

RBOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY


Resolution

Introduced by: Commissioner Thomas J. Evans *Date:* August 2, 2022
Seconded by: Commissioner Mauro G. Tucci *No.* 208-22

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 is hereby authorized to refund overpayments of the tax charges in the amount of **\$4,453.79** for the following accounts.

Block/Lot/Qual.	Address	Amount/Year
2801/8	215-17 HIGH STREET	\$4,453.79/2022

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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 August 2, 2022

Record of Vote	Commissioner John V. Kelly, III	Commissioner Thomas J. Evans	Commissioner Alphonse Petracco	Commissioner Mauro G. Tucci	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: Mayor Joseph P. Scarpelli *Date:* August 2, 2022
Seconded by: Commissioner Mauro G. Tucci *No.* 209-22

WHEREAS, Mat-Joe Holdings, LLC, holder of Plenary Retail Consumption Licenses No. 0716-33-017-011 and 0716-33-029-010, has submitted applications for renewal of said licenses for the 2022-2023 license term pursuant to the provisions of N.J.S.A. 33:1-12.39; and

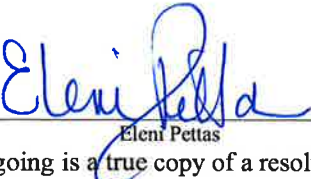
WHEREAS, the State of New Jersey, Department of Treasury, Division of Taxation has provided Tax Clearance Certificates for said licenses; and

WHEREAS, the aforementioned licensee has paid all required fees and submitted a petition to the Director of the Division of Alcoholic Beverage Control for the renewal of inactive licenses pursuant to N.J.S.A. 33:1-12.39; and

WHEREAS, the Director of the Division Alcoholic Beverage Control has reviewed the Special Ruling (N.J.S.A. 33:1-12.39) petitions submitted by Mat-Joe Holdings, LLC and has considered all the facts and circumstances related to the inactive status of both licenses and has determined that the licensee has established good cause in accordance with the statutory requirements to warrant an application for renewal of licenses 0716-33-017-011 and 0716-33-029-010 for the 2022-2023 license term;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey that the licenses be and are hereby renewed for the licensing period of July 1, 2022 through June 30, 2023.

BE IT FURTHER RESOLVED that the Municipal Clerk be and is hereby authorized to sign and issue license certificates for the licensing period of July 1, 2022 through June 30, 2023.

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 August 2, 2022

<i>Record of Vote</i>	<i>Commissioner John V. Kelly III</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Commissioner Mauro G. Tucci</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:* August 2, 2022
Seconded by: Commissioner John V. Kelly, III *No.* 210-22

WHEREAS, the Township of Nutley purchased a 2015 Ford Explorer Police Vehicle – VIN 1FM5K8AR7FGA88357; and

WHEREAS, the vehicle was in an accident on September 11, 2019; and

WHEREAS, 1st Alert Appraisals Insurance Company deemed the Ford Explorer as a total loss; and


WHEREAS, the Township of Nutley purchased the vehicle from 1st Alert Appraisals Insurance Company to be used for parts; and

WHEREAS, Bibbs Auto Recycling has offered \$600.00 for the purchase of the stripped vehicle; and

WHEREAS, the Township of Nutley authorizes the Township Clerk to release the Ford Explorer to Bibbs Auto Recycling for the amount listed above; and

WHEREAS, Bibbs Auto Recycling, located at 54 Stover Avenue, Kearny, New Jersey 07032, will pick up the vehicle at 1 Tremont Place, Nutley, New Jersey;

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 Bibbs Auto Recycling will purchase the vehicle and the Township Clerk will release it to Bibbs Auto Recycling.

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 August 2, 2022

<i>Record of Vote</i>	<i>Commissioner John V. Kelly, III</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Commissioner Mauro G. Tucci</i>	<i>Mayor Joseph 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:* August 2, 2022
Seconded by: Commissioner Thomas J. Evans *No.* 211-22

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 he is hereby authorized to refund payments for recreation programs in the amounts listed below.

ADDRESS	SPORT/PROGRAM	AMOUNT/YEAR
143 Oakridge Ave	Camp Nutley	\$2,730.00

. . .

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 August 2, 2022

<i>Record of Vote</i>	<i>Commissioner John V. Kelly III</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Commissioner Mauro G. Tucci</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:* August 2, 2022

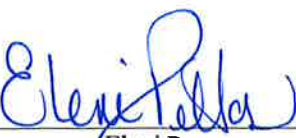
Seconded by: Commissioner Mauro G. Tucci *No.* 212-22

WHEREAS, raffle applications have been received from the following organizations:

St. Mary's Roman Catholic Church	License No. 44-22 On-Premises 50/50 Cash Raffle	Friday, September 16, 2022
St. Mary's Roman Catholic Church	License No. 45-22 On-Premises Merchandise Raffle	Friday, September 16, 2022

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 said licenses.

