



AGENDA
NEWTON TOWN COUNCIL
OCTOBER 14, 2015
7:00 P.M.

- I. PLEDGE OF ALLEGIANCE**
- II. ROLL CALL**
- III. OPEN PUBLIC MEETINGS ACT STATEMENT**
- IV. APPROVAL OF MINUTES**
- V. OPEN TO THE PUBLIC**

- SEPTEMBER 28, 2015 REGULAR MEETING

AT THIS POINT IN THE MEETING, THE TOWN COUNCIL WELCOMES COMMENTS FROM ANY MEMBER OF THE PUBLIC ON ANY TOPIC. TO HELP FACILITATE AN ORDERLY MEETING AND TO PERMIT THE OPPORTUNITY FOR ANYONE WHO WISHES TO BE HEARD, SPEAKERS ARE ASKED TO LIMIT THEIR COMMENTS TO 5 MINUTES. IF READING FROM A PREPARED STATEMENT, PLEASE PROVIDE A COPY AND EMAIL A COPY TO THE CLERK'S OFFICE AFTER MAKING YOUR COMMENTS SO IT MAY BE PROPERLY REFLECTED IN THE MINUTES.

VI. SWEARING-IN CEREMONY

- a. SWEARING-IN OF CLASS II SPECIAL LAW ENFORCEMENT OFFICER STEPHEN MORAN

VII. COUNCIL & MANAGER REPORTS

- a. PROCLAMATION – ARBOR DAY

VIII. ORDINANCES

- a. 2ND READING AND PUBLIC HEARING

ORDINANCE 2015-26

AN ORDINANCE AMENDING CHAPTER 200 ENTITLED "PARKS AND RECREATION AREAS" OF THE CODE OF THE TOWN OF NEWTON TO REVISE PROHIBITED ACTIVITIES IN PARKS AND RECREATION AREAS IN THE TOWN OF NEWTON

- i. OPEN HEARING TO PUBLIC
- ii. CLOSE HEARING TO PUBLIC
- iii. ACT ON ORDINANCE

ORDINANCE 2015-27

AN ORDINANCE AMENDING SECTION 320-30 OF THE CODE OF THE TOWN OF NEWTON, ENTITLED "WIRELESS COMMUNICATION FACILITIES", AND SECTION 100-23 ZONING FEES, REGARDING COLLOCATION REQUIREMENTS

- i. OPEN HEARING TO PUBLIC
- ii. CLOSE HEARING TO PUBLIC
- iii. ACT ON ORDINANCE

ORDINANCE 2015-28

AN ORDINANCE TO AMEND CHAPTER 307 "VEHICLES AND TRAFFIC" OF THE CODE BOOK OF THE TOWN OF NEWTON

- i. OPEN HEARING TO PUBLIC
- ii. CLOSE HEARING TO PUBLIC
- iii. ACT ON ORDINANCE

ORDINANCE 2015-29

AN ORDINANCE TO AMEND CHAPTER 307-48 SCHEDULE I "NO PARKING" OF THE CODE OF THE TOWN OF NEWTON

- i. OPEN HEARING TO PUBLIC
- ii. CLOSE HEARING TO PUBLIC
- iii. ACT ON ORDINANCE

b. INTRODUCTION

ORDINANCE 2015-30

AN ORDINANCE REVISING CHAPTER 45, "ALARMS"

ORDINANCE 2015-31

AN ORDINANCE AMENDING SECTION 30-7.A(1) OF THE NEWTON TOWN CODE REGARDING POLICE DEPARTMENT APPOINTMENTS

ORDINANCE 2015-32

AN ORDINANCE REVISING SECTION 307-65 OF THE CODE OF THE TOWN OF NEWTON TO DELETE RIGHT TURN ON RED PROHIBITION ON SPRING STREET

IX. OLD BUSINESS

X. CONSENT AGENDA

ALL ITEMS LISTED WITH AN ASTERISK (*) ARE CONSIDERED TO BE ROUTINE AND NON-CONTROVERSIAL BY THE TOWN COUNCIL AND WILL BE APPROVED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS UNLESS A COUNCIL MEMBER SO REQUESTS, IN WHICH CASE THE ITEM WILL BE REMOVED FROM THE CONSENT AGENDA AND CONSIDERED IN ITS NORMAL SEQUENCE ON THE AGENDA.

- a. RESOLUTION #169-2015* APPROVE PURCHASE OF TWENTY-FIVE (25) BODY VISION CAMERAS FOR THE NEWTON POLICE DEPARTMENT
- b. RESOLUTION #170-2015* APPOINTMENT OF A CLASS II – SPECIAL LAW ENFORCEMENT OFFICER – STEPHEN MORAN
- c. RESOLUTION #171-2015* PREMIUM PAYMENT TURNED OVER TO TREASURER FOR TAX SALE CERTIFICATE #1327
- d. RESOLUTION #172-2015* AUTHORIZE REFUND OF REDEMPTION MONIES TO OUTSIDE LIEN HOLDER FOR BLOCK 7.04, LOT 6
- e. RESOLUTION #173-2015* AUTHORIZE A REFUND OF 2015 OVERBILLING OF REAL PROPERTY TAX FOR BLOCK 14.04, LOT 27
- f. RESOLUTION #174-2015* AUTHORIZE REFUND OF REDEMPTION MONIES TO OUTSIDE LIEN HOLDER FOR BLOCK 22.02, LOT 3
- g. RESOLUTION #175-2015* APPROVE BILLS AND VOUCHERS FOR PAYMENT

h. RESOLUTION #176-2015*

APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE CHURCH STREET PROJECT

i. APPLICATIONS*

AN APPLICATION FOR AN OFF-PREMISE RAFFLE (MERCHANDISE) FROM BIRTH HAVEN INC., TO BE HELD ON JANUARY 15, 2016 AT 7:00 PM AT 4 ACADEMY STREET, NEWTON

AN APPLICATION FOR AN OFF-PREMISE RAFFLE (MERCHANDISE) FROM ST. JOSEPH R.C. CHURCH, TO BE HELD ON DECEMBER 4, 2015 AT 3:00 PM AT 17 ELM STREET, NEWTON

XI. INTERMISSION

XII. DISCUSSION

XIII. OPEN TO THE PUBLIC

XIV. COUNCIL & MANAGER COMMENTS

XV. ADJOURNMENT

Office of the Mayor

Newton, New Jersey

Proclamation

Arbor Day Celebration

October 17, 2015

WHEREAS, in 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees; and

WHEREAS, this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska, and is now observed throughout the nation and the world; and

WHEREAS, living trees can reduce erosion of our precious topsoil by wind and water, cut heating and cooling costs, moderate the temperature, clean the air, produce life-giving oxygen, and provide habitat for wildlife; and

WHEREAS, trees, wherever they are planted, are a source of joy and spiritual renewal; and

WHEREAS, the Newton Advisory Shade Tree Commission is celebrating this important occasion, by planting 15 large root plants at Memory Park on Saturday, October 17, 2015;

NOW, THEREFORE, We, the Town Council of the Town of Newton, do hereby proclaim **Saturday, October 17, 2015** as an “**ARBOR DAY CELEBRATION**” in the Town of Newton, and urge all citizens to plant trees to promote the well-being of this and future generations.

*In witness whereof I have hereunto set my
Hand and caused this seal to be affixed.*

Attest: _____

Date: October 17, 2015

TOWN OF NEWTON

ORDINANCE #2015-26

AN ORDINANCE AMENDING CHAPTER 200 ENTITLED "PARKS AND RECREATION AREAS" OF THE CODE OF THE TOWN OF NEWTON TO REVISE PROHIBITED ACTIVITIES IN PARKS AND RECREATION AREAS IN THE TOWN OF NEWTON

WHEREAS, the Town Council recently reviewed prohibited activities in Town public parks and recreational areas, and has determined that §200-2.B(4) is in need of a revision to permit animals under certain conditions.

NOW, THEREFORE BE IT ORDAINED, by the Town Council of the Town of Newton, as follows:

Section 1. §200-2.B.(4) is hereby deleted in its entirety; and the following language shall be inserted in its place:

4) Have animal(s) in any public park or recreational area within the Town, unless animal waste is immediately picked up and properly disposed of and the animal is accompanied by a person over the age of 12 years and is securely confined and controlled by an adequate leash not more than six feet long.

Section 2. Severability. If any provision of this Ordinance or the application of this Ordinance to any person or circumstances is held invalid, the remainder of this Ordinance shall not be affected and shall remain in full force and effect.

