

In The Matter Of:

In Re: Nutley Board of Commissioners

Transcript of Proceedings

November 17, 2025



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TOWNSHIP OF NUTLEY BOARD OF COMMISSIONERS

ONE KENNEDY DRIVE

3RD FLOOR COMMISSION CHAMBERS

NUTLEY, NEW JERSEY 07110

*** PUBLIC SESSION ***

DATE: 11/17/2025

BOARD OF COMMISSIONERS:

THOMAS J. EVANS, DEPUTY MAYOR

JOSEPH P. SCARPELLI, COMMISSIONER

MAURO G. TUCCI, COMMISSIONER

Also Present:

JONATHAN BRUNO, TOWNSHIP ATTORNEY

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1 (Recording begins)

2 (Pledge of Allegiance)

3 DEPUTY MAYOR EVANS: Madam Clerk, are you
4 ready?

5 MADAM CLERK: Yes. Thank you.

6 Board of Commissioners Public Meeting Agenda
7 for Monday, November 17th, 2025, the time is 6:07 p.m.

8 Pursuant to the requirements of the Open
9 Public Meeting Act (Chapter 231, P.L. 1975), notice of
10 this meeting was published in the November 13th, 2025,
11 issue of the Nutley Sun. A copy of this notice has
12 been posted on the Nutley Town Hall Bulletin Board, and
13 a copy is on file in the Municipal Clerk's Office.

14 Deputy Mayor Evan?

15 DEPUTY MAYOR EVANS: Here.

16 MADAM CLERK: Commissioner Tucci?

17 COMMISSIONER TUCCI: Here.

18 MADAM CLERK: Commissioner Scarpelli?

19 COMMISSIONER SCARPELLI: Here.

20 MADAM CLERK: Commissioner Petracco and Mayor
21 Kelly are absent, excused this evening.

22 DEPUTY MAYOR EVANS: Thank you. Let's move
23 on to minutes.

24 MADAM CLERK: We have Board of Commissioner
25 Meeting Minutes for October 21st, 2025.

1 DEPUTY MAYOR EVANS: Move it.

2 COMMISSIONER TUCCI: Second.

3 MADAM CLERK: Deputy Mayor Evans?

4 DEPUTY MAYOR EVANS: Aye.

5 MADAM CLERK: Commissioner Tucci?

6 COMMISSIONER TUCCI: Aye.

7 MADAM CLERK: Commissioner Scarpelli?

8 COMMISSIONER SCARPELLI: Aye.

9 MADAM CLERK: And that's it for minutes.

10 DEPUTY MAYOR EVANS: Thank you. Let's move
11 on to bills.

12 MADAM CLERK: Yes.

13 We have a Bill List for November 17th, 2025:

14 Public Affairs, \$120,161.11; Revenue &
15 Finance, \$3,069,942.24; Public Safety, \$27,580.20;
16 Public Works, \$44,314.23; Parks & Public Property,
17 \$77,737.76; Water & Sewer Utility, \$100,341.46.

18 Payroll as of November 7, 2025: Regular
19 Payroll Total, \$977,465.11; Overtime Payroll Total,
20 \$65,932.34; Total Payroll, \$1,043,397.45; for a Grand
21 Total of \$4,483,474.45.

22 DEPUTY MAYOR EVANS: Move bills.

23 COMMISSIONER SCARPELLI: Second.

24 MADAM CLERK: Deputy Mayor Evans?

25 DEPUTY MAYOR EVANS: Aye.

1 MADAM CLERK: Commissioner Tucci?

2 COMMISSIONER TUCCI: Aye.

3 MADAM CLERK: Commissioner Scarpelli?

4 COMMISSIONER SCARPELLI: Aye.

5 MADAM CLERK: And that's it for bills, Deputy
6 Mayor.

7 DEPUTY MAYOR EVANS: That's great. I don't
8 see anyone from the public here this evening.
9 Commissioners, any announcements this evening?

10 COMMISSIONER SCARPELLI: No.

11 DEPUTY MAYOR EVANS: I only have one. Just a
12 reminder that, on November 19th, from 9 a.m. to 3 p.m.,
13 motor vehicle inspection -- car inspections will be
14 hosted at Owens Field on Park Avenue, and there will be
15 an officer, a police officer on site.

16 And, Madam Clerk, thank you for continuing to
17 stay on top of the DMV.

18 UNIDENTIFIED: Thank you.

19 MADAM CLERK: No problem.

20 DEPUTY MAYOR EVANS: Let's move on to -- we
21 don't have any ordinances for introduction or for
22 public hearing this evening.

23 Commissioner Tucci, would you like to go
24 first?

25 COMMISSIONER TUCCI: I would love to.

1 DEPUTY MAYOR EVANS: All right.

2 COMMISSIONER TUCCI: Thank you, Deputy Mayor.

3 Whereas, the Department of Parks & Public
4 Property determined, due to unforeseen circumstances,
5 families had to cancel participation in some of our
6 programs that were offered.

7 And whereas, the Department of Parks & Public
8 Property has determined the need to refund families;

9 Now, therefore, be it resolved by the Board
10 of Commissioners of the Township of Nutley, County of
11 Essex, State of New Jersey, that the Treasurer be and
12 is hereby authorized to refund payments for
13 recreational programs in the amounts listed below: for
14 our neighbors at 54 Memorial Street for Travel
15 Basketball, for the 2025 year, in the amount of \$125;
16 our neighbors at 394 Centre Street, again, for Travel
17 Basketball, in the same, amount of \$125 for the 2025
18 year; the folks at 61 Union Avenue, Travel Basketball,
19 for \$250 for the 2025 year; and our neighbors at
20 38 Centre Street, on the Second Floor, Travel
21 Basketball, in the amount of \$125 for the 2025 year.

