



**AGENDA
NEWTON TOWN COUNCIL**

April 24, 2017

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**

April 10, 2017 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. COUNCIL & MANAGER REPORTS

VII. ORDINANCES

- a. 2nd Reading and Public Hearing

Ordinance 2017-6

An Ordinance Amending Section 100 "Fees and Costs" of the Newton Town Code to Add a Fee for Minor Site Plans, Amending Section 320-2.C "Permitted Uses" to Permit Additional Uses in the T-6 Zone and Amending Section 320-23.A "Minimum Parking Requirements" to Add a Parking Requirement for Assembly Uses

- i. Open Hearing to Public
- ii. Close Hearing to Public
- iii. Act on Ordinance

Ordinance 2017-7

An Ordinance Amending Chapter 100-7.B of the Code of the Town of Newton, Regarding Fees for Trailer Court Operations

- i. Open Hearing to Public
- ii. Close Hearing to Public
- iii. Act on Ordinance

b. Introduction

Ordinance 2017-8

A Fully Funded Water Sewer Capital Improvement Ordinance in the Amount of \$990,000.00 for Sparta Avenue Pump Station Improvements in the Town of Newton, County of Sussex, New Jersey

Ordinance 2017-9

Bond Ordinance Providing for Various Capital Improvements in and by the Town of Newton, in the County of Sussex, New Jersey, Appropriating \$1,405,000 Thereof, and Authorizing the Issuance of \$1,334,000 Bonds or Notes of the Town to Finance Part of the Cost Thereof

VIII. OLD BUSINESS

- a. Business Improvement District – Draft Ordinance**

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 #67-2017* | Rejection of Bid #5-2017 Cleaning Services |
| b. | Resolution #68-2017* | Approve Change Order No. 2 to Extend Completion Deadline for Fox Hollow Lake Transmission Main Replacement Project in the Township of Sparta for the Town of Newton |
| c. | Resolution #69-2017* | Approve Bills and Vouchers for Payment |
| d. | Resolution #70-2017* | Appointment of Alex Majewski as a Regular Member of the Planning Board |
| e. | Resolution #71-2017* | Authorize Credits Due Water and Sewer Utility Accounts |
| f. | Resolution #72-2017* | Approval to Submit a Grant Application and Execute a Grant Contract with the New Jersey Department of Transportation for the Madison Street Sidewalk Project |
| g. | Resolution #73-2017* | Resolution Approving Change Order No. 1 to the Adjust the Final Contract Bid Price for the Wastewater Treatment Plant Replacement of Rotating Biological Contactors |

h. Resolution #74-2017*

Resolution Approving Reimbursements of Health Insurance Benefit Premiums to William Hagaman

i. Application(s)*

A membership application from Nicholas J. Mandara, 64 Hillside Terrace, Apt. #13B, Newton, NJ into the Newton Fire Department

X. INTERMISSION

XI. DISCUSSION

a. Registration of Vacant and Abandoned Properties – Updated Draft Ordinance

XII. OPEN TO THE PUBLIC

XIII. COUNCIL & MANAGER COMMENTS

XIV. EXECUTIVE SESSION

a. Resolution #75-2017

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. Attorney Client Privilege
24 Lawnwood Avenue

XV. ADJOURNMENT

TOWN OF NEWTON

ORDINANCE 2017-6

AN ORDINANCE AMENDING SECTION 100 “FEES AND COSTS” OF THE NEWTON TOWN CODE TO ADD A FEE FOR MINOR SITE PLANS, AMENDING SECTION 320-2.C “PERMITTED USES” TO PERMIT ADDITIONAL USES IN THE T-6 ZONE AND AMENDING SECTION 320-23.A “MINIMUM PARKING REQUIREMENTS” TO ADD A PARKING REQUIREMENT FOR ASSEMBLY USES

WHEREAS, the Mayor and Town Council of the Town of Newton find that there is an application process for minor site plans without a corresponding fee; and

WHEREAS, the Town Council finds that additional uses should be permitted in the T-6 Zone to increase the variety of permitted uses and potentially viable businesses; and

WHEREAS, the Town Council of the Town of Newton finds that a parking requirement for assembly uses is needed to provide clarity for parking requirements for schools, religious institutions, and other assembly uses; and

WHEREAS, the Town Council of the Town of Newton finds that making the above-referenced changes would serve 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 100 “Fees and Costs” shall be revised as follows:

Section 100-22 Land Subdivision and Site Plan Review

E(3) Minor Site Plan:

- (a) Fee: \$250
- (b) Escrow: \$1,500

SECTION 2: Section 320-2.C “Permitted Uses” shall be revised as follows:

		T-1	T-2	T-3	T-4	T-5	T-6
31.	Child Care Centers	NP	NP	P	P	P	P
53.	Motor Vehicle Sales	NP	NP	NP	C	C	C
66.	General and Professional Offices	NP	NP	NP	P	P	P
69.	Office (Dental, Medical, Veterinary, Administrative)	NP	NP	NP	P	P	P
101.	Drive Through Facility	NP	NP	NP	P	P	P

SECTION 3: Section 320-23.A(1) Parking Requirements shall be amended to add the following:

Assembly, stadium, educational facilities and religious institutions: 1 space per 1.25 employees plus 1 space for each 5 students, plus 1 space for each 4 fixed seats or where no maximum capacity or fixed seats exist, 1 space per 40 square feet of floor area available for public use.

SECTION 4: 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 5: 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 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 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.

SECTION 6: 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 Monday, April 10, 2017. 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, April 24, 2017 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 2017-7

AN ORDINANCE AMENDING CHAPTER 100-7.B OF THE CODE OF THE TOWN OF NEWTON, REGARDING FEES FOR TRAILER COURT OPERATIONS

WHEREAS, the Town Council of the Town of Newton desires to amend Chapter 100-7.B, regarding fees for trailer court operations throughout the Town;

NOW, THEREFORE BE IT ORDAINED, by the Town Council of the Town of Newton, that Chapter 100-7.B, of the Code of the Town of Newton is hereby amended, as follows:

Section 1. Chapter 100-7.B, shall be amended as follows:

- B. Trailer court operations (§ 294-4):
 - i. Monthly Charge: \$20 per trailer.
 - ii. Minimum: \$80.

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, April 10, 2017. 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, April 24, 2017 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 #2017-8

A FULLY FUNDED WATER SEWER CAPITAL IMPROVEMENT ORDINANCE IN THE AMOUNT OF \$990,000.00 FOR SPARTA AVENUE PUMP STATION IMPROVEMENTS IN THE TOWN OF NEWTON, COUNTY OF SUSSEX, NEW JERSEY

BE IT ORDAINED by the Town Council of the Town of Newton, in the County of Sussex, as follows:

Section 1 a. \$990,000.00 is hereby appropriated for Sparta Avenue Pump Station Improvements and all costs necessary therefore or incidental thereto from the following sources:

Water Sewer Utility – Reserve for Hook-Up Fees	\$871,900.00
Water Sewer Capital – Reserve for Pump Station Improvements	\$68,100.00
Water Sewer Capital – Capital Improvement Fund	\$50,000.00

Section 2. The Town hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Town is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services and is filed and available for public inspection in the office of the Clerk.

