



AGENDA
NEWTON TOWN COUNCIL
December 28, 2016
7:00 p.m.

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

December 12, 2016 Regular Meeting
December 12, 2016 Executive Session

V. OPEN TO THE PUBLIC

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. COUNCIL & MANAGER REPORTS

- a. Holiday House Decorating Winners
- b. Fox Hollow Update – Dave Simmons, Water Engineer

VII. ORDINANCES

VIII. OLD BUSINESS

IX. 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 #248-2016* Appointment of Keith Mitchell of the Mitchell Insurance Agency as Insurance Agent
- b. Resolution #249-2016 To Transfer the Current Appropriation Balance Reserve for Tax Appeals and Set up a Reserve for Tax Appeals on the Current Trial Balance
- c. Resolution #250-2016* Reappointment of Rufus Coward to the Advisory Recreation Commission
- d. Resolution #251-2016* Reappointment of Kenneth Edwards to the Newton Parking Authority

- e. Resolution #252-2016* Appointment of David B. Simmons, Jr., P.E., L.S., P.P., C.M.E., as Water Engineer for Calendar Year 2017
- f. Resolution #253-2016* Authorize and Direct the Tax Collector to Sell Municipal Liens in Accordance with New Jersey Law in 2017
- g. Resolution #254-2016* Authorize Remittance (Cancellation) of 2016 Taxes for Block 19.05, Lot 33
- h. Resolution #255-2016* Authorize Remittance (Cancellation) of 2016 Taxes for Block 4.02, Lot 20
- i. Resolution #256-2016* Appointment of Excel Environmental Resources, Inc. as Environmental Engineer for Calendar Year 2017
- j. Resolution #257-2016* Appointment of Jessica C. Caldwell, P.P., A.I.C.P., as Town Planner for Calendar Year 2017
- k. Resolution #258-2016* Award Contract to Your Way Construction, Inc., for the Proposed Madison Street Sidewalk Improvements Project
- l. Resolution #259-2016* Appointment of John J. Scheri, PE, BCEE, ENV, SP, as Sewer Engineer for Calendar Year 2017
- m. Resolution #260-2016* Approval to Submit a Grant Application and Execute a Grant Contract with the New Jersey Department of Transportation for the Madison Street Sidewalk Project
- n. Resolution #261-2016* Resolution by the Town Council of the Town of Newton Authorizing an Agreement for Certain Legal Services
- o. Resolution #262-2016* Appointment of Municipal Attorney, Municipal Prosecutor, Labor Counsel, Tax Appeal Counsel and Public Defender for Calendar Year 2017
- p. Resolution #263-2016* Authorizing the Sale of Brine Solution to Municipalities
- q. Resolution #264-2016* Appointment of the Municipal Auditor for the Town of Newton for Calendar Year 2017
- r. Resolution #265-2016* Authorize the Execution of an Agreement for Auditing Services for Review of Statement of Assets Available for Benefits for (LOSAP) with Ferraioli, Wielkotz, Cerullo & Cuva

- s. Resolution #266-2016* Approve Bills and Vouchers for Payment
- t. Resolution #267-2016* Approve 2016 Appropriation Transfers

X. INTERMISSION

XI. DISCUSSION

- a. Ordinance draft – Chapter 228-12 Modification of Non-Domestic Discharges for Sewer Plant
- b. Ordinance draft – Amending Standard for Sign Lighting

XII. OPEN TO THE PUBLIC

XIII. COUNCIL & MANAGER COMMENTS

XIV. EXECUTIVE SESSION

- a. Resolution #268-2016 A Resolution Providing for a Meeting Not Open to the Public in Accordance With the Provisions of the New Jersey Open Public Meetings Act, N.J.S. A. 10:4-12
 - 1. Personnel – Town Manager's Performance Review

XV. ADJOURNMENT



TOWN OF NEWTON

RESOLUTION #248-2016

December 28, 2016 “Appointment of Keith Mitchell of the Mitchell Insurance Agency as Insurance Agent”

WHEREAS, the Town Council of the Town of Newton previously appointed local insurance agents to provide insurance coverage on behalf of the municipality; and

WHEREAS, said insurance services will be needed during calendar year 2017;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that Mr. Keith Mitchell, of the Mitchell Agency, 29 Trinity Street, Newton, NJ 07860, be named as agent of record effective January 1, 2017 for the following insurance policies:

- | | |
|-----------------------------|------------------|
| a) Package | SIF2017-07860NEW |
| b) Workers' Compensation | WC1707860NEW |
| c) Umbrella Policy | S1730038 |
| d) Fire Accident Insurance | VFP-4231-3258E-1 |
| e) Fire Life AD&D Insurance | G600592-0001 |

BE IT FURTHER RESOLVED, that the above named insurance agent is appointed to provide insurance services without competitive bidding as a “professional service” in accordance with N.J.S.A. 40A:11-1(1)(a) of the Local Public Contracts Law, because the services to be provided are of a nature requiring specific professional skills and knowledge; and

BE IT FURTHER RESOLVED, that notice of this action shall be published once in the New Jersey Herald.

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, December 28, 2016.

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #249-2016

December 28, 2016 **“To Transfer the Current Appropriation Balance Reserve for Tax Appeals and Set up a Reserve for Tax Appeals on the Current Trial Balance”**

WHEREAS, the following Current Fund 2016 Budget appropriation balance remains unexpended;

Reserve for Tax Appeals A/C#1094570	\$35,000.00
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WHEREAS, the Governing Body wishes to reserve this balance in the Current Fund as a reserve so that if tax appeals are resolved in a future year this funding may be used;

NOW, THEREFORE BE IT RESOLVED, by a majority of the full membership of the Town Council of the Town of Newton, that the above listed unexpended balances of the 2016 Current Budget be canceled and reserved in Current as a Reserve for Tax Appeals.

CERTIFICATION

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Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #250-2016

December 28, 2016 "Reappointment of Rufus Coward to the Advisory Recreation Commission"

BE IT RESOLVED, by the Town Council of the Town of Newton that Rufus Coward is hereby reappointed to a full five-year term on the Advisory Recreation Commission, effective January 1, 2017 and continuing through December 31, 2021.

CERTIFICATION

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Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #251-2016

December 28, 2016 "Reappointment of Kenneth Edwards to the
Newton Parking Authority"

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that Kenneth Edwards is hereby reappointed to a five (5) year term on the Newton Parking Authority, effective January 1, 2017 with said term continuing to December 31, 2021.

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, December 28, 2016.

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #252-2016

December 28, 2016 **“Appointment of David B. Simmons, Jr., P.E., L.S., P.P., C.M.E., as Water Engineer for Calendar Year 2017”**

WHEREAS, the Town of Newton requires the services of a qualified Water Engineer for the Town of Newton on an annual basis; and

WHEREAS, engineering services is a professional service as defined by the Local Public Contracts Law and is, therefore, exempt from public bidding requirements in accordance with N.J.A.C. 40A:11-5(1)(a)(i); and

WHEREAS, David B. Simmons, Jr., P.E., L.S., P.P., C.M.E, of Harold E. Pellow & Associates, Inc., has submitted a *Scope of Services* proposal outlining the services to be provided; and

WHEREAS, the anticipated term of this contract is one (1) year ending December 31, 2017;

NOW, THEREFORE BE IT RESOLVED, that the Town Council of the Town of Newton hereby reappoints David B. Simmons, Jr., P.E., L.S., P.P., C.M.E, of Harold E. Pellow & Associates, Inc., as Water Engineer for calendar year 2017 based on the *Scope of Services* proposal dated December 13, 2016; and

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to David B. Simmons, Jr., P.E., L.S., P.P., C.M.E, at Harold E. Pellow & Associates, Inc.; and

BE IT FURTHER RESOLVED, that notice of this action shall be published once in the New Jersey Herald.

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, December 28, 2016.

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #253-2016

December 28, 2016 "Authorize and Direct the Tax Collector to Sell Municipal Liens in Accordance with New Jersey Law in 2017"

WHEREAS, the Governing Body of the Town of Newton in the County of Sussex, New Jersey, desires to collect all taxes, assessments and other municipal charges that are now delinquent; and

WHEREAS, the Tax Collector is directed to sell all municipal delinquencies through December 31, 2016 in a manner prescribed by NJSA 54:5-19 and amended by Chapter 99, Public Laws of 1998;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that the Tax Collector is hereby authorized and directed to sell all municipal liens in accordance with the New Jersey Statutes, as described above, and that said sale shall take place in 2017.