22 I move the resolution.

23 COMMISSIONER SCARPELLI: Second.

24 MADAM CLERK: Deputy Mayor Evans?

25 DEPUTY MAYOR EVANS: Aye.

1 MADAM CLERK: Commissioner Tucci?

2 COMMISSIONER TUCCI: Aye.

3 MADAM CLERK: Commissioner Scarpelli?

4 COMMISSIONER TUCCI: Aye.

5 Whereas, NJSA 40A:4-87 provides that the
6 Director of the Division of Local Government Services
7 may approve the insertion of any special item in the
8 budget of any county or municipality when such item
9 shall have been made available by law, and the amount
10 thereof was not determined at the time of the adoption
11 of the budget.

12 Whereas, said Director may also approve the
13 insertion of any item of appropriation for equal
14 amount.

15 And Section 1: Now, therefore, be it
16 resolved, that the Board of Commissioners of the
17 Township of Nutley, County of Essex, New Jersey, hereby
18 requests the Director of the Division of Local
19 Government Services to approve the insertion of an item
20 of revenue in the budget of the year 2025 in the sum of
21 \$403,000, which is item -- which item is now available
22 as a revenue from the Father Glotzbach Park Inclusive
23 Playground Grant, pursuant to the provisions of
24 statute.

25 Section 2: Be it further resolved, that a

1 like sum of 403,000 be and same is hereby appropriated
2 under the caption of: General Appropriations
3 (A) Operations Excluded from CAPS from the New Jersey
4 Department of Environmental Protection: Father
5 Glotzbach Inclusive Playground Amount for Other
6 Expenses in the amount of 403,000.

7 Be it further resolved that a copy of this
8 Resolution will be electronically filed with the
9 Director for approval as required by law.

10 I move the resolution.

11 COMMISSIONER SCARPELLI: Second.

12 MADAM CLERK: Deputy Mayor Evans?

13 DEPUTY MAYOR EVANS: Aye.

14 MADAM CLERK: Commissioner Tucci?

15 COMMISSIONER TUCCI: Aye.

16 MADAM CLERK: Commissioner Scarpelli?

17 COMMISSIONER SCARPELLI: Aye.

18 COMMISSIONER TUCCI: Whereas, the Department
19 of Parks and Public Property has determined that the
20 Commissioner Chambers in Township Hall needs
21 renovations.

22 Now, therefore, be it resolved, by the Board
23 of Commissioners, Township of Nutley, County of Essex,
24 State of New Jersey, that the Township Clerk be and she
25 is hereby authorized to advertise for sealed bids for

1 renovations to the Commissioner Chambers in Township
2 Hall.

3 Specifications are available in the
4 Purchasing Department, Township Hall, One Kennedy
5 Drive, Nutley, New Jersey. Bids to be received on
6 Wednesday, December 17th, 2025, in the Commission
7 Chambers, Third Floor, Township Hall, Kennedy Drive, at
8 10 a.m. prevailing time, at which time, they will be
9 publicly opened and read.

10 I move the resolution.

11 COMMISSIONER SCARPELLI: Second.

12 MADAM CLERK: Deputy Mayor Evans?

13 DEPUTY MAYOR EVANS: Aye.

14 MADAM CLERK: Commissioner Tucci?

15 COMMISSIONER TUCCI: Aye.

16 MADAM CLERK: Commissioner Scarpelli?

17 COMMISSIONER SCARPELLI: Aye.

18 COMMISSIONER TUCCI: That's all I have,
19 Mayor.

20 DEPUTY MAYOR EVANS: Would you like to move
21 on to Commissioner Petracco --

22 COMMISSIONER TUCCI: I would love to. Just
23 give me a second to find him.

24 DEPUTY MAYOR EVANS: I'll make sure he knows
25 that.

1 COMMISSIONER TUCCI: Okay. This is for
2 Commissioner Petracco, a resolution authorizing the
3 award of a non-fair and open contract for labor
4 counsel.

5 Whereas, the Township of Nutley Department of
6 Public Safety has a need to acquire the services of a
7 labor counsel as a non-fair and open contract, pursuant
8 to the provisions of NJSA 19:44A-20.5.

9 And whereas, the law offices of Antonelli
10 Kantor and Rivera, located at 354 Eisenhower Parkway,
11 Suite 1000, in Livingston, New Jersey, has submitted a
12 proposal indicating they provide labor counsel services
13 at a rate of \$175 per hour.

14 And whereas, the firm of Antonelli Kantor and
15 Rivera has completed a Business Entity Disclosure
16 Certification, which certifies that the firm has not
17 made any reportable contributions to a political or
18 candidate's committee in the Township of Nutley in the
19 previous one year, and that contract will prohibit the
20 firm of Antonelli Kantor and Rivera from making any
21 reportable contributions through the term of the
22 contract.

23 And whereas, this term of contract is
24 January 1, 2026, through December 31st, 2026, and may
25 be extended as approved by this governing body.

1 And whereas, the contract is not exceed
2 75,000, and whereas funds will be available from
3 Account 6-01-012-0205, and will be certified by the
4 Chief Financial Officer, subject to the adoption of the
5 2026 Municipal Budget.

6 Now, therefore, be it resolved that the Board
7 of Commissioners of the Township of Nutley authorizes a
8 contract with the firm of Antonelli Kantor and Rivera
9 as described herein.

10 Be it further resolved that the Business
11 Disclosure Entity Certification and the Determination
12 of Value be placed on file with this Resolution.

13 And be it further resolved that a notice of
14 this action shall be printed in the Nutley Sun, in
15 accordance with Local Public Contracts Law.