Section 3. Repealer. All ordinances or parts of ordinances or resolutions that are inconsistent or in opposition to the provisions of this Ordinance are hereby repealed in their entirety.

Section 4. Effective Date. This Ordinance will take effect after publication and passage according to law.

NOTICE

TAKE NOTICE that the above Ordinance was introduced at a regular meeting of the Town Council of the Town of Newton conducted on Monday, September 28, 2015. It was adopted, after final reading and public hearing thereon, at a regular meeting of the Newton Governing Body conducted at 7:00pm on Wednesday, October 14, 2015, in the Council Chambers at the Newton Municipal Building, 39 Trinity Street, Newton, New Jersey, and shall take effect according to law.

Lorraine A. Read, RMC
Municipal Clerk

**TOWN OF NEWTON
ORDINANCE #2015-27**

**AN ORDINANCE AMENDING SECTION 320-30 OF THE CODE OF THE
TOWN OF NEWTON, ENTITLED “WIRELESS COMMUNICATION
FACILITIES”, AND SECTION 100-23, ZONING FEES, REGARDING
COLLOCATION REQUIREMENTS**

WHEREAS, the Town of Newton has reviewed Section 320-30 of the Town Code, entitled “Wireless Communication Facilities”, and has determined this section must be revised in order to comply with recent law and regulations; and

WHEREAS, the current Code provisions regarding cellular antennas is insufficient to protect the Town and its residents, particularly concerning wireless collocation applications; and

WHEREAS, on October 21, 2014, the Federal Communications Commission issued a Report and Order which sweepingly overrides and preempts State and local land use law with respect to wireless collocation applications: and

WHEREAS, under §6409(a) of the *Spectrum Act*, federal law provides that governments may not deny, and shall approve, eligible facilities’ request for modification of an existing wireless tower or base station that does not substantially change the physical dimensions of such tower or base station. §6409(a) of the *Middle Class Tax Relief and Job Creation Act of 2012*, Pub.L. 112-96, §6409 (2012); and

WHEREAS, a local government may continue to enforce and condition approval on compliance with general applicable building, structural, electrical, and safety codes and with other laws codifying objective standards reasonably related to health and safety and allows municipalities to have discretion over a modification application if it: entails any excavation or deployment outside the current site of the tower or base station; would defeat the existing concealment elements of the structure; or does not comply with conditions associated with the prior approval of the structure, subject to certain exceptions such as non-substantial increase in height; and

WHEREAS, the Municipal Land Use Law, N.J.S.A. 40:55D-46.2, holds that an application for development to collocate wireless communications equipment on a wireless communications support structure or an existing equipment compound shall not be subject to site plan review, subject to certain requirements: the wireless communications structures was previously granted all necessary approvals; the proposed collocation shall not increase the overall height of the wireless communications support structure by more than ten (10%) percent of the original height, the width of the wireless communications support structure, or the square footage of the existing equipment compound to an area greater than 2,500 square feet; and the proposed collocation complies with the final approval of the wireless communications support structure and all conditions attached thereto and does not create a condition for which variance would be required;

NOW, THEREFORE, BE IT ORDAINED by the by the Town Council of the Town of Newton that Chapter 320 of the Town Code, known as “Zoning”, specifically Section 30, entitled “Wireless Communication Facilities” shall be and is hereby amended as follows:

Section 1. §320-30.A “**Purpose**” shall be and is hereby amended to add the following subsection (9):

- (9) Provide requirements for Eligible Facilities Requests for modifications to existing towers that do not constitute a substantial change.

Section 2. §320-30.B “**Definitions**” shall be and is hereby amended to add the following definitions:

ELIGIBLE FACILITIES REQUEST

A request for modification of an existing wireless tower or base station that does not constitute a substantial change (as defined herein) and involves collocation of new transmission equipment; removal of transmission equipment; or replacement of transmission equipment.

SUBSTANTIAL CHANGE

A modification that substantially changes the physical dimensions of an eligible support structure, as defined by 47 CFR 1.50001(c), as may be amended, but which currently provides the following criteria:

- i. For towers other than towers in the public rights-of-way, it increases the height of the tower by more than 10% or by the height of one additional antenna array with separation from the nearest existing antenna not to exceed twenty feet, whichever is greater; for other eligible support structures, it increases the height of the structure by more than 10% or more than ten feet, whichever is greater¹;
- ii. For towers other than towers in the public rights-of-way, it involves adding an appurtenance to the body of the tower that would protrude from the edge of the tower more than twenty feet, or more than the width of the tower structure at the level of the appurtenance, whichever is greater; for other eligible support structures, it involves adding an appurtenance to the body of the structure that would protrude from the edge of the structure by more than six feet;

¹ Changes in height should be measured from the original support structure in cases where deployments are or will be separated horizontally, such as on buildings’ rooftops; in other circumstances, changes in height should be measured from the dimensions of the tower or base station, inclusive of originally approved appurtenances and any modifications that were approved prior to the passage of the Spectrum Act. 47 CFR §1.40001(b)(7)(i)(A).

- iii. For any eligible support structure, it involves installation of more than the standard number of new equipment cabinets for the technology involved, but not to exceed four cabinets; or, for towers in the public rights-of-way and base stations, it involves installation of any new equipment cabinets on the ground if there are no pre-existing ground cabinets associated with the structure, or else involves installation of ground cabinets that are more than 10% larger in height or overall volume than any other ground cabinets associated with the structure;
- iv. It entails any excavation or deployment outside the current site;
- v. It would defeat the concealment elements of the eligible support structure; or
- vi. It does not comply with conditions associated with the siting approval of the construction or modification of the eligible support structure or base station equipment, provided however that this limitation does not apply to any modification that is non-compliant only in a manner that would not exceed the thresholds identified in paragraphs (i) – (iv) of this section.

Section 3. §320-30.D shall be deleted in its entirety and revised as follows:

D. Collocation on an Existing Structure; Eligible Facilities Request.

- (1) Application. All applicants shall submit the information necessary for the Town to consider whether an application is an Eligible Facilities Request, as set forth in 320-30. J, below. The applicant will not be required to demonstrate a need or business case for the proposed modification.
- (2) Type of Review. Upon receipt of an application for an Eligible Facilities Request pursuant to this Chapter, the Planning Board Engineer shall review such application to determine whether the application so qualifies.
- (3) Timeframe for Review. Within 60 days of the date on which an applicant submits an application seeking approval under this Chapter, the Town of Newton shall approve the application unless it determines that the application is not covered by this Chapter.
- (4) Tolling of the Timeframe for Review. The 60-day review period begins to run when the application is filed, and may be tolled only by mutual agreement by the Town of Newton and the applicant, or in cases where the Planning Board Engineer determines that the application is incomplete.
 - i. To toll the timeframe for incompleteness, the Planning Board Engineer must provide written notice to the applicant within 30 days of receipt of the application, specifically delineating all missing documents or information required in the application.
 - ii. The timeframe for review begins running again when the applicant makes a supplemental submission in response to the Planning Board Engineer's notice of incompleteness.

- iii. Following a supplemental submission, the Planning Board Engineer will notify the applicant within 10 days that the supplemental submission did not provide the information identified in the original notice delineating missing information. The timeframe is tolled in the case of second or subsequent notices pursuant to the procedures identified in this section. Second or subsequent notices of incompleteness may not specify missing documents or information that were not delineated in the original notice of incompleteness.
- (5) If the Planning Board Engineer determines that the applicant's request for collocation is a substantial change to collocation on an existing structure as defined in this Ordinance, the presumptively reasonable timeframe, as prescribed by the FCC's Shot Clock order, will begin to run from the issuance of the Planning Board Engineer's decision that the application is not a covered request. To the extent such information is necessary the Planning Board Engineer may request additional information from the applicant to evaluate the application. When the Planning Board Engineer determines that such an application constitutes a substantial change, applicable portions of this Chapter and the Newton Town ordinances must be complied with.
 - (6) Failure to Act. In the event the Planning Board Engineer fails to approve or deny a request seeking approval under this Chapter within the timeframe for review (accounting for any tolling), the request shall be deemed granted. The deemed grant does not become effective until the applicant notifies the Town of Newton in writing after the review period has expired (accounting for any tolling) that the application has been deemed granted.
 - (7) Remedies. Applicants and the Town of Newton or its agents may bring claims related to this Chapter to any court of competent jurisdiction.

