

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Thomas J. Evans *Date:* October 17, 2017

Seconded by: Commissioner Mauro G. Tucci *No.* 228-17

WHEREAS, the Code Enforcement Department received a permit fee in the amount of \$403.00 from Mr. Bruce Boucard for property located at 11 De Vausney Place; and

WHEREAS, Mr. Boucard will not be moving forward with the proposed renovations; and

WHEREAS, the Construction Official has determined that the fee of \$403.00 shall be refunded to Mr. Bruce Boucard; and

WHEREAS, funds will be available from account number C-01-904-903.

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 permit fee in the amount of \$403.00 to Mr. Bruce Boucard.

. . .

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 October 17, 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:* October 17, 2017
Seconded by: Commissioner Thomas J. Evans *No.* 229-17

WHEREAS, sealed bids were received for by the Department of Parks and Public Property for the re-turf of the soccer field at Father Glotzbach Park located at 44 Park Avenue; and

WHEREAS, Applied Landscape Technologies Inc., 145 River Road, Montville, New Jersey 07045, was the low bidder at: \$359,376.00; and

WHEREAS, the Township had received two bids for “Re-Turf of Soccer Field at Father Glotzbach Park located at 44 Park Avenue”. The lowest in the amount of \$359,376.00 from Applied Landscape Technologies Inc.; and

WHEREAS, the cost of the design, permitting and construction of the improvements for Father Glotzbach Park will be supported by the New Jersey Department of Environmental Protection Green Acres Program for the majority of the project cost; and

WHEREAS, the Township of Nutley has allocated the following funds to support the project, bond ordinance 3369 in the amount of 350,115 and ordinance 3344D in the amount of \$9261.00; and

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 “Re-Turf of Soccer Field at Glotzbach Park located at 44 Park Avenue” be awarded to Applied Landscape Technologies Inc., 145 River Road, Montville, New Jersey 07045.

. . .

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 October 17, 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:* _____ October 17, 2017 _____
Seconded by: _____ Commissioner Mauro G. Tucci _____ *No.* _____ 230-17 _____

**A RESOLUTION AUTHORIZING INCLUSION IN THE ESSEX COUNTY
URBAN COUNTY COMMUNITY DEVELOPMENT PROGRAM FOR
PROGRAM YEARS 2018-2020**

WHEREAS, certain Federal funds are potentially available to the County of Essex under Title I of the Housing and Community Development Act of 1974, as amended and HOME Investment Partnership Act of 1990, as amended; and

WHEREAS, the Township of Nutley desires to participate in the Essex County Urban County for conducting certain community development activities for Program Years 2018-2020; and

WHEREAS, a letter has been drafted by the Mayor to the Essex County Division of Housing and Community Development notifying them of the Township's desire to participate in this process; and

WHEREAS, the Grantee or a unit of general local government that directly or indirectly receives CDBG funds may not sell, trade, or otherwise transfer all or any such portion of such funds to another metropolitan city, urban county, unit of general local government, or Indian tribe, or insular area that directly or indirectly receives CDBG funds in exchange for any other funds, credits or non-Federal considerations, but must use such funds for activities eligible under Title I of the Housing and Community Development Act of 1974, as amended; and

WHEREAS, the Emergency Shelter Grants program ("ESG") provided through Subtitle B of Title IV of the McKinney-Vento Homeless Assistance Act permits for substantial federal funds allocated to prevent homelessness and to enable homeless individuals and families to move toward independent living; and

WHEREAS, the current Uniform Shared Services and Consolidated Act contains an automatic renewal clause to expedite the notification of the inclusion process; and

WHEREAS, by May 5, 2017 each municipality must notify the Essex County Division of Housing & Community Development of its intent to continue as a participant in the Urban County entitlement programs noted above; and

WHEREAS, it is in the best interest of the Township of Nutley and its residents to participate in said programs.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Commissioners in the Township of Nutley, that it hereby authorizes the Mayor to execute the attached Cooperation Agreement and notifies the Essex County Division of Community Development of its decision to be included as a participant municipality in the Urban County entitlement programs being the Community Development Block Grant Program and Home Investment Partnership Act Program for the Program Years 2018, 2019 and 2020 (June 1, 2018- May 31, 2021); and

BE IT FURTHER RESOLVED that a copy to this resolution be forwarded to the Essex County Division of Housing & Community Development no later than June 28, 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 October 17, 2017

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<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:* October 17, 2017
Seconded by: Commissioner Mauro G. Tucci *No.* 231-17

WHEREAS, an application has been filed by **MADYA, INC. T/A HELLER & HELLER** for a Person-to-Person Transfer of Plenary Retail Distribution License Number **0716-44-013-008**, heretofore issued to **PRAHAR CORP. T/A HELLER & HELLER** for premises located at **200 Franklin Avenue, Nutley, New Jersey 07110**; and

WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term; and

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33; and

WHEREAS, the applicant has disclosed and the issuing authority reviewed the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the license business; and

NOW, THEREFORE BE IT RESOLVED, that the Township of Nutley Board of Commissioners does hereby approve, effective November 3, 2017, the transfer of the aforesaid Plenary Retail Distribution License from Prahar Corp. T/A Heller & Heller to **MADYA, INC. T/A HELLER & HELLER**, and does hereby direct the Municipal Clerk to endorse the license certificate to the new ownership as follows: "This license, subject to all its terms and conditions, is hereby transferred to "Madya, Inc. T/A Heller & Heller ", effective November 3, 2017."

. . .

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 October 17, 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:* October 17, 2017
Seconded by: Commissioner Mauro G. Tucci *No.* 232-17

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

Nutley Music Booster Association	License No. 52-17 On-Premise 50/50 Cash Raffle	Friday, January 19, 2018
Nutley Music Booster Association	License No. 53-17 On-Premise Merchandise Raffle	Friday, January 19, 2018
Friends of Nutley Singers, Inc.	License No. 54-17 On-Premise 50/50 Cash Raffle	Saturday, January 20, 2018
Friends of Nutley Singers, Inc.	License No. 55-17 Off-Premise 50/50 Cash Raffle	Sunday, March 11, 2018

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 October 17, 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:* October 17, 2017
Seconded by: Commissioner Thomas J. Evans *No.* 233-17

WHEREAS, The Township of Nutley Ordinance # 665-22, Preservation of Trees states that Tree Removal Permits must be obtained for a cost of \$50.00 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.

Carlo Mautione 230 Vreeland Ave \$50.00

. . .

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 October 17, 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:* October 17, 2017
Seconded by: Commissioner Thomas J. Evans *No.* 234-17

WHEREAS, The Township of Nutley issued resolution number 169-17 on August 15, 2017 stipulating a bid opening date of October 26, 2017 at 3:00 PM prevailing time for the Park Avenue Cellular Antenna Installation; and

WHEREAS, The Township of Nutley desires to extend the bid opening date to November 30, 2017 at 3:00 P.M. prevailing time.

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 Clerk is hereby authorized to advertise for sealed bids for the Park Avenue Cellular Antenna Installation, in the Township of Nutley, to be received on behalf of the Board of Commissioners, in the Commission Chambers, Township Hall, 1 Kennedy Drive, Nutley, New Jersey, 07110, on Thursday, November 30, 2017 at 3:00 P.M. prevailing time, at which time they will be opened and read.

. . .

I, , Township Clerk of the Township of Nutley, Essex County, NJ, do hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held October 17, 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:* October 17, 2017

Seconded by: Commissioner Thomas J. Evans *No.* 235-17

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. 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
Eleni Pettas
the foregoing is a true copy of a resolution adopted by the Board of Commissioners at a regular meeting held October 17, 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>					