16 I move the resolution.

17 COMMISSIONER SCARPELLI: Second.

18 MADAM CLERK: Deputy Mayor Evans?

19 DEPUTY MAYOR EVANS: Aye.

20 MADAM CLERK: Commissioner Tucci?

21 COMMISSIONER TUCCI: Aye.

22 MADAM CLERK: Commissioner Scarpelli?

23 COMMISSIONER SCARPELLI: Aye.

24 COMMISSIONER TUCCI: This is also a
25 Resolution introduced by Commissioner Petracco, which I

1 will read.

2 Be it resolved by the Board of Commissioners,
3 Township of Nutley, County of Essex, New Jersey, that,
4 in accordance with the provision of RS 40A:4-58, the
5 following transfers of appropriations in the
6 2025 Budget be and the same are hereby authorized and
7 adopted.

8 For the Department of Public Safety, from
9 Fire EMS Salary & Wages, in the amount of \$100,000, to
10 Fire EMS Other Expenses, in the like amount of
11 \$100,000; from Fire Salary & Wages in the amount of
12 \$200,000 to Fire O&E, in the same amount of \$200,000;
13 for a total of \$300,000, as per this Resolution.

14 I move the resolution.

15 DEPUTY MAYOR EVANS: Second.

16 MADAM CLERK: Deputy Mayor Evans?

17 DEPUTY MAYOR EVANS: Aye.

18 MADAM CLERK: Commissioner Tucci?

19 COMMISSIONER TUCCI: Aye.

20 MADAM CLERK: Commissioner Scarpelli?

21 COMMISSIONER SCARPELLI: Aye.

22 COMMISSIONER TUCCI: I believe that's all
23 Commissioner Petracco had.

24 DEPUTY MAYOR EVANS: Commissioner?

25 COMMISSIONER SCARPELLI: Thank you, Deputy

1 Mayor.

2 Whereas, NJSA 40A:4-87 provides the Director
3 of the Division of Local Government Services may
4 approve the insertion of any special item in the budget
5 of any county or municipality when such items shall
6 have been made available by law, and the amount thereof
7 was not determined at the time of the adoption of the
8 budget.

9 Whereas, said Director may also approve the
10 insertion of any item of appropriation for equal
11 amount.

12 And Section 1: Now, therefore, be it resolved
13 that the Board of Commissioners of the Township of
14 Nutley, County of Essex, State of New Jersey, hereby
15 requests the Director of the Division of Local
16 Government Services to approve the insertion of an item
17 of revenue in the budget of the year 2025 in the amount
18 of \$295,735, which an item is now available as a
19 revenue from the CDBG, pursuant to the provisions of
20 the statute.

21 Section 2: Be it further resolved that a like
22 sum of \$295,735 be and same is hereby appropriated
23 under the caption of: General Appropriations Essex
24 County Urban County CDBG Program: Community Development
25 Block Grant Other Expenses \$295,735.

1 Be it further resolved that a copy of this
2 Resolution be electronically filed with the Director
3 for approval, as required by the law.

4 I move the resolution.

5 COMMISSIONER TUCCI: Second.

6 MADAM CLERK: Deputy Mayor Evans?

7 DEPUTY MAYOR EVANS: Aye.

8 MADAM CLERK: Commissioner Tucci?

9 COMMISSIONER TUCCI: Aye.

10 MADAM CLERK: Commissioner Scarpelli?

11 COMMISSIONER SCARPELLI: Aye.

12 Whereas, NJSA 40A:4-87 provides that the
13 Director of the Division of Local Government Services
14 may approve the insertion of any special item in the
15 budget of any county or municipality when such item
16 shall have been made available by law, and the amount
17 thereof was not determined at the time of the adoption
18 of the budget.

19 And whereas, the said Director may also
20 approve the insertion of any item of appropriation for
21 equal amount.

22 And Section 1: Now, therefore, be it resolved
23 that the Board of Commissioners of the Township of
24 Nutley, County of Essex, State of New Jersey, hereby
25 requests the Director of the Division of Local

1 Government Services to approve the insertion of an item
2 of revenue in the budget of the year 2025 in the sum of
3 \$422,179, which an item is now available as a revenue
4 from the Municipal Aid, pursuant to the provisions of
5 the statute.

6 Section 2: Be it further resolved that a like
7 sum of \$422,179 be and is hereby appropriated under the
8 caption of: General Appropriations New Jersey
9 Department of Transportation Municipal Aid, Other
10 Expenses \$422,179.

11 Be it further resolved that a copy of this
12 Resolution will be electronically filed with the
13 Director for approval, as required by law.

14 I move the resolution.

15 COMMISSIONER TUCCI: Second.

16 MADAM CLERK: Deputy Mayor Evans?

17 DEPUTY MAYOR EVANS: Aye.

18 MADAM CLERK: Commissioner Tucci?

19 COMMISSIONER TUCCI: Aye.

20 MADAM CLERK: Commissioner Scarpelli?

21 COMMISSIONER SCARPELLI: Aye.

22 Whereas, the Township of Nutley advertised
23 for proposals for the marketing of recyclable materials
24 on June 4th, 2020.

25 Whereas, the Request for Proposals for the

1 marketing of recycling materials were accepted by the
2 Township Clerk on June 24th, 2020.

3 Whereas, Integrity Recycling & Waste
4 Solutions, Inc., 111 Route 31, Suite 223, Flemington,
5 New Jersey, was awarded for a three-year contract award
6 with two one-year options for contract extension,
7 effective October 1st, 2020.

