

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Thomas J. Evans *Date:* September 18, 2018

Seconded by: Commissioner Mauro G. Tucci *No.* 204-18

WHEREAS, the Township of Nutley has a need to acquire the services of a professional Real Estate Appraiser to assist with litigation support in the matter of Sutton vs Roche and the Township of Nutley 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, Hendricks Appraisal Company, L.L.C., 7 Hutton Avenue, West Orange, New Jersey 07052 has submitted a fee schedule for providing such services, the total of which is not to exceed \$5,000; and

WHEREAS, the anticipated term of this contract is for twelve (12) months, from September 19, 2018 through September 18, 2019; and

WHEREAS, funds will be available from Account No. 8-01-204-205, and have been certified by the Chief Financial Officer, said certification being attached to this resolution; and

WHEREAS, Hendricks Appraisal Company, L.L.C. 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, the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution;

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey authorizes the Mayor and Municipal Clerk to enter into a contract with Hendricks Appraisal Company, L.L.C., for the above services not to exceed \$5,000.00.

. . .

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 September 18, 2018

<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.

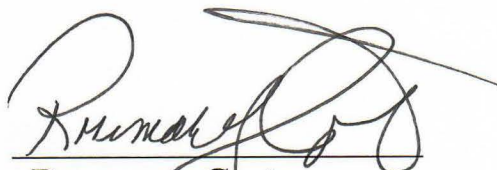
Purpose: Professional Real Estate Appraiser-Hendricks Appraisal-Sutton v Roche

Account: 8-01-204-205

Fund: Current Fund

Amount: Not to Exceed \$5,000.00-Subject to Adoption of the 2018 Municipal Budget

Date: September 18, 2018



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

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: _____ Commissioner Mauro G. Tucci _____ *Date:* _____ September 18, 2018
Seconded by: _____ Commissioner Thomas J. Evans _____ *No.* _____ 205-18

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

WHEREAS, the Department of Parks and Public Property has a need to acquire specialized professional services for a New Jersey Licensed Certified Tree Expert for forestry services throughout the Township of Nutley; and

WHEREAS, the Municipal Clerk is hereby authorized and directed to advertise for a Request for Qualifications (RFQ) for Township Forester;

NOW, THEREFORE, BE IT RESOLVED, that the Requests for Qualifications (RFQ's) shall be due on Wednesday, October 10, 2018 at 3:00 P.M. addressed to Municipal Clerk, Nutley Township Hall, One Kennedy Drive, Nutley, New Jersey, 07110.

. . .

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 September 18, 2018

<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:* September 18, 2018
Seconded by: Commissioner Mauro G. Tucci *No.* 206-18

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

Rotary Club of Nutley	License No. 32-18 Off-Premise 50/50 Cash Raffle	Thursday, November 15, 2018
Friends of the Phoenix Center	License No. 33-18 Off-Premise 50/50 Cash Raffle	Tuesday, November 13, 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, Eleri 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 September 18, 2018

<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:* September 18, 2018
Seconded by: Commissioner Mauro G. Tucci *No.* 207-18

A RESOLUTION AUTHORIZING THE TOWNSHIP OF NUTLEY TO SIGN A NJDEP TREATMENT WORKS APPROVAL PERMIT APPLICATION ON BEHALF OF QUEST DIAGNOSTICS INCORPORATED FOR CONSTRUCTION OF A DIAGNOSTICS' EAST REGION TESTING FACILITY, 1153 BLOOMFIELD AVENUE, CLIFTON, NEW JERSEY

WHEREAS, Quest Diagnostics Incorporated (“Quest”), 500 Plaza Drive, Secaucus, New Jersey, 07094, has submitted to the Township of Nutley, a New Jersey Department of Environmental Protection Treatment Works Approval (“TWA”) Permit Application for the conveyance and discharge of sanitary sewage to the existing sanitary sewer in the Township of Nutley and Certification and Consent by Dominic Ferry, Licensed Sewer Operator; and

WHEREAS, Quest is proposing to construct a laboratory and office building of approximately 250,000 square feet of floor area and a five story parking garage on a portion of property located on the former Hoffman-La Roche Site in the City of Clifton, Block 79.04, Lots 10 and 21; and

WHEREAS, Quest has received preliminary and final site plan approval from the City of Clifton Planning Board and from the Passaic County Planning Board to construct said project; and