Section 4. §320-30.G shall be revised to amend only the following title to subsection G, as follows:

G. Site plan submission and approval requirements for new wireless facilities and substantial changes with collocation on an existing tower.

Section 5. A new §320-30.J shall be and is hereby enacted, as follows:

J. Eligible Facilities Request Application requirements. An Eligible Facilities Request Application shall include the following:

1. Applicant's certification that they have the legal authority to collocate/modify support structure which may include approvals from the jurisdiction authorizing the initial placement of transmission equipment on the tower or other structure.
2. The identity of the owner of the parcel.

3. Detailed site information. Except where the facility will be located entirely within an existing structure or an existing building, detailed site plan information shall show:
 - a. Existing and proposed improvements. The location and dimensions of the existing facility and the maximum height above ground of the facility (also identified in height above sea level).
 - b. Elevation. The benchmarks and datum used for elevations.
 - c. Design. The design of the facility, including the specific type of support structure and the design, type, location, size, height and configuration of applicant's existing and proposed antennas and other equipment. The method(s) by which the antennas will be attached to the mounting structure shall be depicted.
 - d. Setbacks. All existing setbacks.
 - e. Location of accessways. The location of all existing accessways and the location and design of all proposed accessways.
4. All applications for cellular towers, including collocation and Eligible Facilities Requests, shall comply with any and all general applicable building, structural, electrical, and safety codes, as well as any others deemed by the Town to be related to health and safety.
5. Further, all such applications shall also comply with the requirements of the Historic Preservation District, as applicable, and any concerns or comments made by the Commission thereto.

Section 6. Section 100-23, Zoning Fees, shall be revised to add a new review fee as follows, as a new Section 100-23.C(5):

- (5) Collocation on Existing Cellular Tower Structure/Eligible Facilities Request Review Fee, pursuant to 320-30.D and J.

Application
\$300

Section 7. Severability. If any provision of this Ordinance or the application of this Ordinance to any person or circumstances is held invalid, the remainder of this Ordinance shall not be affected and shall remain in full force and effect.

Section 8. Repealer. All ordinances or parts of ordinances or resolutions that are inconsistent or in opposition to the provisions of this Ordinance are hereby repealed in their entirety.

Section 9. Effective Date. This Ordinance will take effect after publication and passage according to law.

Section 10. Notice. The Town Clerk is directed to give notice at least ten days prior to the hearing on the adoption of this ordinance to the Sussex County Planning Board and to all others entitled pursuant to the provisions of N.J.S.A. 40:55D-15. The Town Clerk is further directed to refer this Ordinance to the Town Land Use Board, pursuant to N.J.S.A. 40:55D-64. Upon the adoption of this ordinance, after public hearing, the Town Clerk is further directed to publish notice of the passage and to file a copy of this ordinance, as finally adopted, with the Sussex County Planning Board, as required by N.J.S.A. 40:55D-16.

NOTICE

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Lorraine A. Read, RMC
Municipal Clerk

TOWN OF NEWTON
ORDINANCE #2015-28

AN ORDINANCE TO AMEND CHAPTER 307 “VEHICLES AND TRAFFIC” OF THE CODE BOOK OF THE TOWN OF NEWTON

WHEREAS, Newton’s Court Administrator, Lucy M. DeLoreto, has recommended amending certain parking fines in §307-69 *Schedule XIX, Local Supplemental Violations Bureau Schedule* of Code Book of the Town of Newton; and

WHEREAS, the State Administrative Office of the Court, Assignment Judge, the Hon. Andrew M. Wubbenhorst, AJSC of the Superior Court of Morristown, has reviewed the proposed changes to the *Local Supplemental Violations Bureau Schedule* and has granted approval for said changes to be made by the Newton Governing Body;

NOW, THEREFORE BE IT ORDAINED, by the Town Council of the Town of Newton, in the County of Sussex and State of New Jersey, that §307-69 *Schedule XIX, Local Supplemental Violations Bureau Schedule* of the Code Book of the Town of Newton be amended to include the following:

§ 307-69. Schedule XIX: Local Supplemental violations Bureau Schedule.

Code Section	Short Description	Proposed
§307-27A	Vehicles must park in designated areas between lines.	\$35

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Lorraine A. Read, RMC
Municipal Clerk

TOWN OF NEWTON

ORDINANCE #2015-29

AN ORDINANCE TO AMEND CHAPTER 307-48 SCHEDULE I “NO PARKING” OF THE CODE OF THE TOWN OF NEWTON

NOW THEREFORE BE IT ORDAINED by the Town Council of the Town of Newton that Chapter 307-48, Schedule I entitled “No Parking” of the Code of the Town of Newton be hereby amended to include the following:

Section 1. 307-48 Schedule I: No Parking

Jefferson Street	East Side	Beginning at southeast corner of Jefferson Street and Halsted Street and extending 173 feet north on Jefferson Street.
Jefferson Street	West Side	Beginning 76 feet north from northwest corner of Jefferson Street and Halsted Street and extending 158 feet north on Jefferson Street.

Section 2. Severability. If any provision of this Ordinance or the application of this Ordinance to any person or circumstances is held invalid, the remainder of this Ordinance shall not be affected and shall remain in full force and effect.

Section 3. Repealer. All ordinances or parts of ordinances or resolutions that are inconsistent or in opposition to the provisions of this Ordinance are hereby repealed in their entirety.

Section 4. Effective Date. This Ordinance will take effect after publication and passage according to law.

NOTICE

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Lorraine A. Read, RMC
Municipal Clerk

TOWN OF NEWTON

ORDINANCE 2015-30

AN ORDINANCE REVISING CHAPTER 45, "ALARMS"

WHEREAS, the Town Council of the Town of Newton reviewed its current ordinances regarding "Alarms", Chapter 45 of the Code of the Town of Newton; and

WHEREAS, the Town Council found that Chapter 45 needs to be revised for clarification and simplicity;

NOW, THEREFORE BE IT ORDAINED, by the Mayor and Town Council of the Town of Newton, County of Sussex, and State of New Jersey as follows:

SECTION 1. Chapter 45, "Alarms" is deleted in its entirety and replaced by the following:

Chapter 45. Alarms

§45-1. Purpose.

The purpose of this Chapter is to provide minimum standards and regulations for the use of privately installed emergency alarm systems, to establish permit and registration procedures, establish a system of administration, and establish fees and penalties for violations. The provisions of this Chapter shall apply to any person who operates, maintains or owns any alarm system in the Town of Newton.

§45-2. Definitions.

As used in this Chapter:

ALARM SYSTEM

The installation in one or more buildings, residential or otherwise, of one or more alarms to provide visual or audible warnings, or both, of an emergency, such as unauthorized intrusion, fire, smoke, flood or similar hazard requiring urgent attention, which are intended to summon law enforcement response. Alarm system shall not include:

- A. An alarm installed on or in a vehicle, unless the vehicle is permanently located at a site.
- B. An alarm designed to alert only the inhabitants of a single-family residential premises or residential unit and not designed to be seen, heard or communicated to a third person outside of the particular premises or unit.
- C. Medical alert systems and/or devices for individual use.

CHIEF

The Chief of Police of the Town of Newton or his or her designee.

DIAL ALARM

Alarm equipment that employs an automatic dialing system programmed to connect with the police headquarters telephone and emit a prerecorded voice message. Such dial alarms are NOT permitted in the Town.

FALSE ALARM

An alarm actuated for which there is no evidence of an attempted unauthorized entry or for which there exists evidence of an equipment failure or evidence of inadvertence on the part of any permittee, agents, servants and employees requiring a response by police, fire or other municipal agency. False alarms shall include actuations caused by malfunctioning of the alarm or other relevant equipment but shall not include alarm actuations caused by natural forces or other extraordinary circumstances not subject to control by the permittee.

OCCUPANT

A person in possession of premises in or upon which an alarm system has been installed.

PERMITTEE

A person to which a permit has been issued to install, operate or maintain an alarm system.

PERSON

An individual, corporation, partnership, association, organization or similar entity.

§45-3. Permit Required.

- A. No person shall install, maintain, operate, use or cause to be operated or used any alarm system within the Town unless an annual permit has been issued by the Chief in accordance with the provisions of this section.
- B. Every permit issued for an alarm system shall expire on December 31st of the year in which it is issued. No person shall use an alarm system during any period when the permit has expired or is suspended.
- C. With each permit, the applicant must provide a list of two (2) persons to be contacted in the event of an actuation. This contact person(s) must respond within 20 minutes of contact.
- D. Dial alarm systems, as defined in §45-2, are prohibited.
- E. All alarm systems shall be installed in accordance with the requirements of N.J.A.C. 5:23-1.1, et seq., the New Jersey Uniform Construction Code. All fire alarms shall be installed with the approval of the fire official and in accordance with N.J.A.C. 5:70-4.1, et seq., the New Jersey Uniform Fire Code.

