

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Mauro G. Tucci *Date:* June 8, 2017
Seconded by: Commissioner Thomas J. Evans *No.* 122-17

WHEREAS, the Township of Nutley has the need to purchase goods on a timely basis, the Department of Parks and Public Property is utilizing the National Cooperative Purchasing Program; and

WHEREAS, Vermeer North Atlantic, 7 Maple Avenue, Lumberton NJ 08048 is part of the National Cooperative Purchasing Agreement; and

WHEREAS, Vermeer North Atlantic has the Stump Cutter model SC802 and related accessories in the amount of \$50,470.00; and

WHEREAS, funds are available from Capital Ordinance #3323F, and have been certified by the Chief Financial Officer, said certification being attached to this resolution.

NOW THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, that a contract for “Stump Cutter model SC802 and related accessories” be awarded to Vermeer North Atlantic, 7 Maple Avenue, Lumberton NJ 08048.

. . .

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 June 8, 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	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.

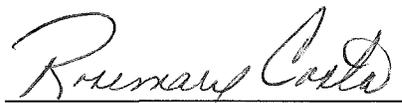
Purpose: Purchase of Stump Cutter

Account: Ord #3323F

Fund: General Capital Fund

Amount: \$50,470.00

Date: June 8, 2017


Rosemary Costa
Treasurer, C.F.O.

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: _____ Commissioner Mauro G. Tucci _____ *Date:* _____ June 8, 2017 _____
Seconded by: _____ Commissioner Thomas J. Evans _____ *No.* _____ 123-17 _____

WHEREAS, floods are the most common and most destructive natural disasters in the United States;
and

WHEREAS, the National Flood Insurance Act authorizes a National Flood Insurance Program (“NFIP”); and

WHEREAS, the NFIP is a Federal program created by Congress to mitigate future flood losses nationwide and to provide access to affordable, federally backed flood insurance protection for property owners; and

WHEREAS, the NFIP is designed to provide an insurance alternative to disaster assistance to meet the escalating costs of repairing damage to buildings and their contents caused by floods; and

WHEREAS, New Jersey is fourth in the nation in the number of NFIP policies enforced and third in total value of claims paid; and

WHEREAS, five hundred and fifty-two communities in New Jersey participate as members of the NFIP which amounts to over 230,000 policies enforced throughout the State of New Jersey; and

WHEREAS, the NFIP maintains a significant role in providing financial protection against flood events to New Jersey residents; and

WHEREAS, the NFIP is set to expire on September 30, 2017; and

WHEREAS, the expiration of this program could cause catastrophic loss of insurance coverage against flooding which is the number one cause of loss of property throughout the United States; and

WHEREAS, in the event the program were to expire, the consequences in the form of disruption of coverage and the potential financial burdens to residents throughout the State of New Jersey will be of great economic significance; and

WHEREAS, the purpose of this Resolution is to urge the Township of Nutley Federal Representatives to support the extension of the NFIP which promotes the public health, safety and general welfare and minimizes public and private losses due to flooding events in the State of New Jersey; and

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey hereby urges its Federal Legislators and Representatives to take any and all necessary action to insure that the National Flood Insurance Program is extended beyond the September 30, 2017 expiration date.

BE IT FURTHER RESOLVED, that a copy of this Resolution shall be forwarded to Township of Nutley Federal Legislators and Representatives.

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 June 8, 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	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:* June 9, 2017
Seconded by: Commissioner Steven L. Rogers *No.* 124-17

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

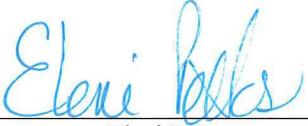
WHEREAS, the Board of Commissioners of the Township of Nutley, in the County of Essex, and State of New Jersey desires to proceed to closed executive session; and

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

1. Contract Negotiations
2. 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 June 8, 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	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:* _____ June 8, 2017 _____
Seconded by: _____ Commissioner Mauro G. Tucci _____ *No.* _____ 125-17 _____

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

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

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

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

Block & Lot	Certificate:	Amount
5602 - 10	201431	\$886.18
3100 - 10	201415	\$278.03
9502 - 16	201457	\$455.59

. . .

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 _____ June 8, 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	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: June 8, 2017
 Seconded by: Commissioner Mauro G. Tucci No. 126-17

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 overpayments of the tax charges in the amount of **\$9,477.98** for the following account.

Block/Lot	Address	Amount/Year
502 - 12	19 Glendale Street	\$1,981.31/2016
5104 - 3	120 Stanley Avenue	\$3,003.51/2017
1200 - 2 - 6208	462H River Road	\$785.32/2017
4700 - 34	92 Mountainview Ave	\$1,562.84/2017
8801 - 1	72 Crestwood Ave	\$2,145.00/2017

. . .

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 June 8, 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	X	X
No					
Not Voting					
Absent/Excused					

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Thomas J. Evans *Date:* June 8, 2017

Seconded by: Commissioner Mauro G. Tucci *No.* 127-17

WHEREAS, the Building Department has received a payment for Affordable Housing Development Fee (COAH) in the amount of \$9,875.00 from Masouleh Corp., 301 River Road, Clifton, New Jersey, 07014, for property located at 159 Kingsland Street; and

WHEREAS, the COAH fee of \$9,875.00 was collected and deposited in a special trust account #T-26-909-902; and

WHEREAS, the Tax Assessor has reviewed and determined that the balance of \$1,185.00 is due to Masouleh Corp.

