

**Township of Nutley  
Board of Commissioners  
Meeting Minutes  
Tuesday, January 3, 2013  
7:00 P.M**

A workshop meeting of the Board of Commissioners of the Township of Nutley was held in the 3<sup>rd</sup> floor Commission Chambers Conference Room and called to order. Adequate notification was published in the official newspapers of the Township of Nutley.

**OPEN PUBLIC MEETING STATEMENT:**

Evelyn Rosario, Municipal Clerk, read the following statement Pursuant to the requirements of the Open Public Meeting Law (Chapter 231, P.L.1975), notice of this meeting was published in the December 13, 2012 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	- Present
Commissioner Tucci	- Present
Commissioner Evans	- Present
Commissioner Scarpelli	- Absent/Excused
Mayor Petracco	- Present

The Board of Commissioners at their workshop session reviewed all the agenda items as listed in attached minutes.

Mr. Jack Barry and Ms. Kathy Rempusheski came forward and addressed the Board of Commissioners concerning the "Affordable Housing Rehabilitation" program (fact sheet attached to minutes.)

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TOWNSHIP OF NUTLEY, NEW JERSEY

BOARD OF COMMISSIONERS

**ORIGINAL**

PUBLIC MEETING

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TRANSCRIPT OF  
PROCEEDINGS:

January 3, 2013

7:24 p.m.

BEFORE:

Mayor Alphonse Petracco

Commissioner Mauro G. Tucci

Commissioner Thomas J. Evans

Commissioner Joseph P. Scarpelli (Absent/Excused)

Commissioner Steven Rogers

Township Clerk

Job No. VTNJ1670507

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MAYOR PETRACCO: Madam Clerk?

MADAM CLERK: Yes, Mayor. Tuesday, January -- I'm sorry. Thursday, January 3rd, 2013. Pursuant to the requirements of the Open Public Meeting Law, chapter 231, Public Laws 1975, notice of this meeting was published in the December 13th, 2012 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.

Commissioner Rogers?

COMMISSIONER ROGERS: Here.

MADAM CLERK: Commissioner Tucci?

COMMISSIONER TUCCI: Here.

MADAM CLERK: Commissioner Evans?

COMMISSIONER EVANS: Here.

MADAM CLERK: Commissioner Scarpelli is absent/excused this morning.

Mayor Petracco?

MAYOR PETRACCO: Here.

MADAM CLERK: All present today, with the exception of Commissioner Scarpelli, who is absent/excused this evening.

MAYOR PETRACCO: Thank you.

At this time, I'd just like to have a moment of

1 silence for our troops serving overseas, along with our  
2 Sandy Hook victims (indiscernible).

3 (Pause)

4 MAYOR PETRACCO: Thank you.

5 Okay. Minutes -- I see we have none.

6 Communications, correspondence, reports -- I guess  
7 we'll move out to bills.

8 MADAM CLERK: Yes, Mayor.

9 Thursday, January 3rd, 2012, revenue and finance  
10 \$2,207,834.25; public safety \$375,469.25, public works  
11 \$302,368.63; parks and public property \$1,201,840.22, for a  
12 grant total bill of \$4,087,212.25, and that's all for bills  
13 now.

14 MAYOR PETRACCO: Move the bills.

15 UNIDENTIFIED SPEAKER: Second.

16 MADAM CLERK: Commissioner Rogers?

17 COMMISSIONER ROGERS: Aye.

18 MADAM CLERK: Commissioner Tucci?

19 COMMISSIONER TUCCI: Aye.

20 MADAM CLERK: Commissioner Evans?

21 COMMISSIONER EVANS: Aye.

22 THE COURT: Mayor Petracco?

23 MAYOR PETRACCO: Aye.

24 MADAM CLERK: Thank you, Mayor.

25 MAYOR PETRACCO: Thank you.

1 Commissioner Tucci, ordinance introduction.

2 COMMISSIONER TUCCI: Yes.

3 Before I read this ordinance, this ordinance is a  
4 result of an audit that the IRS is conducting here in  
5 Nutley, and this is a requirement that some of our  
6 youngsters and some of the folks who run some of our camps  
7 and some of our programs not be paid any longer by voucher,  
8 but become township employees.

9 This is an ordinance to amend an ordinance to fix  
10 the salaries of certain officers and employees of the  
11 township of Nutley, county of Essex, state of New Jersey  
12 effective January 1, 2013. Be it (indiscernible) board of  
13 commissioners of the township of Nutley, county of Essex,  
14 New Jersey was filed with section one (sic) the salaries of  
15 certain officers and employees either permanent or temporary  
16 as the case may be of the township of Nutley herein  
17 mentioned shall be as follows, and they're listed below.

18 I move that this ordinance be passed through a  
19 second reading and advertised in the Nutley Sun together  
20 with the notice required by law and that further  
21 consideration of said ordinance for final passage by the  
22 board of commissioners to be held at a second meeting on --

23 MADAM CLERK: February 5th, 2013.

24 COMMISSIONER TUCCI: February 5th, 2013.

25 I move the ordinance.

1 MAYOR PETRACCO: Thank you.

2 MADAM CLERK: Commissioner Rogers?

3 COMMISSIONER ROGERS: Aye.

4 MADAM CLERK: Commissioner Tucci?

5 COMMISSIONER TUCCI: Aye.

6 MADAM CLERK: Commissioner Evans?

7 COMMISSIONER EVANS: Aye.

8 THE COURT: Mayor Petracco?

9 MAYOR PETRACCO: Aye.

10 Okay. Commissioner Tucci?

11 COMMISSIONER TUCCI: Whereas, the township of  
12 Nutley has the need to acquire dental plan services on  
13 behalf of the township and whereas said services may be  
14 acquired as a non free and open contract pursuant to the  
15 provisions of NJSA 19:44A-20.4 or 20.5 is appropriate and  
16 whereas, the township has negotiated with Delta Dental of  
17 New Jersey, Inc. 1639 Route 10, P.O. Box 369, Parsippany,  
18 New Jersey. It has retained a two-year renewal rate with no  
19 increase over our current rate and whereas, the anticipated  
20 costs for this service will not exceed \$327,000 per year and  
21 whereas, funds will be available from accounts 226-243 and  
22 707-243 and will be certified by the chief financial  
23 officer, said funds to be available through the 2013  
24 municipal budget and whereas, the anticipated term of this  
25 contract is for 24 months, January 1, 2013 through

1 December 31st, 2014 and whereas, Delta Dental of New Jersey  
2 has completed and submitted a business entity disclosure  
3 certification, which certifies that Delta Dental has not  
4 made any reportable contributions to a political candidate  
5 committee in the township of Nutley in the previous one year  
6 and that the contract would prohibit Delta Dental from  
7 making any reportable contributions through the term of the  
8 contract.

9 Now therefore, be it resolved that the board of  
10 commissioners of the township of Nutley would authorize the  
11 commissioner of parks and public property -- I think this is  
12 the only time it does that, and I'm not sure why, but we'll  
13 check that with Evan -- to enter into a contract with Delta  
14 (sic) Dental or -- I don't think the mayor needs to sign  
15 this. The mayor will sign this.