Section 3. This ordinance shall take effect as provided by the law.

TAKE NOTICE that the above entitled Ordinance was introduced at a regular meeting of the Town Council of the Town of Newton held on April 24, 2017. It will be considered for adoption, after public hearing and final reading thereon, at a regular meeting of said Governing Body conducted on May 8, 2017, and shall take effect according to law.

Lorraine A. Read, RMC
Municipal Clerk

ORDINANCE 2017-9

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE TOWN OF NEWTON, IN THE COUNTY OF SUSSEX, NEW JERSEY, APPROPRIATING \$1,405,000 THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$1,334,000 BONDS OR NOTES OF THE TOWN TO FINANCE PART OF THE COST THEREOF

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF NEWTON, IN THE COUNTY OF SUSSEX, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized to be undertaken by the Town of Newton, in the County of Sussex, New Jersey (the "Town") as general improvements. For the several improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to \$1,405,000 including the aggregate sum of \$71,000 as the several down payments for the improvements or purposes required by the Local Bond Law. The down payments have been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the several improvements or purposes not covered by application of the several down payments, negotiable bonds are hereby authorized to be issued in the principal amount of \$1,334,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

<u>Purpose</u>	<u>Appropriation & Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds & Notes</u>	<u>Period of Usefulness</u>
a) Excavation and construction of a concrete structural sill and improvements to sections of existing Dam Site #2 embankment including work and materials necessary therefor and incidental thereto	\$125,000 (Supplementing an appropriation of \$250,000 appropriated by Section 3(c) of Bond Ordinance 2011-5)	\$118,000 (Supplementing an authorization of \$237,500 appropriated by Section 3(c) of Bond Ordinance 2011-5)	15 years
b) Drilling of two wells by DPW garage to monitor underground storage tank including work and materials necessary therefor and incidental thereto	\$35,000	\$33,250	40 years
c) Construction and improvement to boardwalk to connect trail in Andover Township to Hicks Avenue and Lower Spring Street including work and materials necessary therefor and incidental thereto	\$50,000 (Supplementing an appropriation of \$50,000 appropriated by Section 3(o) of Bond Ordinance 2010-7)	\$47,500 (Supplementing an authorization of \$22,500 appropriated by Section 3(o) of Bond Ordinance 2010-7)	15 years
d) Acquisition of backhoe with appurtenances including related costs and expenditures incidental thereto	\$100,000 (An additional \$100,000 will be appropriated from the Water Sewer Capital Account)	\$95,000	15 years
e) Acquisition of pickup truck for DPW with appurtenances including related costs and expenditures incidental thereto	\$40,000	\$38,000	5 years
f) Acquisition and installation of garage bay doors at DPW garages including work and materials necessary therefor and incidental thereto	\$40,000	\$38,000	15 years

<u>Purpose</u>	<u>Appropriation & Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds & Notes</u>	<u>Period of Usefulness</u>
g) Acquisition of crash trailers with LED arrow boards including related costs and expenditures incidental thereto	\$65,000	\$61,750	5 years
h) Demolition and construction of new firehouse #2 including work and materials necessary therefor and incidental thereto	\$855,000 (Supplementing an appropriation of \$950,000 appropriated by Section 3(b) of Bond Ordinance 2016-5)	\$812,250 (Supplementing an authorization of \$902,500 appropriated by Section 3(b) of Bond Ordinance 2016-5)	40 years
i) Acquisition of radios and pagers for the Fire Department including related costs and expenditures incidental thereto	\$45,000	\$42,750	10 years
j) Repair and resurface of roller hockey rink flooring and walls including work and materials necessary therefor and incidental thereto	\$50,000	\$47,500	10 years
TOTALS:	<u>\$1,405,000</u>	<u>\$1,334,000</u>	

The excess of the appropriation made for each of the improvements or purposes aforesaid over the grant and estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the down payment for each purpose. All improvements or purposes include all work and materials necessary therefor or incidental thereto.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer; provided that no bond anticipation note shall mature later than one year from its date. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief

Financial Officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the Chief Financial Officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the Governing Body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. The Town hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Town is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3(a) of this bond ordinance are not current expenses. They are all improvements or purposes that the Town may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 29.75 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Town as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$1,334,000, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$304,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purposes or improvements.

Section 7. The Town hereby makes the following covenants and declarations with respect to obligations determined to be issued by the Chief Financial Officer on a tax-exempt basis. The Town hereby covenants that it will comply with any conditions subsequent imposed by the Internal Revenue Code of 1986, as amended (the "Code"), in order to preserve the exemption from taxation of interest on the obligations, including, if necessary, the requirement to rebate all net investment earnings on the gross proceeds above the yield on the obligations. The Chief Financial Officer is hereby authorized to act on behalf of the Town to deem the obligations authorized herein as bank qualified for the purposes of Section 265 of the Code, when appropriate. The Town hereby declares the intent of the Town to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3 of

this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of Treasury Regulations §1.150-2 or any successor provisions of federal income tax law.

Section 8. Any grant moneys received for the purposes or improvements described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this bond ordinance.

Section 9. The Chief Financial Officer of the Town is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Town and to execute such disclosure document on behalf of the Town. The Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Town pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Town and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Town fails to comply with its undertaking, the Town shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. The full faith and credit of the Town are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Town, and the Town shall be obligated to levy *ad valorem* taxes upon all the taxable real property within the Town for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

TAKE NOTICE that the above entitled Ordinance was introduced at a regular meeting of the Town Council of the Town of Newton held on April 24, 2017. It will be considered for adoption, after public hearing and final reading thereon, at a regular meeting of said Governing Body conducted on May 8, 2017, and shall take effect according to law.

Lorraine A. Read, RMC
Municipal Clerk

TOWN OF NEWTON
Ordinance 2017-XX

**ORDINANCE OF THE TOWN OF NEWTON, IN THE COUNTY OF SUSSEX,
NEW JERSEY, ESTABLISHING A SPECIAL IMPROVEMENT DISTRICT AND
DETERMINING OTHER MATTERS IN CONNECTION THEREWITH**

WHEREAS, the Mayor and Town Council of the Town of Newton (the “**Town**”) regard the existence of a thriving business community as a vital economic and social force for the Town; and

WHEREAS, the Town commissioned a feasibility study to determine whether the creation of a special improvement district pursuant to *N.J.S.A. 40:56-65 et seq.* may aid in the development and support of the business community; and

WHEREAS, North Branch Associates, LLC delivered a report entitled “Town of Newton SID Feasibility Study” dated January 27, 2014 (the “**Report**”), which recommended the creation of a special improvement district and the designation of a non-profit corporation to administer said district; and

WHEREAS, after input from Town merchants, business owners, and residents of the community, the Mayor and Town Council have revisited the concept of a special improvement district and have determined it is in the best interests of both the business community and the community at-large to implement and create a special improvement district in the Town,

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

Section 1. Definitions.

