

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Mauro G. Tucci *Date:* February 7, 2017

Seconded by: Commissioner Alphonse Petracco *No.* 32-17

WHEREAS, The Township of Nutley entered into a contract with Viridian Environmental Consultants, P.O. Box 3009, Upper Montclair, New Jersey 07043-3009 for Environmental services via Resolution No. 122-16 on May 3, 2016, for a contract not to exceed \$44,935.00; and

WHEREAS, The Director of Parks and Public Property has recommended the following change order:

CHANGE ORDER NO. 3: Environmental Services \$1,296.25

Funds are available from Capital Ordinance # 3344B and have been certified by the Chief Financial Officer, said certification being attached to this resolution; and

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners in the Township of Nutley, County of Essex, State of New Jersey, that Change Order #3, in the amount of **\$1,296.25** be and is hereby approved.

. . .

I, Eleni Pettas, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held February 7, 2017

<i>Record of Vote</i>	<i>Commissioner Steven L. Rogers</i>	<i>Commissioner Mauro G. Tucci</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Mayor Joseph P. Scarpelli</i>
<i>Yes</i>	X	X	X Via Phone	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

AFFIDAVIT

The Local Finance Board is authorized by N.J.S.A. 52: 27BB-10 to adopt standard rules for municipal financial administration and N.J.S.A. 40A: 4-57 prohibits the expending of money, incurring of liability or the entering into; of any contract which by its terms involves the expenditure of money for any purpose for which no appropriation is provided, or in excess of the amount appropriated for such purpose. By virtue of the powers vested in the Local Finance Board by N.J.S.A. 52: 27BB-10 on October 20, 1975, the Local Finance Board adopted a procedure for the expenditure of public moneys by a municipality. This procedure became effective January 1, 1976.

In accordance with the rules and regulations adopted by the Local Finance Board with respect to the awarding of Contracts by the Municipal Governing Body, I do hereby certify that funds are available for the following purpose and this contract may be adopted.

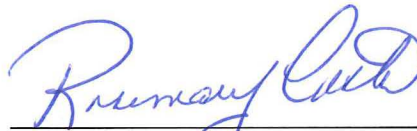
Purpose: Change Order No. 3-Viridian Environmental

Account: Ord. # 3344B

Fund: General Capital Fund

Amount: \$1,296.25

Date: February 7, 2017



Rosemary Costa
Treasurer, C.F.O.

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Mauro G. Tucci *Date:* February 7, 2017
Seconded by: Commissioner Alphonse Petracco *No.* 33-17

WHEREAS, the Township of Nutley has a need to acquire specialized professional services as a non-fair and open contract pursuant to the provision of *N.J.S.A. 19:44 A-20.4 or 20.5* as appropriate; and

WHEREAS, the Township of Nutley through the Department of Parks and Recreation has a need to acquire specialized and professional services for Ground Water Investigations and;

WHEREAS, the anticipated term of this contract is for twelve (12) months from the date of contract award and;

WHEREAS, Viridian Environmental Consultants, P.O. Box 3009, Upper Montclair, NJ 07043 has submitted a proposal indicating they will provide such services for the sum not to exceed \$15,100.00; and

WHEREAS, Viridian Environmental Consultants has completed and submitted a Business Entity Disclosure Certification which certifies that said corporation has not made any reportable disqualifying contributions to a political or candidate committee in the Township of Nutley in the previous one year, and that the contract will prohibit Viridian Environmental Consultants from making any reportable contributions through the term of the contract; and

WHEREAS, funds are available from account number 3323K in the amount of \$15,100.00 and have been certified by the chief financial officer, said certification being attached to this resolution;

NOW, THEREFORE BE IT RESOLVED that the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, enter into a contract with Viridian Environmental Consultants as described herein; and

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the determination of Value be placed on file with this resolution.

BE IT FURTHER RESOLVED that a notice of this action shall be printed once in the Nutley Sun in accordance with the Local Public Contract Law.

. . .

I, Eleni Pettas, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held February 7, 2017

<i>Record of Vote</i>	<i>Commissioner Steven L. Rogers</i>	<i>Commissioner Mauro G. Tucci</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Mayor Joseph P. Scarpelli</i>
<i>Yes</i>	X	X	X Via Phone	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

AFFIDAVIT

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In accordance with the rules and regulations adopted by the Local Finance Board with respect to the awarding of Contracts by the Municipal Governing Body, I do hereby certify that funds are available for the following purpose and this contract may be adopted.