WHEREAS, based on the scope of the proposed activities, NJDEP regulations require a municipal endorsement of this project in order to process a treatment works approval; and


WHEREAS, the City of Clifton and Passaic Valley Sewerage Commissioners have endorsed the Quest TWA application; and

WHEREAS, the City of Clifton does not have a sanitary sewer main that would accommodate the necessary connection and conveyance of sanitary waste discharged by Quest at the existing site; and

WHEREAS, Quest has agreed to enter into a sewer service agreement with the Township of Nutley covering all costs associated with the collection, conveyance, treatment and disposal of the sanitary sewer waste discharged by Quest; and

WHEREAS, the Treatment Works Approval Permit Application has been reviewed by the Licensed Sewer Operator for the Township of Nutley and by Pennoni Associates, municipal engineers for the Township of Nutley and found to be acceptable for signature;

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, that Dominic Ferry, Licensed Sewer Operator is hereby authorized to sign the applicable Certification and Consent Sections of the NJDEP Treatment Works Application on behalf of the Township of Nutley.

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 September 18, 2018

• • •

<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:* September 18, 2018

Seconded by: Commissioner Mauro G. Tucci *No.* 208-18

WHEREAS, bids for the Harrison Street Improvements project (Section 3 – Franklin Avenue to Bloomfield Avenue) were received and opened on Wednesday, July 12, 2017; and

WHEREAS, D&L Paving Contractors, Inc., 675 Franklin Ave, Nutley, New Jersey, 07110 was the low bidder; and

WHEREAS, the bid for the Harrison Street Improvement Project (Section 3 – Franklin Avenue to Bloomfield Avenue) was in the amount of \$273,173.99; and

WHEREAS, the Township of Nutley entered into a contract with D&L Paving Contractors, Inc. for the amount of \$273,173.99; and

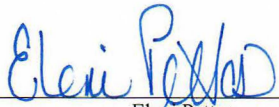
WHEREAS, Change Order No. 1 to the contract has been authorized for an increase in the amount of \$13,989.63; and

WHEREAS, funds are available from Ordinance No. 3345A, Account No. G-04-104-401 in the amount of \$13,989.63 and have been certified by the Chief Financial Officer, said certification being attached to this resolution;

WHEREAS, the original contract amount is being increased in the amount of \$13,989.63 for a total adjusted contract amount of \$287,163.62;

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 No. 1 as attached, is a change from the contract previously made by the Township of Nutley with D&L Paving Contractors, Inc. for the Project known as Harrison Street Improvements project (Section 3 – Franklin Avenue to Bloomfield Avenue) is hereby authorized and approved.

. . .

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 September 18, 2018

<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.

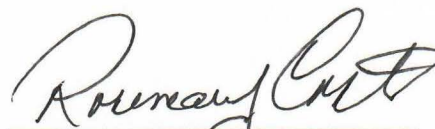
Purpose: CHANGE ORDER #1-D&L Paving

Account: G-04-104-401-HARRISON III-DOT

Fund: General Capital Fund

Amount: \$13,989.63

Date: September 18, 2018



Rosemary Costa
Treasurer, C.F.O.

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Mayor Joseph P. Scarpelli Date: September 18, 2018

Seconded by: Commissioner Mauro G. Tucci No. 209-18

WHEREAS, bids for the New Jersey Department of Transportation’s “Safe Routes to School Programs for the Township of Nutley” were received and opened on Wednesday, March 2, 2016; and

WHEREAS, AJM Contractors, Inc., 300 Kuller Road, Clifton, New Jersey, 07011 was the low bidder; and

WHEREAS, the bid for the New Jersey Department of Transportation’s “Safe Routes to School Programs for the Township of Nutley” was in the amount of \$319,634.00; and

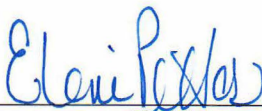
WHEREAS, the Township of Nutley entered into a contract with AJM Contractors, Inc. for the amount of \$319,634.00; and

WHEREAS, Change Order No. 1 to the contract has been authorized for a decrease in the amount of (\$2,027.36); and

WHEREAS, the original contract amount is being decreased in the amount of (\$2,027.36) to be credited to Ordinance No. 3295A/G-04-113-401 and to reflect an adjusted contract price of \$317,606.64;

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 No. 1 as attached, is a change from the contract previously made by the Township of Nutley with AJM Contractors, Inc. for the Project known as “Safe Routes to School Programs for the Township of Nutley” is hereby authorized and approved.