CERTIFICATION

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Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #254-2016

December 28, 2016 "Authorize Remittance (Cancellation) of 2016 Taxes for Block 19.05, Lot 33"

WHEREAS, property known as Block 19.05, Lot 33, also known as 82 Mount View Street and owned by Sussex County Habitat for Humanity, a nonprofit organization of the State of New Jersey; and

WHEREAS, this property currently has unpaid taxes for the 3rd and 4th quarters of 2016 which amount to \$2,754.18; and

WHEREAS, on August 22, 2016 Habitat for Humanity entered into an agreement with the Town of Newton to make a Payment in Lieu of Taxes "PILOT" for the calendar year 2016 as approved and agreed by Resolution #146-2016; and

WHEREAS, the Tax Collector for the Town of Newton has determined the 3rd and 4th quarters of 2016 for Block 19.05, Lot 33, are uncollectible and therefore, must remit (cancel) the amount of \$2,754.18;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that this Governing Body acknowledges the taxes for the 3rd and 4th quarters of 2016 are uncollectible for Block 19.05, Lot 33, and must be remitted (cancelled); and

BE IT FURTHER RESOLVED, the Tax Collector be authorized to remit (cancel) taxes for the 3rd and 4th quarters 2016 for Block 19.05, Lot 33, in the total amount of \$2,754.18.

CERTIFICATION

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Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #255-2016

December 28, 2016 "Authorize Remittance (Cancellation) of 2016 Taxes for Block 4.02, Lot 20"

WHEREAS, the Municipal Tax Assessor has indicated during the remapping of the Town of Newton, Block 4.02, Lot 20, also known as High Street Rear and assessed to "Unknown Owner" represents a "void" in the tax map; and

WHEREAS, this property currently has unpaid taxes for the year 2016 which amount to \$41.70; and

WHEREAS, the Tax Collector has determined the taxes in the amount of \$41.70 for the tax year 2016 for Block 4.02, Lot 20, are uncollectible and are unable to be sold in the annual tax sale, therefor the amount must be remitted (cancelled);

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that this Governing Body acknowledges the taxes for the year 2016 for Block 4.02, Lot 20, are uncollectible and must be remitted (cancelled); and

BE IT FURTHER RESOLVED, that the Tax Collector be authorized to remit (cancel) taxes for the year of 2016 for Block 4.02, Lot 20, in the total amount of \$41.70.

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, December 28, 2016.

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #256-2016

December 28, 2016 "Appointment of Excel Environmental Resources, Inc. as Environmental Engineer for Calendar Year 2017"

WHEREAS, the Town of Newton has a need for a qualified Environmental Engineer to provide consulting and engineering services throughout the year as matters arise; and

WHEREAS, engineering services is a professional service as defined by the Local Public Contracts Laws and is, therefore, exempt from public bidding requirements in accordance with for certain specific matters under non-fair and open contracts pursuant to provisions of N.J.S.A 40A:11-5(1)(a); and

WHEREAS, the Newton Town Council appointed Excel Environmental Resources, Inc., in previous years to provide environmental engineering on some specific parcels in the Town of Newton, and said professional services may be needed by the Town of Newton during calendar year 2017; and

WHEREAS, Excel Environmental Resources, Inc., has submitted a *Scope of Services* proposal for environmental engineering services; and

WHEREAS, the anticipated term of this contract is one (1) year ending December 31, 2017; and

WHEREAS, this contract is awarded without competitive bidding as a "professional service" in accordance with N.J.S.A. 40A:11-5(1)(a)(i) of the Local Public Contracts law, because Excel Environmental Resources, Inc., is a licensed Environmental Engineering Firm in the State of New Jersey and, as such, is duly qualified as a professional to carry out the subject services which are expressly exempt from the Local Public Contracts bidding requirements;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton, we hereby appoint Excel Environmental Resources Inc., as Environmental Engineer for the Town of Newton for calendar year 2017; and

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to Excel Environmental Resources, Inc., and that a notice of this award be published in the newspaper of record published in accordance with the Local Public Contracts Law.

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, December 28, 2016.

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #257-2016

December 28, 2016 “Appointment of Jessica C. Caldwell, P.P.,
A.I.C.P., as Town Planner for Calendar Year 2017”

WHEREAS, the Town of Newton requires the services of a qualified Planning Consultant for the Town of Newton on an annual basis; and

WHEREAS, planning services is a professional service as defined by the Local Public Contracts Law and is, therefore, exempt from public bidding requirements in accordance with N.J.A.C. 40A:11-5(1)(a)(i); and

WHEREAS, Jessica C. Caldwell, P.P., A.I.C.P., of J. Caldwell & Associates has submitted a contract for execution outlining the services to be provided, including general planning consulting services, affordable housing responsibilities and grant writing services, as outlined in the Town Planner 2017 Scope of Services; and

WHEREAS, the anticipated term of this contract is one (1) year ending December 31, 2017;

NOW, THEREFORE BE IT RESOLVED, that the Town Council of the Town of Newton hereby reappoints Ms. Jessica Caldwell of J. Caldwell & Associates, LLC as Town Planner for calendar year 2017; and

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to Ms. Caldwell, at J. Caldwell & Associates, LLC; and

BE IT FURTHER RESOLVED, that notice of this action shall be published once in the New Jersey Herald.

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, December 28, 2016.

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #258-2016

**December 28, 2016 "Award Contract to Your Way Construction, Inc.,
for the Proposed Madison Street Sidewalk
Improvements Project"**

WHEREAS, the Town of Newton solicited bids for the Proposed Madison Street Sidewalk Improvements Project; and

WHEREAS, the bids for the Proposed Madison Street Sidewalk Improvements Project were publicly opened and read on Wednesday, November 9, 2016 at 11:00 a.m. as follows:

<u>Bidder</u>	<u>Bid Amount</u>
Your Way Construction, Inc. 404 Coit Street Irving, NJ 07111	\$177,142.05
JTG Construction, Inc. 188 Jefferson St. Suite 387 Newark, NJ 07105	\$191,798.00
Cifelli & Son General Contracting, Inc. 81 Franklin Avenue Nutley, NJ 07110	\$207,590.00
Tony's Concrete Construction Co., Inc. 316 E. Kinney Newark, NJ 07105	\$225,742.85
Tony & Sons, Inc. 80 Harrow Drive Colonia, NJ 07067	\$230,030.00
M. Sky Construction 830 Route 15 South Lake Hopatcong, NJ 07849	\$640,753.00

WHEREAS, after review of all submitted bids, Harold E. Pellow of Harold E. Pellow and Associates, Inc., the Town Engineer, recommends award of the Proposed Madison Street Sidewalk Improvements Project to Your Way Construction, Inc., in the amount of \$177,142.05; and

WHEREAS, the Chief Financial Officer, Dawn L. Babcock has certified that funds are available;

NOW, THEREFORE BE IT RESOLVED, that the Town Council of the Town of Newton hereby awards the contract for the Proposed Madison Street Sidewalk Improvements Project and authorizes the Mayor and Clerk to execute an agreement with Your Way Construction, Inc., Irvington, New Jersey in the amount of \$177,142.05.

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, December 28, 2016.

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 #: 258 -2016

APPROVING: YOUR WAY CONSTRUCTION

FOR THE PURPOSE OF: MADISON ST. SIDEWALK IMPR.

IN THE AMOUNT OF: \$177,142.05

APPROPRIATED BY: GENERAL CAPITAL -

ORD.#2013-11	#30913116	\$141,261.31
ORD. #2014-6	#30914062	\$ 35,880.74

DATED THIS 28TH DAY OF DECEMBER, 2016

BY  _____

DAWN L. BABCOCK
CHIEF FINANCIAL OFFICER



HAROLD E. PELLOW & ASSOCIATES, INC.

CONSULTING ENGINEERS • PLANNERS • LAND SURVEYORS

Established 1969

HAROLD E. PELLOW, *PRESIDENT*
NJ - P.E. & L.S., NJ - P.P., NJ - C.M.E.,
PA - P.E.

ANN PELLOW WAGNER
NJ - C.L.A., VA - G.L.A., PA - C.L.A.
(5/26/84 - 7/27/89)

DAVID B. SIMMONS, JR., *VICE PRESIDENT*
NJ - P.E. & L.S., NJ - P.P., NJ - C.M.E.,
NY - P.E. & L.S., PA - P.E. & L.S.

CORY L. STONER, *EXEC. VICE PRESIDENT*
NJ - P.E., NJ - C.M.E.,
PA - P.E.

MATTHEW J. MORRIS
NJ - L.L.A., NJ - P.P.

THOMAS G. KNUTELSKY, *ASSOCIATE*
NJ - P.E.