§45-4. Fees.

- A. Fees for alarm system permits shall be \$25.00 for residential alarm systems and \$50.00 for commercial alarm systems.
- B. The renewal fee for residential and commercial alarm system permits shall be \$25.00.
- C. The fee shall not be prorated by reason of the date upon which an application is filed, but the fee shall be refunded to the applicant in the event that a permit is not issued.
- D. Any person who fails to obtain a permit on or before January 31st of each year shall pay a surcharge of \$25.00. Such person shall also remain liable for the penalties.

§45-5. Investigation and Issuance of Permit.

The Chief shall issue a permit for an alarm system unless the Chief concludes that the system covered by the application does not meet the applicable standards of this Chapter. Whenever the Chief shall refuse to issue a permit, he shall advise the applicant, in writing, of the reason(s) for refusal.

§45-6. Registration Form.

Any person utilizing an alarm system shall complete and file with the Chief a registration form, which may be obtained from the Police Department, correctly containing the following information:

- A. Full name, address and telephone number of the applicant, including an address description which will permit the appropriate municipal department to respond to the alarm.
- B. Use of property (residential or commercial) and type of business conducted on the property.
- C. Common name of the alarm premises.
- D. Name and address of the person(s) installing, maintaining and owning the alarm system.
- E. Description of the alarm system's operation, including, not by way of limitation, activation points of the alarm system and the mechanism(s) by which the alarm system becomes activated.
- F. Name, address and telephone number of the person monitoring and initially responding to an activation of the alarm system.
- G. Name, address and telephone numbers of two (2) responsible persons other than the permittee to be contacted in case of alarm and/or malfunction.

- H. Any additional relevant information specifically requested by the Chief.
- I. Provisions relating to false alarms and testing procedures.

If there has occurred any material change in the information submitted for alarm registration, it shall be the duty of the alarm user, within ten (10) calendar days of such material change, to file a supplemental or revised registration form containing accurate current information. Failure to comply with these provisions will be deemed a violation of this Chapter and subject the violator to the penalties contained herein.

§45-7. Terms and Conditions of Permit.

All permits for alarm systems shall be issued upon the following terms and conditions:

- A. A permit shall be issued for each separate improved property, building and/or facility, and no permit shall be transferred or assigned in any manner.
- B. Every permittee shall be subject to the rules and standards set forth in this Chapter.
- C. If an alarm system is disconnected, the permittee shall give written notice to the Police Department within seven (7) calendar days of such disconnection. Any permittee who fails to give the notice required under this subchapter shall be subject to the penalties contained herein.

§45-8. Suspension of Permit.

Any permit issued for an alarm system may be suspended by the Chief if it appears that:

- A. The permittee has failed to comply with the terms and conditions of the permit or has failed to comply with rules or standards promulgated by the Chief concerning alarm systems, including failure to pay fines or fees assessed pursuant to this Chapter.
- B. The permittee or his agents knowingly installed or maintains a faulty alarm system.
- C. A false material statement was submitted with alarm registration.
- D. The permittee or his agents failed to comply with a request by the Chief to render necessary services to a faulty alarm system within 36 hours after such request was made or failed to disconnect such alarm system that has not been repaired. Five (5) false alarms within any calendar year shall constitute prima facie evidence that an alarm system is faulty.

- E. In the event that the Chief shall determine that a permit for an alarm system shall be suspended by reason of the provisions of this subsection, the Chief shall notify the permittee of the suspension in writing, by certified mail, to the last known address setting forth the reason or reasons for the suspension.
- F. A suspension shall be terminated by the Chief when he is satisfied that the conditions stated in the notice of suspension have been corrected.

§45-9. Disconnection of Unauthorized Equipment; Consent to Inspection.

Any unauthorized alarm system or equipment may be disconnected by Town personnel for noncompliance with this Chapter, and any person installing or maintaining an unauthorized alarm system equipment shall be prosecuted for violation of this Chapter, and each day such equipment is in operation shall be considered a separate violation.

§45-10. Appeal.

Any person aggrieved by the action of the Chief in the denial or suspension of a permit for an alarm system shall have the right of appeal to the Town Manager. The appeal shall be taken by filing with the Town Manager, within fifteen (15) calendar days after the notice of action complaint has been mailed to the person's last known address, a written statement setting forth fully the grounds for appeal. The Town Manager shall set a time and place for hearing of the appeal and notice of the hearing shall be given to the appellant by certified mail to his last known address at least five (5) calendar days prior to the date set for hearing. The decisions of the Town Manager and the reasons therefor shall be set forth in writing by the Town Manager within fifteen (15) calendar days of the hearing.

§45-11. False Alarms; Fees and Fines.

- A. In the case of a false alarm, any person, permittee or his agent or representative having knowledge thereof shall immediately notify the Town Police Department.
- B. Where a person, permittee or his agent or representative notifies the Town Police Department within 60 seconds of the activation of the alarm, the actuation shall not be deemed to be a false alarm for the purpose of imposing penalties upon the permittee.
- C. The Chief shall cause an investigation to be made of all false alarms and a record of such false alarms kept on file.

1. For false alarms within any 12 consecutive months, the following penalties shall apply:

Number of False Alarms	If Registered	If No Current Registration
For the first 2	A written warning shall be issued.	\$100.00 (each occurrence)**
For the 3 rd	\$50.00	\$200.00
For the 4 th	\$75.00	\$300.00
For the 5 th	\$100.00	\$400.00
For the 6 th and each subsequent	\$200.00	\$500.00

** If registration is obtained within ten (10) calendar days of the first warning, the \$100.00 penalty shall be waived.

2. All fines under this Chapter may be joint and several against all persons owning an alarm system, any occupant of a premises in which an alarm system is installed, and any alarm company or contractor.
 3. All false alarms, commencing with the first, which occur while construction, alteration or renovations are occurring at the site, or when the alarm systems are being serviced, maintained or repaired, and the person conducting such work fails to notify the Town Fire and Police Departments that such work is being conducted, may be issued a summons to the individual or contractor performing the construction, alteration or renovations, and carry a penalty of \$200.00, in addition to any and all other penalties provided in this Chapter.
- D. Where the investigation of the Police Department discloses the failure of a permittee or occupant to take remedial steps to prevent false alarms, the Chief may require said permittee or occupant to disconnect the alarm system.
- E. All fines shall be issued by summonses, which are answerable to the Newton Municipal Court.

§45-12. Disclaimer of Responsibility.

Neither the Town nor the Police Department shall assume any responsibility whatsoever with respect to the adequacy, operation or maintenance of any alarm system. No action taken by the Town or the Police Department pursuant to the provisions of this Chapter, including disconnection of alarms, shall create any liability upon the Town or the Police Department by reason of any failure of any alarm system, any failure to respond to any emergency or any act or omission relating to any alarm system.

§45-13. Indemnification.

By installing an alarm system and registering same with the Town, each alarm user agrees to indemnify and hold harmless the Town, its agents, servants and employees from and against all claims, suits, damages, costs, losses and expenses and to release the Town, its agents, servants and employees from any and all liability or damages in any way resulting from or arising out of or connected with the installation, operation or maintenance of the alarm system or any act or omission connected therewith.

§45-14. Additional Rules and Regulations.

The Chief may from time to time promulgate written rules and regulations supplementing this Chapter to provide for recordkeeping and efficient management of the system, provided that no such rules and regulations shall be effective until the Town Council shall first approve such rules and regulations, or any amendments thereto, by appropriate resolution.

§45-15. Violations, Penalties and Enforcement.

Any person found guilty in the Municipal Court of the Town for violation of the terms of this Chapter other than for violating the terms of Subsection 45-11, which provides specific penalties for violations thereof, shall be subject to a fine of not more than \$2,000.00 or imprisonment for a period not exceeding 90 days, or both. Responsibility for enforcement of the provisions of this Chapter, including but not limited to fines, disconnections, summons and permit suspensions shall be the Police Department, Construction Official or Fire Official.

SECTION 2. Section 100-24.K, “Alarm registration fees” shall be and is deleted in its entirety.