16 I move the resolution.

17 UNIDENTIFIED SPEAKER: Poll (sic).

18 MADAM CLERK: Commissioner Rogers?

19 COMMISSIONER ROGERS: Aye.

20 MADAM CLERK: Commissioner Tucci?

21 COMMISSIONER TUCCI: Aye.

22 MADAM CLERK: Commissioner Evans?

23 COMMISSIONER EVANS: Aye.

24 MADAM CLERK: Mayor Petracco?

25 MAYOR PETRACCO: Aye.

1 COMMISSIONER TUCCI: That's all I have, Mayor.

2 MAYOR PETRACCO: Thank you.

3 Commissioner Evans?

4 COMMISSIONER EVANS: Thank you.

5 Whereas, Nutley township, pursuant to NJSA 40:21-  
6 12(a) and NJSA 5347.29(c) (ph) made by resolution and  
7 without advertising for bids to purchase any goods and  
8 services under the state of New Jersey cooperative  
9 purchasing program for any state contracts entered into on  
10 behalf of the state division of purchase and property in the  
11 Department of the Treasury. Because (sic) the township of  
12 Nutley has the need on a timely basis to purchase goods and  
13 services utilizing state contracts, whereas, the Nutley  
14 township intends to enter into contracts with the attached  
15 referenced state contract vendors through this resolution  
16 and properly executed contracts shall be subject to all  
17 conditions applicable to this state contract.

18 Now therefore, be it resolved by the township of  
19 Nutley authorizes the purchase (indiscernible) purchase  
20 certain goods or services and (sic) those approved New  
21 Jersey state vendor contracts on the attached list, pursuant  
22 to all conditions of the individual state contracts, and be  
23 it further resolved that the governing body of the township  
24 of Nutley, pursuant to NJSA 5305.5(d) (ph), the  
25 certification of available funds shall either certify the

1 (indiscernible) against the budget the time that the  
2 contract is awarded or no contract amount shall be  
3 chargeable or certifying to such time that the goods and  
4 services are ordered or otherwise closed (sic) before prior  
5 to placing the order and the certifications available of  
6 funds made by the chief financial officer.

7 Therefore, be it further resolved that the  
8 duration of the contracts (indiscernible) the preferred  
9 vendors shall be from January 1, 2013 through December 31st,  
10 2013.

11 So moved.

12 UNIDENTIFIED SPEAKER: Second.

13 MADAM CLERK: Commissioner Rogers?

14 COMMISSIONER ROGERS: Aye.

15 MADAM CLERK: Commissioner Tucci?

16 COMMISSIONER TUCCI: Aye.

17 MADAM CLERK: Commissioner Evans?

18 COMMISSIONER EVANS: Aye.

19 MADAM CLERK: Mayor Petracco?

20 MAYOR PETRACCO: Aye.

21 COMMISSIONER EVANS: Whereas, the township of  
22 Nutley, pursuant to NJSA 40A:11 made by resolution and  
23 without advertising purchased goods and services under  
24 approved cooperative purchasing programs and whereas, the  
25 township has a need on a timely basis to purchase such goods

1 and services, realizing that purchasing programs in Essex  
2 County, Somerset County, Morris County, Union County, and  
3 Cranford Police. Whereas, the township of Nutley intends to  
4 enter into contracts with the attached referenced vendors,  
5 the previous resolution of properly executed contracts shall  
6 be subject to all the conditions applicable to the current  
7 contracts.

8 Now therefore, be it resolved that the township of  
9 Nutley recognizes the purchasing agent to purchase goods and  
10 services through the approved Essex County, Morris County,  
11 Somerset County, Union County, and Cranford Police  
12 cooperative purchasing vendors on the attached list,  
13 pursuant to all conditions of the individual contracts. Be  
14 it further resolved that the governing body of the township  
15 of Nutley, pursuant to NJSA 301235.5(b) (ph) and  
16 certification of available funds shall either certify the  
17 full maximum against the budget at the time the contract is  
18 awarded or no contracts then shall be chargeable or  
19 certified until such time as the goods and services are  
20 ordered or otherwise (indiscernible) prior to placing the  
21 order and certification of available funds as made by the  
22 chief financial officer.

23 Be it further resolved that the duration of the  
24 contracts between the township of Nutley and the referenced  
25 Essex County, Morris County, Somerset County, Union Count,

1 Cranford Police cooperative purchasing program shall be for  
2 the period January 1, 2013 through December 31st, 2013.

3 So moved.

4 UNIDENTIFIED SPEAKER: Second.

5 MADAM CLERK: Commissioner Rogers?

6 COMMISSIONER ROGERS: (No audible response)

7 MADAM CLERK: Commissioner Tucci?

8 COMMISSIONER TUCCI: Aye.

9 MADAM CLERK: Commissioner Evans?

10 COMMISSIONER EVANS: Aye.

11 MADAM CLERK: Mayor Petracco?

12 MAYOR PETRACCO: Aye.

13 COMMISSIONER EVANS: Be it resolved by the board  
14 of commissioners of the township of Nutley, County of Essex,  
15 New Jersey that there hereby be established in the  
16 department of revenue and finance to pay the cash accounting  
17 amount of \$650, said funds to be in the custody of the  
18 cashier. All petty cash vouchers are to be approved by the  
19 department designee and authorized by the purchasing agent  
20 or her designee.

21 So moved.

22 UNIDENTIFIED SPEAKER: Second.

23 MADAM CLERK: Commissioner Rogers?

24 COMMISSIONER ROGERS: Aye.

25 MADAM CLERK: Commissioner Tucci?

1 COMMISSIONER TUCCI: Aye.

2 MADAM CLERK: Commissioner Evans?

3 COMMISSIONER EVANS: Aye.

4 MADAM CLERK: Mayor Petracco?

5 MAYOR PETRACCO: Aye.

6 COMMISSIONER EVANS: Whereas, New Jersey statutes  
7 40A:419 provide that where debts are to be paid in 2013  
8 prior to the time of the final adoption of the 2013 budget,  
9 temporary appropriations shall be made in the amount that  
10 such debts are (indiscernible) mayor in time therein  
11 provided. Wherein the date of this resolution is subsequent  
12 to the December 20th, 2012 and whereas debts are  
13 (indiscernible) will become due during the first six months  
14 of 2013. Now therefore, be it resolved that the board of  
15 commissioners of the township of Nutley the following  
16 temporary appropriations being made for debt service,  
17 \$63,075; water operating debt service \$35,600.

18 So moved.

19 UNIDENTIFIED SPEAKER: Second.

20 MADAM CLERK: Commissioner Rogers?

21 COMMISSIONER ROGERS: (No audible response)

22 MADAM CLERK: Commissioner Tucci?

23 COMMISSIONER TUCCI: Aye.

24 MADAM CLERK: Commissioner Evans?

25 COMMISSIONER EVANS: Aye.

1 MADAM CLERK: Mayor Petracco?

2 MAYOR PETRACCO: Aye.

3 COMMISSIONER EVANS: Whereas, 40A:419 local budget  
4 law provides that where any contracts, commitments, or  
5 payments are to be made prior to the final adoption of the  
6 2013 budget, temporary appropriations may be made for the  
7 purposes in the amounts required in the manner and time  
8 therein provided. Whereas, the date of this resolution is  
9 within the first 30 days of 20~~13~~, whereas the total  
10 appropriation in the 2013 budget loss (sic), appropriations  
11 made for capital (sic) improvement, fund debt service, and  
12 public assistance are as follows. Current (sic) fund  
13 \$43,175,095.~~89~~ (ph), water utility \$4,211.~~466~~.

14 Whereas, 26 and one-quarter (sic) percent --  
15 sorry. The total appropriation in 2012 budget less (sic)  
16 appropriations for capital improvement fund, debt service,  
17 and public assistance in the 2012 budget is as follows.  
18 Current fund \$11,333,462.~~67~~, water utility \$1,105,509.83.

