

**Township of Nutley
Board of Commissioners
Meeting Minutes
Tuesday, January 18, 2011
7:00 P.M**

A workshop meeting of the Board of Commissioners of the Township of Nutley was held in the 3rd 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 2, 2010 issues of the Nutley Sun, the Journal, 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 Scarpelli	- Present
Commissioner Petracco	- Present
Commissioner Evans	- Present
Commissioner Tucci	- Present
Mayor Cocchiola	- Present

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

A regular meeting of the Board of Commissioners of the Township of Nutley was held in the 3rd floor Commission Chambers and called to order. Adequate notification was published in the official newspapers of the Township of Nutley. All present joined in the Pledge of Allegiance to the Flag. Roll call was taken.

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 2, 2010 issues of the Nutley Sun, the Journal, 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 Scarpelli	- Present
Commissioner Petracco	- Present
Commissioner Evans	- Present
Commissioner Tucci	- Present
Mayor Cocchiola	- Present

MINUTES:

None.

COMMUNICATIONS/CORRESPONDENCE:

Enterprise Rent – A- Car/One Day Car Sale/Proponent Federal Credit Union/April 30, 2011

It was the consensus of the Governing Body to approve the communication listed above.

REPORTS:

None.

BILLS:

Evelyn Rosario, Municipal Clerk read the following departmental summary of bills for the approval of the Board of Commissions. (bill list attached to minutes)

Department of Public Affairs	\$	110,365.48
Department of Revenue & Finance	\$	3,025,021.79
Department of Public Safety	\$	72,478.54
Department of Public Works	\$	359,594.60
Department of Parks & Public Property	\$	706,050.11

Payroll as of January 21, 2011	\$	<u>787,368.32</u>
Bill List Grand Total	\$	5,060,878.84

Motion to approve the bills by Commissioner Evans, seconded by Commissioner Tucci. All ayes.

ORDINANCE INTRODUCTIONS: (1)

Commissioner Evans/Ordinance No. 3161

"AN ORDINANCE OF THE TOWNSHIP OF NUTLEY, COUNTY OF ESSEX, STATE OF NEW JERSEY, TO ADD ARTICLE V TO CHAPTER 320 OF THE TOWNSHIP CODE, ENTITLED "FEES," SO AS TO ADD SECTION 320-5, ENTITLED "TAX COLLECTOR FEES" (Public Hearing February 15, 2011)

Commissioner Evans made a motion that this ordinance be introduced and passed for first reading and be advertised accordingly. Motion was seconded by Commissioner Tucci. All ayes. Commissioner Evans read by title only.

A public hearing will be held on Tuesday, February 15, 2011.

ORDINANCE PUBLIC HEARINGS

None.

RESOLUTIONS

No. 15-11

WHEREAS, the Township of Nutley, Office of Emergency Management has been awarded State Homeland Security Grant Program Subgrant CFDA #97.042, Award #2010-P110-0716 from the New Jersey State Police Office of Emergency Management. The Subgrant, consisting of a total amount of \$20,000.00, including \$10,000.00 Federal Award and \$10,000.00 Local Matching Funds, is for the purpose of enhancing Nutley Township's ability to prevent, protect against, respond to and recover from acts of terrorism, natural disasters and other catastrophic events and emergencies; and

WHEREAS, the subgrant award incorporates all conditions and representations contained or made in application and notice of award #2010-EP-EO-0047; and

WHEREAS, the Township Of Nutley Office of Emergency Management, designated by the New Jersey State Police, Office of Emergency Management, has submitted an Application for Subgrant Award that has been required by the said New Jersey State Police Office of Emergency Management; and

WHEREAS, the Application for Subgrant Award calls for a match in the amount of \$10,000.00 which the Township of Nutley Office of Emergency Management adequately satisfies through the 2010 Township of Nutley approved budget for Division salaries and wages and fringe benefits.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Nutley, New Jersey here with accepts the award of the FFY10 Homeland Security Emergency Management Performance Grant Program Subgrant in the amount of \$10,000.00 Federal Funds from the New Jersey State Police, Office of Emergency Management; and

BE IT FURTHER RESOLVED that the Township of Nutley Director of Public Safety, the Township Chief Fiscal Officer and the Township Director of Emergency Management are authorized to sign the appropriate subgrant award documents; and

BE IT FURTHER RESOLVED that copies of this Resolution shall be forwarded to the New Jersey State Police, Office of Emergency Management; the Township of Nutley, Director of Public Safety; the Township's Chief Financial Officer; the Township Office of Emergency Management and Office of the Treasury.

Introduced by Commissioner Petracco, seconded by Commissioner Scarpelli. All eyes on a roll call vote.

No. 12-11

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 County Cooperative Purchasing Program; and

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

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

NOW, THEREFORE, BE IT RESOLVED, that the Township of Nutley authorizes the Purchasing Agent to purchase certain goods or services from those approved Morris County Co-op vendors on the attached list, pursuant to all conditions of the individual County 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 Morris County Cooperative Purchasing Program Vendors shall be from January 1, 2011 to December 31, 2011.

Introduced by Commissioner Evans, seconded by Commissioner Tucci. All eyes on a roll call vote.

No. 13-11

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, 2011 to December 31, 2011

Introduced by Commissioner Evans, seconded by Commissioner Tucci. All eyes on a roll call vote.

No. 16-11

WHEREAS, R.S.54:4-67 permits the governing body of each municipality to fix the rate of interest to be charged for non-payment of water charges; and

WHEREAS, R.S. 54:4-67 has been amended to permit the fixing of said rate of 8% per annum on the first \$1500.00 of the delinquency and 18% per annum on any amount in excess of \$1500.00;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners, of the Township of Nutley, County of Essex, State of New Jersey, as follows:

1. As of January 1, 2011 the Tax Collector is hereby authorized and directed to charge 8% per annum on water charges becoming delinquent.
2. Any payments not made in accordance with this resolution shall be charged interest from the due date.