December 14, 2016

Revised December 15, 2016

VIA E-MAIL

MEMORANDUM TO: Mr. Thomas S. Russo, Jr., Newton Town Manager

FROM: Harold E. Pellow, P.E., L.S., Town Engineer

SUBJECT: **RECOMMENDATION OF AWARD**
Proposed Madison Street Sidewalk Improvements
HPA No. 13-032

Dear Tom,

I have reviewed the six (6) bids received on November 9, 2016 at 11:00 AM for the above referenced project and recommend the contract be awarded to Your Way Construction, Inc., 404 Coit Street, Irvington, New Jersey 07111, whose low bid was \$177,142.05.

Enclosed herewith please find the *Summary of Bids* for your review.

Very truly yours,

Harold E. Pellow, P.E., L.S.
HAROLD E. PELLOW & ASSOCIATES, INC.
Town of Newton Engineer

HEP.mac
K:\PROJECTS\MUNICIPAL\NEWTON\COUNCIL\13-032 - MADISON STREETRUSSO3.DOC

Enclosure

Harold E. Pellow and Associates, Inc.
 Consulting Engineers, Planners and Land Surveyors
 17 Plains Road
 Augusta, NJ 07822-2009
 Ph: (973) 948-6463; Fax: (973) 948-2916

SUMMARY OF BIDS

Project: Madison Street Sidewalk Improvements

Municipality: Town of Newton

County: Sussex

Item #	Description	Quantity	Unit	ENGINEER'S ESTIMATE		Your Way Construction, Inc.		JTG Construction, Inc.		Cifelli & Son General Contracting, Inc.	
				Unit Price	Amount	City	State/Zip	City	State/Zip	City	State/Zip
1	Mobilization	100%	LS	\$5,000.00	\$5,000.00						
2	Construction Signs	122	SF	\$30.00	\$3,660.00	\$1,552.00	\$1,552.00	\$6,731.00	\$6,731.00	\$2,000.00	\$2,000.00
3	Drums	20	Unit	\$50.00	\$1,000.00	\$0.10	\$12.20	\$15.00	\$1,830.00	\$2.00	\$244.00
4	Traffic Flaggers	360	M/H	\$85.00	\$30,600.00	\$86.50	\$31,140.00	\$50.00	\$1,000.00	\$1.00	\$20.00
5	Clearing Site	100%	LS	\$20,000.00	\$20,000.00	\$4,995.00	\$4,995.00	\$5,200.00	\$5,200.00	\$30.00	\$10,800.00
6	Concrete Sidewalk, 4" Thick, Reinforced	773	SY	\$75.00	\$57,975.00	\$53.20	\$41,123.60	\$58.00	\$44,834.00	\$60.00	\$46,380.00
7	Concrete Sidewalk, 6" Thick, Reinforced	382	SY	\$85.00	\$32,470.00	\$69.00	\$26,358.00	\$65.00	\$24,830.00	\$65.00	\$24,830.00
8	Dense Graded Aggregate Base Course, Variable Thickness, 208 Tons, If & Where	230	Ton	\$25.00	\$5,750.00	\$50.00	\$11,500.00	\$18.00	\$4,140.00	\$20.00	\$4,600.00
9	Milling, 2" Thick	1,967	SY	\$3.50	\$6,884.50	\$5.00	\$9,835.00	\$6.00	\$11,802.00	\$7.00	\$13,769.00
10	Hot Mix Asphalt 9.5M64, 2" Thick	250	Ton	\$125.00	\$31,250.00	\$100.00	\$25,000.00	\$93.00	\$23,250.00	\$120.00	\$30,000.00
11	Crosswalk Striping, Long Life, Thermoplastic	269	LF	\$5.00	\$1,345.00	\$4.05	\$1,089.45	\$4.00	\$1,076.00	\$4.00	\$1,076.00
12	Stop Bars, 24" Wide, Long Life, Thermoplastic	32	LF	\$10.00	\$320.00	\$16.20	\$518.40	\$14.00	\$448.00	\$6.00	\$192.00
13	Driveway Repair, Hot Mix Asphalt 9.5M64, 2" Thick, If & Where	11	Ton	\$150.00	\$1,650.00	\$108.00	\$1,188.00	\$100.00	\$1,100.00	\$200.00	\$2,200.00
14	Type "N" Curb Piece, 8"	2	Unit	\$300.00	\$600.00	\$398.25	\$796.50	\$400.00	\$800.00	\$650.00	\$1,300.00
15	Concrete Curb	160	LF	\$40.00	\$6,400.00	\$26.80	\$4,288.00	\$50.00	\$8,000.00	\$40.00	\$6,400.00
16	Detectable Warning Surface	8	Unit	\$300.00	\$2,400.00	\$200.00	\$1,600.00	\$300.00	\$2,400.00	\$100.00	\$800.00
17	Removal of Concrete Sidewalk	1,155	SY	\$5.00	\$5,775.00	\$4.50	\$5,197.50	\$5.40	\$6,237.00	\$18.00	\$20,790.00
18	Topsoiling 2" Thick, Seeding, Fertilizing & Straw Mulching	356	SY	\$9.00	\$3,204.00	\$4.00	\$1,424.00	\$10.00	\$3,560.00	\$4.00	\$1,424.00
19	Inlet, Type "B"	1	Unit	\$3,000.00	\$3,000.00	\$1,815.00	\$1,815.00	\$4,200.00	\$4,200.00	\$3,000.00	\$3,000.00
20	Inlet, Type "A"	1	Unit	\$3,000.00	\$3,000.00	\$1,363.00	\$1,363.00	\$3,500.00	\$3,500.00	\$2,800.00	\$2,800.00
21	Class "B" Concrete in Step	0.4	CY	\$400.00	\$160.00	\$695.25	\$278.10	\$6,250.00	\$2,500.00	\$500.00	\$200.00
22	Removal of Concrete Curb	160	LF	\$10.00	\$1,600.00	\$1.00	\$160.00	\$5.00	\$800.00	\$5.00	\$800.00
23	Traffic Markings, Long Life, Thermoplastic	130	SF	\$5.00	\$650.00	\$10.13	\$1,316.90	\$9.00	\$1,170.00	\$7.00	\$910.00
24	Construction Layout	100%	LS	\$8,000.00	\$8,000.00	\$1.00	\$1.00	\$4,800.00	\$4,800.00	\$3,000.00	\$3,000.00
25	Inlet Filter Protection	3	Unit	\$300.00	\$900.00	\$1.00	\$3.00	\$50.00	\$150.00	\$5.00	\$15.00
26	Traffic Stripes, Long Life, Epoxy Resin	1,520	LF	\$0.50	\$760.00	\$2.36	\$3,587.20	\$2.00	\$3,040.00	\$2.00	\$3,040.00
27	Asphalt Price Index	100%	LS	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00
TOTAL ESTIMATED COST OF CONSTRUCTION:					\$235,353.50		\$177,142.05		\$191,798.00		\$207,590.00

Contractor Name	City	State/Zip
Your Way Construction, Inc.	Irvington, NJ	07111
JTG Construction, Inc.	Newark, NJ	07105
Cifelli & Son General Contracting, Inc.	Nutley, NJ	07110

I hereby certify that this is a true copy of the bids received on November 9, 2016 at 11:00 AM. Page 1 of 2

Harold E. Pellow (Engineer)

Harold E. Pellow and Associates, Inc.
 Consulting Engineers, Planners and Land Surveyors
 17 Plains Road
 Augusta, NJ 07822-2009
 Ph: (973) 948-6463; Fax: (973) 948-2916

SUMMARY OF BIDS

Project: Madison Street Sidewalk Improvements	Tony's Concrete Construction Co., Inc.		Tony & Son, Inc.		M Sky Construction Corporation	
Municipality: Town of Newton	Contractor Name 316 E. Kinney Street Newark, NJ 07105		Contractor Name 80 Harrow Drive Colonia, NJ 07067		Contractor Name 830 Route 15 South Lake Hopatcong, NJ 07849	
County: Sussex	Street Address		Street Address		Street Address	