19 Now therefore, be it resolved that the board of  
20 commissioners in the township of Nutley the following  
21 temporary appropriations be made into the chief financial  
22 officer as we specifically recorded here (sic).

23 Evelyn, do I need to --

24 MADAM CLERK: Yes.

25 COMMISSIONER EVANS: Pardon?

1 By reference, the totals are contained in this  
2 document.

3 So moved.

4 UNIDENTIFIED SPEAKER: Second.

5 MADAM CLERK: Commissioner Rogers?

6 COMMISS@ONER ROGERS: Aye.

7 MADAM CLERK: Commissioner Tucci?

8 COMMISSIONER TUCCI: Aye.

9 MADAM CLERK: Commissioner Evans?

10 COMMISSIONER EVANS: Aye.

11 MADAM CLERK: Mayor Petracco?

12 MAYOR PETRACCO: Aye.

13 Commissioner Rogers, you're on for  
14 Commissioner Scarpelli, please.

15 COMMISSIONER ROGERS: This resolution 6-13 is on  
16 behalf of Commissioner Scarpelli.

17 Whereas, bids for the purchase of a 2012 front-end  
18 wheel loader equivalent were received and open on Wednesday,  
19 December 27, 2012, and whereas, Foley Incorporated, 855  
20 Centennial Avenue, Piscataway, New Jersey was the low bidder  
21 in the amount of \$151,350, and whereas, funds are available  
22 for more than (sic) summer (sic) 3214(a) (ph) in the amount  
23 of \$420,000 in account number T21909901 in the amount of  
24 \$31,850 and have been certified by the chief financial  
25 officer, said certification being attached to this

1 resolution.

2 Now therefore, be it resolved by the board of  
3 commissioners of the township of Nutley, county of Essex of  
4 New Jersey that a contract be awarded to Foley, Incorporated  
5 not to exceed \$151,350 and that the mayor and township clerk  
6 are hereby authorized to enter into and sign said contract  
7 for the township of Nutley.

8 So moved.

9 UNIDENTIFIED SPEAKER: Second.

10 MADAM CLERK: Commissioner Rogers?

11 COMMISSIONER ROGERS: Aye.

12 MADAM CLERK: Commissioner Tucci?

13 COMMISSIONER TUCCI: Aye.

14 MADAM CLERK: Commissioner Evans?

15 COMMISSIONER EVANS: Aye.

16 MADAM CLERK: Mayor Petracco?

17 MAYOR PETRACCO: Aye.

18 Thank you, Commissioner Rogers.

19 MAYOR PETRACCO: Whereas, the township of Nutley  
20 zoning board of adjustments received \$5,009.56 as for a  
21 deposit from Capital One for property at 474 Franklin Avenue  
22 for engineering services, and whereas, the zoning board of  
23 adjustments has reviewed and determined the remaining escrow  
24 balance of \$2,6154.65, it is due to Capital One, and now  
25 therefore, be it resolved by the board of commissioners,

1 township of Nutley, county of Essex, New Jersey that the  
2 above amount be refunded to Capital One.

3 I move the resolution.

4 UNIDENTIFIED SPEAKER: Second.

5 MADAM CLERK: Commissioner Rogers?

6 COMMISSIONER ROGERS: Aye.

7 MADAM CLERK: Commissioner Tucci?

8 COMMISSIONER TUCCI: Aye.

9 MADAM CLERK: Commissioner Evans?

10 COMMISSIONER EVANS: Aye.

11 MADAM CLERK: Mayor Petracco?

12 MAYOR PETRACCO: Aye.

13 Be it resolved by the board of commissioners,  
14 township of Nutley, county of Essex, New Jersey that  
15 Deputy Fire Chief Paul Cafone be appointed as the fire  
16 official effective January 1st, 2013.

17 I move the resolution.

18 UNIDENTIFIED SPEAKER: Second.

19 MADAM CLERK: Commissioner Rogers?

20 COMMISSIONER ROGERS: (No audible response)

21 MADAM CLERK: Commissioner Tucci?

22 COMMISSIONER TUCCI: Aye.

23 MADAM CLERK: Commissioner Evans?

24 COMMISSIONER EVANS: Aye.

25 MADAM CLERK: Mayor Petracco?

1           MAYOR PETRACCO: Aye.

2           Okay. That concludes our business portion of the  
3 meeting. Is there anyone here this evening that would like  
4 to address the board?

5           UNIDENTIFIED SPEAKER: I just have one  
6 announcement, Mayor, one brief announcement.

7           MAYOR PETRACCO: And I have one after you, too.  
8 Go ahead.

9           UNIDENTIFIED SPEAKER: You go.

10          MAYOR PETRACCO: No, you go first, please.

11          UNIDENTIFIED SPEAKER: I just want to congratulate  
12 Josh O'Neill, who is in the national finals of the NFL's  
13 punt pass and kick competition. He bested the field here on  
14 a local level. He went to the sectional round. He was in  
15 first place in the sectional round. He went to the team  
16 championships, and now, he's one of four top 11-year-olds in  
17 the country who will be participating. So I just want to  
18 publicly congratulate him and wish him well. He's already  
19 made us proud. The only thing he could do to make us  
20 prouder is to win it all.

21          MAYOR PETRACCO: What age?

22          UNIDENTIFIED SPEAKER: Eleven years old.

23          MAYOR PETRACCO: Wow. God bless him.

24          Okay. And the only thing that I wanted to just  
25 put into the record tonight is, in my travels through

1 Nutley, I'm getting stopped from a lot of concerned parents,  
2 obviously, about that shooting in Connecticut, and a lot of  
3 the residents are asking me what type of plan do we have in  
4 place from public safety.

5           Actually, this morning, I was at the car wash, and  
6 another person stopped me. So I just want people to know  
7 that, although I do want to communicate what we have in  
8 place with them -- and I could tell you Nutley has always  
9 taken a proactive approach to this. We've had a plan in  
10 effect way before, you know, the shooting happened in  
11 Connecticut, and we are working diligently to make it  
12 better, but we always had something in place, and, just for  
13 the record, also, you know, it's very hard to defend -- have  
14 any kind of defense from someone that's willing to take  
15 their own life in a situation like that.

16           I know people are stopping me asking me if we're  
17 considering putting police in front of the schools. Right  
18 now, at this point, we're not entertaining that, but it will  
19 be in talks in the future. So, although I want to do a  
20 better job of communicating what we do have in place, I just  
21 want the residents to realize that it is sensitive material,  
22 and we don't want to let, you know, the so-called bad guys  
23 know exactly our every move, but I want the residents to  
24 feel very confident.

25           I have my three kids in school, and, if I didn't

1 think it was safe in town, I could assure you I wouldn't be  
2 sending mine. I know our fellow commissioners have some  
3 grandchildren in there and so forth and so on. So, you  
4 know, again, Nutley is doing everything in its power to make  
5 sure that the children of Nutley are safe. That's our  
6 utmost priority. So I just want to relay that message to  
7 the residents.