8 Whereas, the Township's contract with
9 Integrity Recycling & Waste Solutions expired on
10 September 30th, 2025.

11 Whereas, a need to extend the contract with
12 Integrity Recycling & Waste Solutions for 90 days,
13 effective on October 1st, 2025, through December 31st,
14 2025, with all terms remaining the same as set forth in
15 the original contract.

16 And whereas, funds are available from Account
17 Number 5-01-423-209, in the amount not to exceed
18 \$20,000, have been certified by the Chief Financial
19 Officer, said certification being attached to this
20 resolution.

21 Now, therefore, be it resolved by the Board
22 of Commissioners of the Township of Nutley, County of
23 Essex, State of New Jersey, that a contract be extended
24 to Integrity Recycling & Waste Solutions, not to exceed
25 \$20,000, and that the Mayor and Township Clerk are

1 hereby authorized to enter into and sign said contract
2 for the Township of Nutley Board of Commissioners.

3 I move the resolution.

4 COMMISSIONER TUCCI: Second.

5 MADAM CLERK: Deputy Mayor Evans?

6 DEPUTY MAYOR EVANS: Aye.

7 MADAM CLERK: Commissioner Tucci?

8 COMMISSIONER TUCCI: Aye.

9 MADAM CLERK: Commissioner Scarpelli?

10 COMMISSIONER SCARPELLI: Aye.

11 Whereas, bids for the 2023 Co-Mingled
12 Recycling Collection Services were received and opened
13 on December 27th, 2023.

14 And whereas, F. Basso Jr. Rubbish Removal,
15 Inc., 55-93 South 20th Street, Irvington, New Jersey,
16 was the lowest responsible bidder.

17 And whereas, the Township awarded a contract
18 to F. Basso Jr. for a two-year contract, with an option
19 for two one-year extensions at the same price, subject
20 to availability of funds in the subsequent annual
21 Municipal Budget, be awarded solely at the Township's
22 discretion.

23 Whereas, the contract shall be extended for
24 the first additional contract year, beginning
25 February 1st, 2026, through January 31st, 2027, with

1 the same price option, subject to availability of funds
2 in the subsequent Annual Municipal Budget.

3 Whereas, the funds will be available from
4 Account Number 6-01-423-209 in the amount of \$316,250,
5 and Account Number 7-01-423-209 in the amount of
6 \$28,750, and will be certified by the Chief Financial
7 Officer, said certification being subject to the
8 adoption of the 2026/2027 Municipal Budgets;

9 Now, therefore, be it resolved by the Board
10 of Commissioners of the Township of Nutley, County of
11 Essex, State of New Jersey, that a contract be awarded
12 to F. Basso Jr. Rubbish Removal, not to exceed 345,000,
13 and that the Mayor and Township Clerk are hereby
14 authorized to enter into and sign said contract for the
15 Township of Nutley.

16 I move the resolution.

17 COMMISSIONER TUCCI: Second.

18 MADAM CLERK: Deputy Mayor Evans?

19 DEPUTY MAYOR EVANS: Aye.

20 MADAM CLERK: Commissioner Tucci?

21 COMMISSIONER TUCCI: Aye.

22 MADAM CLERK: Commissioner Scarpelli?

23 COMMISSIONER SCARPELLI: Aye.

24 This is Resolution Number 375-25, a
25 Resolution by the Township of Nutley authorizing an

1 application to the Complete Streets Technical
2 Assistance Program.

3 Whereas, no direct funding is provided,
4 selected municipalities will receive free direct
5 technical assistance services to complete a specific
6 task related to advancing a Complete Streets
7 Initiatives in their community.

8 Now, therefore, be it resolved the Board of
9 Commissioners of the Township of Nutley authorizes the
10 Commissioner and Director of Public Works, Dr. Joseph
11 P. Scarpelli, to submit an application to the Complete
12 Streets Technical Assistance Program to receive free
13 direct technical assistance to complete a specific task
14 related to advancing Complete Streets, and also commits
15 a pertinent municipal staff to coordinate and
16 collaborate with Sustainable Jersey, Voorhees
17 Transportation Center, and the North Jersey
18 Transportation Planning Authority to support the
19 successful and timely delivery of technical assistance
20 services.

21 I move the resolution.

22 COMMISSIONER TUCCI: Second.

23 MADAM CLERK: Deputy Mayor Evans?

24 DEPUTY MAYOR EVANS: Aye.

25 MADAM CLERK: Commissioner Tucci?

1 COMMISSIONER TUCCI: Aye.

2 MADAM CLERK: Commissioner Scarpelli?

3 COMMISSIONER SCARPELLI: Aye.

4 This is Resolution 328-25, a Township of
5 Nutley resolution of support, a resolution to adopt the
6 Township of Nutley's procedures for administration and
7 inspection of Federal Aid Highway Projects.

8 I move the resolution.

9 COMMISSIONER TUCCI: Second.

10 MADAM CLERK: Deputy Mayor Evans?

11 DEPUTY MAYOR EVANS: Aye.

12 MADAM CLERK: Commissioner Tucci?

13 COMMISSIONER TUCCI: Aye.

14 MADAM CLERK: Commissioner Scarpelli?

15 COMMISSIONER SCARPELLI: Aye.

16 DEPUTY MAYOR EVANS: Thank you.

17 I'm going to read mine, and then I'll read
18 Commissioner -- Mayor Kelly's. Okay?

19 UNIDENTIFIED: That's fine.

20 DEPUTY MAYOR EVANS: Be it resolved that --

21 UNIDENTIFIED: Do you want some water?

22 DEPUTY MAYOR EVANS: Yeah. I would. Do you
23 guys want to -- thank you, take a break, walk around a
24 little bit, and --

25 Be it resolved, by the Board of Commissioners

1 of the Township of Nutley, in the County of Essex,
2 State of New Jersey, that the Treasurer is hereby
3 authorized to refund overpayments of tax charges in the
4 amount of \$34,286.84 for the block and lots and
5 addresses in amounts listed in the Resolution.