Introduced by Commissioner Evans, seconded by Commissioner Tucci. All eyes on a roll call vote.

No. 17-11.

WHEREAS, R.S.54:4-67 permits the governing body of each municipality to fix the rate of interest to be charged for non-payment of taxes or assessments subject to any abatement or discount for the late payment of taxes provided by law; and

WHEREAS, R.S. 54:4-67 has been amended to permit the fixing of said rate of 8% per annum on the first \$1500.00 of the delinquency and 18% per annum on any amount in excess of \$1500.00;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners, of the Township of Nutley, County of Essex, State of New Jersey, as follows:

1. The Tax Collector is hereby authorized and directed to charge 8% per annum on taxes becoming delinquent after the due date, subject to any abatement or discount for the late payment of taxes provided by law.
2. Effective January 1, 2011 quarterly tax payment made by cash, check, or money order shall have a ten (10) day grace period.
3. Any payments not made in accordance with section two (2) of this resolution shall be charged interest from the due date, as set forth in section one (1) of this resolution

Introduced by Commissioner Evans, seconded by Commissioner Tucci. All ayes on a roll call vote.

No. 18-11

WHEREAS, P.L. 1990, Chapter 105 supplementing Title 40 of the New Jersey State Revised Statutes has been enacted to allow a municipality the authority to impose a service charge to be added on an account which was by check or other written instrument returned for insufficient funds; and,

WHEREAS, whenever an account is owing a municipality for tax, special assessment, water, or other municipal charges, the service charge authorized by this section shall be included on whatever list of delinquent accounts is prepared for the enforcement of liens.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners, of the Township of Nutley, County of Essex, State of New Jersey, that the Tax Collector be authorized to charge the aforementioned fee at a rate of \$20.00 per check or other written instrument for all checks received for insufficient funds; and,

BE IT FURTHER RESOLVED, that the Tax Collector may require future payments to be tendered in cash or cashier's check; and,

BE IT FINALLY RESOLVED, that a certified copy of this resolution be forwarded to the Township Treasurer, Tax Collector, and Auditor.

Introduced by Commissioner Evans, seconded by Commissioner Tucci. All ayes on a roll call vote.

No. 14-11

WHEREAS, the Township of Nutley has the need to acquire vision care network 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, Premier Vision Care, P.O. Box 1591, Livingston, N.J. 07039 submitted a proposal indicating they will provide the services for the sum of \$2,006.00; and

WHEREAS, the anticipated term of this contract is from February 1, 2011 to February 1, 2012; and

WHEREAS, funds are available from account #226-245 and have been certified by the Chief Financial Officer.

NOW THEREFORE, BE IT RESOLVED, that the Board of Commissioners of the Township of Nutley authorizes the Mayor to enter into a contract with Premier Vision Care.

Introduced by Commissioner Tucci, seconded by Commissioner Evans. All eyes on a roll call vote.

No. 11-11

WHEREAS the Zoning Board of Adjustment received \$500.00 from Mr. & Mrs. Anthony Spagnuolo from 15 Brown Street, Nutley, NJ, for escrow fee for engineering review and

WHEREAS there was no need for engineering review 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 Treasurer be and she is hereby authorized to refund the escrow fee related to the variance in the amount of \$500.00 to, Mr. & Mrs. Anthony Spagnuolo.

Introduced by Commissioner Tucci, seconded by Commissioner Evans. All eyes on a roll call vote.

Introduced by Mayor Cocchiola seconded by Commissioner Tucci. All eyes on a roll call vote.

MEETING OPEN TO THE PUBLIC:

No Public Comments.

At this point in the meeting ,Evelyn Rosario, Municipal Clerk read the following Executive Session resolution into the record.

No. 19-11

WHEREAS, the Board of Commissioners of the Township of Nutley, in the County of Essex, and State of New Jersey desires to proceed to closed executive session; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Nutley that the Township Commission shall now move into closed executive session to discuss:

1. Potential Litigation

BE IT FURTHER RESOLVED, that the time when such discussions may be disclosed to the public shall be when and as such disclosure may be made without adversely affecting the Township of Nutley pending and/or anticipated legal, personnel, contractual matters and other matters within the exceptions provided for by statute.

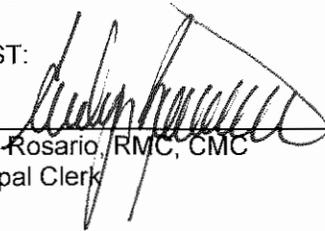
Introduced by Commissioner Evans, seconded by Commissioner Scarpelli. All ayes on a roll call vote.

The Board of Commissioner exited Executive Session at 9:25P.M.

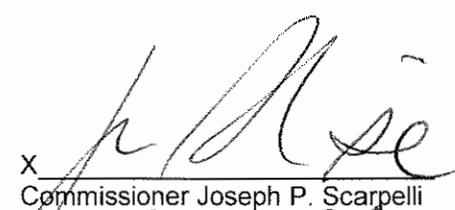
ADJOURNMENT:

Motion to adjourn by Commissioner Scarpelli, seconded by Commissioner Tucci
All ayes on a roll call vote. Meeting adjourned at 9:30 P.M.