8 Anything else, gentlemen?

9 Thank you for coming.

10 MADAM CLERK: I need a motion to adjourn, please.

11 UNIDENTIFIED SPEAKER: Moved.

12 UNIDENTIFIED SPEAKER: Second.

13 MADAM CLERK: Commissioner Rogers?

14 COMMISSIONER ROGERS: Aye.

15 MADAM CLERK: Commissioner Tucci?

16 COMMISSIONER TUCCI: Aye.

17 MADAM CLERK: Commissioner Evans?

18 COMMISSIONER EVANS: (No audible response)

19 MADAM CLERK: Mayor Petracco?

20 MAYOR PETRACCO: Aye.

21 (Whereupon, the meeting was adjourned.)  
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C E R T I F I C A T I O N

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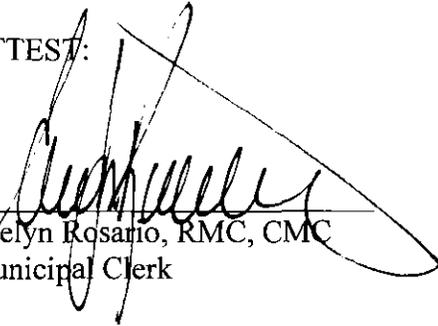
I, Nicole Yawn, certify that the foregoing transcript is a true and accurate record of the proceedings.

A handwritten signature in cursive script that reads "Nicole Yawn". The signature is written in black ink and is positioned above a horizontal line that spans the width of the signature.

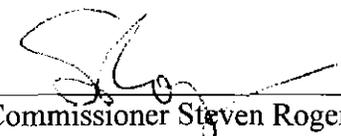
Date: May 17, 2013

**January 3, 2013 meeting transcription approved by the Board of Commissioners of the Township of Nutley at their meeting held on Tuesday, July 16, 2013.**

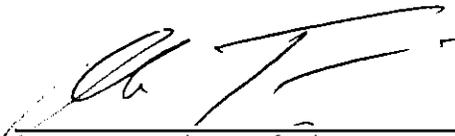
ATTEST:



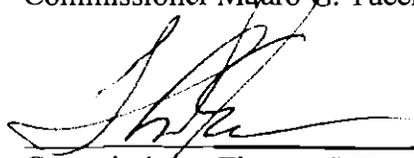
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Evelyn Rosario, RMC, CMC  
Municipal Clerk



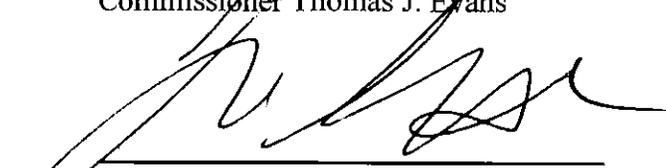
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Commissioner Steven Rogers



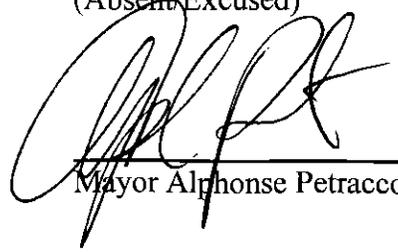
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Commissioner Mauro G. Tucci



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Commissioner Thomas J. Evans



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Commissioner Joseph P. Scarpelli  
(Absent/Excused)



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Mayor Alphonse Petracco



# TOWNSHIP OF NUTLEY

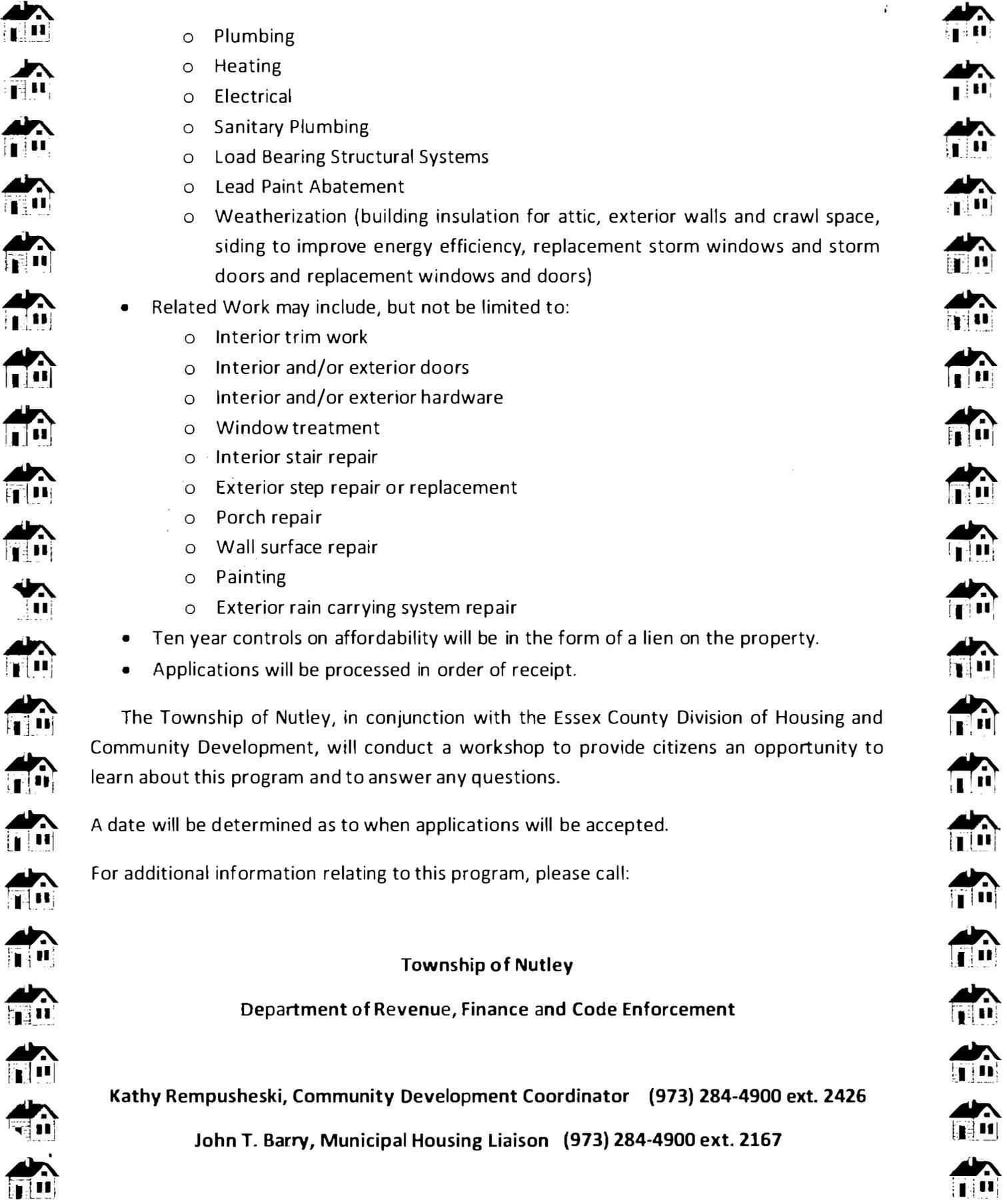
DEPARTMENT OF REVENUE, FINANCE AND CODE ENFORCEMENT