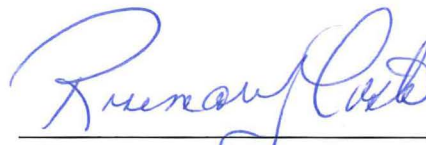
Purpose: Professional Services-Viridian Environmental

Account: Ord. # 3323K

Fund: General Capital Fund

Amount: \$15,100.00

Date: February 7, 2017



Rosemary Costa
Treasurer, C.F.O.

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: _____ Commissioner Alphonse Petracco _____ *Date:* _____ February 7, 2017
Seconded by: _____ Commissioner Steven L. Rogers _____ *No.* _____ 39-17

RESOLUTION AUTHORIZING THE TOWNSHIP OF NUTLEY OFFICE OF EMERGENCY MANAGEMENT TO ACCEPT FUNDS FROM A SUBGRANT AWARD OF THE FEDERAL FISCAL YEAR 2016 OF EMERGENCY MANAGEMENT AGENCY ASSISTANCE PROGRAM FUNDING AND FOR THE CHIEF FINANCIAL OFFICER OF THE TOWNSHIP OF NUTLEY TO AMEND THE BUDGET AND CERTIFY THE AVAILABILITY OF FUNDS

WHEREAS, the Nutley Office of Emergency Management has been awarded Emergency Management Agency Assistance Subgrant Program ("EMAA") subgrant award number FY16-EMPG-EMAA-0716 from the New Jersey State Police Office of Emergency Management Agency available to successful applicants funded through the FY2016 Emergency Management Performance Grant for the dates July 1, 2016 through June 30, 2017; and

WHEREAS, the Subgrant, consisting of a total amount of \$27,764.64 (including \$9,400 Federal Award and \$18,364.64 Local Matching Funds) which the Township of Nutley Office of Emergency Management will satisfy with the Office of Emergency Management's existing salaries and wages.

BE IT RESOLVED, by the Township of Nutley, Director of Public Safety, Chief Financial Officer and the Emergency Management Coordinator are hereby authorized to accept the Subgrant Award with the New Jersey State Police, Office of Emergency Management.

BE IT FURTHER RESOLVED, that copies of this Resolution shall be forward to the New Jersey State Police Office of Emergency Management, the Essex County Office of Emergency Management; the Director of the Division of Local Government Services; Office of Emergency Management, the Director of Public Safety and the Chief Financial Officer of the Township of Nutley.

. . .

I, Eleni Pettas, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held _____ February 7, 2017

<i>Record of Vote</i>	<i>Commissioner Steven L. Rogers</i>	<i>Commissioner Mauro G. Tucci</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Mayor Joseph P. Scarpelli</i>
<i>Yes</i>	X	X	X Via Phone	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

<i>Introduced by:</i>	Board of Commissioners Read by Mayor Joseph P. Scarpelli	<i>Date:</i>	February 7, 2017
<i>Seconded by:</i>	Commissioner Mauro G. Tucci	<i>No.</i>	40-17

**RESOLUTION OF THE TOWNSHIP COMMISSIONERS OF THE TOWNSHIP OF NUTLEY
AUTHORIZING AN ESCROW AGREEMENT WITH PB NUTCLIF MASTER, LLC PROVIDING
FOR PAYMENT / REIMBURSEMENT OF TOWNSHIP EXPENSES RELATING TO THE
POTENTIAL REDEVELOPMENT OF ALL OR PORTIONS OF THE REMAINING HOFFMANN-
LA ROCHE REDEVELOPMENT AREA**

WHEREAS, at the direction of the Township Board of Commissioners, Maser Consulting, P.A. prepared a preliminary investigation/report entitled “Redevelopment Study Area, Determination of Need, Hoffmann-La Roche Site – Nutley/Clifton, ‘HOFFMANN-LA ROCHE SITE’, Township of Nutley, Essex County, New Jersey,” dated February 5, 2015, concerning the Property (as defined herein) in accordance with the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the “LRHL”); and