- a. “**District Management Corporation**” means “Newton Business Alliance, Inc.” (also referred to as “**District Management Organization**”), an entity to be incorporated pursuant to Title 15A of the New Jersey Statutes, and designated by municipal ordinance to receive funds collected by a special assessment within the Special Improvement District, as authorized by this Ordinance and any amendatory or supplementary ordinances.
- b. “**SID Law**” means *N.J.S.A. 40:56-65 et seq.*, as the same may be amended and supplemented.
- c. “**Special Improvement District**” (sometimes also referred to as “**District**”) means an area within the Town of Newton, designated by this Ordinance, as an area in which special assessments on property within the District shall be imposed for the purposes of promoting the economic and general welfare of the District.

Section 2. Findings. The Mayor and Town Council hereby find and declare:

- a. That the areas within the Town of Newton Historic District, as described by lot and block number, and by street addresses as set forth in Schedule A of this Ordinance, will most benefit from being designated as a Special Improvement District.
- b. That a District Management Corporation would provide administrative and other services to benefit the businesses, employees, residents and consumers in the Special Improvement District. These services shall be over and above the services already provided to the District by the Town.
- c. That a special assessment shall be imposed and collected by the Town with the regular property tax payment or payment in lieu of taxes or otherwise, and that all of these payments received by the Town shall be transferred to the District Management Corporation to effectuate the purposes of this ordinance and to exercise the powers given to it by this ordinance.
- d. That it is in the best interests of the municipality and the public to create a Special Improvement District and to designate a District Management Corporation.
- e. That the business community should be encouraged to provide self-help and self-financing programs to meet local business needs, goals and objectives.
- f. That revitalization of the downtown core area is of vital importance to the Town.
- g. That locating the Special Improvement District within the already defined and accepted Historic District builds on one of the Town's core community assets, will serve as a valuable marketing tool in bringing business and customers to the Special Improvement District, will provide new tools to promote the ongoing strength and vibrancy of the Historic District, and will foster local economic needs, goals and objectives in support of the Spring Street corridor, downtown, and associated areas.

Section 3. Creation of the District.

- a. There is hereby created and designated within the Town of Newton a Special Improvement District to be known as the Town of Newton Special Improvement District consisting of the properties designated and listed on Schedule A by tax lot and block number and street addresses. The Special Improvement District shall be subject to special assessments on all affected property within the District which assessment shall be imposed by the Town of Newton for the purposes of promoting the economic and general welfare of the District.
- b. All business properties within the Special Improvement District which are nonresidential assessed properties, as well as residential rental properties with five (5) or more units are deemed included in the assessing provisions of this ordinance and are expressly subject to a potential assessment made for Special Improvement District purposes.
- c. All properties within the Special Improvement District that are tax-exempt and do not otherwise make payments in lieu of taxes to the Town, or which are used exclusively for residential purposes not described in subsection (b) above, are

deemed excluded from the assessing provisions of this Ordinance and are expressly exempt from any assessment made for Special Improvement District purposes.

Section 4. Appeal of Property Owner from Inclusion in the District. Any owner of property included within the Special Improvement District and subject to the assessing provisions of this ordinance may appeal to the Tax Assessor of the Town requesting to be excluded from the District and from any assessment provisions of this Ordinance. This appeal is only as to whether or not a property should be included within the District under the standards set forth in Section 3 of this Ordinance. It is not an appeal with regard to any taxes. Appeals with regard to taxes should be taken in the usual manner to the Sussex County Board of Taxation or to the Tax Court. This appeal seeking exclusion from the District and any assessing provisions of this Ordinance shall be in writing and specifically detail the factual basis for the appeal. The Assessor shall investigate the matter and conduct an informal hearing or conference within thirty (30) days of receipt of the appeal. Within ten (10) days after the conclusion of the informal hearing or conference, the Assessor shall file a report and recommendation with the Governing Body. The Governing Body shall review the matter and act within thirty (30) days upon receipt of the report and recommendation from the Assessor.

Section 5. Assessments.

- a. Operation and Maintenance of District. Annual operation and maintenance costs relating to services peculiar to the District, as distinguished from services normally provided by the Town, which will provide benefits primarily to the properties included within the District rather than to the Town as an entirety. These annual costs shall be assessed and billed to the benefited properties pursuant to the provisions of this Ordinance and the SID Law.
- b. Development, Construction or Acquisition Costs. All costs of development, construction and acquisition relating to improvements to the District shall be financed and assessed to properties especially benefited thereby. The municipality may, by separate ordinance, or by amendment to this ordinance, provide that improvements and facilities hereinafter acquired or developed shall be operated and maintained and the costs assessed to the benefited properties.

Section 6. The Designated District Management Corporation. The non-profit corporation, Newton Business Alliance, Inc., is hereby designated as the district management corporation for the District, such designation to take effect immediately upon the incorporation of such body under Title 15A of the New Jersey Statutes. This management corporation shall conduct its business in accordance with the Open Public Meetings Act and the Open Public Records Act. This corporation shall have no power of condemnation or eminent domain. It shall regularly file copies of the minutes of its meetings with the Town Clerk so the minutes shall be conveniently available to the public for inspection. The District Management Corporation shall also file its bylaws or any amendments thereto, upon the adoption thereof, with the Town Clerk.

Section 7. Powers of the Designated District Management Corporation. The District Management Corporation, in addition to acting as an advisory board to the Mayor and Council, shall have all powers and responsibilities necessary and requisite to effectuate the purposes of this Ordinance and the District, including, but not limited to the adoption of bylaws for the regulation of its affairs and the conduct of its business, and to prescribe rules, regulations and policies in connection with the performance of its functions and duties. The bylaws and other corporate documents shall provide that the corporation shall conduct its business in accordance with the Open Public Meetings Act and the Open Public Records Act, shall conduct regular meetings no less than quarterly and that the Board of Directors shall consist of nine (9) members. As to the membership of the Board of Directors it shall provide that one member shall be the Mayor of the Town of Newton, one member shall be the Town Manager of the Town of Newton, and one member shall be a member of the Newton Governing Body selected by the Newton Governing Body.

The term of the Mayor shall be concurrent with the Mayor's term of office. The term of the Town Manager shall be concurrent with the Town Manager's employment. The member of the Governing Body shall be selected by a majority vote of the Governing Body at its annual reorganization meeting in July for a one-year term commencing on the date of the Governing Body reorganization. The member of the Governing Body so selected, shall serve for such one-year term.

The remaining six (6) members of the Board of Directors shall consist of owners or occupants of properties subject to the special assessment in accordance herewith located within the District. The bylaws shall provide for an election to create the Board of Directors by owners and/or occupants of such properties included within the District, which election shall be held on or before the third month anniversary from the date of the adoption of the ordinance. Said elections will be for a term of three (3) years; except, however, at the first election two (2) members shall be elected for one (1) year; two (2) members shall be elected for two (2) years and two (2) members shall be elected for three (3) years. Any vacancies with regard to these elected members shall be filled by a majority vote of the Board members for the balance of the term.