Commissioner Thomas J. Evans

## Affordable Housing Rehabilitation Fact Sheet

- The State of New Jersey requires municipalities to provide affordable housing for their population. The administration of this program was formerly known as COAH, the Council on Affordable Housing.
- One of the funding components for this program was to assess development fees for residential and non-residential development. The Township of Nutley has been collecting residential development fees equal to 1.5% of the assessed value of the improvements since 2006.
- The Township Spending Plan that prescribes how those development fees are disbursed was submitted along with a Municipal Resolution requesting approval from the NJ Department of Community Affairs. DCA approval of the Nutley Spending Plan was granted on February 6, 2012.
- These funds can be utilized to assist low or moderate income households for:
  - Rehabilitation of substandard homes or units
  - Affordability Assistance
  - Down Payment Assistance
  - Rental Assistance
  - Security Deposit Assistance
  - Low interest Loans
- Grants will be made available from the Township of Nutley in the amount of \$10,000 for eligible units.
- Essex County administers a Federal Housing and Urban Development (HUD) program that can provide grants up to \$25,000 for rehabilitation of substandard housing units.
- It is the intention of the Township and the County of Essex Division of Housing and Community Development to enter into a shared services agreement that will increase the total rehabilitation funds for eligible housing units to \$35,000
- This program is eligible to Nutley Residents
- Eligible Improvements include (At least one major system must be replaced or included in the repairs)
  - Roof





- Plumbing
- Heating
- Electrical
- Sanitary Plumbing
- Load Bearing Structural Systems
- Lead Paint Abatement
- Weatherization (building insulation for attic, exterior walls and crawl space, siding to improve energy efficiency, replacement storm windows and storm doors and replacement windows and doors)
- Related Work may include, but not be limited to:
  - Interior trim work
  - Interior and/or exterior doors
  - Interior and/or exterior hardware
  - Window treatment
  - Interior stair repair
  - Exterior step repair or replacement
  - Porch repair
  - Wall surface repair
  - Painting
  - Exterior rain carrying system repair
- Ten year controls on affordability will be in the form of a lien on the property.
- Applications will be processed in order of receipt.

The Township of Nutley, in conjunction with the Essex County Division of Housing and Community Development, will conduct a workshop to provide citizens an opportunity to learn about this program and to answer any questions.

A date will be determined as to when applications will be accepted.

For additional information relating to this program, please call:

**Township of Nutley**

**Department of Revenue, Finance and Code Enforcement**

**Kathy Rempusheski, Community Development Coordinator (973) 284-4900 ext. 2426**

**John T. Barry, Municipal Housing Liaison (973) 284-4900 ext. 2167**





**Township of Nutley  
Essex County  
One Kennedy Drive  
Nutley, New Jersey 07110**

**ORDINANCE INTRODUCTION**

**ORDINANCE NO. 3226**

**NOTICE IS HEREBY GIVEN, that the following Ordinance was introduced and passed upon first reading at a regular meeting of the Board of Commissioners, Township of Nutley, Essex County, New Jersey on the 3<sup>RD</sup> day of January 3, 2013 and that said Ordinance will be taken up for further consideration for final passage at a regular meeting of the Board of Commissioners to be held on the 5<sup>th</sup> day of February, 2013 at 7:00 p.m., or as soon thereafter as said matter can be reached, at which time and place all persons who may interested therein will be given an opportunity to be heard concerning same.**

**Evelyn Rosario, RMC, CMC  
Municipal Clerk  
Township of Nutley**

**Nutley Sun Issue/Thursday, January 10, 2013 Via E-Mail: [publicnotices@northjersey.com](mailto:publicnotices@northjersey.com)**

**Post Bulletin Board**

Ordinance No. 3226

Introduced by Commissioner Mauro G. Tucci

Introduced on Thursday, January 3, 2013

Public Hearing Tuesday, February 5, 2013

Advertise in the Nutley Sun Issue of Thursday, January 10, 2013

Ordinance No. 3226

ORDINANCE TO AMEND AN ORDINANCE TO FIX THE SALARIES OF CERTAIN OFFICERS AND EMPLOYEES OF THE TOWNSHIP OF NUTLEY, COUNTY OF ESSEX, STATE OF NEW JERSEY, EFFECTIVE JANUARY 1, 2013.

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF NUTLEY, IN THE COUNTY OF ESSEX, NEW JERSEY, AS FOLLOWS:

SECTION 1. THE SALARIES OF CERTAIN OFFICERS AND EMPLOYEES, EITHER PERMANENT OR TEMPORARY, AS THE CASE MAY BE, OF THE TOWNSHIP OF NUTLEY HEREIN MENTIONED, SHALL BE AS FOLLOWS:

DEPARTMENT OF PARKS AND PUBLIC PROPERTY

	Minimum	Maximum
Tackle Football Officials	\$10.00 per game	\$40.00 per game
Flag Football Officials	\$10.00 per game	\$40.00 per game
Soccer Referees	\$ 8.00 per game	\$75.00 per game
Basketball Officials	\$ 8.00 per game	\$75.00 per game
Basketball Score Keepers	\$ 7.25 per game	\$40.00 per game
Wrestling Officials	\$ 8.00 per game	\$75.00 per game
Softball Umpires	\$ 8.00 per game	\$75.00 per game
Lacrosse Officials	\$ 8.00 per game	\$75.00 per game
Summer Clinic Instructors	\$10.00 per hour	\$100.00 per hour

SECTION 2. Payment of vacation time in advance may be made upon request in writing to the Treasurer at least one month in advance of the pay period requested. Written requests must be approved by the Department Head before submission to the Treasurer.

SECTION 3. All ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed and this ordinance shall take effect twenty (20) days after final passage in accordance with the law.

SECTION 4. To the extent not set forth herein, all total salaries per annum will include longevity as set forth in Nutley Municipal Code Chapter 103.

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

## Resolution

*Introduced by:* Commissioner Mauro G. Tucci *Date:* e January 3, 2013

*Seconded by:* Commissioner Thomas J. Evans *No.* 1-13

**WHEREAS**, the Township of Nutley has the need to acquire dental plan services on behalf of the Township; and

**WHEREAS**, such services may be acquired as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44 A-20.4 or 20.5, as appropriate; and

**WHEREAS**, The Township has negotiated with Delta Dental of New Jersey Inc., 1639 Rt. 10, P.O. Box 369, Parsippany, NJ 07054, and has retained a two-year renewal rate, with no increase over our current rate; and

**WHEREAS**, the anticipated cost for this service will not exceed \$327,000.00 per year; and

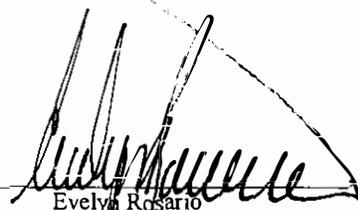
**WHEREAS**, funds will be available from Accounts #226-243 and 707-243, and will be certified by the Chief Financial Officer, said funds to be available thru the 2013, Municipal Budget; and

**WHEREAS**, the anticipated term of this contract is for twenty-four (24) months January 1, 2013 through December 31, 2014; and

**WHEREAS**, Delta Dental of New Jersey has completed and submitted a Business Entity Disclosure Certification which certifies that Delta Dental has not made any reportable contributions to a political or candidate committee in the Township of Nutley in the previous one year, and that the contract will prohibit Delta Dental from making any reportable contributions through the term of the contract; and

**NOW THEREFORE, BE IT RESOLVED**, that the Board of Commissioners of the Township of Nutley authorizes the Commissioner of Parks and Public Property to enter into a contract with Delta Dental of New Jersey, Inc.

. . .