SECTION 3. SEVERABILITY AND REPEALER

Should any part or provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, the same shall not affect the validity of the Ordinance as a whole or any part thereof other than the part held invalid.

SECTION 4. EFFECTIVE DATE

This Ordinance shall take effect immediately upon adoption and publication in accordance with law.

TAKE NOTICE that the above Ordinance was introduced at a regular meeting of the Town Council of the Town of Newton conducted on Wednesday, October 14, 2015. It will be considered for adoption, after final reading and public hearing thereon, at a regular meeting of the Newton Governing Body to be conducted at 7:00pm on Monday, October 26, 2015 in the Council Chambers at the Newton Municipal Building, 39 Trinity Street, Newton, New Jersey, and shall take effect according to law.

ATTEST:

Lorraine A. Read, RMC
Municipal Clerk

TOWN OF NEWTON

ORDINANCE 2015-31

AN ORDINANCE AMENDING SECTION 30-7.A(1) OF THE NEWTON TOWN CODE REGARDING POLICE DEPARTMENT APPOINTMENTS

WHEREAS, the Town Council of the Town of Newton has determined that §30-7.A(1) of the Code of the Town of Newton, regarding Police Department appointments, requires amendment to delete the Town residency class of appointment;

NOW, THEREFORE BE IT ORDAINED, by the Mayor and Town Council of the Town of Newton, County of Sussex, and State of New Jersey as follows:

Section 1. Section 30-7.A.(1) “Classification of Applicants” shall be and is hereby deleted in its entirety and shall read as follows:

(1) The following classes are hereby established for appointment of all members of the Police Department of the Town of Newton:

- (a) Class 1: residents of municipalities in the County of Sussex.
- (b) Class 2: residents of any other county than Sussex in the State of New Jersey.
- (c) Class 3: all other qualified persons.

Section 2. Severability. If any provision of this Ordinance or the application of this Ordinance to any person or circumstance is held invalid, the remainder of this Ordinance shall not be affected and shall remain in full force and effect.

Section 3. Repealer. All ordinances or parts of ordinances or resolutions that are inconsistent or in opposition to the provisions of this Ordinance are hereby repealed in their entirety.

Section 4. Effective Date. This Ordinance shall take effect after adoption and publication in accordance with law.

NOTICE

TAKE NOTICE that the above Ordinance was introduced at a regular meeting of the Town Council of the Town of Newton conducted on Wednesday, October 14, 2015. It will be considered for adoption, after final reading and public hearing thereon, at a regular meeting of the Newton Governing Body to be conducted at 7:00 p.m. on Monday, October 26, 2015 in the Council Chambers at the Newton Municipal Building, 39 Trinity Street, Newton, New Jersey, and shall take effect according to law.

Lorraine A. Read, RMC
Municipal Clerk

TOWN OF NEWTON

ORDINANCE #2015-32

AN ORDINANCE REVISING SECTION 307-65 OF THE CODE OF THE TOWN OF NEWTON TO DELETE RIGHT TURN ON RED PROHIBITION ON SPRING STREET

WHEREAS, it has been brought to the Town Council's attention by the Newton Police Department that the right turn on red prohibition at the intersection of Madison Street, Spring Street and Union Place is no longer necessary due to Spring Street being designated as one-way only and thereby eliminating the limited sight distance of East bound traffic; and

WHEREAS, the Town Engineer, Harold E. Pellow has indicated his support of this recommendation; and

WHEREAS, the Town Council is in agreement that the right turn on red prohibition at this intersection is no longer necessary and should be eliminated;

NOW, THEREFORE BE IT ORDAINED, by the Town Council of the Town of Newton, as follows:

Section 1. §307-65 entitled "Schedule XV: Right Turn on Red Prohibited" shall be and is hereby amended to delete the following intersection/location designation:

Spring Street, Madison Street, Union Place – Northbound on Madison Street to eastbound on Spring Street

Section 2. Severability. If any provision of this Ordinance or the application of this Ordinance to any person or circumstances is held invalid, the remainder of this Ordinance shall not be affected and shall remain in full force and effect.

Section 3. Repealer. All ordinances or parts of ordinances or resolutions that are inconsistent or in opposition to the provisions of this Ordinance are hereby repealed in their entirety.

Section 4. Effective Date. This Ordinance will take effect after publication and passage according to law.

TAKE NOTICE that the above Ordinance was introduced at a regular meeting of the Town Council of the Town of Newton conducted on Wednesday, October 14, 2015. It was adopted, after final reading and public hearing thereon, at a regular meeting of the Newton Governing Body, conducted at 7:00pm on Monday, October 26, 2015 in the Council Chambers at the Newton Municipal Building, 39 Trinity Street, Newton, New Jersey, and shall take effect according to law.

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #169-2015

October 14, 2015

“Approve Purchase of Twenty-Five (25) Body Vision Cameras for the Newton Police Department”

WHEREAS, Mobile-Vision, Inc. has supplied a quote dated April 29, 2015 under NJ State Contract #A81311 to the Newton Police Department for the purchase of twenty-five (25) Body Vision Camera Systems in the amount of \$25,482.24; and

WHEREAS, the Purchasing Agent and the Chief of the Newton Police Department recommend the purchase of twenty-five (25) Body Vision Camera Systems in the amount of \$25,482.24; and

WHEREAS, the Chief Financial Officer has certified that funds are available to support this project as per attached certification;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that the twenty-five (25) Body Vision Camera Systems be purchased from Mobile-Vision, Inc., Boonton, NJ through NJ State Contract #A81311, in the amount of \$25,482.24.

CERTIFICATION

THIS IS TO CERTIFY that the above is a true copy of a Resolution adopted by the Town Council of the Town of Newton at a regular meeting of said Governing Body conducted on Wednesday, October 14, 2015.

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

CERTIFICATION OF THE AVAILABILITY OF FUNDS
(AS REQUIRED BY N.J.S.A. 40A:4-57, N.J.A.C. 5:34-5.1 et seq)

THIS IS TO CERTIFY THAT FUNDS ARE AVAILABLE AS FOLLOWS:

RESOLUTION #: 169 -2015

APPROVING: MOBILE-VISION, INC.

FOR THE PURPOSE OF: BODY VISION CAMERAS (25)

IN THE AMOUNT OF: \$25,482.24

APPROPRIATED BY:

GENERAL CAPITAL

ORD#2015-16 BODY CAMERAS -POLICE #309151683 \$20,000.00

FEDERAL & STATE GRANT FUND

APPROP. RESERVE -BODY CAMERAS #111243 \$ 4,245.83

CURRENT

POLICE, OTHER EXPENSES #1074246 \$ 1,236.41

DATED THIS 14TH DAY OF OCTOBER 2015

BY 

DAWN L. BABCOCK
CHIEF FINANCIAL OFFICER



TOWN OF NEWTON

RESOLUTION #170-2015

October 14, 2015

“Appointment of a Class II - Special Law Enforcement Officer – Stephen Moran”

WHEREAS, §30-8 within Chapter 30, Police Department, of the Code of the Town of Newton indicates the Town Council may appoint Special Law Enforcement Officers for a term not to exceed one year;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that this Governing Body appoints the following individual as a Class II - Special Law Enforcement Officer for calendar year 2015 based on the recommendation of the Town Manager and Chief of Police:

Stephen Moran

CERTIFICATION

THIS IS TO CERTIFY that the above is a true copy of a Resolution adopted by the Town Council of the Town of Newton at a regular meeting of said Governing Body conducted on Wednesday, October 14, 2015.

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #171-2015

October 14, 2015

**“Premium Payment Turned Over to Treasurer for
Tax Sale Certificate #1327”**

WHEREAS, Tax Sale Certificate #1327 was issued at the Tax Sale held on June 2, 2010 with zero percent redemption and a premium of \$1,300.00; and

WHEREAS, N.J.S.A. 54:5-33 states if redemption is not made within five years from the date of the sale the premium payment shall be turned over to the Treasurer of the Municipality; and

WHEREAS, five years has lapse since the issuance of Tax Sale Certificate #1327 on June 2, 2010, therefore the premium in the amount of \$1,300.00 is to be turned over to the Treasurer;

NOW, THEREFORE BE IT RESOLVED, by the Council of the Town of Newton that this Governing Body acknowledges the premium for Tax Sale Certificate #1327 be turned over to the Treasurer; and

BE IT FURTHER RESOLVED, that the Tax Collector be authorized to issue a check in the amount of \$1,300.00 for said premium to the Treasurer of the Town of Newton.