WHEREAS, on March 3, 2015, the Board of Commissioners adopted a resolution declaring Block 102, Lot 2; Block 200, Lots 1, 2, 3, 4, 5, 6 and 24; Block 201, Lot 1; Block 300, Lots 1 and 20; Block 2000, Lots 1, 4 and 5; Block 2101, Lot 1, and Block 2304, Lot 17, as shown on the official Tax Map of the Township, also known as a portion of the former Hoffmann-La Roche campus located at 340 Kingsland Street, Nutley, New Jersey, containing approximately fifty two (52) acres located in the Township of Nutley (collectively, the “Property”) to be a condemnation “area in need of redevelopment” in accordance with the LRHL (the “HLR Redevelopment Area”); and

WHEREAS, the Board of Commissioners adopted the redevelopment plan entitled “Redevelopment Plan – Nutley HLR/Phase I” for a portion of the HLR Redevelopment Area comprised of Block 2.01, Lot 1.01; Block 2.01, Lot 1.02; Block 2.01, Lot 1.03; and Block 2.01, Lot 1.04 as shown on the Subdivision (as defined herein) containing approximately 10.98 acres (collectively, the “Phase 1 Premises”); and

WHEREAS, on September 17, 2015, Hoffmann-La Roche, Inc. (“HLR”) submitted an application to the Planning Board seeking preliminary and final subdivision approval (the “Subdivision”), which Subdivision as approved by the Planning Board, inter alia (a) permits the subdivision of the Phase I Premises into a total of four (4) separately identifiable lots and create certain private roads as shown on the Subdivision; (b) creates one (1) lot of the four on which will be located portions of the existing structures known as Building 123 and Building 123A, which consist of a six-story building (Building 123) containing approximately 412,092 gross square feet of building area, and a second six-story building (Building 123A) functioning as a wing of Building 123 containing approximately 65,059 gross square feet as shown on the Subdivision; and (b) creates three (3) lots of the four to accommodate surface parking and open space (the “Phase 1 Project”); and

WHEREAS, on September 29, 2016, PB Nutclif Master, LLC acquired fee simple interest in a portion of the HLR Redevelopment Area from HLR; and

WHEREAS, in furtherance of the potential redevelopment of all or a portion of the remainder of the HLR Redevelopment Area and the improvements located thereon, excluding the Phase 1 Premises and the Phase 1 Project (the "Phase 2 Project"), which contains approximately 41.02 acres (the "Phase 2 Premises"), the Township agreed that PB Nutclif Master, LLC may deposit funds in escrow with the Township to pay for or reimburse to the Township all reasonable and necessary out-of-pocket costs incurred by the Township in connection with the potential redevelopment of the Phase 2 Project and the Phase 2 Premises, which includes the reasonable fees and costs of any attorney, planner and other professionals retained by the Township in connection with the preparation and drafting of a redevelopment plan or plans for the Phase 2 Project and the Phase 2 Premises, financial/fiscal analysis, preparation of a redevelopment agreement or financial agreement, bond issuance, and professional fees associated with compliance and review of the implementation of same, but shall not include the costs of wages, salaries and benefits paid to employees of the Township providing services in furtherance of the Phase 2 Project or Phase 2 Premises; and

WHEREAS, the Commissioners desire to enter an Escrow Agreement with PB Nutclif Master, LLC, the owner of the Phase 2 Premises of the HLR Redevelopment Area, providing for the payment for or reimbursement to the Township of all reasonable and necessary out-of-pocket costs incurred by the Township in connection with the potential redevelopment of the Phase 2 Project and the Phase 2 Premises as described herein.

NOW, THEREFORE BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley that the Board hereby authorizes and approves an Escrow Agreement with PB Nutclif Master, LLC, the owner of the Phase 2 Premises of the HLR Redevelopment Area, providing for the payment for or reimbursement to the Township of all reasonable and necessary out-of-pocket costs incurred by the Township in connection with the potential redevelopment of the Phase 2 Project and the Phase 2 Premises as described herein; and be it

FURTHER RESOLVED, that the Mayor and Clerk are hereby authorized and directed to execute, seal and deliver said Escrow Agreement, with such revisions as deemed advisable by the Township Attorney or Special Redevelopment Counsel, on behalf of and in the name of the Township; and be it

FURTHER RESOLVED, that a copy of this Resolution shall be published as required by law.