. . .

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 September 18, 2018

<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.

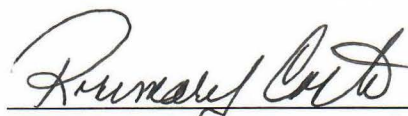
Purpose: CHANGE ORDER #1-AJM CONTRACTORS

Account: G-04-113-401-SAFE ROUTES TO SCHOOL-DOT

Fund: General Capital Fund

Amount: (\$2,027.36)-Contract Reduction

Date: September 18, 2018


Rosemary Costa
Treasurer, C.F.O.

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Alphonse Petracco *Date:* September 18, 2018
Seconded by: Commissioner Mauro G. Tucci *No.* 210-18

WHEREAS, peace is not merely the absence of war and violence, but a condition where society has achieved a balance of prosperity, security, justice and hope; and

WHEREAS, **peace** is necessary for everyone to achieve health as defined by the World Health Organization; and

WHEREAS, in an effort to promote peace and work collaboratively with other cities and Nations, Nutley held the Pathways to Peace event in 2015 by creating a *Street Tapestry* depicting solidarity and unity; and

WHEREAS, the community leaders of Nutley are committed to establishing peace in our town to promote economic opportunity and improve the quality of life of the people of our town; and

WHEREAS, the United Nations has designated the 21st of September of each year to be the International Day of Peace, devoted to commemorating and strengthening the ideals of peace both within and among all nations and peoples;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Nutley that Nutley be proclaimed to be a City of Peace in perpetuity;

BE IT FURTHER RESOLVED that September 21st of each year to be the Township of Nutley Day of Peace.

. . .

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 September 18, 2018

<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 Alphonse Petracco *Date:* September 18, 2018
Seconded by: Commissioner Steven L. Rogers *No.* 211-18

BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey that Lori Castro, an employee in the Department of Public Safety, be granted a medical leave of absence without pay effective September 5, 2018 through October 5, 2018.

. . .

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 September 18, 2018

<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:* September 18, 2018
Seconded by: Commissioner Thomas J. Evans *No.* 212-18

WHEREAS, on Sunday, October 7, 2018, the Nutley-Belleville Columbus Day & Italian Heritage Month Parade Committee will celebrate its 36th Annual Columbus Day Parade festivities commemorating Columbus’ historic voyage to the New World; and

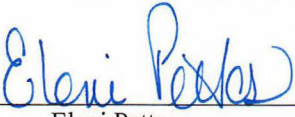
WHEREAS, the Parade Committee has a long history of commemorating Columbus Day each year in the Township of Nutley, which is looked forward to and enjoyed by both spectators and participants alike; and

WHEREAS, the Nutley-Belleville Columbus Day & Italian Heritage Month Parade Committee will celebrate its Annual Honoree Dinner on Thursday, September 27, 2018 at Nanina’s in the Park, Belleville, N.J.; and

WHEREAS, this year’s Grand Marshal is Andre’ DiMino; and

WHEREAS, Andre’ DiMino is joined by the Lifetime Achievement Award recipient, Vito Scarpelli, the Italian Heritage Award recipient, Joseph Palombini, Belleville Woman of the Year, Jeanne Lombardi, Belleville Man of the Year, Anthony Sessa, Nutley Woman of the Year, Sandra Carella, Nutley Man of the Year, Thomas Sposato, 2018 Renaissance Man, Anthony Dalbo, 2018 Italian Business Leader, Michael Maffucci, along with Community Excellence Award recipient Barbara Hirsch; and

NOW THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Nutley, County of Essex, join with the citizens of Nutley to salute and congratulate Grand Marshal, Andre’ DiMino, Lifetime Achievement Award recipient, Vito Scarpelli, Italian Heritage Award recipient, Joseph Palombini, Belleville Woman of the Year, Jeanne Lombardi, Belleville Man of the Year, Anthony Sessa, Nutley Woman of the Year, Sandra Carella, Nutley Man of the Year, Thomas Sposato, 2018 Renaissance Man, Anthony Dalbo, 2018 Italian Business Leader, Michael Maffucci and Community Excellence Award recipient Barbara Hirsch as they are honored here tonight.

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 September 18, 2018

<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 Alphonse Petracco Date: September 18, 2018
 Seconded by: Commissioner Mauro G. Tucci No. 213-18

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 September 18, 2018

<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>					