Item #	Description	Quantity	Unit	ENGINEER ESTIMATE		City		State/Zip		City		State/Zip		City		State/Zip	
				Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount		
1	Mobilization	100%	LS	\$5,000.00	\$5,000.00	\$15,000.00	\$15,000.00	\$4,000.00	\$4,000.00	\$5,000.00	\$5,000.00						
2	Construction Signs	122	SF	\$30.00	\$3,660.00	\$1.00	\$122.00	\$10.00	\$1,220.00	\$10.00	\$1,220.00	\$10.00	\$1,220.00	\$10.00	\$1,220.00	\$10.00	\$1,220.00
3	Drums	20	Unit	\$50.00	\$1,000.00	\$1.00	\$20.00	\$10.00	\$200.00	\$10.00	\$200.00	\$10.00	\$200.00	\$10.00	\$200.00	\$10.00	\$200.00
4	Traffic Flaggers	360	MH	\$85.00	\$30,600.00	\$88.00	\$31,680.00	\$86.50	\$31,140.00	\$86.50	\$31,140.00	\$100.00	\$36,000.00	\$100.00	\$36,000.00	\$100.00	\$36,000.00
5	Clearing Site	100%	LS	\$20,000.00	\$20,000.00	\$10,000.00	\$10,000.00	\$30,000.00	\$30,000.00	\$30,000.00	\$30,000.00	\$30,000.00	\$30,000.00	\$30,000.00	\$30,000.00	\$30,000.00	\$30,000.00
6	Concrete Sidewalk, 4" Thick, Reinforced	773	SY	\$75.00	\$57,975.00	\$59.00	\$45,607.00	\$56.00	\$43,288.00	\$70.00	\$54,110.00	\$70.00	\$54,110.00	\$70.00	\$54,110.00	\$70.00	\$54,110.00
7	Concrete Sidewalk, 6" Thick, Reinforced	382	SY	\$85.00	\$32,470.00	\$68.00	\$25,976.00	\$83.00	\$31,706.00	\$83.00	\$31,706.00	\$81.00	\$30,942.00	\$81.00	\$30,942.00	\$81.00	\$30,942.00
8	Dense Graded Aggregate Base Course, Variable Thickness, 208 Tons, If & Where	230	Ton	\$25.00	\$5,750.00	\$15.00	\$3,450.00	\$11.00	\$2,530.00	\$11.00	\$2,530.00	\$25.00	\$5,750.00	\$25.00	\$5,750.00	\$25.00	\$5,750.00
9	Milling, 2" Thick	1,967	SY	\$3.50	\$6,884.50	\$8.55	\$16,817.85	\$5.00	\$9,835.00	\$5.00	\$9,835.00	\$9.00	\$17,703.00	\$9.00	\$17,703.00	\$9.00	\$17,703.00
10	Hot Mix Asphalt 9.5M64, 2" Thick	250	Ton	\$125.00	\$31,250.00	\$126.00	\$31,500.00	\$130.00	\$32,500.00	\$130.00	\$32,500.00	\$105.00	\$26,250.00	\$105.00	\$26,250.00	\$105.00	\$26,250.00
11	Crosswalk Striping, Long Life, Thermoplastic	269	LF	\$5.00	\$1,345.00	\$4.00	\$1,076.00	\$3.00	\$807.00	\$3.00	\$807.00	\$10.00	\$2,690.00	\$10.00	\$2,690.00	\$10.00	\$2,690.00
12	Stop Bars, 24" Wide, Long Life, Thermoplastic	32	LF	\$10.00	\$320.00	\$7.25	\$232.00	\$5.00	\$160.00	\$5.00	\$160.00	\$25.00	\$800.00	\$25.00	\$800.00	\$25.00	\$800.00
13	Driveway Repair, Hot Mix Asphalt 9.5M64, 2" Thick, If & Where	11	Ton	\$150.00	\$1,650.00	\$190.00	\$2,090.00	\$130.00	\$1,430.00	\$130.00	\$1,430.00	\$150.00	\$1,650.00	\$150.00	\$1,650.00	\$150.00	\$1,650.00
14	Type "N" Curb Piece, 8"	2	Unit	\$300.00	\$600.00	\$800.00	\$1,600.00	\$350.00	\$700.00	\$350.00	\$700.00	\$350.00	\$700.00	\$350.00	\$700.00	\$350.00	\$700.00
15	Concrete Curb	160	LF	\$40.00	\$6,400.00	\$35.00	\$5,600.00	\$25.00	\$4,000.00	\$4.00	\$640.00	\$35.00	\$5,600.00	\$35.00	\$5,600.00	\$35.00	\$5,600.00
16	Detachable Warning Surface	8	Unit	\$300.00	\$2,400.00	\$300.00	\$2,400.00	\$240.00	\$1,920.00	\$240.00	\$1,920.00	\$300.00	\$2,400.00	\$300.00	\$2,400.00	\$300.00	\$2,400.00
17	Removal of Concrete Sidewalk	1,155	SY	\$5.00	\$5,775.00	\$14.00	\$16,170.00	\$15.00	\$17,325.00	\$15.00	\$17,325.00	\$2.00	\$2,310.00	\$2.00	\$2,310.00	\$2.00	\$2,310.00
18	Topsoil of 2" Thick, Seeding, Fertilizing & Straw Mulching	356	SY	\$9.00	\$3,204.00	\$6.00	\$2,136.00	\$4.00	\$1,424.00	\$4.00	\$1,424.00	\$8.00	\$2,848.00	\$8.00	\$2,848.00	\$8.00	\$2,848.00
19	Inlet, Type "B"	1	Unit	\$3,000.00	\$3,000.00	\$2,800.00	\$2,800.00	\$2,800.00	\$2,800.00	\$2,800.00	\$2,800.00	\$3,000.00	\$3,000.00	\$3,000.00	\$3,000.00	\$3,000.00	\$3,000.00
20	Inlet, Type "A"	1	Unit	\$3,000.00	\$3,000.00	\$1,800.00	\$1,800.00	\$2,600.00	\$2,600.00	\$2,600.00	\$2,600.00	\$2,500.00	\$2,500.00	\$2,500.00	\$2,500.00	\$2,500.00	\$2,500.00
21	Class "B" Concrete in Step	0.4	CY	\$400.00	\$160.00	\$300.00	\$120.00	\$1,500.00	\$600.00	\$600.00	\$300.00	\$120.00	\$120.00	\$300.00	\$120.00	\$300.00	\$120.00
22	Removal of Concrete Curb	160	LF	\$10.00	\$1,600.00	\$10.00	\$1,600.00	\$10.00	\$1,600.00	\$10.00	\$1,600.00	\$5.00	\$800.00	\$5.00	\$800.00	\$5.00	\$800.00
23	Traffic Markings, Long Life, Thermoplastic	130	SF	\$5.00	\$650.00	\$8.50	\$1,105.00	\$6.00	\$780.00	\$6.00	\$780.00	\$12.00	\$1,560.00	\$12.00	\$1,560.00	\$12.00	\$1,560.00
24	Construction Layout	100%	LS	\$8,000.00	\$8,000.00	\$1.00	\$1.00	\$3,200.00	\$3,200.00	\$3,200.00	\$3,200.00	\$25,000.00	\$25,000.00	\$25,000.00	\$25,000.00	\$25,000.00	\$25,000.00
25	Inlet Filter Protection	3	Unit	\$300.00	\$900.00	\$300.00	\$900.00	\$75.00	\$225.00	\$75.00	\$225.00	\$200.00	\$600.00	\$200.00	\$600.00	\$200.00	\$600.00
26	Traffic Stripes, Long Life, Epoxy Resin	1,520	LF	\$0.50	\$760.00	\$3.25	\$4,940.00	\$2.00	\$3,040.00	\$2.00	\$3,040.00	\$250.00	\$380,000.00	\$250.00	\$380,000.00	\$250.00	\$380,000.00
27	Asphalt Price Index	100%	LS	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00
TOTAL ESTIMATED COST OF CONSTRUCTION:					\$235,353.50		\$225,742.85		\$230,030.00		\$640,753.00						

I hereby certify that this is a true copy of the bids received on November 9, 2016 at 11:00 AM.

Page 2 of 2

Handwritten Signature
 (Engineer)



TOWN OF NEWTON

RESOLUTION #259-2016

December 28, 2016 “Appointment of John J. Scheri, PE, BCEE, ENV, SP,
as Sewer Engineer for Calendar Year 2017”

WHEREAS, the Town of Newton requires the services of a qualified Sewer Engineer for the Town of Newton on an annual basis; and

WHEREAS, engineering services is a professional service as defined by the Local Public Contracts Law and is, therefore, exempt from public bidding requirements in accordance with N.J.A.C. 40A:11-5(1)(a)(i); and

WHEREAS, John J. Scheri, PE, BCEE, ENV, SP, of Mott MacDonald, LLC., has submitted a *Scope of Services* proposal outlining the services to be provided; and

WHEREAS, the anticipated term of this contract is one (1) year ending December 31, 2017;

NOW, THEREFORE BE IT RESOLVED, that the Town Council of the Town of Newton hereby reappoints John J. Scheri, PE, BCEE, ENV, SP, of Mott MacDonald, LLC., as Sewer Engineer for calendar year 2017 based on the *Scope of Services* proposal dated December 14, 2016; and

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to John J. Scheri, PE, BCEE, ENV, SP, of Mott MacDonald, LLC.; and

BE IT FURTHER RESOLVED, that notice of this action shall be published once in the New Jersey Herald.

