR Redevelopment Project as described herein.

NOW, THEREFORE BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley that in accordance with the Local Public Contracts Law, the Board hereby authorizes and approves a contract with The Banker Group, LLC for professional financial impact analyses and related consulting services relating to the Medical Center Phase of the HLR Redevelopment Project as described herein at a cost and contract amount not to exceed \$17,500.00; and

BE IT FURTHER RESOLVED, that the Chief Financial Officer has executed a Certification of Funds for the contract and that sufficient funds are available for said contract; and

BE IT FURTHER RESOLVED, that the Mayor and Clerk are hereby authorized and directed to execute, seal and deliver said contract for professional Services on behalf of and in the name of the Township; and

BE IT FURTHER RESOLVED, that the Business Disclosure Entity Certification and Business Entity Disclosure of Campaign Contributions shall be placed on file with this Resolution; and

BE IT FURTHER RESOLVED, that a copy of this Resolution shall be published as required by law within ten (10) days of its passage.

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 _____ May 19, 2015

<i>Record of Vote</i>	<i>Commissioner Rogers</i>	<i>Commissioner Tucci</i>	<i>Commissioner Evans</i>	<i>Commissioner Scarpelli</i>	<i>Mayor Petracco</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 Evans, along with the Board of Commissioners *Date:* May 19, 2015
Seconded by: Commissioner Mauro G. Tucci *No.* 160-15

RESOLUTION OF THE TOWNSHIP COMMISSIONERS OF THE TOWNSHIP OF NUTLEY AUTHORIZING THE ENGAGEMENT OF INGLESINO, WEBSTER, WYCISKALA & TAYLOR, LLC AS COUNSEL FOR THE TOWNSHIP OF NUTLEY CONCERNING LITIGATION RELATED TO THE TOWNSHIP'S AFFORDABLE HOUSING OBLIGATIONS

WHEREAS, on or about July 2, 1985, the New Jersey Legislature enacted the Fair Housing Act, N.J.S.A. 52:27(D)-301 to 329.4 ("FHA"); and

WHEREAS, pursuant to the FHA, the Legislature declared that "every municipality in a growth area has a constitutional obligation to provide through its land use regulations a realistic opportunity for a fair share of its region's present and prospective needs for housing for low and moderate income families," N.J.S.A. 52:27(D)-302; and

WHEREAS, pursuant to the FHA, the Legislature established the Council of Affordable Housing ("COAH"), whose duties include, but are not limited to, determination of the various housing regions of the State of New Jersey (the "State"), estimation of the present and prospective need for low and moderate income housing at the State and regional levels, and adoption of criteria and guidelines for municipal determination of present and prospective fair share of the housing need in regions throughout the State, N.J.S.A. 52:27(D)-307; and

WHEREAS, in furtherance of its enabling legislation, COAH was authorized to certify municipal housing plans submitted by municipalities that submitted to COAH's jurisdiction, N.J.S.A. 52:27(D)-313 to -314; and

WHEREAS, municipalities that were awarded substantive certification of their affordable housing plan from COAH thereby enjoyed immunity from future builder's remedy lawsuits, N.J.S.A. 52:27(D)-309 to -316; and

WHEREAS, in accordance with its enabling legislation, COAH adopted "first round" and "second round" rules establishing municipalities' affordable housing obligations for six-year periods, from 1987 to 1993, and from 1993 to 1999, N.J.A.C. 5:92-1.1 to 18.20; N.J.A.C. 5:93-1.1 to 15.1; and

WHEREAS, in December 2004, COAH adopted new regulations for the third round, covering a period from 1999 to 2014. 36 N.J.R. 5748(a); 36 N.J.R. 5895(a); and

WHEREAS, in 2007, the Appellate Division issued an opinion on challenges to COAH's third round rules, and affirmed in part, reversed in part, and remanded the matter to COAH for adoption of revised rules in conformance with its decision, In re N.J.A.C. 5:94 & 5:95, 390 N.J. Super. 1 (App. Div.), certif. denied, 192 N.J. 71-72 (2007); and