6 So move.

7 COMMISSIONER TUCCI: Second.

8 MADAM CLERK: Deputy Mayor Evans?

9 DEPUTY MAYOR EVANS: Aye.

10 MADAM CLERK: Commissioner Tucci?

11 COMMISSIONER TUCCI: Aye.

12 MADAM CLERK: Commissioner Scarpelli?

13 COMMISSIONER SCARPELLI: Aye.

14 Be it resolved, by the Board of Commissioners
15 of the Township of Nutley, County of Essex, State of
16 New Jersey, the Treasurer is hereby authorized to
17 refund overpayments of utility charges in the amount of
18 \$3,124.55, for Block 3400, Lot 5, for the amounts
19 listed in the Resolution.

20 So move.

21 COMMISSIONER TUCCI: Second.

22 COMMISSIONER SCARPELLI: Second.

23 MADAM CLERK: Deputy Mayor Evans?

24 DEPUTY MAYOR EVANS: Aye.

25 MADAM CLERK: Commissioner Tucci?

1 COMMISSIONER TUCCI: Aye.

2 MADAM CLERK: Commissioner Scarpelli?

3 COMMISSIONER SCARPELLI: Aye.

4 DEPUTY MAYOR EVANS: Whereas, RS 40A:5-17
5 allows for the cancellation of property tax credits or
6 delinquent amounts in amounts less than \$10.

7 Whereas, the governing body may authorize the
8 Tax Collector to process, without further action on
9 their part, any cancellation of property credits or
10 delinquencies of less than \$10.

11 Now, therefore, be it resolved by the Board
12 of Commissioners of the Township of Nutley, County of
13 Essex, State of New Jersey hereby authorizes the Tax
14 Collector to cancel said amounts as deemed necessary.

15 So move.

16 COMMISSIONER TUCCI: Second.

17 MADAM CLERK: Deputy Mayor Evans?

18 DEPUTY MAYOR EVANS: Aye.

19 MADAM CLERK: Commissioner Tucci?

20 COMMISSIONER TUCCI: Aye.

21 MADAM CLERK: Commissioner Scarpelli?

22 COMMISSIONER SCARPELLI: Aye.

23 DEPUTY MAYOR EVANS: Whereas, RS 54:4-67
24 permits the governing body of each municipality to fix
25 the rate of interest to be charged for non-payment of

1 taxes or assessments, subject to any abatement or
2 discount for late payment of taxes provided by law.

3 And whereas, RS 54:4-67 has been amended to
4 permit the fixing of said rate of 8 percent per annum
5 on the first 1,500 of delinquency and 18 percent on any
6 amount in excess of \$1,500.

7 Now, therefore, it be resolved by the Board
8 of Commissioners of the Township of Nutley as follows:

9 (1) The Tax Collector is hereby authorized
10 and directed to charge 8 percent per annum on all taxes
11 becoming delinquent, which is the minimum that we're
12 allowed to charge by statute, that become delinquent
13 after the due date, subject to any abatement or
14 discount for the late payment of taxes provided by law.

15 (2) Effective January 1, 2026, quarterly
16 payments made by cash, check, or money order shall have
17 a ten-day grace period.

18 (3) Any payment not made in accordance with
19 Section 2 of this resolution shall be charged interest
20 from the due date, as forth in this section of the
21 Resolution.

22 So move.

23 COMMISSIONER TUCCI: Second.

24 MADAM CLERK: Deputy Mayor Evans?

25 DEPUTY MAYOR EVANS: Aye.

1 MADAM CLERK: Commissioner Tucci?

2 COMMISSIONER TUCCI: Aye.

3 MADAM CLERK: Commissioner Scarpelli?

4 COMMISSIONER SCARPELLI: Aye.

5 DEPUTY MAYOR EVANS: Whereas, the Township of
6 Nutley has the need to acquire the services of an
7 independent professional planning expert to assist the
8 Township with the preparation of zoning ordinance
9 revisions into formal regulatory zoning ordinances to
10 be retained on a non-fair and open basis, pursuant to
11 the provisions of NJSA 40A:11-5.

12 And whereas, Paul Ricci, Ricci Planning in
13 177 Monmouth Avenue, Atlantic Heights, New Jersey,
14 possesses the requisite education, experience, and
15 licensure to provide the services at a cost of \$135 an
16 hour, not to exceed \$5,000.

17 Whereas, the anticipated term of the contract
18 is January 1, 2026, through December 31, 2026.

19 Whereas, funds will be available from
20 Account 6-01-219-205 and will be certified by the Chief
21 Financial Officer, said certification being subject to
22 the adoption of the 2026 Municipal Budget.

23 Whereas, Paul Ricci Planning, has completed
24 and submitted a Business Entity Disclosure Certificate,
25 which certifies that they have not made any reportable

1 contributions to a political or candidate committee in
2 the Township of Nutley in the previous -- Township of
3 Nutley in the previous one year, and the contract will
4 prohibit them from making any reportable contributions
5 through the term of the contract.

6 Now, therefore, be it resolved that the Board
7 of Commissioners of the Township of Nutley, County of
8 Essex, State of New Jersey, authorizes the Mayor and
9 Municipal Clerk to enter into a contract on a non-fair
10 and open basis, in accordance with NJSA 40A:11-5, with
11 Ricci Planning, at the stated rate of \$135 an hour, not
12 to exceed \$5,000.