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, December 28, 2016.

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #260-2016

December 28, 2016 “Approval to Submit a Grant Application and Execute a Grant Contract with the New Jersey Department of Transportation for the Madison Street Sidewalk Project”

WHEREAS, the Town of Newton is filing a grant application in the amount of \$234,354 through the NJDOT Federal Aid Program for the sidewalk improvements on Madison Street;

NOW, THEREFORE BE IT RESOLVED, that the Newton 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 Mayor and Municipal Clerk are hereby authorized to submit an electronic grant application identified as TAP-1082(300) 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, December 28, 2016.

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #261-2016

December 28, 2016 "Resolution by the Town Council of the Town of Newton Authorizing an Agreement for Certain Legal Services"

WHEREAS, there exists a need for specialized legal services in connection with the redevelopment program and the authorization and the issuance of bonds, notes or other obligations of the Town of Newton (the "Town") in the County of Sussex, State of New Jersey, including the review of such procedures and the rendering of approving legal opinions acceptable to the financial community; and

WHEREAS, such special legal services can be provided only by an experienced law firm and recognized Bond Counsel firm, and the law firm of McManimon, Scotland & Baumann, L.L.C., Roseland, New Jersey has the experience and is so recognized by the financial and legal community; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., requires that notice with respect to contracts for Professional Services awarded without competitive bids must be publicly advertised;

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

1. The law firm of McManimon, Scotland & Baumann, L.L.C., Roseland, New Jersey is hereby retained to provide the specialized legal services necessary in connection with the redevelopment program and the authorization and the issuance of bonds, notes or other obligations by the Town in accordance with an Agreement dated December 9, 2016 and submitted to the Town (the "Contract").
2. The Contract is awarded without competitive bidding as a "Professional Service" in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a), because it is for services performed by persons authorized by law to practice a recognized profession.
3. A copy of this resolution as well as the Contract shall be placed on file with the Clerk of the Town.
4. A notice in accordance with the Local Public Contracts Law of New Jersey shall be published in the *New Jersey Herald*.

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, December 28, 2016.

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #262-2016

December 28, 2016 "Appointment of Municipal Attorney, Municipal Prosecutor, Labor Counsel, Tax Appeal Counsel, and Public Defender for Calendar Year 2017"

WHEREAS, the Town of Newton has a need to acquire legal counsel for certain specific matters under non-fair and open contracts pursuant to provisions of N.J.S. 19:44A-20; and

WHEREAS, said professional services will be needed by the Town of Newton during calendar year 2017, and appropriate agreements for the appointment of each attorney have been prepared and executed by said attorneys; and

WHEREAS, the below named professionals have completed and submitted a Business Entity Disclosure Certification which certifies that each professional has not made any reportable contributions to a political or candidate committee in the Town of Newton in the previous one (1) year, and that the contract will prohibit the professional from making any reportable contributions through the term of the contract; and

WHEREAS, the anticipated term of each individual contract is one (1) year;

NOW, THEREFORE BE IT RESOLVED, that the Town Council of the Town of Newton authorizes the Mayor and Municipal Clerk to execute an agreement in duplicate with each professional listed below:

Ursula H. Leo, Esq., of Laddey, Clark & Ryan, LLP	Municipal Attorney
Jonathan E. McMeen, Esq., of Laddey, Clark & Ryan, LLP	Municipal Prosecutor
James T. Prusinowski, Esq., of Trimboli & Prusinowski, LLC	Labor Counsel
Robert B. McBriar, Esq. of Schenck Price Smith & King, LLP	Tax Appeal Counsel
James P. Sloan, Esq., of James P. Sloan, P.C.	Public Defender

BE IT FURTHER RESOLVED that a fully executed copy of each agreement be provided to each of the respective attorneys with a certified copy of this Resolution and advertised according to State Statute.

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, December 28, 2016.

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #263-2016

December 28, 2016 “Authorizing the Sale of Brine Solution to Municipalities”

WHEREAS, the Town of Newton has the equipment necessary to make a brine solution which is used on roadways in preparation for inclement weather; and

WHEREAS, in the past, other municipalities have purchased the brine solution from the Town of Newton; and

WHEREAS, the Newton Town Council desires to authorize the sale of brine solution to other municipalities to the extent it is available, subject to the terms and conditions of this Resolution; and

WHEREAS, the New Jersey Local Public Contracts Law authorizes the sale of items such as the brine solution to a local government agency in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-36(2), without the need for bids or public auctions;

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Newton, County of Sussex, State of New Jersey, that:

1. The Town of Newton may sell to other municipalities brine solution to the extent that the Town of Newton has the solution available.
2. The DPW Supervisor or his designee shall be responsible for monitoring the quantities of brine solution sold and provide the information to the Town of Newton CFO or his/her designee for invoicing purposes.
3. The sale price of the brine solution at the time of this Resolution is \$0.50 per gallon; however, the Town of Newton reserves the right to adjust the sale price in the event the costs to the Town of Newton increase during the term of this Resolution. Upon receipt of the invoice, the purchasing municipality shall submit a purchase order or voucher to the Town of Newton. Payment of the invoice is expected within 30 days of the invoice date.
4. A copy of this Resolution shall be placed on file with the Clerk of the Town of Newton.
5. This Resolution shall take effect immediately and shall remain in effect through December 31, 2017, or as such time as the Town Council modifies or repeals this Resolution.

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, December 28, 2016.

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #264-2016

December 28, 2016 "Appointment of the Municipal Auditor for the Town of Newton for Calendar Year 2017"

WHEREAS, the Town of Newton has a need to acquire auditing services as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4; and

WHEREAS, the anticipated term of this contract is for calendar year 2017; and

WHEREAS, auditing service is a professional service as defined by the Local Public Contracts Law and is, therefore, exempt from public bidding requirements in accordance with N.J.A.C. 40A:11-5(1)(a)(i); and

WHEREAS, Ferraioli, Wielkotz, Cerullo & Cuva, P.A. has submitted a proposal dated December 2, 2016 indicating they will provide the 2017 auditing services for \$26,550.00; and

WHEREAS, Ferraioli, Wielkotz, Cerullo & Cuva, P.A. has completed and submitted a Business Entity Disclosure Certification which certifies that Ferraioli, Wielkotz, Cerullo & Cuva, P.A. has not made any reportable contributions to a political or candidate committee in the Town of Newton in the previous one year, and that the contract will prohibit the Ferraioli, Wielkotz, Cerullo & Cuva, P.A. from making any reportable contributions through the term of the contract; and

WHEREAS, the Chief Financial Officer has certified that funds are available to support an agreement with Ferraioli, Wielkotz, Cerullo & Cuva, P.A. in an amount of \$26,550.00;

NOW, THEREFORE, BE IT RESOLVED, that the Town Council of the Town of Newton authorizes the Mayor to enter into a contract with Ferraioli, Wielkotz, Cerullo & Cuva, P.A. as described herein; and

BE IT FURTHER RESOLVED, that the Business Disclosure Entity Certification and the Determination of Value be filed in the Municipal Clerk's office; and

BE IT FURTHER RESOLVED, that notice of this action shall be published once in the New Jersey Herald.

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, December 28, 2016.

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #265-2016

December 28, 2016 **“Authorize the Execution of an Agreement for Auditing Services for Review of Statement of Assets Available for Benefits for (LOSAP) with Ferraioli, Wielkocz, Cerullo & Cuva”**

WHEREAS, the Town of Newton will require the services of a qualified Auditor to examine the Statement of Net Assets Available for Benefits for the Town of Newton's Emergency Services Volunteer Length of Service Award Program (LOSAP) as of December 31, 2016; and

WHEREAS, auditing service is a professional service as defined by the Local Public Contracts Law and is, therefore, exempt from public bidding requirements in accordance with N.J.A.C. 40A:11-5(1)(a)(i); and

WHEREAS, Mr. Thomas M. Ferry, RMA of the accounting firm Ferraioli, Wielkocz, Cerullo & Cuva, PA has furnished an appropriate contract for said services for a maximum contract amount of \$1,500.00; and

WHEREAS, Ferraioli, Wielkocz, Cerullo & Cuva, PA has completed and submitted a Business Entity Disclosure Certification with certifies that said firm has not made any reportable contributions to a political or candidate committee in the Town of Newton in the previous one year, and the contract will prohibit the firm from making any reportable contributions through the term on the contract; and

WHEREAS, the anticipated term of this contract is for calendar year 2017;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that the Mayor, the Town Manager and the Treasurer are hereby authorized to execute a contract on behalf of the municipality for review of their LOSAP Statement of Net Assets Available for Benefit and said contract will remain on file in the Municipal Clerk's office; and

BE IT FURTHER RESOLVED, that a copy of the fully executed contract be forwarded to Mr. Thomas Ferry, and that a notice of this award be published in accordance with the Local Public Contracts Law.