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 January 3, 2013

<i>Record of Vote</i>	<i>Commissioner Rogers</i>	<i>Commissioner Tucci</i>	<i>Commissioner Evans</i>	<i>Commissioner Scarpetti</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:* January 3, 2013  
*Seconded by:* Commissioner Mauro G. Tucci *No.* 2-13

WHEREAS, the Township of Nutley, pursuant to N.J.S.A. 40A:11-12a and N.J.A.C. 5:34-7.29(c), may by resolution and without advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing Program for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of the Treasury; and

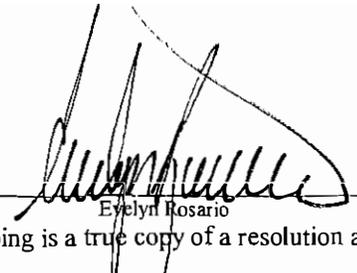
WHEREAS, the Township of Nutley has the need on a timely basis to purchase goods or services utilizing State contracts; and

WHEREAS, the Township of Nutley intends to enter into contracts with the attached Referenced State Contract Vendors through this resolution and properly executed contracts, which shall be subject to all the conditions applicable to the current State contracts;

NOW, THEREFORE, BE IT RESOLVED, that the Township of Nutley authorizes the Purchasing Agent to purchase certain goods or services from those approved New Jersey State Contract Vendors on the attached list, pursuant to all conditions of the individual State contracts; and

BE IT FURTHER RESOLVED, that the governing body of the Township of Nutley pursuant to N.J.A.C. 5:30-5.5(b), the certification of available funds, shall either certify the full maximum amount against the budget at the time the contract is awarded, or no contract amount shall be chargeable or certified until such time as the goods or services are ordered or otherwise called for prior to placing the order, and a certification of availability of funds is made by the Chief Finance Officer; and

BE IT FURTHER RESOLVED that the duration of the contracts between the Township of Nutley and the Referenced State Contract Vendors shall be from January 1, 2013 to December 31, 2013.

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 January 3, 2013

<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:* January 3, 2013

*Seconded by:* Commissioner Mauro G. Tucci *No.* 3-13

WHEREAS, the Township of Nutley, pursuant to N.J.S.A. 40A:11-11 may by resolution and without advertising for bids, purchase any goods or services under an approved Cooperative Purchasing Program; and

WHEREAS, the Township of Nutley has the need on a timely basis to purchase goods or services utilizing the following Cooperative Purchasing Programs; and

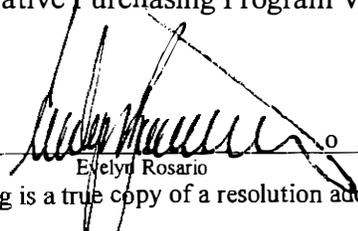
Essex County  
 Somerset County  
 Morris County  
 Union County  
 Cranford Police

WHEREAS, the Township of Nutley intends to enter into contracts with the attached Referenced Vendors through this resolution and properly executed contracts, which shall be subject to all the conditions applicable to the current contracts;

NOW, THEREFORE, BE IT RESOLVED, that the Township of Nutley authorizes the Purchasing Agent to purchase certain goods or services from the approved Essex County, Somerset County, Morris County, Union County and Cranford Police Cooperative Purchasing vendors on the attached list, pursuant to all conditions of the individual contracts; and

BE IT FURTHER RESOLVED, that the governing body of the Township of Nutley pursuant to N.J.A.C. 5:30-5.5(b), the certification of available funds, shall either certify the full maximum amount against the budget at the time the contract is awarded, or no contract amount shall be chargeable or certified until such time as the goods or services are ordered or otherwise called for prior to placing the order, and a certification of availability of funds is made by the Chief Finance Officer; and

BE IT FURTHER RESOLVED that the duration of the contracts between the Township of Nutley and the Referenced Essex County, Somerset County, Morris County, Union County and Cranford Police Cooperative Purchasing Program Vendors shall be from January 1, 2013 to December 31, 2013.

I,  Evelyn Rosario, 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 January 3, 2013

<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:* January 3, 2013

*Seconded by:* Commissioner Mauro G. Tucci *No.* 4-13

**WHEREAS**, New Jersey Statutes 40A: 4-19 provides that where debt service is to be paid in 2013 prior to the time of the final adoption of the 2013 Budget, temporary appropriations should be made for the amount of such debt service in the manner and time therein provided;

**WHEREAS**, the date of this resolution is subsequent to December 20, 2012, and

**WHEREAS**, debt service will become due during the first six months of 2013;

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of Commissioners of the Township of Nutley, that the following temporary appropriations be made:

**CURRENT FUND**

INTEREST ON BONDS	\$ 41,000.00
3-01-816-200	
N.J.E.I.T.-TRUST-PRINCIPAL & INTEREST	13,375.00
3-01-819-253	
N.J.E.I.T.-FUND-PRINCIPAL	8,700.00
3-01-820-251	

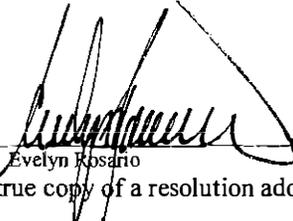
**TOTAL DEBT SERVICE** **\$ 63,075.00**

**WATER OPERATING**

N.J.E.I.T.-TRUST-PRINCIPAL & INTEREST	\$ 9,600.00
3-05-718-253	
N.J.E.I.T.-FUND-PRINCIPAL	26,000.00
3-05-717-255	

**TOTAL DEBT SERVICE** **\$ 35,600.00**

. . .

I,  Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held January 3, 2013

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

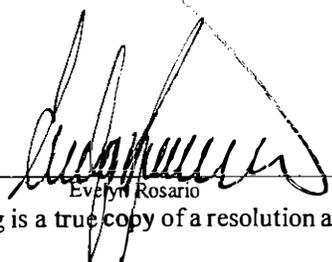
**BOARD OF COMMISSIONERS**  
TOWNSHIP OF NUTLEY, NEW JERSEY

## Resolution

*Introduced by:* Commissioner Thomas J. Evans *Date:* January 3, 2013  
*Seconded by:* Commissioner Mauro G. Tucci *No.* 5-13

BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, County of Essex, New Jersey that there is hereby established in the Department of Revenue & Finance a **Petty Cash Account** in the amount of **six hundred dollars (\$650.00)**, said funds to be in the custody of the Cashier, all petty cash vouchers are to be approved by the department designee and authorized by the Purchasing Agent or by her designee.

. . .

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 January 3, 2013

<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  
 Seconded by Commissioner Mauro G. Tucci

Date: January 3, 2013  
 No. 9-13

**WHEREAS**, 40a: 4-19 Local Budget Law provides that where any contracts, commitments or payments are to be made prior to the final adoption of the **2013** Budget, temporary appropriations be made for the purposes and amounts required in the manner and time therein provided; and

**WHEREAS**, the date of this resolution is within the first thirty (30) days of **2013**; and

**WHEREAS**, the total appropriations in the 2013 Budget, less appropriations made for capital improvement fund, debt service, and public assistance are as follows:

Current Fund	\$ 43,175,095.89
Water Utility	\$ 4,211,466.00

**WHEREAS**, twenty-six and one-quarter percent of the total appropriations in the 2012 Budget less appropriations for capital improvement fund, debt service, and public assistance in the said 2012 Budget is as follows:

Current Fund	\$ 11,333,462.67
Water Utility	\$ 1,105,509.83

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of Commissioners of the Township of Nutley, in the County of Essex, New Jersey, the following temporary appropriations be made and that a certified copy of this resolution transmitted to the Chief Financial Officer for her records:

**8. GENERAL APPROPRIATIONS**  
**(A) Operations-Within "CAPS"**

<b>MAYOR'S OFFICE</b>	<b>TEMPORARY APPROPRIATIONS</b>
Mayor S/W	\$ 118.00
3-01-011-100	
Mayor's Office O/E	131.00
3-01-011-200	

