

Board of Commissioners
TOWNSHIP OF NUTLEY, NEW JERSEY

Resolution

Introduced by Commissioner Carmen A. Orechio Date December 17, 2002
Seconded by Commissioner Tucci No. 328-02

WHEREAS, the Township of Nutley ("Sponsoring Agency") deems it appropriate and necessary to act to ensure retention of existing volunteers and to provide incentives for recruiting new Fire Department Volunteer Firefighters and Nutley Volunteer Emergency and Rescue Squad Members ("NVERS"); and

WHEREAS, the Sponsoring Agency has determined that the creation of a Length of Service Award Program will enhance the ability of the Township to retain and recruit volunteer firefighters and NVERS members; and

WHEREAS, certain tax benefits could accrue to eligible volunteer firefighters and NVERS members; and

NOW, THEREFORE, BE IT RESOLVED by the Sponsoring Agency that:

1. A Length of Service Award Program (LOSAP) is herewith created in accordance with Chapter 388 of the Laws of 1997, to reward members of the volunteer Fire Department Volunteer Firefighters and NVERS members for their loyal, diligent and devoted services to the residents of Sponsoring Agency.
2. The LOSAP shall provide for fixed annual contributions to a deferred income account for each volunteer member that meets the criteria set forth below; that such contributions shall be made in accordance with a plan that shall be established by the Sponsoring Agency pursuant to P.L. 1997, c. 388; and that such plan shall be administered in accordance with the laws of the State of New Jersey, the U.S. Internal Revenue Code, and this resolution.
3. The LOSAP shall provide for annual contributions to each eligible member that meets the criteria as set forth in the attached Schedule A, Schedules for number of points required, years of service required, and amounts of award.
4. The LOSAP shall provide for annual contributions as credit for no more than ten years of prior years services for each eligible volunteer in accordance with the following schedule:

10 or more years of prior service and \$1,150.00
5. The estimated cost of the program has been calculated as follows:
 - a) For regular annual service: \$33,750.00 per year
 - b) For contributions for prior year's service: \$67,000.00 per year for an estimated 1 year.
6. Each active volunteer member shall be credited with points for volunteer services provided to the volunteer organization in accordance with the Points Schedule set forth in Section 3 above.

. . .

_____, 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_____.

Record of Vote	Mayor Scarpelli	Commissioners			
		Cocchiola	Tucci	Furnari	Orechio
Yes	X	X	X	X	X
No					

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Seconded by _____ No. _____

7. This Resolution has been approved by voters as a public question at the 2002 general election.

BE IT FURTHER RESOLVED that

- (1) Solicit Proposals: A request for proposals for a Length of Service Award Program was prepared and made available to providers of such services.

- (2) Responding Vendors: The vendors responding to the request for proposals were:

VFIS of New Jersey
822 Courtyard Drive
Hillsborough, New Jersey 08844

VALIC Financial Advisors, Inc.
90 Woodbridge Center, Suite 300
Woodbridge, New Jersey 07095

AG Edwards & Sons, Inc.
222 East Main Street
Smithtown, New York 11787

- (3) Section Rationale: The successful vendor is VALIC. The governing body reviewed all of the proposals submitted and met with representatives of the responding companies. VALIC was selected because VALIC has been found to possess the necessary administrative, enrollment, and servicing capabilities for the Plan.

BE IT FURTHER RESOLEVED that VALIC shall be retained by the Township of Nutley as the contractor under the LOSAP, and VALIC shall educate all eligible volunteers of the Sponsoring Agency regarding the Plan and shall enroll and service those eligible volunteers who participate in the Plan. As enrolling agent, VALIC shall be the exclusive agent for its funding options to be offered under the Plan.

BE IT FURTHER RESOLVED that there has been no collusion, or evidence or appearance of collusion, between any local official and a representative of the contractor in the selection of a contractor for the administration of a Length of Service Award Plan pursuant to N.J.A.C. 5:37-11.29.

BE IT FURTHER RESOLVED that the Deputy Chief Scalera is hereby authorized to serve as the Local Plan Administrator of the Plan and to execute a Length of Service Award Plan with VALIC and Joinder Agreements with eligible volunteers and that such Plan has been assigned by the Director of the Division of Local Government Services the following identifier: 02-LOSAP-VALIC-120800 and to submit all necessary documents to the Director of the Division of Local Government Services within the Department of Community Affairs for approval.

BE IT FURTHER RESOLVED that the Sponsoring Agency is adopting a Length of Service Award Plan document on which VALIC has a favorable opinion of counsel indicating that the funds contributed for the benefit of volunteers shall not be taxable for the purposes of the Internal Revenue Service until the actual receipt of such funds by the volunteer due to retirement, termination after vesting, death or disability.

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 _____.

Record of Vote	Mayor Scarpelli	Commissioners			
		Cocchiola	Tucci	Furnari	Orechio
Yes					
No					
Not Voting					
Absent/Excused					