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, December 28, 2016.

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #266-2016

December 28, 2016

“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 2015 and 2016 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, December 28, 2016.

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #267-2016

December 28, 2016 "Approve 2016 Appropriation Transfers"

BE IT RESOLVED, by the Town Council of the Town of Newton that the following 2016 appropriation transfers be approved effective this date:

<u>From</u> <u>CURRENT</u>	<u>To</u>	<u>Amount</u>
Misc Operating OE 1079200	Finance OE 1054266	400.00
Misc Operating SW 1079100	Road SW 1080101	1,000.00
Misc Operating OE 1079200	Mayor & Council OE 1052244	100.00
Misc Operating SW 1079100	Police SW 1074113	500.00
Pool SW 1090101	Police SW	1,600.00
Utility OE 1089229	Police SW	12,000.00
Group Health Ins OE 1066201	Police SW	13,000.00
Court SW 1059101	Police SW	3,000.00
TOTAL CURRENT TRANSFERS		<hr/> \$31,600.00

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, December 28, 2016.

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #268-2016

December 28, 2016 **“A Resolution Providing for a Meeting Not Open to the Public in Accordance with the Provisions of the New Jersey Open Public Meetings Act, N.J.S.A. 10:4-12”**

WHEREAS, the Town Council of the Town of Newton is subject to certain requirements of the Open Public Meetings Act, N.J.S.A. 10:4-6, et seq.; and

WHEREAS, the Open Public Meetings Act, N.J.S.A. 10:4-12, provides that an Executive Session, not open to the public, may be held for certain specific purposes when authorized by Resolution; and

WHEREAS, it is necessary for the Town Council of the Town of Newton to discuss in a session not open to the public certain matters relating to the items authorized by N.J.S.A. 10:4-12b and designated below:

(1) Personnel – Town Manager's Performance Review

NOW, THEREFORE, BE IT RESOLVED, by the Town Council of the Town of Newton, assembled in public session on December 28, 2016, that an Executive Session closed to the public shall be held on December 28, 2016, at PM in the Town of Newton Municipal Building, 39 Trinity Street, Newton, NJ, for the discussion of matters relating to the specific items designated above.

It is anticipated that the deliberations conducted in closed session may be disclosed to the public upon the determination of the Town Council that the public interest will no longer be served by such confidentiality.

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 public meeting of said Governing Body conducted on Wednesday, December 28, 2016.

Lorraine A. Read, RMC
Municipal Clerk

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

Check#	Vendor	Description	Payment	Check Total
37610	1846 - ADVANCE AUTO PARTS	PO 47552 BLANKET: AUTO PARTS Rd/W-S/Snow/Fir	2.99	2.99
37611	3006 - AG CHOICE, LLC.	PO 48889 2016 VEGITATIVE/WASTE DISPOSAL	1,434.00	1,434.00
37612	3719 - AIDA CAHILL	PO 49416 DEPUTY COURT ADMIN 12/2 & 12/9	375.00	375.00
37613	921 - AIRGAS EAST	PO 47578 BLANKET: ACETYLENE/ARGON/OXYGEN \$20	7.34	7.34
37614	3764 - BARRELL HOUSE	PO 49395 CHRISTMAS PARTY 12/16	1,000.00	1,000.00
37615	1132 - BOONTON TIRE SUPPLY INC.	PO 49045 BLANKET PO/VEH MAINT	58.20	58.20
37616	192 - CAMPBELL'S SMALL ENGINE INC.	PO 47556 BLANKET: PARKS/SNOW EQUIP MAINT	69.00	69.00
37617	163 - CENTURYLINK COMMUNICATIONS, INC.	PO 47539 BLANKET: LONG DISTANCE @\$200 CUS	271.67	271.67
37618	163 - CENTURYLINK COMMUNICATIONS, INC.	PO 48389 BLANKET: LOCAL PHONE SVC (MAY-DEC)	3,514.97	3,514.97
37619	3768 - COMPASS ENERGY GAS SERVICES, INC.	PO 47573 BLANKET: NATURAL GAS SUPPLIER (Jan-	1,801.81	1,801.81
37620	2361 - CSS TEST INC.	PO 47546 BLANKET: PRE-EMPLOYMENT DRUG SCREEN	48.00	48.00
37621	3716 - ELIANNA KIESLING	PO 49394 ASSIST COURT ADMIN	150.00	
		PO 49414 12/13 ASSIST COURT ADMINISTRATOR	187.50	337.50
37622	2192 - EMERGENCY MEDICAL PRODUCTS	PO 49367 REGULATOR CUST #107860	126.29	126.29
37623	225 - FEDERAL EXPRESS	PO 47560 BLANKET: EXPRESS MAIL Acct #1344-05	152.77	152.77
37624	110 - G & G DIESEL SERVICE INC	PO 47514 BLANKET: DPW TRUCK REPAIRS	613.13	613.13
37625	1625 - GENERVE INC.	PO 49359 GENERATOR QTRLY INSPECTION FIRE #2	190.00	190.00
37626	3463 - Greg Lefrois	PO 49442 REIMB PARKING FEES NJLM	60.00	60.00
37627	230 - HAYEK'S MARKET INC.	PO 49337 11/18 LUNCHEON TOM	19.24	19.24
37628	1866 - HOME DEPOT, INC.	PO 49380 ELECTION SUPP'S POLLING STATIONS	229.96	
		PO 49411 FIRE #1 STAIRS COLUMNS & FERTILIZER	349.45	579.41
37629	113 - JCP&L	PO 48388 BLANKET: ELECTRIC (APR-OCT?) T \$12	12,576.82	12,576.82
37630	3644 - JOHNNY ON THE SPOT, LLC.	PO 47559 BLANKET: PORT A JOHN RENT (Mem Park	475.00	475.00
37631	2532 - LADDEY, CLARK & RYAN, LLP	LEGAL -NOV	2,080.00	2,080.00
37632	2278 - LANGUAGE LINE SERVICES, INC.	PO 49308 10/24/16 SPANISH INTERPRETATION AC	224.40	224.40
37633	62 - MGL FORMS - SYSTEMS, LLC.	PO 49204 Minute Book/Supplies	235.50	235.50
37634	53 - MONTAGUE TOOL & SUPPLY, INC.	PO 48451 BLANKET: EQUIPMENT REPAIRS	131.10	131.10
37635	3450 - MORRIS ASPHALT SUPPLY, LLC	PO 49374 ASPHALT (6.002 TONS)	330.11	330.11
37636	1528 - MR. JOHN, INC.	PO 47554 BLANKET: RECYCLE CTR PORT A JOHN (J	83.40	83.40
37637	116 - NEW JERSEY HERALD, INC.	PO 49100 NJH Ads	26.10	26.10
37638	2835 - NJMEBF	PO 49444 DEC MEDICAL & DENTAL	101,842.00	101,842.00
37639	3624 - NORTHERN BORDER TREE FARMS	PO 49288 CHRISTMAS LARGE TREE	250.00	250.00
37640	106 - ELIZABETHTOWN GAS	PO 47537 BLANKET: NAT GAS (Jan-Mar) Curr \$35	1,077.87	1,077.87
37641	64 - BELLOW, HAROLD & ASSO, INC.	PO 49440 OCT/NOV ENGINEERING	2,755.06	2,755.06
37642	2788 - PENTELEDATA	PO 47484 BLANKET: INTERNET ACCT #1871584 (J	729.70	729.70
37643	39 - QUILL CORPORATION	PO 47614 BLANKET: POLICE OFFICE SUPPLIES (JA	117.37	
		PO 47700 BLANKET: OFFICE SUPP'S	157.41	274.78
37644	2478 - RACHLES/MICHELE'S OIL COMPANY, INC.	PO 47535 BLANKET: GAS (JAN-MAR \$5000) A/C#	318.10	318.10
37645	1872 - RR DONNELLEY	PO 49279 BOH Certified Paper cust #583530-0	220.50	220.50
37646	951 - SERVICE ELECTRIC CABLE TV	PO 47543 BLANKET: CONVERTER BOXES 3 DPW/1 PO	61.15	61.15
37647	1125 - SIRCHIE FINGER PRINT LABS, LLC.	PO 49362 PHOTO SCALE CARDS cust #00-D07860	44.17	44.17
37648	2257 - STAPLES BUSINESS ADVANTAGE, INC.	CODE OFFICE SUPP'S	53.94	
		PO 47701 BLANKET: GRND FLR OFFICE SUPP'S	249.96	
		PO 48714 BLANKET: OFFICE SUPPLIES POLICE/CEN	457.61	761.51
37649	3442 - SUNLIGHT GENERAL	PO 47486 BLANKET: DPW/STP ELECTRIC (JAN-MAR)	280.15	280.15
37650	102 - SUSSEX CAR WASH INC	PO 47557 BLANKET: POLICE CAR WASHES	154.00	154.00
37651	371 - T.A. MOUNTFORD COMPANY, INC.	PO 49331 TONER POLICE	79.00	
		PO 49370 PTL. Rm. COPIER	1,450.00	1,529.00
37652	2479 - TAYLOR OIL CO., INC.	PO 47536 BLANKET: DIESEL (JAN-MAR \$5000) A/C	973.64	973.64
37653	1971 - TOWN OF NEWTON	PO 49424 ELECT FEE -OTHER BANK CHARGES (2 MO	70.00	70.00
37654	293 - TREASURER, PETTY CASH FUND	TOWN DOMAIN RENEWAL -TERRI	40.00	40.00
37655	219 - TRI-STATE RENTALS, INC.	PO 49389 CARPET CLEANER RENTAL POLICE FLOORS	129.15	129.15
37656	3369 - UNITED TELEPHONE/CENTURY LINK	PO 47538 BLANKET: DIGITAL DATA CIRCUIT 39 T	126.68	126.68
37657	1280 - VERIZON WIRELESS, INC.	PO 47528 BLANKET: CELL PHONES ACCT #88257107	1,517.38	1,517.38
37658	1500 - WALMART	PO 49384 SUPPLIES SEN. DNR	76.14	76.14
37659	633 - WEIS MARKETS, INC.	PO 49397 TREE LIGHTING FOOD ACCT #1670	80.81	80.81
37660	3726 - WITMER PUBLIC SAFTEY GROUP, iINC.	PO 49255 GAS METER CALIB CONTRACT 11/1/16-10	610.00	
		PO 49324 SCBA FLOW TEST & INSPECTION	776.74	1,386.74
TOTAL				141,522.28