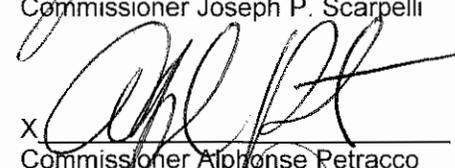
ATTEST:



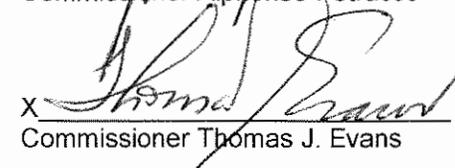
Evelyn Rosario, RMC, CMC
Municipal Clerk

X 

Commissioner Joseph P. Scarpelli

X 

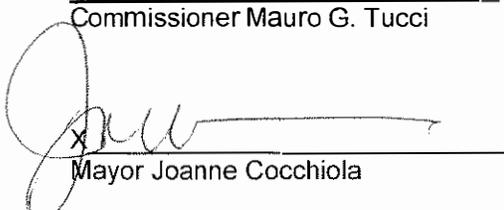
Commissioner Alphonse Petracco

X 

Commissioner Thomas J. Evans

X 

Commissioner Mauro G. Tucci

X 

Mayor Joanne Cocchiola

TOWNSHIP OF NUTLEY									
BILL LIST									
TUESDAY JANUARY 18, 2011									
P.O. NUMBER	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTAL		
	FUTURE SANITATION INC	65,805.55					65,805.55		
10-04598	MITZNER & MITZNER	10,000.00		11,945.86			21,945.86		
10-04855	FUSCO & MACALUSO	10,000.00		11,912.50			21,912.50		
10-04801	FOOD ALLERGY	92.25					92.25		
10-04911	W.B. MASON	1,629.00					1,629.00		
10-04871	CDW GOVERNMENT	3,578.26					3,578.26		
10-05270	AT & T MOBILITY	345.19					345.19		
10-05291	THE STAR LEDGER	49.88					49.88		
10-05293	THE STAR LEDGER	113.68					113.68		
10-05295	THE STAR LEDGER	51.04					51.04		
10-00099	POLAND SPRINGS WATER	67.43					67.43		
10-05385	LINDA POSTERNOCK	150.00					150.00		
10-05384	432 OWNERS INC	18,144.00					18,144.00		
10-05286	VIOLA BROTHERS	339.20					339.20		
	T/N PAYROLL AGENCY		31,788.25				31,788.25		
	PASSAIC VALLEY SEWER.COMM		762,565.82				762,565.82		
	TREASURER OF SCHOOL		2,088,000.00				2,088,000.00		
10-05347	HOFFMAN LA ROCHE, INC		50,000.00				50,000.00		
10-05405	US BANK CUST/SASS MUNI		26,261.46				26,261.46		
10-05248	US BANK CUST/SASS MUNI		38,061.77				38,061.77		
10-05467	NJ COMM.AFFAIRS DIV CODE		4,729.00				4,729.00		
10-05471	EOS ENERGY VENTURES		4,703.13				4,703.13		
10-05472	ISAAC MORADI		575.30				575.30		
10-05477	NJ E-ZPASS CUSTOMER SERV		100.00		200.00		500.00		
10-04902	W.B. MASON		305.90				305.90		
10-04893	W.B. MASON		113.12				113.12		
10-04891	W.B. MASON		372.62				372.62		

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY JANUARY 18, 2011							
P.O. NUMBER	VENDOR	PUBLIC AFFAIRS	REVENUE & FINANCE	PUBLIC SAFETY	PUBLIC WORKS	PARKS & PUBLIC PROPERTY	TOTAL
10-04856	W.B. MASON		25.27				25.27
10-04823	W.B. MASON		185.64				185.64
10-04687	W.B. MASON		95.07				95.07
10-04688	W.B. MASON		480.00				480.00
10-04236	W.B. MASON		160.68				160.68
10-05161	CDW GOVERNMENT		558.81				558.81
10-04398	CDW GOVERNMENT		1,818.81				1,818.81
10-05186	NUMARA SOFTWARE		742.50				742.50
10-04803	ATLANTIC DOOR & HARDWARE		597.67				597.67
10-00434	VITAL SERVICES GROUP		250.00				250.00
10-03647	VITAL SERVICES GROUP		77.10				77.10
10-04706	NO JERSEY MEDIA GROUP		21.95				21.95
10-02497	LAWYERS DAIRY & MANUAL		86.00				86.00
10-00661	MAJOR ELAGUE AUTO SPA		5.00				5.00
10-00871	HENDRICKS APPRAISAL CO		300.00				300.00
10-00871	HENDRICKS APPRAISAL CO		300.00				300.00
10-00258	PIRO,ZINNA CIFELLI,PARIS		1,550.75				1,550.75
10-05226	THE STAR LEDGER		319.00				319.00
10-05245	AT & T MOBILITY		74.35				74.35
10-05273	ACCOUNTEMPS		2,161.25				2,161.25
10-04631	G. NEIL CO		30.18				30.18
10-05088	MGL PRINTING		58.00				58.00
10-05346	NJ DEPT HEALTH/SR.SERVICE		31.80				31.80
10-05242	AT & T MOBILITY		246.94				246.94
10-05283	UNITED PARCEL SERVICE		14.66				14.66
10-04894	HEWLETT PACKARD CORP		873.90				873.90
10-05162	DELL MARKETING		141.59				141.59

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY JANUARY 18, 2011							
P.O.	VENDOR	PUBLIC	REVENUE &	PUBLIC	PUBLIC	PARKS &	
NUMBER		AFFAIRS	FINANCE	SAFETY	WORKS	PROPERTY	TOTAL
10-05367	MARIE GOWOREK		1,650.00				1,650.00
10-05225	WORRALL COMM. NEWSPAPER		13.68				13.68
10-03331	MILLENIUM STRATEGIES		3,333.00				3,333.00
10-00100	POLAND SPRINGS WATER		107.82				107.82
10-05469	DAVID WILSON		630.00				630.00
	DAVID WILSON		504.00				504.00
10-05049	MORRIS CNTY SAFETY TRNG.			500.00			500.00
10-05050	MORRIS CNTY SAFETY TRNG.			500.00			500.00
09-05291	THE RODGERS GROUP			2,833.33			2,833.33
10-05104	NATIONAL FUEL OIL			10,988.55			10,988.55
10-05105	NATIONAL TERMINAL INC			5,002.56			5,002.56
10-04704	NO.JERSEY MEDIA GROUP			21.95			21.95
10-05082	UPS			11.51			11.51
10-00066	NUTLEY PARK SHOPRITE			14.96			14.96
10-00062	NICOLETTE TOWING			12.00			12.00
10-00062	NICOLETTE TOWING			24.00			24.00
10-05020	V.E. RALPH			92.56			92.56
10-00067	NBC AUTO PARTS			603.05			603.05
10-00519	CATHERINE RISPO			100.00			100.00
10-04113	GOFFCO IND.			2,050.00			2,050.00
10-04605	W.B. MASON			398.56			398.56
10-04608	W.B. MASON			239.94			239.94
10-04705	HEWLETT PACKARD			1,229.88			1,229.88
10-04108	AUTOMOTIVE ENERGY			385.54			385.54
10-05080	FLEMINGTON CAR			462.00			462.00
10-05115	TRIANGLE COMM.			60.00			60.00
10-04995	MOBILE TECH			1,038.00			1,038.00