. . .

I, Eleni Pettas, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held February 7, 2017

<i>Record of Vote</i>	<i>Commissioner Steven L. Rogers</i>	<i>Commissioner Mauro G. Tucci</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Mayor Joseph P. Scarpelli</i>
<i>Yes</i>	X	X	X Via Phone	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 Joseph P. Scarpelli *Date:* February 7, 2017
Seconded by: Commissioner Mauro G. Tucci *No.* 41-17

WHEREAS, the Township of Nutley, pursuant to N.J.S.A 52:34-6-2:c139, may by resolution and without advertising for bids, purchase goods or services through the use of a Nationally-recognized and accepted cooperative purchasing program that has been developed utilizing a competitive bidding process by another contracting unit within the State of New Jersey, or within any other state, when available; and

WHEREAS, the Board of Commissioners, Township of Nutley, passed resolution #284-16 on November 21, 2016, authorizing the Purchasing Agent to purchase certain goods or services from approved National Joint Powers Alliance (NJPA) vendors, pursuant to all conditions of the individual contracts, for the year 2017, commencing January 1, 2017 through December 31, 2017; and

WHEREAS, the Municipal Clerk, Township of Nutley, has advertised the Township's "Notice of Intent to Award a Contract under a National Joint Powers Alliance" Cooperative in the January 19, 2017 issue of the Nutley Sun; and

WHEREAS, the Township of Nutley Department of Public Works intends to purchase a Kenworth T370 4x4 Chassis for Single Axle Stainless Steel Dump Body Patrol Truck Package and Related Accessories, from National Auto Fleet Group, 490 Auto Center Drive, Watsonville, CA 95076, a vendor affiliated with the National Joint Powers Alliance (NJPA), which is subject to all conditions applicable to the utilization of a National Buying Cooperative; and

WHEREAS, the Department of Public Works has spent several months researching several 4x4 Chassis for Single Axle Stainless Steel Dump Body Patrol Truck Package and Related Accessories, and have determined that the Kenworth T370 4x4 Chassis is best suited for the townships needs, based on performance, cost savings and minimal down time; and

WHEREAS, National Auto Fleet Group has provided a quote for the Kenworth T370 4x4 Chassis Truck and related accessories in the amount of \$188,428.00; and

WHEREAS, funds are available in Capital Ordinance # 3294G in the amount of \$85,000.00, and Capital Ordinance # 3296A in the amount of \$85,000.00, and Capital Ordinance # 3323G in the amount of \$18,428.00, and have been certified by the Chief Financial Officer, said certification being attached to this resolution,

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, that the Purchasing Agent be and she is hereby authorized to purchase a Kenworth T370 4x4 Chassis and related accessories in the amount of \$188,428.00 from National Auto Fleet Group, who is an approved National Joint Powers Alliance vendor.

I, 
Eleni Pettas

...

I, Eleni Pettas, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held February 7, 2017

<i>Record of Vote</i>	<i>Commissioner Steven L. Rogers</i>	<i>Commissioner Mauro G. Tucci</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Mayor Joseph P. Scarpelli</i>
<i>Yes</i>	X	X	X Via Phone	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

AFFIDAVIT

The Local Finance Board is authorized by N.J.S.A. 52: 27BB-10 to adopt standard rules for municipal financial administration and N.J.S.A. 40A: 4-57 prohibits the expending of money, incurring of liability or the entering into; of any contract which by its terms involves the expenditure of money for any purpose for which no appropriation is provided, or in excess of the amount appropriated for such purpose. By virtue of the powers vested in the Local Finance Board by N.J.S.A. 52: 27BB-10 on October 20, 1975, the Local Finance Board adopted a procedure for the expenditure of public moneys by a municipality. This procedure became effective January 1, 1976.

In accordance with the rules and regulations adopted by the Local Finance Board with respect to the awarding of Contracts by the Municipal Governing Body, I do hereby certify that funds are available for the following purpose and this contract may be adopted.