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

Check#	Vendor	Description	Payment	Check Total
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Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
100001	CASH - CURRENT - LAKELAND #434			0.00	141,522.28
100130	INTERFUND RECEIVABLE - PAYROLL ACCT			73,552.10	
1050200	TOWN MANAGER'S OFFICE - OTHER EXPENSES	79.24			
1051200	TOWN CLERK'S OFFICE - OTHER EXPENSES	349.37			
1051500	ELECTIONS - OTHER EXPENSES	229.96			
1052200	TOWN COUNCIL - OTHER EXPENSES	40.00			
1054200	FINANCE ADMINISTRATION - OTHER EXPENSES	243.67			
1055200	ASSESSMENT OF TAXES - OTHER EXPENSES	52.47			
1056200	COLLECTION OF TAXES - OTHER EXPENSES	111.23			
1058200	LEGAL SERVICES - OTHER EXPENSES	2,080.00			
1059200	MUNICIPAL COURT - OTHER EXPENSES	712.50			
1060200	ENGINEERING - OTHER EXPENSES	794.75			
1061200	BUILDINGS & GROUNDS - OTHER EXPENSES	319.15			
1066200	EMPLOYEE GROUP INSURANCE - OTHER EXPENSE	28,289.90			
1070200	FIRE DEPARTMENT - OTHER EXPENSES	776.74			
1074200	POLICE DEPARTMENT - OTHER EXPENSES	931.47			
1074300	COMMUNICATIONS CENTER - OTHER EXPENSES	1,567.37			
1077500	CODE ENFORCEMENT - OTHER EXPENSES	53.94			
1080200	ROAD REPAIR & MAINT - OTHER EXPENSES	1,078.55			
1082200	STORMWATER/FLOOD CONTROL - OTHER EXPENSE	1,960.31			
1083200	RECYCLING/SANITATION - OTHER EXPENSES	1,517.40			
1083300	VEHICLE MAINTENANCE - OTHER EXPENSES	828.32			
1084200	BOARD OF HEALTH - OTHER EXPENSES	285.50			
1085200	OCCUPATIONAL HEALTH - OTHER EXPENSES	48.00			
1087200	RECREATION - OTHER EXPENSES	406.95			
1089200	UTILITY EXP/BULK PURCH - OTHER EXPENSES	23,249.94			
1090200	SWIMMING POOL - OTHER EXPENSES	70.00			
1091200	PARKS & PLAYGROUNDS - OTHER EXPENSES	544.00			
1092200	CELEBRATION OF PUBLIC EVENTS - OE	1,000.00			
1095200	CAPITAL IMPROVEMENTS - OTHER EXPENSES	349.45			
TOTALS FOR CURRENT FUND		67,970.18	0.00	73,552.10	141,522.28

Total to be paid from Fund 10 CURRENT FUND	141,522.28

	141,522.28

Checks Previously Disbursed

37609	ACTION DATA SERVICES, INC.	PO# 49154 AFFORDABLE CARE ACT 2015 IMPLEMENT	541.63 12/15/2016
161075	PAYROLL ACCOUNT	12/15 Current pay	212,343.24 12/15/2016

			212,884.87

Total paid from Fund 10 CURRENT FUND	212,884.87

	212,884.87

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
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Total for this Bills List: **354,407.15**

List of Bills - (210001) CASH - DOG RESERVE - LAKELAND #493 DOG RESERVE

Check#	Vendor	Description	Payment	Check Total
8559	62 - MGL FORMS - SYSTEMS, LLC.	PO 49232 2017 Dog/Cat LicensesCUST #N023	249.00	249.00
	TOTAL			----- 249.00

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
210001	CASH - DOG RESERVE - LAKELAND #493			0.00	249.00
211200	RESERVE FOR ANIMAL CONTROL			249.00	

TOTALS FOR	DOG RESERVE	0.00	0.00	249.00	249.00
		=====	=====	=====	=====

Total to be paid from Fund 21 DOG RESERVE	249.00 ----- 249.00
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List of Bills - (300001) CASH - CAPITAL - LAKELAND #450 CAPITAL

Check#	Vendor	Description	Payment	Check Total
8594	263 - MCMANIMON, SCOTLAND & BAUMANN, LLC	PO 49375 MCGUIRE REDEVEL PLAN -OCT	436.36	436.36
8595	64 - FELLOW, HAROLD & ASSO, INC.	PO 48891 ENGINEER -FIREHOUSE #2 RENOVATION	1,742.60	
		PO 49440 OCT/NOV ENGINEERING	2,282.14	4,024.74
	TOTAL			----- 4,461.10

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
300001	CASH - CAPITAL - LAKELAND #450			0.00	4,461.10
3091105	ORD 2011-5 VAR CAPITAL \$1,360T	1,642.14			
3091311	ORD 2013-11 VAR CAPITAL \$1,079M	271.75			
3091516	ORD 2015-16 VARIOUS \$970T	436.36			
3091605	ORD 2016-5 VARIOUS \$1,190T	2,110.85			
TOTALS FOR	CAPITAL	4,461.10	0.00	0.00	4,461.10

