

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

**Resolution**

*Introduced by:* Commissioner Alphonse Petracco *Date:* November 27, 2017  
Read by Mayor Joseph P. Scarpelli

*Seconded by:* Commissioner Mauro G. Tucci *No.* 257-17

**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 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 No. **155-17** on July 18, 2017, authorizing the Purchasing Agent to purchase certain goods or services from approved H-GAC BUY Cooperative Purchasing Program vendors, pursuant to all conditions of the individual contracts, for the year 2017, commencing July 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 Purchasing Cooperative Agreement" in the October 26, 2017 issue of the Nutley Sun; and

**WHEREAS**, the Township of Nutley Department of Public Safety intends to purchase a Pierce Fire Apparatus base model TA04-a Enforcer 107 Foot Rear Mounted Ladder and Related Accessories, Pierce Manufacturing Inc., 2600 American Drive, P.O. Box 2017 Appleton, Wisconsin 54912-2017, a vendor affiliated with the H-GAC BUY Cooperative, which is subject to all conditions applicable to the utilization of a National Buying Cooperative; and

**WHEREAS**, the Department of Public Safety (Fire Dept.) has spent several months researching several Fire Apparatus Rear Mounted Ladder Truck Package's and Related Accessories, and have determined that the Pierce Fire Apparatus base model TA04-a Enforcer 107 Foot Rear Mounted Ladder and Related Accessories is best suited for the townships needs, based on performance, cost savings and minimal down time; and

**WHEREAS**, Pierce Manufacturing, Inc. has provided a quote for the Fire Apparatus base model TA04-a Enforcer 107 Foot Rear Mounted Ladder and Related Accessories in the amount of **\$860,943.89**; and

**WHEREAS**, funds are available in **Capital Ordinance #3242H** in the amount of **\$ 188,500.00**, **Capital Ordinance #3323I** in the amount of **\$160,000.00**, and **Capital Ordinance# 3374** in the amount of **\$ 233,013.00**, **Capital Ordinance #3344G** in the amount of **\$ 160,000.00**, and **Capital Ordinance #3372J** in the amount of **\$ 119,430.89**, 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 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 Fire Apparatus base model TA04-a Enforcer 107 Foot Rear Mounted Ladder and Related Accessories in the amount of **\$860,943.89** from Pierce Manufacturing, Inc., who is an approved H-GAC BUY vendor.

. . .

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 November 27, 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>					
<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 FIRE TRUCK

**Account:** ORD. #3242H (G-04-115-408); ORD. #3323I (G-04-101-409);  
ORD. #3374 (G-04-155-401); ORD. #3344G (G-04-105-407); ORD.  
#3372J (G-04-154-410)

**Fund:** General Capital Fund

**Amount:** Not to Exceed \$860,943.89 (\$188,500.00; \$160,000.00; \$233,013.00;  
\$160,000.00; \$119,430.89)

**Date:** November 27, 2017



---

Rosemary Costa  
Treasurer, C.F.O.

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

**Resolution**

*Introduced by:* Commissioner Steven L. Rogers *Date:* November 27, 2017  
*Seconded by:* Commissioner Mauro G. Tucci *No.* 258-17

**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

**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 November 27, 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
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>				X	