In accordance with the SID Law, the corporation shall also have the following powers:

- a. Employ such persons as may be required, and fix and pay their compensation from funds available to the corporation.
- b. Apply for, accept, administer and comply with the requirements respecting an appropriation of funds or a gift, grant or donation of property or money.
- c. Make and execute agreements which may be necessary or convenient to the exercise of the powers and functions of the corporation, including contracts with any person, firm, corporation, governmental agency or other entity.
- d. Administer and manage its own funds and accounts and pay its own obligations.
- e. Borrow money from private lenders for periods not to exceed 180 days and from governmental entities for that or longer periods.

- f. Fund the improvement for the exterior appearance of properties in the District through grants or loans. Standards for eligibility and standards for terms of such grants and loans shall be established by the Board of Directors.
- g. Fund the rehabilitation of properties in the District through grants or loans. Standards for eligibility and standards for terms of such grants and loans shall be established by the Board of Directors.
- h. Accept, purchase, rehabilitate, sell, lease or manage property in the District.
- i. Enforce the conditions of any loan, grant sale or lease made by the Corporation.
- j. Provide security, sanitation and other services to the District, supplemental to those provided normally by the municipality.
- k. Undertake improvements designated to increase the safety or attractiveness of the District to businesses, which may wish to locate there or to visitors to the District including, but not limited to, litter cleanup, security and control, landscaping, parking areas and facilities, recreational and rest areas and facilities, pursuant to pertinent regulations of the Town of Newton.
- l. Publicize the District and the businesses included within the District boundaries.
- m. Recruit new businesses to fill vacancies in, and to balance the business mix of the District.
- n. Organize special events in the District.
- o. Provide special parking arrangements for the District.
- p. Provide temporary decorative lighting in the District.

Section 8. Annual Budget, Hearing and Assessments.

- a. The fiscal year of the District and of the District Management Corporation shall be the calendar year. The first budget of the Corporation, on file in the office of the Town Clerk, is hereby approved and shall be prorated for the term August 1, 2017 to December 31, 2017. Hereafter, beginning December 1, 2017, the District Management Corporation shall submit no later than December 1 of each year a detailed annual budget for the following year for approval by the Mayor and Council. The budget shall be processed and adopted by the Town on or before April 1st of each year in accordance with the procedures set forth in the SID Law.
- b. The budget shall be submitted with a report, which explains how the budget contributes to goals and objectives for the Special Improvement District together with the following:
 - 1. The amount of such costs to be charged against the general funds of the municipality, if any.
 - 2. The amount of costs to be charged and assessed against properties benefited in the District in proportion to benefits which shall be the aggregate of costs of annual improvements to be made in the District during the year.
 - 3. The amount of costs, if any, to be specially assessed against properties in the District.

- c. Each year, when the Mayor and Council shall have acted on the estimated costs and/or on the budget, the Assessor shall prepare an assessment roll setting forth separately the amounts to be specially assessed against the benefited and assessable properties in the District. Descriptions of such properties, and the names of the then current owners of such properties, so far as names are available, shall be included in each annual assessment roll. The assessment roll, when so prepared, shall be filed in the office of the municipal clerk and be available for inspection. The Mayor and Council shall annually meet to consider objections to the amounts of such special assessments at least 10 days after a notice of hearing has been published once in the official newspaper and mailed to the named owners of all tracts, parcels and lots of property proposed to be assessed. The notice shall set forth the purpose of such meeting, but may refer to the assessment roll for further particulars. When the Governing Body shall have approved the amounts of the special assessments set forth therein, or as may be changed by it, the municipal clerk shall forthwith certify a copy of the assessment roll, with such changes, if any to the Sussex County Tax Board.
- d. For the purpose of this section, "annual improvements" shall mean and include any reconstruction, replacement or repair of trees and plantings and other facilities of the Special Improvement District and the furnishing of any other local improvement which benefits properties within the District. For the purpose of this act, "costs" shall, with respect to annual improvements to and operation and maintenance of the Special Improvement District, mean costs of annual improvements; and all other costs, including planning costs, incurred or to be incurred in connection with annual improvements to and operation and maintenance of the District.
- e. Moneys appropriated and collected on account of annual improvement costs, and costs of operating and maintaining a Special Improvement District, shall be credited to a special account. The Mayor and Council may incur the annual costs of improving, operating and maintaining a Special Improvement District, during any fiscal year, though not specifically provided for by line item or other category in an approved estimate for such fiscal year, if in its discretion it shall be deemed necessary to provide for such annual improvements or operation or maintenance prior to the succeeding fiscal year and so long as the total amount of the account as approved for that year is not exceeded by that expenditure. Any balances to the credit of the account and remaining unexpended at the end of the fiscal year shall be conserved and applied towards the financial requirements of the succeeding year.
- f. The Mayor and Council shall pay over funds to the District Management Corporation quarterly on the first day of March, June, September and December of each year.

Section 9. Annual Audit of District Management Corporation. The District Management Corporation shall cause an annual independent audit of its books, accounts and financial transactions to be made and filed with the Mayor and Council and for that purpose the corporation shall employ an independent auditor who shall be a certified public accountant of New Jersey. The annual audit shall be completed and filed with the Governing Body within four months after the close of the fiscal year of the corporation.

Section 10. Annual Report to Municipality. The District Management Corporation shall, within 30 days after the close of each fiscal year, make an annual report of its activities for the preceding fiscal year to the Mayor and Clerk for their approval. The District Management Corporation shall also present its annual audit and performance data to the municipality on an annual basis in accordance with the SID Law.

Section 11. Municipal Powers Retained. Notwithstanding the creation of a Special Improvement District, the Town of Newton expressly retains all its powers and authority over the area designed as within the Special Improvement District. No improvements or modifications shall be made to any public property without the prior approval of the Governing Body.

Section 12. Severability. If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, such holding shall not affect other provisions of the Ordinance and to this end the provisions of this Ordinance are severable.

Section 13. Effective Date. This Ordinance shall take effect in accordance with law. This Ordinance shall expire five (5) years from the effective date hereof unless re-enacted by the Mayor and Council.

TAKE NOTICE that the above entitled Ordinance was introduced at a regular meeting of the Town Council of the Town of Newton held on _____, 2017. It will be considered for adoption, after public hearing and final reading thereon, at a regular meeting of said Governing Body to be conducted on _____, 2017 at 7 p.m. at the Newton Municipal Building, 39 Trinity Street, Newton, and shall take effect according to law.