13 So move.

14 COMMISSIONER TUCCI: Second.

15 MADAM CLERK: Deputy Mayor Evans?

16 DEPUTY MAYOR EVANS: Aye.

17 MADAM CLERK: Commissioner Tucci?

18 COMMISSIONER TUCCI: Aye.

19 MADAM CLERK: Commissioner Scarpelli?

20 COMMISSIONER SCARPELLI: Aye.

21 DEPUTY MAYOR EVANS: Whereas, the Township of
22 Nutley has the need for the services of an outside
23 counsel to provide consultation services regarding
24 employment matters.

25 And whereas, the law firm of O'Toole Scrivo,

1 14 Village Park Road, Cedar Grove, New Jersey, is
2 qualified to provide these services.

3 Whereas, O'Toole Scrivo has submitted a 2026
4 Fee Schedule, which provide such services at an hourly
5 rate of \$295 an hour for legal services by attorneys.

6 Whereas, the contract will not exceed
7 \$25,000, for the period January 1, 2026, through
8 December 31st, 2026, and funds will be available from
9 Account 6-01-208-205, which will be certified by the
10 Chief Financial Officer, said certification being
11 subject to the adoption of the 2026 Budget.

12 Whereas, the law firm of O'Toole Scrivo, has
13 completed and submitted a Business Entity Disclosure
14 Certification, which certifies that they have not made
15 any reportable disqualifying contributions to a
16 political or candidate committee in the Township of
17 Nutley in the previous one year that would violate
18 NJSA 19:44A-20.5, or the Township's Local Unit
19 Pay-To-Play Ordinance or New Jersey Election Law
20 Enforcement Commission disclosure requirements.

21 Now, therefore, be it resolved by the Board
22 of Commissioners of the Township of Nutley, County of
23 Essex, State of New Jersey, that a contract for outside
24 counsel to provide consultation services be authorized
25 as follows:

1 (A) The Mayor and Township Clerk are hereby
2 authorized and directed to execute, seal, and deliver a
3 2026 contract for professional legal services for with
4 O'Toole Scrivo, pursuant to a non-fair and open
5 process, in accordance with NJSA 19:44A: -- excuse me,
6 19:44A-20.5, for the term beginning January 1, 2026,
7 through December 31st, 2026, for the stated hourly
8 rate -- for the stated hourly rates, not to exceed
9 \$25,000.

10 (B) A copy of this Resolution shall, as well
11 as the contract and the Business Disclosure Certificate
12 and Business Entity Disclosure of Campaign
13 Contributions, shall be placed on file with the Clerk.

14 So move.

15 COMMISSIONER TUCCI: Second.

16 MADAM CLERK: Deputy Mayor Evans?

17 DEPUTY MAYOR EVANS: Aye.

18 MADAM CLERK: Commissioner Tucci?

19 COMMISSIONER TUCCI: Aye.

20 MADAM CLERK: Commissioner Scarpelli?

21 COMMISSIONER SCARPELLI: Aye.

22 DEPUTY MAYOR EVANS: I think I read mine
23 faster than you guys, I'm just saying.

24 The remaining Resolutions are for Mayor
25 Kelly, which I'll read in his absence.

1 Whereas, raffle license applications have
2 been received from the following organizations, Friends
3 of Nutley Singers and St. Mary's Church, for licensures
4 for Tricky Trays, Cash Raffles, Bingo, and Instant
5 Raffles for various dates, as listed in the Resolution.

6 Whereas, the applications have been reviewed
7 and approved by the Municipal Clerk and the Police
8 Department.

9 Now, therefore, be it resolved by the Board
10 of Commissioners of the Township of Nutley, County of
11 Essex, State of New Jersey, that the aforementioned
12 licenses are hereby approved, and the Municipal Clerk
13 is authorized to issue said licenses.

14 So move.

15 COMMISSIONER TUCCI: Second.

16 MADAM CLERK: Deputy Mayor Evans?

17 DEPUTY MAYOR EVANS: Aye.

18 MADAM CLERK: Commissioner Tucci?

19 COMMISSIONER TUCCI: Aye.

20 MADAM CLERK: Commissioner Scarpelli?

21 COMMISSIONER SCARPELLI: Aye.

22 DEPUTY MAYOR EVANS: The next Resolution is
23 for the 2026 Newspaper Designation.

24 Be it resolved, by the Board of Commissioners
25 of the Township of Nutley, County of Essex, State of

1 New Jersey, that the following newspapers are hereby
2 designated as the official newspapers for advertising
3 for the Township of Nutley for the year 2026, both in
4 print and electronic editions: the Nutley Sun,
5 One Garret Mountain Plaza, Woodland Park, New Jersey;
6 Star Ledger, One Star Ledger Plaza, Newark, New Jersey;
7 Herald News, One Garret Mountain Plaza, Woodland Park,
8 New Jersey.

9 And be it further resolved that TAPinto
10 Nutley will be and hereby is designated as the
11 electronic news source for which notices and other
12 matters are to be provided under the Open Public
13 Meetings Act of the State of New Jersey, otherwise
14 known as "The Sunshine Law."

15 So move.

16 COMMISSIONER TUCCI: Second.

17 MADAM CLERK: Deputy Mayor Evans?

18 DEPUTY MAYOR EVANS: Aye.

19 MADAM CLERK: Commissioner Tucci?

20 COMMISSIONER TUCCI: Aye.

21 MADAM CLERK: Commissioner Scarpelli?

22 COMMISSIONER SCARPELLI: Aye.

23 DEPUTY MAYOR EVANS: Whereas, pursuant to
24 NJSA 40:67-23.1, et seq., Arbor Hills is recognized as
25 a qualified private community.