WHEREAS, in 2008, COAH adopted revised third round rules. N.J.A.C. 5:96-1.1. to -20.4; N.J.A.C. 5:91-1.1 to -10.5; and

WHEREAS, in 2010, the Appellate Division again invalidated COAH's revised third round rules, including the "growth share" methodology that COAH had promulgated in 2007 to determine municipalities' fair share affordable housing obligations, In re N.J.A.C. 5:96 & 5:97, 416 N.J. Super. 462 (App. Div. 2010), aff'd as modified, 215 N.J. 578 (2013); and

WHEREAS, on September 26, 2013, the Court affirmed the Appellate Division's decision striking down COAH's third round rules and ordered COAH to promulgate new regulations in accordance with its first and second round regulations. In re N.J.A.C. 5:96 & 5:97, 416 N.J. Super. 462 (App. Div. 2010), aff'd as modified, 215 N.J. 578 (2013); and

WHEREAS, COAH has issued proposed revised rules pursuant to the Supreme Court's ruling, but has until November 17, 2014, to finalize said rules, see N.J.R. 917; N.J.A.C. 5:98-1 et seq. (proposed rules); and

WHEREAS, COAH's third round rules, were never officially adopted; and

WHEREAS, in 2015, the Supreme Court eliminated a municipality's administrative protections offered by COAH, and currently a municipality's only means of obtaining substantive immunity from builder's remedy lawsuits is through a declaratory judgment action incorporating second round methodology; and

WHEREAS, there exists the need by the Board of Commissioners (the "Board") of the Township of Nutley (the "Township") for legal counsel to prepare declaratory judgment action and provide legal services related to the Township's affordable housing requirements, same to be appointed non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5 by the Agency; and

WHEREAS, the above needs are for certain specified professional services to be rendered or performed by a person or persons authorized by law to practice a recognized profession, whose practice is regulated by law within the meaning of N.J.S.A. 20A:11-1, et. seq., as amended; and

WHEREAS, the performance of said professional services requires knowledge of an advanced type in a field of learning acquired by a prolonged formal course of specialized training study, as distinguished from general academic instruction or apprenticeship and training; and

WHEREAS, said professional services cannot reasonably be described by written specifications, and

WHEREAS, funds are available for this purpose and a Certificates of Availability has been filed by the Chief Financial Officer of the Township in accordance with the Local Budget Law, N.J.S.A. 40A:4-57 and N.J.A.C. 5:34-5.2; and

WHEREAS, John P. Inglesino of Inglesino, Webster, Wyciskala & Taylor, LLC (the "Firm") has completed and submitted a Business Entity Disclosure Certification which certifies that he and the Firm have not made any reportable contributions to a political candidate or candidate committee in the Township in the previous one year that would violate either N.J.S.A. 19:44A-20.5, or the Township's Local Unit Pay to Play Ordinance adopted by referendum, or any and all relevant Executive Orders, or the New Jersey Election Law Enforcement Commission disclosure requirements, and that the contract will bar John P. Inglesino of Inglesino, Webster, Wyciskala & Taylor, LLC from making any reportable contributions through the term of the contract; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1 et. seq., as amended, requires that this Resolution be publicly advertised.