Purpose: Purchase of Dump Truck-National Auto Fleet Group

Account: Ord. # 3294G; 3296A; 3323G

Fund: General Capital Fund

Amount: \$188,428.00 (\$85,000; \$85,000; \$18,428)

Date: February 7, 2017



Rosemary Costa
Treasurer, C.F.O.

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Mayor Joseph P. Scarpelli *Date:* February 7, 2017
Seconded by: Commissioner Mauro G. Tucci *No.* 42-17

WHEREAS, the Mandatory Source Separation and Recycling Act, P.L.1987, c.102, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue to expand existing programs; and

WHEREAS, such a resolution should designate the individual authorized to ensure that the application is properly completed and timely filed.

NOW THEREFORE BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, that the Township of Nutley hereby endorses the submission of the 2016 Municipal Recycling Tonnage Grant Application to the New Jersey Department of Environmental Protection and designates Salvatore Ferraro, Recycling Coordinator, Township of Nutley, to ensure that the application is properly filed.

. . .

I, Eleni Pettas, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held February 7, 2017

<i>Record of Vote</i>	<i>Commissioner Steven L. Rogers</i>	<i>Commissioner Mauro G. Tucci</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Mayor Joseph P. Scarpelli</i>
<i>Yes</i>	X	X	X Via Phone	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 Joseph P. Scarpelli *Date:* February 7, 2017
Seconded by: Commissioner Mauro G. Tucci *No.* 43-17

WHEREAS, the Township of Nutley through the Department of Public Works has a need to acquire the services of an engineering consultant 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 engineering coordinator has determined and certified in writing that the value of the aggregate services provided by the vendor for the term of this contract will exceed \$17,500; and

WHEREAS, the anticipated term of this contract is for twelve (12) months, from January 1, 2017 through December 31, 2017; and

WHEREAS, Pennoni Associates, Inc., 24 Commerce Street, Suite 300, Newark, New Jersey 07102, has submitted a proposal dated December 30, 2016 indicating they will provide engineering services according to a fee schedule attached; and

WHEREAS, Pennoni Associates, Inc. has completed and submitted a Business Entity Disclosure Certification which certifies that said corporation has not made any disqualifying reportable contributions to a political or candidate committee in the Township of Nutley in the previous one year, and that the contract will prohibit Pennoni Associates from making any reportable contributions through the term of the contract; and

WHEREAS, funds are available from account #7-01-404-200 in an amount not to exceed \$165,000.00 for general engineering services, subject to the adoption of the 2017 Municipal Budget and have been certified by the Chief Financial Officer, said certification being attached to this resolution;

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Nutley enter into a contract with Pennoni Associates, Inc. as described herein; and

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution.

BE IT FURTHER RESOLVED that a notice of this action shall be printed once in the Nutley Sun in accordance with the Local Public Contracts Law.

. . .

I, Eleni Pettas, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held February 7, 2017

<i>Record of Vote</i>	<i>Commissioner Steven L. Rogers</i>	<i>Commissioner Mauro G. Tucci</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Mayor Joseph P. Scarpelli</i>
<i>Yes</i>	X	X	X Via Phone	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

AFFIDAVIT

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In accordance with the rules and regulations adopted by the Local Finance Board with respect to the awarding of Contracts by the Municipal Governing Body, I do hereby certify that funds are available for the following purpose and this contract may be adopted.

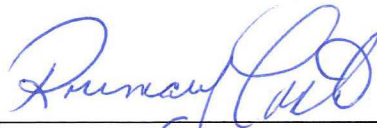
Purpose: Professional Services-Twp. Engineer-Pennoni

Account: 7-01-404-200

Fund: Current Fund

Amount: \$165,000.00-Subject to Adoption of the 2017 Municipal Budget

Date: February 7, 2017



Rosemary Costa
Treasurer, C.F.O.