Total to be paid from Fund 30 CAPITAL 4,461.10

4,461.10

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

Check#	Vendor	Description	Payment	Check Total
16054	921 - AIRGAS EAST	PO 47576 BLANKET: CARBON DIOXIDE W/S \$30 x	3.67	3.67
16055	163 - CENTURYLINK COMMUNICATIONS, INC.	PO 47541 BLANKET: WOODSIDE AVE PS \$37 97338	39.07	39.07
16056	163 - CENTURYLINK COMMUNICATIONS, INC.	PO 48389 BLANKET: LOCAL PHONE SVC (MAY-DEC)	1,198.03	1,198.03
16057	3768 - COMPASS ENERGY GAS SERVICES, INC.	PO 47573 BLANKET: NATURAL GAS SUPPLIER (Jan-	1,693.09	1,693.09
16058	1632 - COOPER ELECTRIC SUPPLY CO.	PO 47579 BLANKET: ELECTRICAL SUPPLIES ACCT #	40.76	40.76
16059	155 - COYNE CHEMICAL CORP., INC.	PO 48398 BID: SODA ASH -Liq sodium carbonate	2,532.33	
		PO 48397 BID: CES PACL @ \$4.177 (Deb est.\$50	7,481.01	
		PO 49434 SODIUM BISULFITE	858.84	10,872.18
16060	419 - DUKE'S SALES & SERVICE, INC.	PO 49360 2016 SEWER ROOT CONTROL	6,018.15	6,018.15
16061	2854 - DUSTIN MCGARRY	PO 49425 MEAL ALLOWANCE - WATER & SEWER	25.00	25.00
16062	200 - GARDEN STATE LABORATORIES INC	PO 47515 BLANKET: DRINKING WTR/SEWER LAB ANA	1,485.00	1,485.00
16063	2435 - HAMPTON BODY WORKS, INC.	PO 48551 REPAIRS TO W5 6/7 ACCIDENT	3,003.82	3,003.82
16064	113 - JCP&L	PO 48716 BLANKET: W/S ELECTRIC (see P	17,142.76	17,142.76
16065	2569 - KIEFFER ELECTRIC, INC.	PO 48601 SPARTA AVE PS REPLACE LIGHT	2,887.09	2,887.09
16066	2532 - LADDEY, CLARK & RYAN, LLP	W/S LEGAL -NOV	736.00	736.00
16067	3528 - Miracle Chemical Co	PO 48401 BID: SODIUM HYPOCHLORITE @ \$1.265 (896.06	896.06
16068	2847 - NASCO	PO 49347 WATER CORE SAMPLER ACCT #506-686-0	399.36	399.36
16069	2835 - NJMEEF	PO 49444 DEC MEDICAL & DENTAL	67,306.00	67,306.00
16070	106 - ELIZABETHTOWN GAS	PO 47537 BLANKET: NAT GAS (Jan-Mar) Curr \$35	958.57	958.57
16071	64 - PELLOW, HAROLD & ASSO, INC.	PO 49440 OCT/NOV ENGINEERING	8,452.63	8,452.63
16072	2788 - PENTELEDATA	PO 47484 BLANKET: INTERNET ACCT #1871584 (J	219.90	219.90
16073	121 - PUMPING SERVICES, INC.	PO 49364 FILTRATION PUMP & COLLECTION PUMP R	920.00	
		PO 49422 QTRLY INSPECTION STP PUMPS	3,686.00	
		PO 49423 PUMPS #1 & #2 REPAIRS @ WTP	2,560.00	7,166.00
16074	39 - QUILL CORPORATION	PO 47700 BLANKET: OFFICE SUPP'S	52.47	52.47
16075	1309 - SIMMONS TRANSPORT, INC.	PO 49406 POTABLE WATER 11/24 WTR BREAK EMG	5,420.00	5,420.00
16076	3442 - SUNLIGHT GENERAL	PO 47486 BLANKET: DPW/STP ELECTRIC (JAN-MAR)	571.54	571.54
16077	2393 - SUSSEX COUNTY RENTAL CENTER, LLC.	PO 49388 AUGER RENTAL TELEPHONE POLE MOVE	89.60	89.60
16078	1151 - TREASURER, STATE OF NEW JERSEY	PO 49415 2017 PHYSICAL CONNECTION PERMIT	200.00	200.00
16079	1280 - VERIZON WIRELESS, INC.	PO 47528 BLANKET: CELL PHONES ACCT #88257107	223.31	223.31
16080	477 - WATER & SEWER CAPITAL ACCOUNT	PO 49433 PAY 2016 W/S CIF TO CAPITAL	20,000.00	20,000.00
TOTAL				157,100.06

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
600001	CASH - W/S OPERATING-LAKELAND #426			0.00	157,100.06
6051200	W&S OPERATING - TOTAL OTHER EXPENSES	137,100.06			
6089303	W&S CAP IMPROVE - SEWER REHAB WORK \$40T	10,000.00			
6089331	W&S CAP IMPROVE - PUMP STATION IMPR(S)	10,000.00			
TOTALS FOR WATER/SEWER UTILITY		157,100.06	0.00	0.00	157,100.06

Total to be paid from Fund 60 WATER/SEWER UTILITY 157,100.06
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157,100.06

Checks Previously Disbursed

166036	PAYROLL ACCOUNT	12/15 W/S pay	38,296.77	12/15/2016

				38,296.77

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
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	Total paid from Fund 60 WATER/SEWER UTILITY				38,296.77
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38,296.77

Total for this Bills List: **195,396.83**

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

Check#	Vendor	Description	Payment	Check Total
2433	64 - PELLOW, HAROLD & ASSO, INC.	PO 42159 FOX HOLLOW WATERMAIN REPLACE	\$92, 24,043.41	
		PO 42159 FOX HOLLOW WATERMAIN REPLACE	\$92, 1,299.00	25,342.41

	TOTAL			25,342.41

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
610001	CASH - W/S CAPITAL - LAKELAND #442			0.00	25,342.41
6191319	ORD 2013-19 FOX HOLLOW LK WTRMAIN \$900	3,298.95			
6191405	ORD 2014-5 SUPP. FOX HOLLOW WTRMAIN \$300	22,043.46			

TOTALS FOR	WATER/SEWER CAPITAL	25,342.41	0.00	0.00	25,342.41
					=====

Total to be paid from Fund 61 WATER/SEWER CAPITAL

25,342.41

25,342.41

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

Check#	Vendor	Description	Payment	Check Total
3566	3112 - COUNTRY CLUB ICE CREAM, LLC.	PO 48354 BLANKET: ICE CREAM POOL	230.03	230.03
3567	3716 - ELIANNA KIESLING	PO 49394 ASSIST COURT ADMIN	487.50	487.50
3568	2532 - LADDEY, CLARK & RYAN, LLP	NEWOTN DONUTS -NOV	224.00	224.00
3569	2532 - LADDEY, CLARK & RYAN, LLP	CELLCO/VERIZON PARTNER -NOV	48.00	48.00
3570	2532 - LADDEY, CLARK & RYAN, LLP	RPM -NOV	704.00	704.00
TOTAL				1,693.53

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
710001	CASH - TRUST - LAKELAND #469			0.00	1,693.53
711208	RES RECREATION (ALL)			230.03	
711216	RESERVE FOR POAA (Parking Offense Adjud.)			487.50	
711700	REDEVELOPMENT ESCROW FEES			976.00	
TOTALS FOR TRUST		0.00	0.00	1,693.53	1,693.53

Total to be paid from Fund 71 TRUST

1,693.53

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1,693.53

Checks Previously Disbursed

167125	PAYROLL ACCOUNT	12/15 Trust pay	2,014.50	12/15/2016
				2,014.50

Total paid from Fund 71 TRUST

2,014.50

2,014.50

Total for this Bills List: 3,708.03

TOWN OF NEWTON

**ORDINANCE 2017-
AN ORDINANCE AMENDING SECTIONS 320-3, DEFINITIONS, AND 320-25.D(3),
SIGN LIGHTING, REGARDING SIGN LUMINANCE**

WHEREAS, the Town Council of the Town of Newton has determined that sign standards for the Electronic Message Boards (EMBs) in Section 320-25.D(3) require revision to meet modern standards for luminance; and

WHEREAS, recent sign applications before the Planning Board have brought more current standards to the forefront and the Planning Board determined standards with respect to daylight and nighttime lighting of EMBs that are reasonable and do not cause public safety concerns; and

WHEREAS, the Town Council desires to update the ordinance to reflect more current standards for lighting of EMBs; and

WHEREAS, the Town Council finds that the use of these new standards promotes the general welfare of the community;

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 320-3 Definitions, is amended by the addition of the following:

Nit(s): a unit of measurement of luminance, or the intensity of visible light. A nit equals one candela per square meter (1 nit = 1 cd/m²).

SECTION 2: Section 320-25.D(3), Sign Lighting, is amended as follows:

320-25.D SIGN LIGHTING

320-25.D(3) Freestanding, ground-mounted or wall/blade signs utilizing digital/LED lettering, also known as electronic message boards (EMB), may be permitted following Planning Board approval via a Minor Site Plan application, if not included in a Major Site Plan application. The EMB shall be measured around the edges of the display board. The EMB may be a portion of or all of the sign area. The EMB must be fitted with a dimmer to adjust the lighting intensity so that it doesn't cause a nuisance or glare. The maximum luminance of the EMB shall be 10,000 nits during daylight hours and 500 nits during nighttime hours for full color displays. Monochrome displays shall have a maximum of 8,000 nits during daylight hours and 400 nits during nighttime hours. Lettering on the sign may change at a maximum of one message per 15 seconds. The Planning Board must find that the sign will not cause any traffic safety concerns and is not a nuisance to adjacent properties.

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: NOTICE

The Municipal Clerk is directed to give notice at least ten days prior to the hearing on the adoption of this Ordinance to the County Planning Board and to all others entitled pursuant to the provisions of N.J.S.A. 40:55D-15. Upon the adoption of this Ordinance, after public hearing, the Municipal 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.

SECTION 5: 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 _____. 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 _____ 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