I, , Municipal 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 August 2, 2022

<i>Record of Vote</i>	<i>Commissioner John V. Kelly, III</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Commissioner Mauro G. Tucci</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

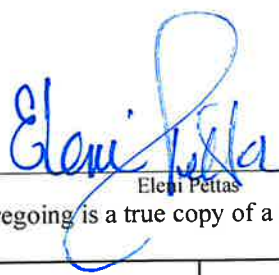
Introduced by: Commissioner Thomas J. Evans *Date:* August 2, 2022
Seconded by: Commissioner Mauro G. Tucci *No.* 213-22

WHEREAS, New Jersey State Statute 54:4-3.30 provides that war veterans, who were honorably discharged from active service, in time of war, in any branch of the Armed Forces of the United States, who have been or shall be declared by the United States Veterans Administration to be 100% totally and permanently disabled, connected from their wartime service, a full tax exemption of their dwelling and the lot on which it is situated; and

WHEREAS, the following taxpayer has filed an application for allowance of a full exemption with proper supporting documentation thus making the taxpayer eligible;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, that a veteran covered under Daniel's Law be granted **full exemption** from payment of property taxes from **July 28, 2022** and all subsequent years thereafter on the property identified in the application submitted to the Tax Assessor's Office.

. . .

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 August 2, 2022

<i>Record of Vote</i>	<i>Commissioner John V. Kelly III</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Commissioner Mauro G. Tucci</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:* August 2, 2022
Seconded by: Commissioner Mauro G. Tucci *No.* 214-22

WHEREAS, New Jersey State Statute 54:4-3.30 provides that war veterans, who were honorably discharged from active service, in time of war, in any branch of the Armed Forces of the United States, who have been or shall be declared by the United States Veterans Administration to be 100% totally and permanently disabled, connected from their wartime service, a full tax exemption of their dwelling and the lot on which it is situated; and

WHEREAS, the following taxpayer has filed an application for allowance of a full exemption with proper supporting documentation thus making the taxpayer eligible; and

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, that **Robert DeLintt** be granted **full exemption** from payment of property taxes from **June 6, 2022** and all subsequent years thereafter on the property identified as **Block 7906, Lot 5 also known as 85 Columbia Avenue**.

. . .

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 August 2, 2022

<i>Record of Vote</i>	<i>Commissioner John V. Kelly III</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Commissioner Mauro G. Tucci</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:* August 2, 2022

Seconded by: Commissioner Thomas J. Evans *No.* 215-22

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

WHEREAS, the Township of Nutley through the Department of Parks and Recreation has a need to acquire specialized and professional services for 1 Kennedy Drive Conceptual Design through Construction Administration for the Public Open Space fronting Chestnut Street; and

WHEREAS, the anticipated term of this contract is for twelve (12) months from the date of contract award; and

WHEREAS, DMR Architects, 777 Terrace Avenue, Suite 607, Hasbrouck Heights, NJ 07604 has submitted a proposal indicating they will provide such services for the sum not to exceed \$56,800.00; and

WHEREAS, DMR Architects has completed and submitted a Business Entity Disclosure Certification which certifies that said corporation has not made any reportable contributions to a political or candidate committee in the township of Nutley in the previous one year, and that the contract will prohibit DMR Architects from making any reportable contributions through the term of the contract; and

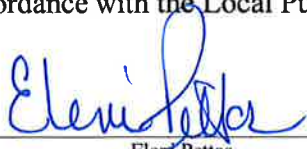
WHEREAS, funds are available from account 2-01-502-299 in the amount of \$40,000.00 and account 2-01-226-205 in the amount of \$16,800.00, and have been certified by the Chief Financial Officer, said certification being attached to this resolution;

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Nutley, County of Essex, State of New Jersey, enter into a contract with DMR Architects as described herein; and

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the determination of Value be placed on file with this resolution.

BE IT FURTHER RESOLVED that a notice of this action shall be printed once in the Nutley Sun in accordance with the Local Public Contract Law.

. . .

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 August 2, 2022

<i>Record of Vote</i>	<i>Commissioner John V. Kelly III</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Commissioner Mauro G. Tucci</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 Services – Landscape Design
DMR Architects**

**Accounts: 2-01-502-299 - \$40,000
2-01-226-205 - \$16,800**

**Fund: Current
Amount: \$56,800
Date: August 2, 2022**



**John C. Ditinyak
Treasurer, C.F.O.**

BOARD OF COMMISSIONERS
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by: Commissioner Mauro G. Tucci *Date:* August 2, 2022
Seconded by: Commissioner John V. Kelly, III *No.* 216-22

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;

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

1. 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. This resolution shall take effect immediately.

...

I, , Municipal 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 August 2, 2022

<i>Record of Vote</i>	<i>Commissioner John V. Kelly III</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Commissioner Mauro G. Tucci</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:* August 2, 2022
Seconded by: Commissioner Thomas J. Evans *No.* 217-22

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;

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

1. Contract Negotiations
2. Litigation
3. 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. This resolution shall take effect immediately.

...

I, , Municipal 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 August 2, 2022

<i>Record of Vote</i>	<i>Commissioner John V. Kelly III</i>	<i>Commissioner Thomas J. Evans</i>	<i>Commissioner Alphonse Petracco</i>	<i>Commissioner Mauro G. Tucci</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>					