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Mayor Joseph P. Scarpelli *Date:* February 7, 2017
Seconded by: Commissioner Mauro G. Tucci *No.* 44-17

WHEREAS, Bids for 2017 Acceptance of Recycling Vegetative Waste to include Leaf and Grass Clippings were received and opened on January 25, 2017; and

WHEREAS, the term of the contract shall be for one year from the award date with an option for two (2) one-year extensions subject to availability of funds in the subsequent annual budgets; and

WHEREAS, S. Rotondi & Sons, Inc., P.O. Box 1407, Summit, New Jersey 07902 was the low bidder for the removal and recycling of Class B Clean Wood/Brush in the amount of \$6.75/per cubic yard, for the removal and recycling of Class C Leaves in the amount of \$8.15/per cubic yard and for the removal and recycling of Class C Grass Clippings in the amount of \$14.69/per cubic yard; and

WHEREAS, the funds are available from Account # 7-01-422-209 in the amount of \$71,000.00 subject to the adoption of the 2017 Municipal Budget 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 S. Rotondi & Sons, Inc., not to exceed \$71,000.00 and that the Mayor and Township Clerk are hereby authorized to enter into and sign said contract for the Township of Nutley.

. . .

I, Eleni Pettas, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held February 7, 2017

<i>Record of Vote</i>	<i>Commissioner Steven L. Rogers</i>	<i>Commissioner Mauro G. Tucci</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Mayor Joseph P. Scarpelli</i>
<i>Yes</i>	X	X	X Via Phone	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

AFFIDAVIT

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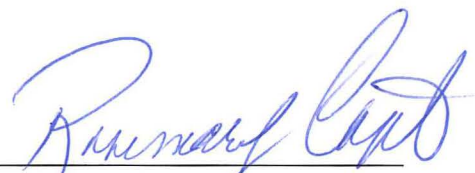
Purpose: Recycling Vegetative Waste-Rotondi

Account: 7-01-422-200

Fund: Current Fund

Amount: \$71,000.00-Subject to Adoption of the 2017 Municipal Budget

Date: February 7, 2017



**Rosemary Costa
Treasurer, C.F.O.**

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Mayor Joseph P. Scarpelli *Date:* February 7, 2017
Seconded by: Commissioner Mauro G. Tucci *No.* 45-17

“National African American History Month”

WHEREAS, the Board of Commissioners of the Township of Nutley honors the heritage of African Americans and acknowledges their many contributions to our Nation, our State and our Township; and

WHEREAS, Dr. Carter Godwin Woodson established Black History Week in February, of 1926, choosing a month that marks the birthdays of two important men who greatly impacted the African American population, Abraham Lincoln and Frederick Douglass; and

WHEREAS, in the year 1976, the observance was expanded to Black History Month, celebrating freedom, equality, and opportunity and in 1996 renamed “National African American History Month”;

NOW, THEREFORE BE IT RESOLVED that the Board of Commissioners of the Township of Nutley celebrates National African American History Month 2017 and honors the many achievements and contributions made by African Americans to our economic, cultural and spiritual development in our Nation, our State and our Township.

. . .

I, Eleni Pettas, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held February 7, 2017

<i>Record of Vote</i>	<i>Commissioner Steven L. Rogers</i>	<i>Commissioner Mauro G. Tucci</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Mayor Joseph P. Scarpelli</i>
<i>Yes</i>	X	X	X Via Phone	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 Joseph P. Scarpelli *Date:* February 7, 2017
Seconded by: Commissioner Mauro G. Tucci *No.* 46-17

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

Friends of the Phoenix Center Foundation, Inc.	License No. 4-17 On-Premise 50/50 Cash Raffle	Friday, April 28, 2017
Friends of the Phoenix Center Foundation, Inc.	License No. 5-17 Casino Night	Friday, April 28, 2017
Nutley Irish American Alliance	License No. 6-17 On-Premise Merchandise Raffle	Saturday, February 25, 2017
Nutley Irish American Alliance	License No. 7-17 On-Premise 50/50 Cash Raffle	Saturday, February 25, 2017
Rotary Club of Nutley	License No. 8-17 On-Premise Merchandise Raffle	Saturday, April 1, 2017
BPOE Nutley Elks Lodge # 1290	License No. 9-17 Off-Premise 50/50 Cash Raffle	Saturday, April 22, 2017
K of C # 14712 Holy Family Council	License No. 11-17 Off-Premise Merchandise Raffle	Sunday, May 28, 2017

WHEREAS, the applications have been reviewed and approved by the Municipal Clerk
and the Police Department; 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 aforementioned licenses
are approved and the Municipal Clerk is authorized to issue the licenses.

. . .