1 Whereas, the Township is responsible for
2 reimbursing a qualified community for certain services,
3 including solid waste disposal, or to provide said
4 services to a qualified private community in some
5 fashion as the municipality provides these services,
6 public roads, and streets.

7 Whereas, the Township has elected to
8 reimburse Arbor Hills for solid waste disposal services
9 for the year 2026.

10 Now, therefore, be it resolved by the Board
11 of Commissioners of the Township of Nutley, County of
12 Essex, that the Mayor and the Township Clerk are hereby
13 authorized to enter into a Municipal Service Agreement
14 for solid waste collection and disposal with
15 432 Owners, Inc., 1 River Road, Nutley, known as Arbor
16 Hills, in a form approved by the Township Attorney,
17 funds in the amount of \$18,144, will be available from
18 Account 6-01-138-209, and will be certified by the
19 Chief Financial Officer, said certification being
20 subject to the adoption of the 2026 Budget.

21 A copy of this Resolution, as well as the
22 Municipal Service Agreement, shall be placed in the
23 file with the Clerk, and a notice of this action shall
24 be printed once in the Nutley Sun.

25 So move.

1 COMMISSIONER TUCCI: Second.

2 MADAM CLERK: Deputy Mayor Evans?

3 DEPUTY MAYOR EVANS: Aye.

4 MADAM CLERK: Commissioner Tucci?

5 COMMISSIONER TUCCI: Aye.

6 MADAM CLERK: Commissioner Scarpelli?

7 COMMISSIONER SCARPELLI: Aye.

8 DEPUTY MAYOR EVANS: Whereas, the Board of
9 Commissioners of the Township of Nutley, County of
10 Essex, New Jersey, that the Township enter into an
11 agreement with the New Jersey ARC Essex County Unit,
12 Inc., a New Jersey Corporation, with offices on Naylon
13 Avenue in the Township of Livingston, Essex County, New
14 Jersey, wherein the Unit agrees to provide services for
15 mentally disabled individuals and their families in the
16 Township of Nutley, effective January 1, 2026, through
17 December 31st, 2026, in consideration of payment by the
18 Township of Nutley to the Unit of \$1,000 payable in one
19 sum, as a partial reimbursement of costs and services.

20 Funds will be available in
21 Account 6-01-116-200, in the amount of \$1,000, and will
22 be certified by the Chief Financial Officer, said
23 certification being subject to the adoption of the 2026
24 Budget.

25 Now, therefore, be it resolved that the Mayor

1 and the Township Clerk are hereby authorized and
2 directed to execute said agreement on behalf of the
3 Township of Nutley.

4 So move.

5 COMMISSIONER TUCCI: Second.

6 MADAM CLERK: Deputy Mayor Evans?

7 DEPUTY MAYOR EVANS: Aye.

8 MADAM CLERK: Commissioner Tucci?

9 COMMISSIONER TUCCI: Aye.

10 MADAM CLERK: Commissioner Scarpelli?

11 COMMISSIONER SCARPELLI: Aye.

12 DEPUTY MAYOR EVANS: The next Resolution
13 Number 311-25 is tabled until the next meeting, the
14 same holds -- for Resolution Number 312-25, is also
15 tabled until the next meeting of the Board. Two more.

16 Whereas, NJSA 40A:61-1, et seq., the Uniform
17 Shared Services and the Consolidation Act authorizes
18 and empowers local units to enter into agreements with
19 other local entities regarding shared services.

20 Whereas, the Township and the Board of
21 Education recognize the value of interlocal cooperation
22 as a way of reducing duplication and overlap of
23 services.

24 Whereas, the Township and the Board of
25 Education have previously entered into such an

1 agreement in order to define the respective rights and
2 obligations of the Township and the Board of Education
3 regarding the employ of a physician/school physician to
4 provide health services.

5 Now, therefore, be it resolved that the
6 Township of Nutley and the Board of Education wish to
7 extend existing shared services for a physician and
8 school services for the period of January 1, 2026,
9 through December 31st, 2026, for which the Township
10 will be compensated \$15,408, to be paid in 12 equal
11 installments of \$1,284 each.

12 So move.

13 COMMISSIONER TUCCI: Second.

14 MADAM CLERK: Deputy Mayor Evans?

15 DEPUTY MAYOR EVANS: Aye.

16 MADAM CLERK: Commissioner Tucci?

17 COMMISSIONER TUCCI: Aye.

18 MADAM CLERK: Commissioner Scarpelli?

19 COMMISSIONER SCARPELLI: Aye.

20 DEPUTY MAYOR EVANS: The last Resolution,
21 this is a Resolution of the Township Board of
22 Commissioners of the Township of Nutley, engaging the
23 law firm of O'Toole Scrivo as counsel for the Township
24 of Nutley concerning certain legal matters with respect
25 to the ON3 Redevelopment Area.

1 Counsel, is it okay if I read it by title, or
2 do you want me to read the whole thing?

3 MR. BRUNO: You can read it by the title.

4 DEPUTY MAYOR EVANS: All right. Now,
5 therefore, be it resolved by the Board of Commissioners
6 of the Township of Nutley that the Mayor and Municipal
7 Clerk are hereby authorized to enter into a contract
8 with the law firm of O'Toole Scrivo, at an hourly rate
9 of 295 an hour, for an amount not to exceed \$35,000.

10 Be it further resolved that the Business
11 Entity Disclosure Certification and the Business Entity
12 Disclosure of Campaign Contributions shall be placed on
13 file with this Resolution.

14 Be it finally further resolved that a copy of
15 this Resolution shall be published as required by law
16 within ten days of its passage.