NOW, THEREFORE BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley that in accordance with the Local Public Contracts Law, hereby authorizes and approves the award of a professional services contract to John P. Inglesino, Esq., of the firm of Inglesino, Webster, Wyciskala & Taylor, LLC pursuant to a non-fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.5, as legal counsel in accordance with a contract for professional services, which shall provide that the legal counsel or any attorney on staff shall be paid an hourly rate of Two Hundred Fifteen Dollars (\$215.00) for legal services by attorneys and an hourly rate of One Hundred Dollars (\$100.00) for services performed by a paralegal or law clerk work; and

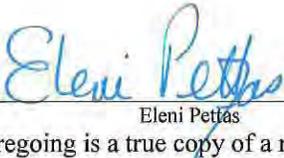
FURTHER RESOLVED, that the Chief Financial Officer has executed a Certification of Funds for the contract and that sufficient funds are available for said contract; and

FURTHER RESOLVED, that the Mayor and Clerk are hereby authorized and directed to execute, seal and deliver said contract for professional Services on behalf of and in the name of the Township; and

FURTHER RESOLVED, that the Business Disclosure Entity Certification and Business Entity Disclosure of Campaign Contributions shall be placed on file with this Resolution; and

FURTHER RESOLVED, that a copy of this Resolution shall be published as required by law within ten (10) days of its passage.

• • •

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 May 19, 2015

<i>Record of Vote</i>	<i>Commissioner Rogers</i>	<i>Commissioner Tucci</i>	<i>Commissioner Evans</i>	<i>Commissioner Scarpelli</i>	<i>Mayor Petracco</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:* May 19, 2015
Seconded by: Deputy Mayor Thomas J. Evans *No.* 161-15

WHEREAS, sealed bids were received for electrical services on March 25, 2015 in the Township of Nutley;
and

WHEREAS, Sal Electric, 83 Fleet Street, Jersey City, NJ 07306 was the lowest bidder at:

LABOR
 Per hour rate for FOREMAN \$92.18
 Per hour rate for JOURNEYMAN \$80.85
 Per hour rate for APPRENTICE \$28.29

WHEREAS, funds are available from Account #508-224 (Subject to Adoption of 2015 Budget), not to exceed \$40,000.00, 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 of the Township of Nutley, County of Essex, State of New Jersey, that a contract for electrical services and equipment be awarded to Sal Electric Co., 83 Fleet Street, Jersey City, New Jersey 07306.

. . .

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 May 19, 2015

<i>Record of Vote</i>	<i>Commissioner Rogers</i>	<i>Commissioner Tucci</i>	<i>Commissioner Evans</i>	<i>Commissioner Scarpelli</i>	<i>Mayor Petracco</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 Steven Rogers for Mayor Petracco *Date:* May 19, 2015

Seconded by: _____ *No.* 162-15

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 POLICE FIREARMS.

Specifications are available in the Purchasing Department, Township Hall, One Kennedy Drive, Nutley, New Jersey 07110.

Bids to be received on **WEDNESDAY, June 10, 2015** in the Commission Chambers, Third Floor, Township Hall, Kennedy Drive, at 3:00 pm, prevailing time, at which time they will be publicly opened and read.

. . .

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 May 19, 2015

<i>Record of Vote</i>	<i>Commissioner Rogers</i>	<i>Commissioner Tucci</i>	<i>Commissioner Evans</i>	<i>Commissioner Scarpelli</i>	<i>Mayor Petracco</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 Steven Rogers for Mayor Petracco *Date:* May 19, 2015

Seconded by: Commissioner Joseph P. Scarpelli *No.* 163-15

WHEREAS, the Township of Nutley entered into a collective bargaining agreement with Nutley Dispatchers I.B.E.W. Local 1158; and

WHEREAS, on May 18, 2015, a Memorandum of Agreement was reached, resolving all issues in dispute; and

WHEREAS, the Township of Nutley is desires to enter into a four year contract with Dispatchers I.B.E.W. Local 1158; 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 of Nutley adopts all terms and conditions pursuant to the Memorandum of Agreement signed on May 18, 2015.

. . .

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 May 19, 2015

<i>Record of Vote</i>	<i>Commissioner Rogers</i>	<i>Commissioner Tucci</i>	<i>Commissioner Evans</i>	<i>Commissioner Scarpelli</i>	<i>Mayor Petracco</i>
<i>Yes</i>	X	X	X	X	
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					X