TOWNSHIP OF NUTLEY							
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TUESDAY JANUARY 18, 2011							
P.O.	VENDOR	PUBLIC	REVENUE &	PUBLIC	PUBLIC	PARKS &	
NUMBER		AFFAIRS	FINANCE	SAFETY	WORKS	PROPERTY	TOTAL
10-05002	MOBILE TECH			287.66			287.66
10-05146	MOBILE TECH			1,016.00			1,016.00
10-05025	MOBILE TECH			1,410.00			1,410.00
10-05220	MOBILE TECH			652.00			652.00
10-04867	NJ EMERGENCY VEHICLES			2,047.00			2,047.00
10-05103	NJ EMERGENCY VEHICLES			231.70			231.70
10-04678	GENERAL SALES ADM.			4,862.54			4,862.54
10-00070	AUTO ZONE			32.46			32.46
10-00060	MAJOR LEAGUE AUTO SPA			300.00			300.00
10-01122	INHALATION THERAPY			41.10			41.10
10-00857	XEROX CORP			32.07			32.07
10-00101	POLAND SPRINGS WATER			235.11			235.11
10-00101	POLAND SPRINGS WATER			244.13			244.13
10-01121	FETTE FORD			95.82			95.82
10-05242	FEDERAL EXPRESS			62.81			62.81
10-05081	LANGUAGE LINE SERV.			6.88			6.88
10-04824	CERTIFIED SPEEDMETER SERV			890.00			890.00
10-05138	CERTIFIED SPEEDMETER SERV			594.00			594.00
10-04862	EAGLE POINT GUN SHOP			6,803.88			6,803.88
10-05083	BURGER KING			136.47			136.47
10-05345	LAURIE COOPER			200.00			200.00
10-04106	COMPUTER SYSTEMS			354.90			354.90
10-05241	AT & T MOBILITY			81.90			81.90
10-05021	COMPLETE SAW			38.00			38.00
10-05018	DIVERSIFIED INSPECTIONS			1,395.36			1,395.36
	NO JERSEY DISTRICT WATER				304,740.75		304,740.75
10-04852	COLONIAL CONTRETE				1,000.00	1,412.13	2,412.13

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY JANUARY 18, 2011							
P.O.	VENDOR	PUBLIC	REVENUE &	PUBLIC	PUBLIC	PARKS &	
NUMBER		AFFAIRS	FINANCE	SAFETY	WORKS	PROPERTY	TOTAL
10-00102	POLAND SPRINGS WATER				306.89		306.89
10-05269	AT & T MOBILITY				195.53		195.53
10-05265	AT & T MOBILITY				782.60		782.60
10-00041	AUTO ZONE				507.85		507.85
10-00045	SUPERIOR DISTRIBUTORS				465.43		465.43
10-04920	GENERAL BINDING CORP				430.07		430.07
10-05163	NORTHEAST AUTOMOTIVE				230.45		230.45
10-04955	INTERNATIONAL SALT CO				6,099.83		6,099.83
10-00046	TILCON NJ				270.00		270.00
10-00046	TILCON NJ				640.00		640.00
10-05182	TILCON NJ				1,061.47		1,061.47
10-05147	RADIATOR STORE				159.00		159.00
10-04140	TUBELITE CO				584.85		584.85
10-04903	DELTA PRODUCTS				177.51		177.51
10-05208	PSE & G				165.63		165.63
10-05207	PSE & G				125.23		125.23
10-05362	PSE & G				17.32		17.32
10-01929	ONE CALL CONCEPTS				102.39		102.39
10-00035	AMERICAN HOSE				24.88		24.88
10-00035	AMERICAN HOSE				213.85		213.85
10-00044	NORTHEAST AUTOMOTIVE				77.40		77.40
10-00039	INTERSTATE BATTERY				74.95		74.95
10-00044	NORTHEAST AUTOMOTIVE				84.00		84.00
10-05177	PASSAIC VALLEY WATER COMM				720.00		720.00
10-04836	PENN-JERSEY MACH				61.37		61.37
10-04603	W.B. MASON				116.28		116.28
10-04674	W.B. MASON				152.18		152.18