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 COAH fee in the amount of \$1,185.00 to Masouleh Corp.

. . .

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 June 8, 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	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					

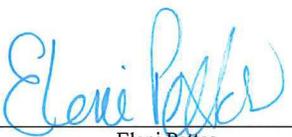
BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: _____ Commissioner Thomas J. Evans _____ *Date:* _____ June 8, 2017 _____
Seconded by: _____ Commissioner Mauro G. Tucci _____ *No.* _____ 128-17 _____

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 \$1,129.39 for the following account(s):

Block / Lot/Qual.	Account ID	Address	Reason for Action	Refund Overpayment	Year
9106 -15	8729-0	91 Harrison Street	Final Meter Read	\$1,129.39	2015/2016
			Totals	\$1,129.39	

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 _____ June 8, 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	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:* June 8, 2017
Seconded by: Commissioner Mauro G. Tucci *No.* 129-17

WHEREAS, the Township of Nutley, pursuant to N.J.S.A. 40A:11-11 may by resolution and with advertising, purchase any goods or services under an approved National Cooperative Purchasing Program; and

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

KEYSTONE PURCHASING NETWORK (KPN)

WHEREAS, the Township of Nutley intends to enter into contracts with **KEYSTONE PURCHASING NETWORK (KPN)** Contract Vendors through this resolution and properly executed contracts, which shall be subject to all the conditions applicable to the current contracts.

NOW, THEREFORE, BE IT RESOLVED, that the Township of Nutley authorizes the Purchasing Agent to purchase certain goods or services from those approved **Keystone Purchasing Network (KPN)** vendors, pursuant to all conditions of the individual contracts, for the year 2017, commencing June 1, 2017 through December 31, 2017.

. . .

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 June 8, 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	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:* June 8, 2017
Seconded by: Commissioner Mauro G. Tucci *No.* 130-17

WHEREAS, Claudine Malizia, a Nutley resident, owns a dog and has paid the appropriate fee to obtain a 2017-2018 dog license tag from the Office of the Municipal Clerk;

WHEREAS, a duplicate payment was made in error for an additional license tag (No. 1266) for said dog for the same licensing period;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, in the County of Essex, State of New Jersey that the Township Treasurer be and she is hereby authorized to issue a refund in the amount of \$28.00 to Claudine Malizia, 66 Race Street, Nutley, New Jersey, 07110.

. . .

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 June 8, 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	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:* June 8, 2017
Seconded by: Commissioner Mauro G. Tucci *No.* 131-17

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

VFW Post #493 Stuart E. Edgar	License No. 29-17 Daily Pull Tab Instant Raffle	Daily from June 28, 2017 through June 28, 2018
St. Mary's Church	License No. 30-17 Off-Premise 50/50 Cash Raffle	Saturday, October 7, 2017

WHEREAS, the applications have 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 aforementioned licenses are approved and the Municipal Clerk is authorized to issue the raffle licenses.

. . .

I, , Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that
Eleni Pettas
the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held June 8, 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	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:* June 8, 2017
Seconded by: Commissioner Thomas J. Evans *No.* 132-17

WHEREAS, The Township of Nutley Ordinance # 665-22, Preservation of Trees states that Tree Removal Permits must be obtained for a cost of \$50 per tree; and

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

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

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

William Weingartner 20 Daily Street 2 trees at \$50 ea. = \$100.00

I, , Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held June 8, 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	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 on Behalf of *Date:* June 8, 2017
The Board of Commissioners

Seconded by: Commissioner Mauro G. Tucci *No.* 133-17

FOR GENERAL PLANNING SERVICES

WHEREAS, the Township of Nutley has a continuing need to retain Professional Services of a Licensed Planner TOPOLOGY LLC., to provide professional planning services , primarily related to the ongoing redevelopment of the Hoffmann La Roche and the Ciccolini properties in the Township of Nutley; and

WHEREAS, this contract is awarded without competitive bidding as a “Professional Service” in accordance with N.J.S.A 19:44 A-20.4 or 20.5. of the Local Public Contracts Law because the contract is for a service performed by a person(s) authorized by law to practice a recognized profession that is regulated by law; and

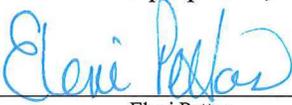
WHEREAS, after completing interviews of several potential candidates the Board of Commissioners has determined that TOPOLOGY LLC., located at 60 Union Street, #1N, Newark, New Jersey 07105 is best suited to provide these services to the Township of Nutley; and

WHEREAS, TOPOLOGY LLC , has completed and submitted a Business Entity Disclosure Certification which certifies that they have 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 them from making any reportable contributions through the term of the contract; and

WHEREAS, funds are available from Account No. T-715-222-206 subject to the adoption of the 2017 Municipal Budget and will be certified by the Chief Financial Officer, and/or will be reimbursed by escrow accounts set up by each respective developer of the property; and

WHEREAS, Topology LLC., has submitted a proposal for professional planning services at a cost not to exceed \$50,000.00; and

NOW THEREFORE BE IT RESOLVED, the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey does hereby designate TOPOLOGY LLC., as the Planner and enter into an agreement / contract prepared by the Township Attorney, in an amount not to exceed Fifty Thousand Dollars (\$50,000) to be evenly divided between the two properties, for Professional Planning Services.

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 June 8, 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	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					