CERTIFICATION

THIS IS TO CERTIFY that the above is a true copy of a Resolution adopted by the Town Council of the Town of Newton at a regular meeting of said Governing Body conducted on Wednesday, October 14, 2015.

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #172-2015

October 14, 2015

**“Authorize Refund of Redemption Monies to
Outside Lien Holder for Block 7.04, Lot 6”**

WHEREAS, at the Municipal Tax Sale held on October 2, 2013 a lien was sold on Block 7.04, Lot 6, also known as 74 High Street, for 2012 delinquent water and sewer charges; and

WHEREAS, this lien, known as Tax Sale Certificate #1379, and was sold to US Bank cust for Pro Cap III LLC for 0% redemption fee as well as a premium of \$13,100.00; and

WHEREAS, Core Logic, a representative of the owners mortgage company, has effected the redemption of Certificate #1379 in the amount of \$1,548.05;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that this Governing Body acknowledges that US Bank cust for Pro Cap III LLC is entitled to a redemption in the amount of \$1,548.05; and

BE IT FURTHER RESOLVED, that the Tax Collector be authorized to issue a check, in the amount of \$1,548.05 for the redemption of Certificate #1379 as well as the return of the premium in the amount of \$13,100.00 to US Bank cust for Pro Cap III LLC, 50 S. 16th Street, Suite 1950, Philadelphia, PA 19102.

CERTIFICATION

THIS IS TO CERTIFY that the above is a true copy of a Resolution adopted by the Town Council of the Town of Newton at a regular meeting of said Governing Body conducted on Wednesday, October 14, 2015.

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #173-2015

October 14, 2015

“Authorize a Refund of 2015 Overbilling of Real Property Tax for Block 14.04, Lot 27”

WHEREAS, the Tax Assessor, Scott J. Holzhauer has reduced the assessed value for 2015 on Block 14.04, Lot 27 also known as 77 Madison Avenue, creating an overbilling as reflected in the Tax Collector, Linda A. Roth's extended tax duplicate issued by the Sussex County Board of Taxation in July 2015; and

WHEREAS, the property taxes for the preliminary first half of 2015 were paid by the owner, Huff, Maryann & et al as they were billed on the 2014/2015 tax bill issued in July 2014; and

WHEREAS, Maryann Huff & et al now requests a refund in the amount of \$1,644.97 be issued;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that this Governing Body acknowledges that Maryann Huff & et al is entitled to a refund in the amount of \$1,644.97; and

BE IT FURTHER RESOLVED, that the Treasurer of the Town of Newton is here by authorized to issue a refund for Maryann Huff & et al, 99 Morgan Road, Salem, CT 06420-6606.

CERTIFICATION

THIS IS TO CERTIFY that the above is a true copy of a Resolution adopted by the Town Council of the Town of Newton at a regular meeting of said Governing Body conducted on Wednesday, October 14, 2015.

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #174-2015

October 14, 2015

“Authorize Refund of Redemption Monies to Outside Lien Holder for Block 22.02, Lot 3”

WHEREAS, at the Municipal Tax Sale held on October 9, 2013, a lien was sold on Block 22.02, Lot 3, also known as 19 Merriam Avenue, for 2012 delinquent water and sewer charges; and

WHEREAS, this lien, known as Tax Sale Certificate #1391, and was sold to Tower Fund Services cust for Ebury Fund 1NJ LLC for 0% redemption fee as well as a premium of \$4,000.00; and

WHEREAS, John K. and Kathleen M. McChesney members of 19 Merriam Avenue, LLC, mortgage holder, has effected the redemption of Certificate #1391 in the amount of \$29,939.65;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that this Governing Body acknowledges that Tower Fund Services cust for Ebury Fund 1NJ LLC is entitled to a redemption in the amount of \$29,939.65; and

BE IT FURTHER RESOLVED, that the Tax Collector be authorized to issue a check, in the amount of \$29,939.65 for the redemption of Certificate #1391 as well as the return of the premium in the amount of \$4,000.00 to Tower Fund Services cust for Ebury Fund 1NJ LLC., PO Box 37695, Baltimore, MD 21297-3695.

CERTIFICATION

THIS IS TO CERTIFY that the above is a true copy of a Resolution adopted by the Town Council of the Town of Newton at a regular meeting of said Governing Body conducted on Wednesday, October 14, 2015.

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #175-2015

October 14, 2015 "Approve Bills and Vouchers for Payment"

BE IT RESOLVED by the Town Council of the Town of Newton that payment is hereby approved for all vouchers that have been properly authenticated and presented for payment, representing expenditures for which appropriations were duly made in the 2014 and 2015 Budgets adopted by this local Governing Body, including any emergency appropriations, and where unexpended balances exist in said appropriation accounts for the payment of such vouchers.

CERTIFICATION

THIS IS TO CERTIFY that the above is a true copy of a Resolution adopted by the Town Council of the Town of Newton at a regular meeting of said Governing Body conducted on Wednesday, October 14, 2015.

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #176-2015

October 14, 2015

“Approval to Submit a Grant Application and Execute a Grant Contract with the New Jersey Department of Transportation for the Church Street Project”

WHEREAS, the Town of Newton is filing a grant application through the NJDOT Municipal Aid Program for the milling and paving of Church Street;

NOW, THEREFORE BE IT RESOLVED, that the Town Council of the Town of Newton, County of Sussex, State of New Jersey formally approves the grant application for the above stated project; and

BE IT FURTHER RESOLVED, that the Town Manager and/or Mayor and Municipal Clerk are hereby authorized to submit an electronic grant application identified as MA-2016-Church Street-00292 to the New Jersey Department of Transportation on behalf of the Town of Newton; and

BE IT FURTHER RESOLVED, that the Town Manager and/or Mayor and Municipal Clerk are hereby authorized to sign the grant agreement on behalf of the Town of Newton and that their signatures constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement.

CERTIFICATION

THIS IS TO CERTIFY that the above is a true copy of a Resolution adopted by the Town Council of the Town of Newton at a regular meeting of said Governing Body conducted on Wednesday, October 14, 2015.