<b>MAYOR'S OFFICE</b>	<b>TEMPORARY APPROPRIATIONS</b>
Township Attorney S/W	15,350.00
3-01-012-100	
Township Attorney O/E	22,365.00
3-01-012-200	
Municipal Land Use Law (NJSA 40,550-1):	
Board of Adjustment S/W	6,400.00
3-01-014-100	
Board of Adjustment O/E	2,546.00
3-01-014-200	
Planning Board S/W	6,400.00
3-01-015-100	
Planning Board O/E	3,058.00
3-01-016-200	
Rent Leveling Board S/W	1,900.00
3-01-016-100	
Rent Leveling Board O/E	603.00
3-01-016-200	
Celebration of Public Events, Ann. Or Holiday	13,125.00
3-01-018-200	
Municipal Prosecutor S/W	15,350.00
3-01-013-100	
Municipal Prosecutor	300.00
3-01-013-200	
<b>DEPARTMENT TOTAL</b>	<b>87,646.00</b>
<b>DEPARTMENT OF PUBLIC AFFAIRS</b>	<b>TEMPORARY APPROPRIATIONS</b>
Director of Public Affairs S/W	591.00
3-01-102-100	
Director of Public Affairs O/E	263.00
3-01-102-200	
Dept. of Health-Local Health Agency S/W	119,000.00
3-01-110-100	
Dept. of Health-Local Health Agency O/E	24,662.00
3-01-110-200	
Immunization Program O/E	2,363.00
3-01-114-200	
Montclair Nursing Services S/W	6,891.00
3-01-117-100	
Mental Health Program-Contractual O/E	2,625.00
3-01-118-200	
Services of Nutley Family Service Bureau	17,063.00

3-01-120-200	
Animal Regulation O/E	7,612.00
3-01-134-200	
Air Pollution Control-Contract	1,706.00
3-01-136-200	
Garbage & Trash Removal-Contract	633,883.00
3-01-138-200	
<b>DEPARTMENT TOTAL</b>	<b>\$816,659.00</b>
<b>DEPARTMENT OF REVENUE &amp; FINANCE</b>	<b>TEMPORARY APPROPRIATIONS</b>
Director of Revenue & Finance S/W	\$ 591.00
3-01-202-100	
Director of Revenue & Finance O/E	263.00
3-01-202-200	
Assessment of Taxes S/W	51,188.00
3-01-204-100	
Assessment of Taxes O/E	29,190.00
3-01-204-200	
Collection of Taxes S/W	47,250.00
3-01-206-100	
Collection of Taxes O/E	9,161.00
3-01-206-200	
Treasurer's Office S/W	102,375.00
3-01-208-100	
Treasurer's Office O/E	12,206.00
3-01-208-200	
Township Clerk's Office S/W	34,520.00
3-01-210-100	
Township Clerk's Office O/E	11,200.00
3-01-210-200	
Information Services S/W	37,550.00
3-01-212-100	
Information Services O/E	16,538.00
3-01-212-200	
Expense, Stationary, & Printing	23,500.00
3-01-220-200	
Annual Audit O/E	21,848.00
3-01-222-200	
Printing & Legal Advertising O/E	3,150.00
3-01-224-200	
N.J.E.I.T Administration Fee O/E	2,670.00
3-01-228-200	
Construction Code Official S/W	82,688.00

3-01-218-100	
Construction Code Official O/E	10,500.00
3-01-218-200	
Admin. Of Twp. Ordinances S/W	57,750.00
3-01-219-100	
Admin. Of Twp. Ordinances O/E	2,625.00
3-01-219-200	
Elevator Inspection Fees	9,450.00
3-01-219-200	
Grant Writer O/E	10,500.00
3-01-209-200	
<b>DEPARTMENT TOTAL</b>	<b>\$ 576, 713.00</b>
<b>DEPARTMENT OF PUBLIC SAFETY</b>	<b>TEMPORARY APPROPRIATIONS</b>
Director of Public Safety S/W	\$ 591.00
3-01-302-100	
Director of Public Safety O/E	263.00
3-01-302-200	
Police S/W	2,156,134.00
3-01-308-100	
Police O/E	91,875.00
3-01-308-200	
Police Clothing Allowance	34,125.00
3-01-310-200	
Purchase of Police Vehicles	90,000.00
3-01-332-200	
First Aid Organization O/E	13,125.00
3-01-312-200	
Fire S/W	967,654.00
3-01-314-100	
Fire O/E	39,375.00
3-01-314-200	
Fire Clothing Allowance	15,225.00
3-01-316-200	
Office of Emergency Management S/W	12,958.00
3-01-318-100	
Office of Emergency Management O/E	2,625.00
3-01-318-200	
Public Defender S/W	3,739.00

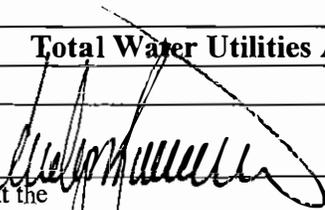
3-01-324-100	
Public Defender O/E	78.00
3-01-324-200	
Municipal Court S/W	77,633.00
3-01-325-100	
Municipal Court O/E	9,450.00
3-01-325-200	
E-Ticketing O/E	11,813.00
3-01-326-200	
<b>DEPARTMENT TOTAL</b>	<b>\$ 3,526,663.00</b>
<b>DEPARTMENT OF PUBLIC WORKS</b>	<b>TEMPORARY APPROPRIATIONS</b>
Director of Public Works S/W	\$591.00
3-01-402-100	
Director of Public Works O/E	263.00
3-01-402-200	
Engineering Services & Costs S/W	34,388.00
3-01-404-100	
Engineering Services & Costs O/E	50,505.00
3-01-404-200	
Traffic Maintenance S/W	27,038.00
3-01-406-100	
Traffic Maintenance O/E	4,200.00
3-01-406-200	
Road Repair & Maintenance S/W	165,375.00
3-01-408-100	
Road Repair & Maintenance O/E	63,131.00
3-01-408-200	
Snow Removal S/W	42,000.00
3-01-416-100	
Snow Removal O/E	75,500.00
3-01-416-200	
Sewer Systems S/W	13,125.00
3-01-420-100	
Sewer Systems O/E	7,849.00
3-01-420-200	
Parking Lot & Meter Maintenance S/W	42,263.00
3-01-426-100	
Parking Lot & Meter Maintenance O/E	7,227.00
3-01-426-200	
Weed & Leaf Removal S/W	2,625.00
3-01-418-100	
Weed & Leaf Removal O/E	131.00