TOWNSHIP OF NUTLEY							
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TUESDAY JANUARY 18, 2011							
P.O.	VENDOR	PUBLIC	REVENUE &	PUBLIC	PUBLIC	PARKS &	
NUMBER		AFFAIRS	FINANCE	SAFETY	WORKS	PROPERTY	TOTAL
10-04882	GRAINGER				472.00		472.00
10-00567	PENNONI ASSOC.				880.00		880.00
10-00567	PENNONI ASSOC.				2,250.00		2,250.00
10-00567	PENNONI ASSOC.				990.00		990.00
20-04672	LAWSON PRODUCTS				416.62		416.62
10-04830	US MUNICIPAL				1,452.16		1,452.16
10-05201	JAMES SANTANGELO				384.23		384.23
10-05024	MOBILE TECH				60.00		60.00
10-04879	METRIC PARKING DIV.				1,305.93		1,305.93
10-00036	BEYER BROTHERS				6.46		6.46
10-00036	BEYER BROTHERS				25.76		25.76
10-00038	DELUXE INTL.TRUCKS				28.63		28.63
10-00039	INTERSTATE BATTERY				179.90		179.90
10-00685	MAJOR LEAGUE AUTO SPA				6.00		6.00
10-00086	ROBERTS & SON				145.00		145.00
10-03756	S. ROTONDI & SON				22,968.00		22,968.00
10-00034	AGL WELDING				44.68		44.68
10-00034	AGL WELDING				68.95		68.95
10-00030	GRAINGER				219.52		219.52
10-00044	NORTHEAST AUTOMOTIVE				64.00		64.00
10-00033	RICCARDI BROTHERS				105.25		105.25
10-00507	PHIACORE,INC				750.00		750.00
10-04061	BINDER MACH				1,243.78		1,243.78
10-04789	AMERICAN HOSE				760.00		760.00
10-05239	BRADLEY TIRE				50.00		50.00
10-04785	BRADLEY TIRE				2,441.80		2,441.80
10-05109	DAWNBRITE INC				164.00		164.00

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY JANUARY 18, 2011							
P.O.	VENDOR	PUBLIC	REVENUE &	PUBLIC	PUBLIC	PARKS &	
NUMBER		AFFAIRS	FINANCE	SAFETY	WORKS	PROPERTY	TOTAL
10-00433	VITAL SERVICES				150.00		150.00
10-05238	VAN DINES				49.00		49.00
10-05406	STATE OF NJ DIV OF TAXATION				2,125.22		2,125.22
10-05424	C.WALTER SEARLE AGENCY					10,000.00	10,000.00
	FLAGSHIP DENTAL PLAN					579.53	579.53
	SUB.ESSEX JIF					328,654.24	328,654.24
	SUB.ESSEX JIF					329,452.11	329,452.11
10-05338	THOMAS GARDINER					1,158.00	1,158.00
10-00006	P & A AUTO PARTS					143.65	143.65
10-00012	ABLE PAINT					22.95	22.95
10-00012	ABLE PAINT					94.29	94.29
10-00010	GRAINGER					69.97	69.97
10-00010	GRAINGER					224.32	224.32
10-00014	COMPLETE SAW SERVICE					113.25	113.25
10-00013	NORTHEAST ARBORIST					244.08	244.08
10-00004	GRANT SUPPLIES					74.73	74.73
10-00004	GRANT SUPPLIES					377.94	377.94
10-00004	GRANT SUPPLIES					78.08	78.08
10-00004	GRANT SUPPLIES					33.27	33.27
10-00004	GRANT SUPPLIES					189.07	189.07
10-00004	GRANT SUPPLIES					439.84	439.84
10-00004	GRANT SUPPLIES					26.91	26.91
10-00004	GRANT SUPPLIES					1.78	1.78
10-00004	GRANT SUPPLIES					81.14	81.14
10-00008	NATIONAL BUILDING					239.58	239.58
10-00015	TERRE CO					513.86	513.86
10-04198	KONE INC					93.22	93.22

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY JANUARY 18, 2011							
P.O.	VENDOR	PUBLIC	REVENUE &	PUBLIC	PUBLIC	PARKS &	
NUMBER		AFFAIRS	FINANCE	SAFETY	WORKS	PROPERTY	TOTAL
10-04198	KONE INC					97.42	97.42
10-00005	RICCARDI BROTHERS					356.65	356.65
10-00005	RICCARDI BROTHERS					1,214.65	1,214.65
10-00005	RICCARDI BROTHERS					742.30	742.30
10-05187	PSE & G					73.04	73.04
10-05178	PSE & G					305.26	305.26
10-05023	MOBILE TECH					60.00	60.00
10-04872	ABADEL PEST CONTROL					125.00	125.00
10-04407	PINE ISLAND					1,151.00	1,151.00
10-05373	WILLIAM GASKELL					1,020.40	1,020.40
10-05360	PHILIP HEFFELFINGER					579.00	579.00
10-05361	JOSEPH REGO					1,158.00	1,158.00
10-05350	GIUSEPPI RUSSO					579.00	579.00
10-05348	RALPH NEWPORT JR					1,158.00	1,158.00
10-05349	MICHAEL RITACCO					1,158.00	1,158.00
10-05351	LEROY RASP					1,157.40	1,157.40
10-05014	HOME DEPOT					39.97	39.97
10-05074	HOME DEPOT					128.88	128.88
10-00025	AGL WELDING					94.28	94.28
10-00012	ABLE PAINT					17.79	17.79
10-05244	AT & T MOBILITY					48.70	48.70
10-05263	AT & T MOBILITY					519.83	519.83
10-00018	NORTHEAST AUTO					354.14	354.14
10-05271	VERIZON					62.17	62.17
10-05233	VERIZON					331.32	331.32
10-05234	VERIZON					185.48	185.48
10-05235	PSE & G					4.38	4.38