Lorraine A. Read, RMC
Municipal Clerk

List of Bills - (10001) CASH - CURRENT - LAKELAND #434 CURRENT FUND

Check#	Vendor	Description	Payment	Check Total
35725	39 - QUILL CORPORATION	PO 46954 Printer Package for Manager	383.27	383.27
35726	64 - PELLOW, HAROLD & ASSO, INC.	PO 47025 SEPT ENGINEERING	1,376.75	1,376.75
35727	84 - ABCODE SECURITY INC.	PO 45415 ALARM MONITORING QTRLY	120.00	120.00
35728	102 - SUSSEX CAR WASH INC	PO 46085 BLANKET: POLICE CAR WASHES (APR-DEC	189.00	189.00
35729	113 - JCP&L	PO 46205 BLANKET: ELECTRIC TOWN @\$5000/ST @\$	210.86	210.86
35730	116 - NEW JERSEY HERALD, INC.	PO 46805 9/20 SPECIAL SECTION 2 PG ADVERTISI	928.00	928.00
35731	163 - CENTURYLINK COMMUNICATIONS, INC.	PO 46109 BLANKET: ALARM CIRCUIT HIGH ST TWR/	125.85	125.85
35732	192 - CAMPBELL'S SMALL ENGINE INC.	PO 45635 BLANKET: Roads/Equipment Maintenanc	234.11	234.11
35733	225 - FEDERAL EXPRESS	PO 46150 BLANKET: EXPRESS MAIL ACCT- -#1344	146.65	146.65
35734	230 - HAYEK'S MARKET INC.	PO 46997 Manager Lunch with School Superinte	21.33	21.33
35735	231 - ZEP MANUFACTURING COMPANY CORP.	PO 46892 BULK CLEANERS ACCT #11149749	192.78	192.78
35736	255 - NEW JERSEY PLANNING OFFICIALS	PO 46964 Guide to NJPB	19.00	19.00
35737	282 - WILLCO, INC.	PO 46149 BLANKET: REPAIRS HEATING & A/C	470.00	470.00
35738	332 - J & D SALES & SERVICE, LLC.	PO 46570 REPLACEMENT OF SUMP PUMP	525.00	
		PO 46913 TRK WASH BACK WASH FILTER	63.66	588.66
35739	591 - R & R RADAR, INC.	PO 46848 RADAR REPAIR	112.95	112.95
35740	611 - SEBRING AUTO PARTS, INC.	PO 46100 BLANKET: AUTO PARTS & SUPP'S ACCT	91.33	91.33
35741	656 - ZEE MEDICAL, INC.	PO 46981 FIRST AID SUPP'S	232.30	232.30
35742	768 - DEMPSEY UNIFORM & SUPPLY INC	PO 46084 BLANKET: UNIFORM/MAT RENTALS	411.85	411.85
35743	1132 - BOONTON TIRE SUPPLY INC.	PO 46161 BLANKET: POLICE VEHICLE REPAIR	351.63	351.63
35744	1141 - MCGUIRE, INC.	PO 46099 BLANKET: DPW TRK REPAIRS CUST #22	1.21	1.21
35745	1158 - VISION SERVICE PLAN	PO 46212 BLANKET VISION PLAN (APR-DEC)	626.03	626.03
35746	1280 - VERIZON WIRELESS, INC.	PO 46202 BLANKET: 1X AIRCARD ACCT #201 M15-2	194.12	194.12
35747	1416 - PETRO-MECHANICS, INC.	PO 46943 9/16 REATTACH 2 BREAKAWAYS	234.83	234.83
35748	1528 - MR. JOHN, INC.	PO 46103 BLANKET: RECYCLING CNTR PORT A JOHN	73.15	73.15
35749	1656 - WILDFLOWERS WITH TAMI	PO 46706 Flowers for Donche Services (Rafter	80.00	80.00
35750	1712 - HOLZHAUER & HOLENSTEIN, LLC	PO 46915 TAX APPEALS thru 8/17/15	5,862.50	5,862.50
35751	1846 - ADVANCE AUTO PARTS	PO 46095 BLANKET VEH MAINT ROAD/PARKS ACCT	44.47	44.47
35752	1866 - HOME DEPOT, INC.	PO 45622 BLANKET: PD SUPPLIES	42.19	
		PO 45892 BLANKET: DPW/B&G/ PARK SUPPLIES	701.21	
		PO 46053 BLANKET: POOL SUPPLIES	160.46	
		PO 47004 HARD HAT	10.97	
		PO 47005 TOWNHALL LOBBY SUPPLIES	1,036.29	1,951.12
35753	1914 - PROFESSIONL GOVT EDUCATORS INC	PO 46887 D.BABCOCK 10/21 TAX CALC. SEMINAR	90.00	90.00
35754	2124 - BUCKMAN'S INC.	PO 46527 BLANKET: CHLORINE POOL \$1.35 PER G	344.42	344.42
35755	2145 - SEELY BROTHERS, INC.	PO 46881 American Flags	320.20	320.20
35756	2257 - STAPLES BUSINESS ADVANTAGE, INC.	PO 46151 BLANKET: PD/CENCOM OFFICE SUPPLIES	173.56	
		PO 46917 2ND FLR OFFICE SUPP'S - Planning &	97.05	
		PO 47021 P/Z COPIES OPRA REQUEST	9.32	279.93
35757	2300 - LOWE'S , INC.	PO 46948 PART LOBBY PROJ	0.93	0.93
35758	2361 - CSS TEST INC.	PO 46152 BLANKET: PRE-EMPLOYMENT DRUG SCREEN	48.00	48.00
35759	2478 - RACHLES/MICHELE'S OIL COMPANY, INC.	PO 46160 BLANKET: GAS (APR-SEPT \$4000)ACCT #	3,098.55	3,098.55
35760	2479 - TAYLOR OIL CO., INC.	PO 46159 BLANKET: DIESEL (APR -SEPT\$5000) AC	941.14	941.14
35761	2485 - STEVE VAN NIEUWLAND	PO 46984 REIMBURSE RECERTIFICATION FEE	50.00	50.00
35762	2532 - LADDEY, CLARK & RYAN, LLP	PO 46912 TAX APPEALS AUG	640.00	640.00
35763	2565 - R & R RADAR, INC.	PO 46921 ANTENNA REPAIR	387.95	387.95
35764	2567 - MUNICIPAL RECORD SERVICE	PO 46868 FILING SUPPLIES FOR ADJUDACTED FILE	728.00	728.00
35765	2569 - KIEFFER ELECTRIC, INC.	PO 46923 REPAIR RECYCLING CTR ELECTRIC	115.00	115.00
35766	2685 - B & H INC.	PO 46841 Chrome Books for Council and Manage	1,118.41	1,118.41
35767	2701 - NJLM	PO 46888 D.BABCOCK 10/27 SEMINAR CH.78	75.00	75.00
35768	2781 - TRIMBOLI & PRUSINOWSKI, LLC.	PO 45491 BLANKET: 2015 LABOR ATTORNEY	2,147.88	2,147.88
35769	2835 - NJMEBF	PO 47009 OCT MEDICAL & DENTAL	130,729.00	130,729.00
35770	2843 - CHELBUS CLEANING CO., INC.	PO 46081 BLANKET: 2015 CLEAN TOWNHALL & FIRE	1,770.00	1,770.00
35771	2902 - JANIEN N ROBERTS	PO 46986 REIMB MILEAGE ANDOVER SEMINAR	9.77	9.77
35772	3105 - THYSSENKRUPP ELEVATOR CORP.	PO 45476 BLANKET: ELEVATOR MAINT TH SIDE CUS	205.11	205.11
35773	3124 - EXTRA TECH DATA SERVICES, LLC.	PO 46501 4/13 REPAIR MANAGERS PRINTER	90.00	
		PO 46701 IT WRK MAY-JULY	697.50	787.50
35774	3134 - SHOP RITE, INC.	PO 46879 FOOD EMPLOYEE'S ACCT #70600253	53.96	53.96
35775	3307 - CRAFTCO, INC.	PO 46182 BLANKET: STREET MATERIALS	2,740.00	2,740.00
35776	3396 - P.O.S. SOLUTIONS, NJ, LLC.	PO 46934 CLERK POS MAINT 10/15/15-10/15/16 #	600.00	600.00
35777	3398 - TOYOTA/SUBARU/SCION OF MORRISTOWN I	PO 45625 BLANKET: 2013 CAMRY ROUTINE MAINT	76.69	76.69
35778	3442 - SUNLIGHT GENERAL	PO 46106 BLANKET: DPW/STP ELECTRIC (APR-DEC	486.22	486.22

**List of Bills - (100001) CASH - CURRENT - LAKELAND #434
CURRENT FUND**

Check#	Vendor	Description	Payment	Check Total
35779	3444 - USA HOISTCO., INC.	PO 46082 BLANKET: ELEVATOR MAINT POLICE SIDE	210.00	210.00
35780	3515 - RESOLUTIONS	PO 46287 EXECUTIVE COACHING	385.00	
		PO 46833 COACH FINANCE	665.00	1,050.00
35781	3666 - MORRIS COUNTY TAX COLLECTORS & TREA	PO 46918 L ROTH/V RAFTERY SEMINAR/LUNCH	70.00	70.00
35782	3726 - WITMER PUBLIC SAFTEY GROUP, iINC.	PO 46710 WEAPONS - CUSTOMER #NEWPOL12	4,732.00	4,732.00
35783	3738 - HUFF MARYANN & ETAL	PO 47034 REFUND OVERBILL 2015	1,644.97	1,644.97
	TOTAL			----- 170,824.38

Total to be paid from Fund 10 CURRENT FUND

170,824.38

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170,824.38

Checks Previously Disbursed

151061	PAYROLL ACCOUNT	10/08 CURRENT PAYROLL	204,432.66	10/08/2015
151060	ELAVON	OCT COURT MERCHANT FEE	101.99	10/06/2015
35724	NJ MOTOR VEHICLE SERVICES	POLICE 2015 4WD REGISTRATION	60.00	10/01/2015
151059	JP MORGAN CHASE BANK	2014 Refund '04&'06 Curr Bond int	50,375.00	9/30/2015
151058	NEWTON BOARD OF EDUCATION	School Tax SEPT 2015	1,031,649.83	9/25/2015

			1,286,619.48	

Total paid from Fund 10 CURRENT FUND

1,286,619.48

1,286,619.48

Total for this Bills List: 1,457,443.86

List of Bills - (110001) CASH FEDERAL/STATE GRANTS

Check#	Vendor	Description	Payment	Check Total
1287	286 - CURRENT ACCOUNT	PO 46958 PEDESTRIAN GRANT POLICE SW OT 9/24	4,750.00	4,750.00
	TOTAL			4,750.00