Lorraine A. Read, RMC
Municipal Clerk

Schedule A

Properties

DRAFT



TOWN OF NEWTON

RESOLUTION #67-2017

April 24, 2017

“Rejection of Bid #5-2017 Cleaning Services”

WHEREAS, the Town has received bids on April 12, 2017 for Bid #05-2017 to wit; Cleaning Services Bid; and

WHEREAS, the Town duly advertised for bids and bids were opened on April 12, 2017 where the lowest apparent bidder, First Community Development Corporation of New Jersey, Belleville, N.J. provided for a response of the base bid of \$26,737.00; and

WHEREAS, the New Jersey Local Publics Contract Law, 40A:11-13.2 (b) allows for rejection of bids wherein the lowest bid substantially exceeds the contracting unit's appropriation for the goods or services; and

WHEREAS, the Town of Newton appropriated for cleaning services for the yearly cleaning services the amount of \$21,240.00, substantially lower than the lowest bid received in Bid #5-2017;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton, Sussex County, NJ, that the Town Council concurs with the recommendation of the Town of Newton's Q.P.A., Sean Canning of the Canning Group, LLC, to reject the bid provided under Bid #5-2017 by First Community Development Corporation of New Jersey, Belleville, N.J, for Cleaning Services.

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 Monday, April 24, 2017.

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #68-2017

April 24, 2017

“Approve Change Order No. 2 to Extend Completion Deadline for Fox Hollow Lake Transmission Main Replacement Project in the Township of Sparta for the Town of Newton”

WHEREAS, the Town of Newton awarded the contract for the Fox Hollow Lake Transmission Main Replacement Project in the Township of Sparta for the Town of Newton to Montana Contracting Corp, Inc., on Monday, August 22, 2016 by the adoption of Resolution #142-2016 for a total contract amount \$878,311.00; and

WHEREAS, Montana Contracting Corp, Inc., was granted an extension of time on the completion date by the adoption of Resolution #195-2016 on November 14, 2016; and

WHEREAS, Montana Contracting Corp, Inc., has requested another extension of time for the completion of the project due to extra time needed to excavate the trench for the 20" HDPE due to boulders and rocks, and winter conditions causing Fox Hollow to freeze; and

WHEREAS, Harold E. Pellow & Associates, Inc., the Town Engineer has prepared Change Order No. 2 to extend the completion date from November 30, 2016 to a new completion date of April 30, 2017 for additional time needed for underwater Diving Services to excavate and move underwater boulders and rock for the 20" HDPE;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that we hereby approve Change Order No. 2 extending the completion date to April 30, 2017 for the Fox Hollow Lake Transmission Main Replacement Project in the Township of Sparta for 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 meeting of said Governing Body conducted on Monday, April 24, 2017.

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #69-2017

April 24, 2017

“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 2016 and 2017 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 Monday, April 24, 2017.

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #70-2017

April 24, 2017

“Appointment of Alex Majewski as a Regular Member of the Planning Board”

WHEREAS, there is currently a vacancy for a Regular member on the Town of Newton Planning Board due to the resignation of Kent Hardmeyer; and

WHEREAS, Alex Majewski currently serves as an Alternate member on the Planning Board and has expressed interest in serving on the Board as a Regular member;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton, that Alex Majewski is hereby appointed to an unexpired four-year term as a Regular member on the Planning Board, effective immediately with said term continuing to December 31, 2017.

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 Monday, April 24, 2017.

Lorraine A. Read, RMC
Municipal Clerk



**TOWN OF NEWTON
RESOLUTION #71-2017**

April 24, 2017

**“Authorize Credits Due Water and Sewer Utility
Accounts”**

WHEREAS, the Water and Sewer Collector has determined the following Water and Sewer Utility Accounts are due credits for the reason(s) stated:

CREDIT FOR PENALTY ERRONEOUSLY CHARGED:

<u>Account</u>	<u>Address</u>	<u>Amount</u>
7856	43 West End Avenue	\$12.43

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that the Water and Sewer Collector is hereby authorized to credit the aforementioned accounts for amounts billed incorrectly due to the reason(s) stated.

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 Monday, April 24, 2017.

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #72-2017

April 24, 2017

“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; and

WHEREAS, the Town accepted bids on November 9, 2016 for the Madison Street Sidewalk Improvement Project; and

WHEREAS, the Town Engineer, Harold E. Pellow of Harold E. Pellow & Associates, Inc., has recommended the contract for said project be awarded to the low bidder, Your Way Construction, Inc., 404 Coit Street, Irvington, NJ 07111-4607;

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 in the amount of \$234,354 for the Madison Street Sidewalk Improvement Project; 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 and the grant award is subject to the Department of Transportation concurrence.

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 Monday, April 24, 2017.

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #73-2017

April 24, 2017

“Resolution Approving Change Order No. 1 to Adjust the Final Contract Bid Price for the Wastewater Treatment Plant Replacement of Rotating Biological Contactors”

WHEREAS, the Town of Newton awarded the contract for the Replacement of the Rotating Biological Contactors at the Wastewater Treatment Plant to Fred Devens Construction via Resolution #205-2016; and

WHEREAS, Fred Devens Construction has incurred additional unanticipated costs associated with the replacement due to providing a mid-density unit instead of the specified high-density unit, in the amount of \$4,924.70; and

WHEREAS, Mott MacDonald has prepared a Contract Change Order outlining the \$4,924.70 increase for the project; and

WHEREAS, the Chief Financial Officer has certified funds are available to support Change Order No. 1;

NOW THEREFORE BE IT RESOLVED, that the Town Council of the Town of Newton accepts the Change Order submitted by Mott MacDonald on behalf of Fred Devens Construction and hereby authorizes the increase in contract price for the Replacement of the Rotating Biological Contactors by \$4,924.70 for a total price of \$509,674.70.

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 Monday, April 24, 2017.

Lorraine A. Read, RMC
Municipal Clerk

PURCHASE ORDER

BILLS ARE APPROVED AT TOWN COUNCIL MEETINGS 2ND AND 4TH MONDAYS OF EACH MONTH AND MUST BE RENDERED NO LATER THAN THE WEDNESDAY PRECEEDING THE MEETINGS



TOWN OF NEWTON
 39 TRINITY STREET
 NEWTON NJ 07860
 PHONE: (973)383-3521
 FAX: (973)383-9054
 TAX ID: 22-6002148

Date: Paid Chk#

THIS P.O.# MUST APPEAR ON ALL VOUCHERS, CORRESPONDENCE, INVOICE, SHIPMENTS, ETC.

49486

PO DATE

12/31/2016

CONTRACT NO.

R #205-2016

REQ NO.

30448

DEPARTMENT

FINANCE

V
E
N
D
O
R

3852
 FRED DEVENS CONSTRUCTION
 403 STONETOWN ROAD
 RINGWOOD NJ 07456

S
H
I
P
T
O

Town of Newton
 39 Trinity Street
 Newton NJ 07860

SPECIAL INSTRUCTIONS

ROTATING BIOLOGICAL CONTACTORS WWTP

ACCOUNT	QUANTITY	UNIT	ITEM DESCRIPTION	UNIT PRICE	TOTAL
601296	1.000		W&S ACCOUNTS PAYABLE	274994.380	274,994.38
			1 RBC MECHANISM		
6191616	1.000		ORD 2016-16 RBC's WWTP \$240T	221465.800	221,465.80
			ROTATING BIOLOGICAL CONTACTORS RBCS WWTP		
6191616	1.000		R #205-2016	0.000	0.00
601296	1.000		W&S ACCOUNTS PAYABLE	8289.820	8,289.82
			1 RBC MECHANISM INV# PYMNT #1		
6191616	1.000		ORD 2016-16 RBC's WWTP \$240T	4924.700	4,924.70
			CO#1 4/24/17 Mid-density unit Not High-density INV# R#2017-		
6191616	1.000			0.000	0.00
PO Total					509,674.70

APPROVED FOR PURCHASE

TOWN MANAGER

DATE

DEPARTMENTAL CERTIFICATION

I, having knowledge of the facts certify that the materials and supplies have been received or the services rendered; said certification being based on signed delivery slips or other reasonable procedures.