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY JANUARY 18, 2011							
P.O.	VENDOR	PUBLIC	REVENUE &	PUBLIC	PUBLIC	PARKS &	
NUMBER		AFFAIRS	FINANCE	SAFETY	WORKS	PROPERTY	TOTAL
10-05215	NATIONAL TERMINAL					6,643.21	6,643.21
10-05380	JEAN FRANCIS					579.00	579.00
10-05140	STORR TRACTOR					2,203.68	2,203.68
10-05077	CLIFFSIDE BODY					148.52	148.52
10-05172	FRANKLIN CENTRAL COMM					193.99	193.99
10-05003	FRANKLIN CENTRAL COMM					253.49	253.49
10-05076	NICOLETTE TOWING					350.00	350.00
10-05425	RICHARD HULBERT					1,158.00	1,158.00
10-05426	HENRY L BAKER					1,158.00	1,158.00
10-05427	ANGELO & PARISCILLA FERRARA					1,158.00	1,158.00
10-05428	FRANK REISS					579.00	579.00
	PAY PAL,INC					30.00	30.00
10-04380	WALLINGTON LANES					53.96	53.96
10-05174	NUTLEY PARK SHOPRITE					99.17	99.17
10-04918	NUTLEY PARK SHOPRITE					23.20	23.20
10-05379	GIANNA SULLIVAN					19.50	19.50
10-05382	NJJVL					375.00	375.00
10-05381	ROBERTA DUXBURY					35.00	35.00
10-05289	DINA SBARAGLIO					35.00	35.00
10-05290	TIM NAGURKA					500.00	500.00
10-05292	MINU ROY					70.00	70.00
10-05294	ROBERT GUERRA					20.00	20.00
10-05334	ANDY DEPCZEK					56.00	56.00
10-05310	ANDY DEPCZEK					28.00	28.00
10-05301	PAUL YANICAK					99.00	99.00
10-05302	PAUL YANICAK					78.00	78.00
10-05308	PAUL YANICAK					78.00	78.00

TOWNSHIP OF NUTLEY							
BILL LIST							
TUESDAY JANUARY 18, 2011							
P.O.	VENDOR	PUBLIC	REVENUE &	PUBLIC	PUBLIC	PARKS &	
NUMBER		AFFAIRS	FINANCE	SAFETY	WORKS	PROPERTY	TOTAL
10-05331	WILLIAM CHRISTIE					56.00	56.00
10-05305	WILLIAM CHRISTIE					28.00	28.00
10-05297	THOMAS CLARKE					66.00	66.00
10-05312	THOMAS CLARKE					81.00	81.00
10-05339	LOIS PLINIO					29.94	29.94
10-05337	TED GLYNN					800.00	800.00
10-05298	VINCENT ABBATIELLO					72.00	72.00
10-05306	VINCENT ABBATIELLO					66.00	66.00
10-05332	VINCENT ABBATIELLO					132.00	132.00
10-05304	CHRIS WEINSTEIN, JR					66.00	66.00
10-05296	CHRIS WEINSTEIN, JR					66.00	66.00
10-05313	CHRIS OSCILOWSKI					96.00	96.00
10-05320	JASON DAVID					78.00	78.00
10-05317	COMERT COMERTOGUILLARI					72.00	72.00
10-05318	FRANK ENDL					78.00	78.00
10-05316	MIKE GEORGETT					54.00	54.00
10-05315	ANDY CUPOLO					78.00	78.00
10-05314	JAMIE PURCELL					36.00	36.00
10-05299	JOE CIOFFI					99.00	99.00
10-05322	JOSEPH FERACO					24.00	24.00
10-05300	MELISSA REILLY					27.50	27.50
10-05303	LINDSEY HRESKO					40.50	40.50
10-05307	VINICIO DELGADO					8.00	8.00
10-05309	MICHAEL DELGADO					8.00	8.00
10-05311	NICK FERACO					19.50	19.50
10-05319	MATTHEW SALERNO					8.00	8.00
10-05321	HAILEY ARMANDO					35.50	35.50

TOWNSHIP OF NUTLEY
BILL LIST
January 18, 2011

List of payroll submitted for approval by the Board of Commissioners at their regular meeting of JANUARY 18, 2010:

PAYROLL-REGULAR JANUARY 21, 2011:

Department of Public Affairs	21,258.62
Department of Revenue & Finance	51,938.05
Department of Public Safety	429,064.96
Department of Public Works	58,689.67
Department of Parks & Public Properties	70,534.48
Department of Recreation Commission	1,055.63
Water Operations	36,450.93
Due To From General Capital	3,325.10
600 Series	1,872.02
C.E.H.A.	0.00
ACC-U-VAC	51,863.40
Sub Total	726,052.86

PAYROLL-OVERTIME JANUARY 21, 2011

Department of Public Affairs	15.00
Department of Revenue & Finance	590.43
Department of Public Safety	14,527.20
Department of Public Works	24,527.97
Department of Parks & Public Properties	657.68
Water Operations	20,997.18
600 Series	0.00
Sub Total	61,315.46

TOTAL PAYROLL: 787,368.32

GRAND TOTAL: 5,060,878.84

The Payroll list in the foregoing schedule includes amounts to be deducted for:

Federal Withholding Tax	112,436.86
Social Security	15,549.52
N.J. State Tax	29,977.10
Medicare	11,103.76
Wage Execution	4,287.58
Deferred Compensation	25,337.90
Employee Disability Ins.	3,996.52

Ordinance No. 3161
Introduced by Commissioner Evans
Introduced on January 18, 2011
Public Hearing February 15, 2011
Advertise in the Nutley Sun Issue of Thursday, January 27, 2011

ORDINANCE NO. 3161

**AN ORDINANCE OF THE TOWNSHIP OF NUTLEY,
COUNTY OF ESSEX, STATE OF NEW JERSEY,
TO ADD ARTICLE V TO CHAPTER 320 OF THE
TOWNSHIP CODE, ENTITLED "FEES," SO AS TO
ADD SECTION 320-5, ENTITLED "TAX COLLECTOR
FEES"**

BE IT ORDAINED, by the Board of Commissioners of the Township of Nutley,

County of Essex, State of New Jersey, as follows:

Chapter 320 of the Township Code of the Township of Nutley, entitled

"Fees," is hereby amended to add § 320-5, entitled "Tax Collector Fees," by creating the following subsection:

§320-5. Tax Collector Fees for Copies.

Section 1.