Total to be paid from Fund 11 FEDERAL/STATE GRANTS	4,750.00
	4,750.00

Checks Previously Disbursed

151108	PAYROLL ACCOUNT	10/08 GRANT PAYROLL	672.81 10/08/2015
			672.81

Total paid from Fund 11 FEDERAL/STATE GRANTS	672.81
	672.81

Total for this Bills List: **5,422.81**

**List of Bills - (300001) CASH - CAPITAL - LAKE LAND #450
CAPITAL**

Check#	Vendor	Description	Payment	Check Total
8469	64 - PELLOW, HAROLD & ASSO, INC.	PO 47025 SEPT ENGINEERING	2,944.25	2,944.25
8470	391 - LOU'S GLASS	PO 46483 Firehouse #1 window tinting	5,200.00	5,200.00
8471	1632 - COOPER ELECTRIC SUPPLY CO.	PO 46884 LIGHTS 120V PHOTOCONTROL ACCT #2577	75.28	75.28
8472	1866 - HOME DEPOT, INC.	PO 46883 LOBBY PROJ SUPPLIES	727.46	
		PO 46971 WOOD - TOWNSEND ST SIDEWALK	260.08	987.54
8473	3734 - SPARTA BLOCK, INC.	PO 46885 SAFETY TILE CUST #447	196.00	196.00
	TOTAL			9,403.07

Total to be paid from Fund 30 CAPITAL 9,403.07

9,403.07

Checks Previously Disbursed

8468	PM POOL SERVICE	PO# 46973 REPLASTER KIDDIE POOL	5,974.00 10/05/2015
			----- 5,974.00

Total paid from Fund 30 CAPITAL 5,974.00

5,974.00

Total for this Bills List: 15,377.07

List of Bills - (600001) CASH - W/S OPERATING-LAKELAND #426 WATER/SEWER UTILITY

Check#	Vendor	Description	Payment	Check Total
15235	39 - QUILL CORPORATION	PO 46954 Printer Package for Manager	383.26	383.26
15236	55 - SCHMIDT'S WHOLESALE, INC	PO 46909 4 OMNI CPLG & METERSEAL	328.61	328.61
15237	64 - BELLOW, HAROLD & ASSO, INC.	PO 46806 ENGINEERING JUNE	548.50	
		PO 46957 ANNUAL DAM INSPECTION MORRIS LAKE	198.00	
		PO 47025 SEPT ENGINEERING	2,958.00	3,704.50
15238	113 - JCP&L	PO 47024 HIGH ST TWR SEPT	15.97	15.97
15239	116 - NEW JERSEY HERALD, INC.	PO 46805 9/20 SPECIAL SECTION 2 PG ADVERTISI	372.00	372.00
15240	130 - SUSSEX COUNTY P & H, INC.	PO 46086 BLANKET: W/S PLUMBING SUPPLIES AUG	116.27	116.27
15241	200 - GARDEN STATE LABORATORIES INC	PO 46289 BLANKET: SEWER LAB & DRINKING WATER	1,500.00	1,500.00
15242	232 - HAMBURG PLUMBING SUPPLY CO INC	PO 47002 26" MANHOLE (5)	1,327.75	1,327.75
15243	316 - SPARTA TOWNSHIP TAX COLLECTOR	PO 46983 4th qtr MORRIS LAKE PROP TAX	15,376.95	15,376.95
15244	768 - DEMPSEY UNIFORM & SUPPLY INC	PO 46084 BLANKET: UNIFORM/MAT RENTALS	239.54	239.54
15245	853 - R&D TRUCKING INC	PO 46170 BID: SLUDGE REMOVAL @ \$.034 (\$74,0	2,992.00	2,992.00
15246	1151 - TREASURER, STATE OF NEW JERSEY	PO 46967 WATER ALLOCATION EXCESS DIVERSION	94.84	94.84
15247	1158 - VISION SERVICE PLAN	PO 46212 BLANKET VISION PLAN (APR-DEC)	176.00	176.00
15248	1566 - MAIN POOL & CHEMICAL COMPANY, INC.	PO 46104 BID: LIQ HYDROFLUOSILLIC ACID @ \$4.	599.40	
		PO 46167 BID: SODIUM HYDROXIDE @ \$1.27 (\$698	419.10	
		PO 46169 BID: SODIUM HYPOCHLORITE @ \$1.17 (\$	772.20	1,790.70
15249	1866 - HOME DEPOT, INC.	PO 46101 BLANKET: W/S SUPPLIES	95.90	
		PO 47006 HYDRANT REPAIR PARTS	264.91	360.81
15250	2141 - AIRMATIC COMPRESSOR SYSTEMS, INC.	PO 46914 WTP COMPRESSOR INSPECTION ACCT #AC0	615.79	615.79
15251	2685 - B & H INC.	PO 46841 Chrome Books for Council and Manage	771.47	771.47
15252	2713 - WILLIAM GRENNILLE, LLC.	PO 46037 2015 LICENSED WATER OPERATOR 2ND 3R	4,000.00	4,000.00
15253	2835 - NJMEBF	PO 47009 OCT MEDICAL & DENTAL	28,960.00	28,960.00
15254	2882 - ONE CALL CONCEPTS, INC.	PO 46083 BLANKET: ONE CALL MESSAGES (APR-DEC	178.64	178.64
15255	3355 - BRAEN STONE SPARTA	PO 46925 3/4" STONE ACCT #2860	220.32	220.32
15256	3442 - SUNLIGHT GENERAL	PO 46106 BLANKET: DPW/STP ELECTRIC (APR-DEC	872.19	872.19
15257	3450 - MORRIS ASPHALT CO.	PO 46926 ASPHALT 3.997 TONS	251.81	251.81
15258	3693 - AZUL CORE	PO 46275 WEBSITE DESIGN/MAINTENANCE	109.99	
		PO 46276 SOCIAL TECHNOLOGY SERVICES -TIER 2	260.00	369.99
	TOTAL			----- 65,019.41

Total to be paid from Fund 60 WATER/SEWER UTILITY 65,019.41

65,019.41

Checks Previously Disbursed

156031	PAYROLL ACCOUNT	10/08 W/S PAYROLL	30,421.31	10/08/2015
156030	JP MORGAN CHASE BANK	2014 Refund '04 & '06 Bond p&i \$35	23,975.00	9/30/2015

			54,396.31	

Total paid from Fund 60 WATER/SEWER UTILITY 54,396.31

54,396.31

Total for this Bills List: 119,415.72

List of Bills - (610001) CASH - W/S CAPITAL - LAKELAND #442
WATER/SEWER CAPITAL

Check#	Vendor	Description	Payment	Check Total
2403	64 - PELLOW, HAROLD & ASSO, INC.	PO 42159 FOX HOLLOW WATERMAIN REPLACE \$92,	3,412.00	3,412.00
2404	3166 - HATCH MOTT MACDONALD	PO 44371 ENGINEER -REPLACE PRIMARY SETTLING	512.47	512.47
	TOTAL			----- 3,924.47
Total to be paid from Fund 61 WATER/SEWER CAPITAL			3,924.47	
			<u>3,924.47</u>	
			3,924.47	

List of Bills - (710001) CASH - TRUST - LAKELAND #469 TRUST

Check#	Vendor	Description	Payment	Check Total
3414	64 - PELLOW, HAROLD & ASSO, INC.	PO 46961 J&R DEVEL/J PUTRINO/ TSG-SEPT ESCRO	1,000.00	
		PO 47025 SEPT ENGINEERING	218.75	1,218.75
3415	230 - HAYEK'S MARKET INC.	PO 46847 CONE WITH A COP EVENT	197.85	197.85
3416	1819 - VOGEL, CHATT, COLLINS, SCHNEIDER, PC,	PO 46959 NEWTON CEMETERY - FEB 2015 ESCROW	255.00	
		PO 47001 NEWTON DUNKIN DONUTS-JULY ESCROW	825.00	1,080.00
3417	3440 - MADISON SQUARE GARDEN/ENTERTAINMENT	PO 46950 11/29 TICKETS CHRISTMAS SPECTACULAR	4,239.01	4,239.01
3418	3740 - NANCY ARNOLD	PO 47008 REFUND ESCROW BAL	1,162.50	1,162.50
TOTAL				7,898.11

Total to be paid from Fund 71 TRUST

7,898.11

7,898.11

Checks Previously Disbursed

157121	PAYROLL ACCOUNT	10/08 TRUST PAYROLL	5,901.03	10/08/2015

			5,901.03	

Total paid from Fund 71 TRUST

5,901.03

5,901.03

Total for this Bills List: 13,799.14