DEPARTMENT HEAD

DATE

APPROVED FOR PAYMENT

TOWN MANAGER

DATE

CERTIFICATION OF FUNDS

Add'l. \$4,924.70 funds certified 4/24/17

Sanjiv Baluok for C.O.#1

CHIEF FINANCIAL OFFICER

Sanjiv Baluok

DATE

RETURN SIGNED WHITE COPY WITH INVOICE. KEEP YELLOW COPY FOR YOUR RECORDS. PLEASE DO NOT CHARGE SALES TAX.

VENDOR SIGN BELOW AT "X" AND RETURN WITH INVOICE

VENDOR'S CERTIFICATION & DECLARATION

I do solemnly declare and certify under the penalties of the law that the within bill is correct in all its particulars; that the articles have been furnished or services rendered as stated therein; that no bonus has been given or received by any person or persons within the knowledge of this claimant in connection with the above claim; that the amount therein stated is justly due and owing; and that the amount charged is a reasonable one.

X

VENDOR SIGN HERE AND RETURN FOR PAYMENT

DATE



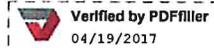
**CONTRACT CHANGE ORDER
TOWN OF NEWTON**

CHANGE ORDER NUMBER: 1
DATE: April 12, 2017
PROJECT TITLE: Wastewater Treatment Plant Replacement of Rotating Biological
Contractors
CONTRACT NUMBER: _____

ITEM NO.	DESCRIPTION	UNIT	EXTENSIONS	
			ADDITIONS	DEDUCTIONS
1	Additional administrative, engineering, and manufacturing cost associated with providing a medium density RBC unit for RBC 2A in lieu of the high-density unit that was specified for RBC 1B	L.S.	\$4,000.00	\$0.00
	Contractors overhead, profit, and additional bond costs	L.S.	\$924.70	\$0.00
Total Net Change in Contract Price			\$4,924.70	

Note: This contract change order does not include a time extension.

ACCEPTED:



Fred Devens
 Fred Devens Construction DATE

VALUE OF THIS CHANGE ORDER: \$4,924.70

RECOMMENDED:

Mott MacDonald 4/20/17
 Mott MacDonald DATE

PREVIOUS CHANGE ORDERS: \$0.00

TOTAL CHANGE ORDERS TO DATE: \$4,924.70

APPROVED:

 Town of Newton DATE

ORIGINAL CONTRACT BID PRICE: \$504,750.00

**FINAL CONTRACT AMOUNT :
(Including Change Order Amount)** \$509,674.70

NOTE: All work under this Change Order to be done under applicable provisions of the Contract.
 Change Order not valid unless properly authorized and approved.



evoqua
WATER TECHNOLOGIES

**PROJECT CHANGE ORDER
PROPOSAL FORM**

PROJECT NAME: Newton, NJ	CHANGE PROPOSAL NO.: 2	Rev. 0
CUSTOMER: Fred Devens Construction	SALES ORDER NO.: 46138	
PO/CONTRACT: 46138	PROJECT NO.: 2033/000826	
DATE: April 6, 2017		

SCOPE OF SUPPLY

ITEM NO.	DESCRIPTION OF CHANGE AND STATEMENT OF REASON	AMOUNT
1	11001 Rotating Biological Contactor Equipment-Medium Density-Conversion from High Density Costs to cover administrative, engineering, and manufacturing costs associated with Change in Item #1. Drawing will be updated Purchase orders will be updated Engineering Change Notices to be filed	\$ 4,000
TOTAL:		\$ 4,000

FINANCIALS

\$ 321,098 = INITIAL CONTRACT AMOUNT	NOTES: 1. Acceptance of this Change Order proposal will impact the financial values listed on any additional outstanding Change Order proposals. 2. All values in US dollars, unless noted otherwise.
\$ - = PREV APP'VD CHANGE ORDERS AMOUNT	
\$ 321,098 = CURRENT CONTRACT AMOUNT	
\$ 4,000 = THIS CHANGE ORDER AMOUNT	
\$ 325,098 = NEW CONTRACT AMOUNT	

SCHEDULING / TIMING

- 1) Both parties must sign this form within three business days; and EWT must receive an amended Purchase Order reflecting this Change within ten business days, in order to make this Change Order valid.
- 2) The project schedule will be increased/decreased by 14 calendar days.
- 3) The Parties agree that as a result of this Change Order, in the event the project schedule is amended and as a result of such project schedule changes, the Buyer agrees that all references to Liquidated Damages, to the extent set forth in the Contract Documents, shall be adjusted accordingly. Seller shall strive to fulfill in full the revised project schedule, however, as the project schedule milestones are approximates only and Seller shall not be liable for any loss or expense (consequential or otherwise) incurred by Buyer or Buyer's customer, if Seller fails to meet the revised delivery dates.
- 4) A new Billing Milestone shall be created to support this Change; which shall be invoiced in-full upon receipt of an amended Purchase Order.

SIGNATURES

THE EXISTING TERMS AND CONDITIONS SHALL REMAIN FULL FORCE AND EFFECT UNLESS MODIFIED SPECIFICALLY IN THIS CHANGE ORDER.

Customer Name (Print)	NICKOLAS FEVEL
Customer Signature	
Date	4/6/17

cc: Project Controller, Salesperson, Sales Rep, EWT Project File



TOWN OF NEWTON

RESOLUTION #74-2017

April 24, 2017

“Resolution Approving Reimbursements of Health Insurance Benefit Premiums to William Hagaman”

WHEREAS, after his disability retirement, William Hagaman paid the Town Chapter 78 contributions for health insurance premiums, and

WHEREAS, effective July 1, 2016 disability retirees are no longer required to make premium payments for health insurance benefits;

NOW, THEREFORE BE IT RESOLVED, that the Town Council of the Town of Newton authorizes William Hagaman to be repaid \$1,201.58 for the premium payments for health insurance benefits paid from July 1, 2016 through April 30, 2017.

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 Monday, April 24, 2017.

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #75-2017

April 24, 2017

“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) Attorney Client Privilege

NOW, THEREFORE, BE IT RESOLVED, by the Town Council of the Town of Newton, assembled in public session on April 24, 2017, that an Executive Session closed to the public shall be held on April 24, 2017 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 Monday, April 24, 2017.