A. In accordance with N.J.S.A. 54:5-54 the Tax Collector shall provide to any party entitled to redeem a certificate pursuant to this section (N.J.S.A. 54:5-54) two calculations of the amount required for redemption within a calendar year at no cost. For each subsequent calculation from the Tax Collector there shall be a \$50.00 fee. A request for a redemption calculation shall be made in writing to the Tax Collector.

B. In accordance with N.J.S.A. 54:5-97.1 the Tax Collector may charge a lien holder of a tax lien \$50.00 for the calculation of the amount due to redeem the tax lien as required pursuant to N.J.S.A. 54:5-97.1 Any request for a redemption calculation shall specify the date to be used for the calculation, which shall be the date of the notice. Neither the Tax Collector nor the Municipality shall be liable for an incorrect calculation. The fee paid to the Municipality shall not be part of the lien and shall not be passed on to any party entitled to redeem pursuant to N.J.S.A. 54:5-54.

Section 2. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Section 3. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

Section 4. This ordinance shall take effect after second reading and publication as required by law.

BOARD OF COMMISSIONERS
Township of Nutley, New Jersey
Resolution

Introduced by: Commissioner Alphonse Petracco Date: January 18, 2011

Seconded by: Commissioner Joseph P. Scarpelli No. 15-11

WHEREAS, the Township of Nutley, Office of Emergency Management has been awarded State Homeland Security Grant Program Subgrant CFDA #97.042, Award #2010-P110-0716 from the New Jersey State Police Office of Emergency Management. The Subgrant, consisting of a total amount of \$20,000.00, including \$10,000.00 Federal Award and \$10,000.00 Local Matching Funds, is for the purpose of enhancing Nutley Township's ability to prevent, protect against, respond to and recover from acts of terrorism, natural disasters and other catastrophic events and emergencies; and

WHEREAS, the subgrant award incorporates all conditions and representations contained or made in application and notice of award #2010-EP-EO-0047; and

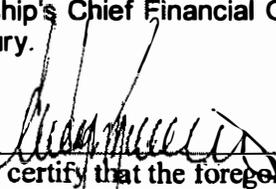
WHEREAS, the Township Of Nutley Office of Emergency Management, designated by the New Jersey State Police, Office of Emergency Management, has submitted an Application for Subgrant Award that has been required by the said New Jersey State Police Office of Emergency Management; and

WHEREAS, the Application for Subgrant Award calls for a match in the amount of \$10,000.00 which the Township of Nutley Office of Emergency Management adequately satisfies through the 2010 Township of Nutley approved budget for Division salaries and wages and fringe benefits.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Nutley, New Jersey here with accepts the award of the FFY10 Homeland Security Emergency Management Performance Grant Program Subgrant in the amount of \$10,000.00 Federal Funds from the New Jersey State Police, Office of Emergency Management; and

BE IT FURTHER RESOLVED that the Township of Nutley Director of Public Safety, the Township Chief Fiscal Officer and the Township Director of Emergency Management are authorized to sign the appropriate subgrant award documents; and

BE IT FURTHER RESOLVED that copies of this Resolution shall be forwarded to the New Jersey State Police, Office of Emergency Management; the Township of Nutley, Director of Public Safety; the Township's Chief Financial Officer; the Township Office of Emergency Management and Office of the Treasury.

 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 18, 2011.

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

**BOARD OF COMMISSIONERS
Township of Nutley, New Jersey**

Resolution

Introduced by: Commissioner Thomas J. Evans Date: January 18, 2011

Seconded by: Commissioner Mauro G. Tucci oo No. 12-11

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 County Cooperative Purchasing Program; and

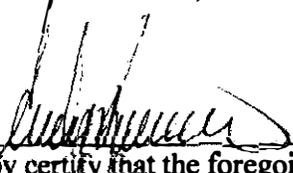
WHEREAS, the Township of Nutley has the need on a timely basis to purchase goods or services utilizing the Morris County Cooperative Purchasing Program; and

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

NOW, THEREFORE, BE IT RESOLVED, that the Township of Nutley authorizes the Purchasing Agent to purchase certain goods or services from those approved Morris County Co-op vendors on the attached list, pursuant to all conditions of the individual County 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 Morris County Cooperative Purchasing Program Vendors shall be from January 1, 2011 to December 31, 2011.

 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 18, 2011.

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

**BOARD OF COMMISSIONERS
Township of Nutley, New Jersey**

Resolution

Introduced by: Commissioner Thomas J. Evans Date: January 18, 2011

Seconded by: Commissioner Mauro G. Tucci No. 13-11

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

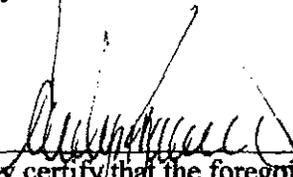
WHEREAS, the Township of Nutley has the need on a timely basis to purchase goods or services utilizing State contracts; and

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, 2010 to December 31, 2011


_____, 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 18, 2010.

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

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

Resolution

Introduced by: Commissioner Thomas J. Evans *Date:* January 18, 2011

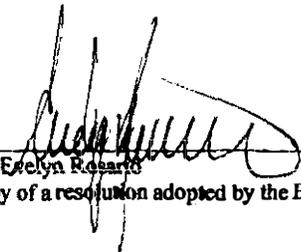
Seconded by: Commissioner Mauro G. Tucci *No.* 16-11

WHEREAS, R.S. 54:4-67 permits the governing body of each municipality to fix the rate of interest to be charged for non-payment of water charges; and

WHEREAS, R.S. 54:4-67 has been amended to permit the fixing of said rate of 8% per annum on the first \$1500.00 of the delinquency and 18% per annum on any amount in excess of \$1500.00;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners, of the Township of Nutley, County of Essex, State of New Jersey, as follows:

1. As of January 1, 2011 the Tax Collector is hereby authorized and directed to charge 8% per annum on water charges becoming delinquent.
2. Any payments not made in accordance with this resolution shall be charged interest from the due date.

