

**ORDINANCE NO. 3527**  
**INTRODUCED BY: COMMISSIONER THOMAS J. EVANS**  
**INTRODUCED ON: AUGUST 15, 2023**  
**PUBLISHED: AUGUST 24, 2023**  
**PUBLIC HEARING: SEPTEMBER 5, 2023**  
**PUBLISHED: SEPTEMBER 14, 2023**

**ORDINANCE NO. 3527**

**ORDINANCE PROVIDING FOR THE IMPROVEMENT OF NUTLEY BOARD OF EDUCATION BUILDINGS, FACILITIES AND FIELDS IN THE TOWNSHIP OF NUTLEY, IN THE COUNTY OF ESSEX, NEW JERSEY, AND MAKING AN APPROPRIATION OF \$450,000 THEREFOR FROM THE CAPITAL IMPROVEMENT FUND OF THE TOWNSHIP.**

**BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF NUTLEY, IN THE COUNTY OF ESSEX, NEW JERSEY, AS FOLLOWS:**

Section 1. The improvement described in Section 2 of this ordinance is hereby authorized as a general improvement to be made or acquired by the Township of Nutley, New Jersey, and there is hereby appropriated therefor the sum of \$450,000 constituting monies available in the Capital Improvement Fund of the Township.

Section 2. The improvement hereby authorized and purpose for the financing of which the appropriation is made as provided in Section 1 of this ordinance is the improvement of Nutley Board of Education buildings, facilities and fields (as set forth and described in the Shared Use Agreement referred to below), together with all structures, equipment, site work, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Township Clerk or the Secretary of the Nutley Board of Education and hereby approved and all in accordance with and pursuant to the Shared Use Agreement by and between the Township and the Nutley Board of Education on file or to be filed in the office of the Township Clerk, which agreement will provide for, among other things, the right of the Township to use the improved buildings, facilities and

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fields at certain times and for certain purposes, including without limitation for purposes of after school activities and educational, recreational and community programs of the Township.

Section 3. The capital budget or temporary capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith and the resolutions promulgated by the Local Finance Board showing all detail of the amended capital budget or temporary capital budget and capital program as approved by the Director, Division of Local Government Services, are on file with the Township Clerk and are available for public inspection.

Section 4. This ordinance shall take effect after publication after final passage as provided by law.

<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>					