Lorraine A. Read, RMC
Municipal Clerk

TOWN OF NEWTON

ORDINANCE 2017-xx

AN ORDINANCE ADOPTING A NEW CHAPTER 42 – REGISTRATION OF VACANT AND ABANDONED PROPERTIES

WHEREAS, the Town Council of the Town of Newton finds it shall be in the public's interest to establish a mechanism to identify and track vacant and abandoned residential and commercial properties in the Town, including those in foreclosure, to establish a system of registration of vacant and abandoned properties.

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: A new Chapter 42 "Registration of Vacant and Abandoned Properties" shall be and is hereby established as follows:

Chapter 42: Registration of Vacant and Abandoned Properties

§ 42-1 Definitions.

As used in this Chapter, the following terms shall have the meanings indicated:

ABANDONED PROPERTY

As defined by Newton Town Code §41-3, in accordance with the Abandoned Properties Rehabilitation Act, N.J.S.A. 55:19-81 and -82.

ACTIVELY MARKETED VACANT PROPERTIES

Owners of properties meeting the definition of "vacant property" that are being actively marketed for sale in a bona fide manner shall file a registration statement with the Town in accordance with the terms and conditions of this Chapter, but shall be exempt from the payment of a registration fee. The owner of any such property in order to be exempt from the payment of a registration fee shall provide adequate proof to the Town of the bona fide active marketing of the property for sale by providing such evidence of such bona fide active marketing activities as shall be reasonably required by the Town, including but not limited to, copies of listing agreements and/or pending contracts of sale or other advertising or marketing efforts being made by the property owner directly to promote the sale of the property. Retention of a realtor is not required to actively market a property under this Chapter. Although exempt from the payment of any registration fee, in all other respects, the property owner of any vacant property that is being actively marketed for sale in a bona fide manner shall be required to maintain the property while it is being actively marketed in a bona fide manner in accordance with this Chapter and all other ordinances of the Town of Newton.

EVIDENCE OF VACANCY

- A. Any condition that on its own or combined with other conditions present would lead a reasonable person to believe that the property is or has been vacant for three or more months. Such evidence would include, but is not limited to, evidence of the existence of two or more of the following conditions at a property: overgrown or dead vegetation; accumulation of newspapers, circulars, flyers or mail; past-due utility notices or disconnected utilities; accumulation of trash, junk or debris; the absence of window coverings such as curtains, blinds or shutters; the absence of furnishings or personal items consistent with residential habitation; statements by neighbors, delivery agents, or government employees that the property is vacant or abandoned; infestation by insects, vermin, rats or other pests; windows or entrances that are boarded up or closed off; multiple window panes that are damaged, broken or unrepaired; doors that are smashed, broken, unhinged or continuously unlocked; or any uncorrected violation of a municipal building, housing or similar code during the preceding year.
- B. Property determined to be "abandoned property" in accordance with Newton Town Code §41-3, and the Abandoned Properties Rehabilitation Act, N.J.S.A. 55:19-78 et seq., shall also be deemed to be vacant property for the purposes of this Chapter.

OWNER

Shall include the titleholder, any agent of the titleholder having authority to act with respect to a vacant or abandoned property, any foreclosing entity subject to the provisions of N.J.S.A. 46:10B-51, or any other entity determined by the Town of Newton to act with respect to the property. The term "owner" shall not include any duly licensed real estate agent engaged solely in the sale of the property on behalf of the owner.

PROPERTIES UNDER REPAIR OR RENOVATION

Owners of properties meeting the definition of "vacant property" that are in the process of being repaired or renovated shall file a registration statement with the Town in accordance with the terms and conditions of this Chapter, but shall be exempt from the payment of a registration fee. The owner of any such property in order to be exempt from the payment of a registration fee shall have obtained all necessary permits and approvals from the Town to repair or renovate the property and shall demonstrate proof to the Town of diligent continuous efforts by the owner to promptly complete the repair or renovation of any such property.

SEASONALLY OCCUPIED PROPERTIES

Seasonally occupied properties shall be those properties in the Town which are occupied on a limited, part-time or seasonal basis and not on a year-round basis by the owner. Owners of seasonally occupied residences shall be required to file a registration statement with the Town, but shall be exempt from payment of any registration fee and the posting of a placard on the property as otherwise required this Chapter.

VACANT PROPERTY

Any building used or to be used as a residence which is not legally occupied or at which substantially all lawful construction operations or residential occupancy has ceased for a period of at least three months, and any commercial property that has not been legally occupied or at which substantially all lawful construction operations have ceased for a period of at least three months, and which exhibits evidence of vacancy such that a reasonable person would believe that the property is vacant. Any property that contains all building systems in working order, is being maintained on a regular basis, has not been cited by the Town for any violation of municipal ordinance within such time and is being actively marketed by its owner for sale or rental shall not be deemed vacant.

§ 42.2 General Requirements.

- A. The owner of any vacant or abandoned property as defined herein shall, within 30 days after the building becomes vacant property or within 30 days after assuming ownership of the vacant property, whichever is later, file a registration statement for each such vacant property with the Town of Newton on forms provided by the Town of Newton for such purposes. The registration shall remain valid until the end of the calendar year. The owner shall be required to renew the registration annually, no later than January 31, as long as the building remains vacant property and shall pay a registration or renewal fee in the amount prescribed in § 42-4 for each vacant property registered. The initial and renewal fees shall be prorated and/or credited accordingly upon legal occupancy.
- B. Any owner of any building that meets the definition of "vacant property" or "abandoned property" prior to [adoption date], shall file a registration statement for that property on or before [adoption date plus 60 days]. The registration statement shall include the information required under § 42-3, as well as any additional information that the Construction Official may reasonably require. Each vacant or abandoned property having a separate block and lot number by the Town shall be registered separately.
- C. The owner shall notify the Town of Newton within 30 days of any change in the registration information by filing an amended registration statement on a form provided by the Town of Newton for such purpose.
- D. The registration statement shall be deemed prima facie proof of the statement therein contained in any administrative enforcement proceeding or court proceeding instituted by the Town of Newton against the owner or owners of the building.
- E. "Actively Marketed Vacant Properties", "Properties Under Repair or Renovation" and "Seasonally Occupied Properties" as defined in this Chapter shall be required to file a registration statement, but shall be exempt from payment of a registration fee.

§ 42.3 Registration statement requirements; property inspection.

- A. After filing a registration statement or a renewal of a registration statement, the owner of any vacant or abandoned property shall provide access to the Town of Newton Construction Official if requested, following reasonable notice, during the period covered by the initial

registration or any subsequent renewal. If an inspection is required of the interior of the property due to complaints or other cause, the fee for such inspection shall be the same as that for a certificate of compliance as provided in Newton Town Code §100-21.A, as may be amended.