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 18, 2011.

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

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

Resolution

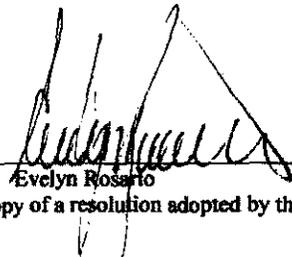
Introduced by: Commissioner Thomas J. Evans *Date:* January 18, 2011
Seconded by: Commissioner Mauro G. Tucci *No.* 17-11

WHEREAS, R.S.54:4-67 permits the governing body of each municipality to fix the rate of interest to be charged for non-payment of taxes or assessments subject to any abatement or discount for the late payment of taxes provided by law; and

WHEREAS, R.S. 54:4-67 has been amended to permit the fixing of said rate of 8% per annum on the first \$1500.00 of the delinquency and 18% per annum on any amount in excess of \$1500.00;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners, of the Township of Nutley, County of Essex, State of New Jersey, as follows:

1. The Tax Collector is hereby authorized and directed to charge 8% per annum on taxes becoming delinquent after the due date, subject to any abatement or discount for the late payment of taxes provided by law.
2. Effective January 1, 2011 quarterly tax payment made by cash, check, or money order shall have a ten (10) day grace period.
3. Any payments not made in accordance with section two (2) of this resolution shall be charged interest from the due date, as set forth in section one (1) of this resolution

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 18, 2011.

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

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

Resolution

Introduced by: Commissioner Thomas J. Evans *Date:* January, 18 2011
Seconded by: Commissioner Mauro G. Tucci *No.* 18-11

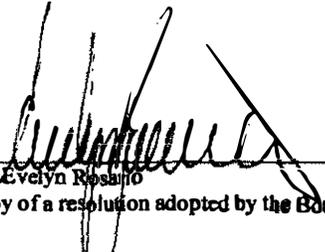
WHEREAS, P.L. 1990, Chapter 105 supplementing Title 40 of the New Jersey State Revised Statutes has been enacted to allow a municipality the authority to impose a service charge to be added on an account which was by check or other written instrument returned for insufficient funds; and,

WHEREAS, whenever an account is owing a municipality for tax, special assessment, water, or other municipal charges, the service charge authorized by this section shall be included on whatever list of delinquent accounts is prepared for the enforcement of liens.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners, of the Township of Nutley, County of Essex, State of New Jersey, that the Tax Collector be authorized to charge the aforementioned fee at a rate of \$20.00 per check or other written instrument for all checks received for insufficient funds; and,

BE IT FURTHER RESOLVED, that the Tax Collector may require future payments to be tendered in cash or cashier's check; and,

BE IT FINALLY RESOLVED, that a certified copy of this resolution be forwarded to the Township Treasurer, Tax Collector, and Auditor.

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 18, 2011.

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

**BOARD OF COMMISSIONERS
Township of Nutley, New Jersey**

Resolution

Introduced by: Commissioner Mauro G. Tucci Date: January 18, 2011

Seconded by: Commissioner Thomas J. Evans No. 14-11

WHEREAS, the Township of Nutley has the need to acquire vision care network plan services on behalf of the Township; and

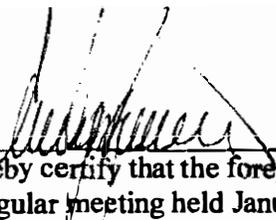
WHEREAS, such services may be acquired as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44 A-20.4 or 20.5, as appropriate; and

WHEREAS, Premier Vision Care, P.O. Box 1591, Livingston, N.J. 07039 submitted a proposal indicating they will provide the services for the sum of \$2,006.00; and

WHEREAS, the anticipated term of this contract is from February 1, 2011 to February 1, 2012; and

WHEREAS, funds are available from account #226-245 and have been certified by the Chief Financial Officer.

NOW THEREFORE, BE IT RESOLVED, that the Board of Commissioners of the Township of Nutley authorizes the Mayor to enter into a contract with Premier Vision Care.

 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 18, 2011.

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

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

Resolution

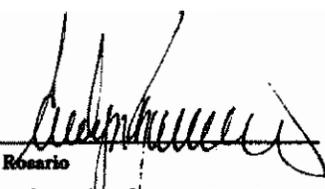
Introduced by: Mayor Joanne Cocchiola Date January 18, 2011

Seconded by: Commissioner Mauro G. Tucci No. 11-11

WHEREAS the Zoning Board of Adjustment received \$500.00 from Mr. & Mrs. Anthony Spagnuolo from 15 Brown Street, Nutley, NJ, for escrow fee for engineering review and

WHEREAS there was no need for engineering review 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 Treasurer be and she is hereby authorized to refund the escrow fee related to the variance in the amount of \$500.00 to, Mr. & Mrs. Anthony Spagnuolo.

I,  Township Clerk of the Township of Nutley, Essex County, NJ, do hereby
Evelyn Rosario
certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held January 18, 2011.

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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Thomas J. Evans *Date:* January 18, 2011

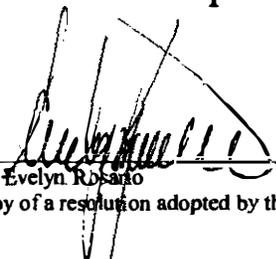
Seconded by: Commissioner Joseph P. Scarpelli *No.* 19-11

WHEREAS, the Board of Commissioners of the Township of Nutley, in the County of Essex, and State of New Jersey desires to proceed to closed executive session; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Nutley that the Township Commission shall now move into closed executive session to discuss:

1. Potential Litigation

BE IT FURTHER RESOLVED, that the time when such discussions may be disclosed to the public shall be when and as such disclosure may be made without adversely affecting the Township of Nutley pending and/or anticipated legal, personnel, contractual matters and other matters within the exceptions provided for by statute.

I,  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 18, 2011 .

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