I, Eleni Pettas, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that
the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held February 7, 2017

<i>Record of Vote</i>	<i>Commissioner Steven L. Rogers</i>	<i>Commissioner Mauro G. Tucci</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Mayor Joseph P. Scarpelli</i>
<i>Yes</i>	X	X	X Via Phone	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 Joseph P. Scarpelli *Date:* February 7, 2017
Seconded by: Commissioner Mauro G. Tucci *No.* 47-17

WHEREAS, an application to conduct "Senior Bingo Games" has been received from the Nutley Senior Service Club to conduct non-profit bingo games for the residents effective March 1, 2017 through March 1, 2019; and

WHEREAS, the application has been reviewed and approved by the Municipal Clerk and the Police Department;

NOW THEREFORE BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey that the license is approved and the Municipal Clerk be and she is hereby authorized to issue the license to the Nutley Senior Service Club (**License No. 10-17**).

... Eleni Pettas
I, Eleni Pettas, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held February 7, 2017

<i>Record of Vote</i>	<i>Commissioner Steven L. Rogers</i>	<i>Commissioner Mauro G. Tucci</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Mayor Joseph P. Scarpelli</i>
<i>Yes</i>	X	X	X Via Phone	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:* February 7, 2017
Seconded by: Commissioner Mauro G. Tucci *No.* 48-17

WHEREAS, the Township of Nutley holds a Tax Certificate more specifically set forth in the annexed Tax Foreclosure List, which pertains to property within the Township of Nutley; and

WHEREAS, the Township of Nutley has determined that said Tax Certificate shall be foreclosed by summary proceedings In Rem.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioner, Township of Nutley, County of Essex, New Jersey, that Tax Certificate 15-00024, as shown on the annexed Tax Foreclosure List, now held by the Township of Nutley, be foreclosed by summary process In Rem as described in N.J.S.A. 54:5-104.29, et seq. as amended, and pursuant to the Rules of Civil Practice of the Superior Court of New Jersey.

. . .

I, Eleni Pettas, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held February 7, 2017

<i>Record of Vote</i>	<i>Commissioner Steven L. Rogers</i>	<i>Commissioner Mauro G. Tucci</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Mayor Joseph P. Scarpelli</i>
<i>Yes</i>	X	X	X Via Phone	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

TAX FORECLOSURE LIST
AS OF FEBRUARY 7, 2017

SCHEDULE 1
MUNICIPAL LIEN

<u>Property Owner</u>	<u>Property Description</u>	<u>Block/Lot</u>	<u>Tax Certificate Number</u>	<u>Date of Sale</u>	<u>Book/Page Instrument Number</u>	<u>Certificate Amount</u>	<u>Subsequent Liens/Charges</u>	<u>Amount to Redeem</u>
382 Franklin Avenue Partners	382 Franklin Ave.	4400/4	15-00024	10/22/2015	201500009	\$ 2,552.70	\$22,226.87	\$24,779.57
<u>TOTAL MUNICIPAL LIENS</u>						<u>\$2,552.70</u>	<u>\$22,226.87</u>	<u>\$24,779.57</u>

SCHEDULE 2
OUTSIDE/THIRD PARTY LIENS

<u>Property Owner</u>	<u>Property Description</u>	<u>Block/Lot</u>	<u>Tax Certificate Number</u>	<u>Date of Sale</u>	<u>Book/Page Instrument Number</u>	<u>Certificate Amount</u>	<u>Subsequent Liens/Charges</u>	<u>Amount to Redeem</u>
382 Franklin Avenue Partners	382 Franklin Ave.	4400/4	93-12	10/06/1993	6288/072	\$16,493.07	\$ 47,187.67	\$63,680.74
382 Franklin Avenue Partners	382 Franklin Ave.	4400/4	94-19	10/05/1994	6449/0339	\$17,939.76	\$ 189,966.49	\$207,906.25
382 Franklin Avenue Partners	382 Franklin Ave.	4400/4	200333	08/21/2003	9486/290	\$ 208.48	\$ 135,589.80	\$135,798.28
382 Franklin Avenue Partners	382 Franklin Ave.	4400/4	200410	12/02/2004	10265/437	\$13,426.55	\$ 30,295.30	\$ 43,721.85
<u>TOTAL OUTSIDE/THIRD PARTY LIENS</u>						<u>\$48,067.86</u>	<u>\$403,039.26</u>	<u>\$451,107.12</u>