3-01-410-200	
Leaf Removal Tipping	16,537.00
3-01-422-200	
Recycling Program S/W	177,188.00
3-01-424-100	
Recycling Program O/E	6,594.00
3-01-424-200	
<b>Department Total</b>	<b>\$ 736,530.00</b>
<b><u>DEPARTMENT OF PARKS &amp; PUBLIC PROPERTY</u></b>	<b><u>TEMPORARY APPROPRIATIONS</u></b>
Director of Parks & Pub Prop S/W	\$ 591.00
3-01-502-100	
Director of Parks & Pub Prop O/E	263.00
3-01-502-200	
Parks & Playgrounds S/W	283,802.00
3-01-504-100	
Parks & Playgrounds O/E	22,509.00
3-01-504-200	
Recreation Committee of Nutley S/W	41,685.00
3-01-506-100	
Recreation Committee of Nutley O/E	5,696.00
3-01-506-200	
Public Buildings & Grounds S/W	106,750.00
3-01-508-100	
Public Buildings & Grounds O/E	18,506.00
3-01-508-200	
Telephone Services S/W	10,336.00
3-01-510-100	
Shade Tree Commission S/W	83,708.00
3-01-512-100	
Shade Tree Commission O/E	9,319.00
3-01-514-200	
Debris Removal	2,756.00
3-01-514-200	
Workers' Compensation Premium	387,500.00
3-01-516-200	
Other Insurance Premium	228,000.00
3-01-522-200	
Group Insurance Plans for Employees	1,417,768.00
3-01-526-200	
Sr. Citizens' Transportation S/W	28,613.00
8-01-017-100	
Sr. Citizens' Transportation /E	1,050.00

8-01-017-200	
<b>Department Total</b>	<b>\$ 2,648,852.00</b>
<b><u>UTILITIES</u></b>	<b><u>TEMPORARY APPROPRIATIONS</u></b>
Gasoline	\$ 121,000.00
3-01-342-200	
Fuel Oil	18,375.00
3-01-528-200	
Electricity	103,950.00
3-01-529-200	
Street Lighting O/E	87,675.00
3-01-414-200	
Telephone Services O/E	40,068.00
3-01-510-200	
<b>Total Utilities</b>	<b>\$ 371,068.00</b>
<b>TOTAL OPERATIONS (Item 8(A)) WITHIN "CAPS"</b>	<b>\$ 8,764,131.00</b>
B. Contingent	5,250.00
3-01-232-200	
<b>TOTAL OPERATIONS INCLUDING CONTINGENT WITHIN "CAPS"</b>	<b>\$8,769,381.00</b>
<b>E. Deferred Charges and Statutory Expenditures-Municipal Within "CAPS"</b>	<b><u>TEMPORARY APPROPRIATIONS</u></b>
(2) Statutory Expenditures, Contribution to:	
P.E.R.S.-ERIP	\$ 114,700.00
3-01-254-200	
P.E.R.S.	885,690.00
3-01-241-200	
P.F.R.S.	50,497.67
3-01-243-200	
P.F.R.S.-ERIP	96,431.00
3-01-245-200	
Social Security System (O.A.S.I.)	231,000.00
3-01-242-200	
Consol. Police & Fireman's Pension Fund	0.00
3-01-243-200	
Award of Damages to Disabled Policeman (N.J.S.A. 40:47-12.10-12.11)	2,112.00
3-01-246-200	

Total Deferred Charges & Statutory Expenditures Within "CAPS"	\$ 1,380,430.67
<b>H-1 Total General Appropriations for Municipal Purposes Within "CAPS"</b>	<b>\$10,149,811.67</b>
<b>Operations Excluded From "CAPS"</b>	<b>TEMPORARY APPROPRIATIONS</b>
Sanitation: Passaic Valley Sewer Commission O/E 3-01-252-200	782,513.00
Maintenance of Free Public Library 3-01-010-200	394,000.00
Municipal Alliance Program O/E 3-01-618-200	5,710.00
Matching Funds-Municipal Alliance Program O/E 3-01-619-200	1,428.00
<b>TOTAL APPROPRIATIONS -EXCLUDED FROM "CAPS"</b>	<b>\$ 1,183,651.00</b>
<b>TOTAL GENERAL APPROPRIATIONS</b>	<b>\$ 11,333,462.67</b>

APPROPRIATIONS FOR WATER UTILITY	TEMPORARY APPROPRIATIONS
Operating:	
Salaries & Wages	\$ 426,713.00
3-05-701-100 \$ 45,463.00	
3-05-702-100 381,250.00	
Other Expenses	61,175.00
3-05-701e200 5,000.00	
3-05-702-200 56,175.00	
North Jersey District Water Supply Comm.	305,000.00
3-05-703-200	
Town of Kearny Water	0.00
3-05-716-200	
City of Newark N.J. Water Purchase	35,000.00
3-05-704-200	
Passaic Valley Water Commission	128,000.00
3-05-705-200	
Annual Audit	15,500.00
3-05-706-200	
Group Insurance Plans for Employees	77,000.00
3-05-707-200	
<b>Deferred Charges and Statutory Expenditures</b>	
Statutory Expenditures	
Contributed To:	
Social Security System (O.A.S.I.)	57,121.83
3-05-722-200	
<b>Total Water Utilities Appropriations</b>	<b>\$ 1,105,509.83</b>

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 January 3, 2013

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

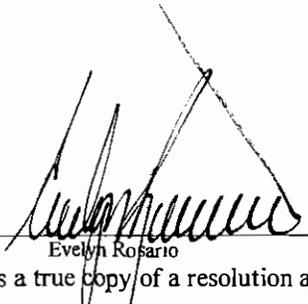
*Introduced by:* Commissioner Steven Rogers **FOR** Commissioner Joseph P. Scarpelli *Date:* January 3, 2013

*Seconded by:* Commissioner Mauro G. Tucci *No.* 6-13

**WHEREAS**, Bids for the purchase of a 2012 Front-end Wheel Loader or Equivalent were received and opened on Wednesday, December 27, 2012; and **WHEREAS**, Foley, Incorporated, 855 Centennial Avenue, Piscataway, New Jersey 08855 was the low bidder in the amount of \$151,350.00; and

**WHEREAS**, funds are available from Ordinance #3214A, in the amount of \$120,000.00, and Account# T-21-909-901, in the amount of \$31,350.00 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 be awarded to Foley Incorporated, not to exceed \$151,350.00 and that the Mayor and Township Clerk are hereby authorized to enter into and sign said contract for the Township of Nutley.

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 January 3, 2013

<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>					
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>				X	

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

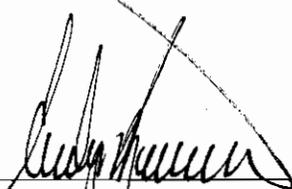
## Resolution

*Introduced by:* Mayor Alphonse Petracco *Date:* January 3, 2013  
*Seconded by:* Commissioner Mauro G. Tucci *No.* 7-13

WHEREAS the Township of Nutley Zoning Board of Adjustment received \$5,009.56 escrow deposit from Capital One for property at 474 Franklikn Avenue for engineering services, and

WHEREAS the Zoning Board of Adjustment has reviewed and determined the remaining escrow balance of \$2,614.65 is due to Capital One, and

NOW THEREFORE BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, NJ, that the above amount be refunded to Capital One.

I,  Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the  
*Evelyn Rosario*  
 foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held January 3, 2013

<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	

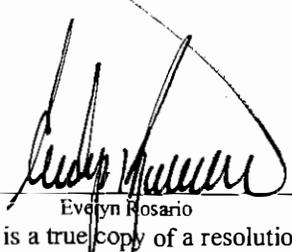
**BOARD OF COMMISSIONERS**  
TOWNSHIP OF NUTLEY, NEW JERSEY

## Resolution

*Introduced by:* Mayor Alphonse Petracco *Date:* eJanuary 3, 2013

*Seconded by:* Commissioner Mauro G. Tucci *No.* 8-13

BE IT RESOLVED by the Board of Commissioners, Township of Nutley, County of Essex, New Jersey, that Deputy Fire Chief Paul Cafone be appointed as the Fire Official, effective January 1, 2013.

I,  Evelyn Rosario, 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 January 3, 2013

<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	