17 So move.

18 COMMISSIONER TUCCI: Second.

19 MADAM CLERK: Deputy Mayor Evans?

20 DEPUTY MAYOR EVANS: Aye.

21 MADAM CLERK: Commissioner Tucci?

22 COMMISSIONER TUCCI: Aye.

23 MADAM CLERK: Commissioner Scarpelli?

24 COMMISSIONER SCARPELLI: Aye.

25 DEPUTY MAYOR EVANS: That --

1 COMMISSIONER SCARPELLI: Did we --

2 DEPUTY MAYOR EVANS: -- concludes our
3 formal --

4 COMMISSIONER SCARPELLI : Did we miss one?

5 MADAM CLERK: I think, 319-25.

6 DEPUTY MAYOR EVANS: Did I miss one?

7 MADAM CLERK: I thought -- you missed that
8 one, with the (indiscernible).

9 DEPUTY MAYOR EVANS: Did I miss that one?

10 COMMISSIONER SCARPELLI: I think you did.

11 DEPUTY MAYOR EVANS: Oh, all right. I'll do
12 it.

13 COMMISSIONER SCARPELLI : : I think that --

14 DEPUTY MAYOR EVANS: Thank you.

15 COMMISSIONER SCARPELLI: I think -- I got 318, but

16 -- MADAM CLERK: Which one?

17 COMMISSIONER TUCCI: 318.

18 DEPUTY MAYOR EVANS: I did 39 -- I read that
19 one.

20 COMMISSIONER SCARPELLI: I think it's 318.

21 DEPUTY MAYOR EVANS: It must've been --

22 MADAM CLERK: Oh, yeah. There's two
23 (indiscernible).

24 MADAM CLERK: Right. One of them got
25 missed.

1 DEPUTY MAYOR EVANS: All right.

2 MADAM CLERK: Did you (indiscernible)?

3 DEPUTY MAYOR EVANS: No.

4 MADAM CLERK: (Indiscernible).

5 DEPUTY MAYOR EVANS: Yes.

6 UNIDENTIFIED: (Indiscernible).

7 DEPUTY MAYOR EVANS: Thank you.

8 I did that to make sure you guys are
9 (indiscernible).

10 UNIDENTIFIED: Keep us on our toes.

11 DEPUTY MAYOR EVANS: Okay. All right. Last
12 one. Whereas, the Township of Nutley has a need to
13 retain the professional services of Ricci Planning to
14 provide professional planning and affordable housing
15 consultation services, including but not limited to the
16 preparation of an updated Housing Element and Fair
17 Share Plan and Spending Plan.

18 Whereas, this contract is awarded without
19 competitive bidding as a Professional Service in
20 accordance with NJSA 19:44A-20.4 or 20.5 of the Local
21 Public Contracts Law because the contract is for
22 professional services.

23 Whereas, the Board of Commissioners has
24 determined that Ricci Planning, located at 177 Monmouth
25 Avenue in Atlantic Highlands, is qualified and best

1 suited to provide the services to the Township.

2 And whereas, Ricci has completed and
3 submitted a Business Entity Disclosure Certification,
4 which certifies that he has not made any reportable
5 disqualifying contribution to a political or candidate
6 committee in the Township of Nutley in the previous one
7 year, and that the contract will prohibit him from
8 making any reportable contributions through the term of
9 the contract.

10 Whereas, funds are available from
11 Account T-26-909-902, have been certified by the Chief
12 Financial Officer, said certification being attached to
13 this resolution, and/or will be reimbursed by escrow
14 accounts set up by the redeveloper of the subject
15 property.

16 Whereas, Ricci has submitted a proposal for
17 services, in accordance with the proposal, will perform
18 services at an hourly rate and cost not to exceed
19 \$5,000.

20 Whereas, the anticipated term of the contract
21 is for 12 months, January 1, 2026, through
22 December 31st, 2026.

23 And now, therefore, be it resolved by the
24 Board of Commissioners of the Township of Nutley,
25 County of Essex, State of New Jersey, that:

1 (1) The Mayor and Clerk are hereby authorized
2 to enter into a contract with Ricci, as a professional
3 service in an amount not to exceed \$5,000.

4 (2) A copy of this Resolution, as well as the
5 Contract, shall be placed on file with the Clerk of the
6 Township of Nutley, and a notice, in accordance with
7 the Local Public Contracts Law of the State of New
8 Jersey, shall be published in the Nutley Sun.

9 So move.

10 COMMISSIONER TUCCI: Second.

11 MADAM CLERK: Deputy Mayor Evans?

12 DEPUTY MAYOR EVANS: Aye.

13 MADAM CLERK: Commissioner Tucci?

14 COMMISSIONER TUCCI: Aye.

15 MADAM CLERK: Commissioner Scarpelli?

16 COMMISSIONER SCARPELLI: Aye.

17 DEPUTY MAYOR EVANS: That concludes our
18 formal business. All right. We don't have a need for
19 an executive this evening. I don't see anyone from the
20 public here. We need a motion to --

21 COMMISSIONER SCARPELLI: Move to adjourn.

22 COMMISSIONER TUCCI: Second.

23 MADAM CLERK: Deputy Mayor Evans?

24 DEPUTY MAYOR EVANS: Aye.

25 MADAM CLERK: Commissioner Tucci?

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COMMISSIONER TUCCI: Aye.

MADAM CLERK: Commissioner Scarpelli?

COMMISSIONER SCARPELLI: Aye.

MADAM CLERK: The time is now 6:40.

(End of recording)

C E R T I F I C A T I O N

I, Alicia Jarrett, transcriber, hereby
certify that the foregoing is a correct transcript from
the recording provided



ALICIA JARRETT, AAERT NO. 428 DATE: December 2, 2025