<u>Property Owner</u>	<u>Property Description</u>	<u>Block/Lot</u>	<u>Tax Certificate Number</u>	<u>Date of Sale</u>	<u>Book/Page Instrument Number</u>	<u>Certificate Amount</u>	<u>Subsequent Liens/Charges</u>	<u>Amount to Redeem</u>
<u>TOTAL MUNICIPAL &</u>	<u>THIRD PARTY</u>	<u>LIENS</u>				<u>\$50,620.56</u>	<u>\$425,266.13</u>	<u>\$475,886.69</u>

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Thomas J. Evans *Date:* February 7, 2017
Seconded by: Commissioner Mauro G. Tucci *No.* 49-17

WHEREAS, Resolution No. 21-17 entitled "Full Tax Exemption" was adopted by the Board of Commissioners of the Township of Nutley at their meeting held on Tuesday, January 17, 2017; and

WHEREAS, said exemption was denied by the Essex County Board of Taxation on January 31, 2017

NOW THEREFORE BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, County of Essex State of New Jersey that Resolution No. 21-17 be and is hereby **rescinded**, and that James S. La Faso **not** be granted full exemption from payment of property taxes on Block 4901 Lot 2 known as 27 Oak Crest Place.

. . .

I, Eleni Pettas, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held February 7, 2017

<i>Record of Vote</i>	<i>Commissioner Steven L. Rogers</i>	<i>Commissioner Mauro G. Tucci</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Mayor Joseph P. Scarpelli</i>
<i>Yes</i>	X	X	X Via Phone	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:* February 7, 2017
Seconded by: Commissioner Mauro G. Tucci *No.* 50-17

BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, in the County of Essex, State of New Jersey, that the Treasurer be and she is hereby authorized to refund overpayment of **water charges** in the amount of **\$ 3,906.32** for the following account(s):

Block & Lot/Qual.	Address	Reason for Action	Refund Overpayment	Year
900/1/C4051	450 Hartford Dr., Nutley	Retired Meter Read	\$3,906.32	2017
		Totals	\$3,906.32	

. . .

I, Eleni Pettas, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held February 7, 2017

Record of Vote	Commissioner Steven L. Rogers	Commissioner Mauro G. Tucci	Commissioner Thomas J. Evans	Commissioner Alphonse Petracco	Mayor Joseph P. Scarpelli
Yes	X	X	X Via Phone	X	X
No					
Not Voting					
Absent/Excused					

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY
Resolution

Introduced by: Commissioner Thomas J. Evans *Date:* February 7, 2017
Seconded by: Commissioner Mauro G. Tucci *No.* 51-17

WHEREAS, the Code Enforcement Department received a Zoning Certificate fee in the amount of \$250.00 from Ms. Janet DePalma for property located at 527 Franklin Avenue; and

WHEREAS, it was determined by the Code Enforcement Department that the applicant does not require a Zoning Certificate for the property located at 527 Franklin Avenue; and

WHEREAS, funds will be available from account number 7-01-301-104 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 is authorized to refund the Zoning Certificate Fee in the amount of \$250.00 Ms. Janet DePalma.

. . .

I, Eleni Pettas, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held February 7, 2017

<i>Record of Vote</i>	<i>Commissioner Steven L. Rogers</i>	<i>Commissioner Mauro G. Tucci</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Mayor Joseph P. Scarpelli</i>
<i>Yes</i>	X	X	X Via Phone	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 Steven L. Rogers *Date:* February 7, 2017
Seconded by: Commissioner Mauro G. Tucci *No.* 52-17

WHEREAS, Section 8 of the Open Public Meetings Act, Chapter 231, P.L. 1975, permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, the public body is of the opinion that such circumstance exists; and

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

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

1. Litigation
2. Potential Contracts
3. Personnel

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, Eleni Pettas, Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that
the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held February 7, 2017

<i>Record of Vote</i>	<i>Commissioner Steven L. Rogers</i>	<i>Commissioner Mauro G. Tucci</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Mayor Joseph P. Scarpelli</i>
<i>Yes</i>	X	X	X Via Phone	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					