- B. The registration statement shall include the name, street address, email address, and telephone number of a natural person 21 years of age or older, designated by the owner or owners as the authorized agent for receiving notices of code violations and for receiving process in any court proceeding or administrative enforcement proceeding, on behalf of such owner or owners in connection with the enforcement of any applicable code. The designated agent must have a contact number that will be available 24 hours per day on an emergency basis. The statement shall also include the name of the person responsible for maintaining and securing the property, if different from the designated agent.
- C. An owner who is a natural person and who meets the requirements of this Chapter as to availability of a contact number on a 24 emergency basis may designate himself or herself as agent.
- D. By designating an authorized agent under the provisions of this Chapter, the owner consents to receive any and all notices of code violations concerning the registered vacant property and all process in any court proceeding or administrative enforcement proceeding brought to enforce code provisions concerning the registered building by service of the notice or process on the authorized agent. Any owner who has designated an authorized agent under the provisions of this Chapter shall be deemed to consent to the continuation of the agent's designation for the purpose of this Chapter until the owner notifies the Town of Newton of a change of the authorized agent or until the owner files a new annual registration statement. The designation of an authorized agent in no way releases the owner from any requirement of this Chapter.

§ 42.4 Fee Schedule.

The vacant and abandoned property registration fee schedule shall be as follows:

- (1) Initial registration: \$500.
- (2) First renewal: \$1,500.
- (3) Any subsequent renewal up to five years: \$3,000.
- (4) After five years: \$5,000.

§ 42-5 Requirements for owners of vacant and abandoned property.

The owner of any building that has become vacant or abandoned property, and any person maintaining, operating or collecting rent for any such building that has become vacant or abandoned, shall, immediately:

- A. Post a sign affixed to the inside of the building indicating the name, address and telephone number of the owner, the owner's authorized agent for the purpose of service of process (if designated pursuant to § 42-3), and the person responsible for the day-to-day supervision and management of the building, if such person is different from the owner holding title or

authorized agent. The sign shall be of a size and placed in such a location so as to be legible from the nearest public street or sidewalk, whichever is nearer, but shall be no smaller than 12 inches by 12 inches; and

- B. Enclose and secure the building against unauthorized entry as provided in the applicable provisions of the Code of the Town of Newton and maintain the sign required in Subsection A above until the building is again legally occupied or demolished or until repair or rehabilitation of the building is complete; and
- C. Make provision for the maintenance of the lawn and yard, including regular grass cutting as required by the applicable provisions of the Code of the Town of Newton; and
- D. Make provision for the cessation of the delivery of mail, newspapers and circulars to the property, including having the property listed on the exclusion list maintained by the Town of Newton for the delivery of circulars and advertisements to the property; and
- E. Make provision for the winterizing of the property by the cessation of water service to the property and the draining of water lines; other than buildings with a fire sprinkler system; and
- F. Make provision for the cessation of electric or gas utility services to the property; other than buildings with a fire sprinkler system; and
- G. Make provision for the regular maintenance of the exterior of the property.

§ 42-6 Violations and penalties.

- A. Any owner who is not in full compliance with this Chapter or who otherwise violates any provision of this Chapter or of the rules and regulations issued hereunder shall be subject to a fine of not less than \$500 and not more than \$1,000 for each offense. Every day that a violation continues shall constitute a separate and distinct offense. Fines assessed under this Chapter shall be recoverable from the owner and shall be a lien on the property.
- B. For purposes of this Chapter, failure to file a registration statement in time, failure to provide correct information on the registration statement, and failure to comply with the provisions of § 42-5, shall be deemed to be a violation of this Chapter.

§ 42-7 Compliance with other provisions.

Nothing in this Chapter is intended to nor shall be read to conflict or prevent the Town of Newton from taking action permitted by law of Newton Town Code, including buildings found to be unfit for human habitation or unsafe structures as provided in applicable provisions of the Code of the Town of Newton and/or the Uniform Construction Code. Further, any action taken under any such code provision other than the demolition of a structure shall not relieve an owner from its obligations under this Chapter.

§ 42-8 Request for exemption.

Any owner having received notice from the Town that their property has been determined to be either vacant or abandoned may make a request in writing to the Town for an exemption from any of the provisions of this Chapter by demonstrating to the Town such special circumstances peculiar to the property that warrants either a temporary or permanent exemption from any of the provisions of this Chapter. In the event of a denial of any such exemption request, the owner shall have the right to file an appeal in accordance with §42-9, below.

§ 42-9 Appeals.

Any owner having received notice from the Town that their property has been determined to be either vacant or abandoned shall have the right to appeal any such determination by any Town official directly to the governing body of the Town of Newton. Any such appeal shall be taken within 45 days of the date of the receipt of notice from the Town of such vacant or abandoned property determination. The appeal shall be in writing and served on the Town Clerk with a copy to the Town Zoning Officer. Upon the filing of the appeal, all proceedings against the property shall be stayed pending the appeal process. The governing body shall schedule a hearing on the appeal as soon as practical at a regularly scheduled meeting of the Mayor and Council, at which time the property owner shall have the right to present relevant evidence to the Town Council that the property is neither vacant or abandoned. Any such property owner shall have the right to be represented at any such hearing and shall have the right to call witnesses and present other relevant proof. The Mayor shall preside all such hearings, which shall to the extent applicable, be in accordance with the provisions of N.J.S.A. 40:55D-10.

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, _____, 2017. 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, _____, 2017 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



Memorandum

To: Town Council

Cc:

FROM: Kathy Citterbart, Planning Board Secretary

DATE: April 19, 2017

RE: Ordinance 2017-6

At the Planning Board meeting held on April 19, 2017, the Board finds Sections 1 & 3 are consistent with the Master Plan. Section 2 based upon the advice of the Town Planner the Board finds that Section 2 is not consistent with the Master Plan to the extent it would allow offices on the ground floor in the T-6 Zone. The Board further recommends that the Council give serious consideration and perhaps more study relating to this proposed change before acting on it. Finally, the Board recommends the final clause of Section 3 be changed to require 1 space per 40 square feet of floor area available for "assemblage purposes" as opposed to "public use".

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

Check#	Vendor	Description	Payment	Check Total
38107	921 - AIRGAS EAST	PO 49624 BLANKET: ACETYLENE/ARGON/OXYGEN \$20	7.34	
		PO 49619 BLANKET: CARBON DIOXIDE (POOL \$180	186.40	193.74
38108	3861 - ARF RENTAL SERVICES, INC.	PO 49840 BLANKET: PORT A JOHN @ \$48 CUST #N	47.88	47.88
38109	2685 - B & H INC.	PO 50093 Chromebook - Town Manager CUST #42	135.00	135.00
38110	1132 - BOONTON TIRE SUPPLY INC.	PO 49552 BLANKET PO FOR PD VEHICLES	279.95	279.95
38111	192 - CAMPBELL'S SMALL ENGINE INC.	PO 50018 BLANKET: SNOW/MACH PARTS & REPAIRS	135.35	135.35
38112	163 - CENTURYLINK COMMUNICATIONS, INC.	PO 49613 BLANKET: LONG DISTANCE (JAN-DEC \$20	196.46	196.46
38113	768 - DEMPSEY UNIFORM & SUPPLY INC	PO 49856 BLANKET: UNIFORM/MAT RENTALS & PAPE	831.59	831.59
38114	2386 - DOMINICK'S PIZZA LLC	PO 50175 Lunch Staff	39.60	39.60
38115	230 - HAYEK'S MARKET INC.	PO 50098 BAKERY PLATTER	46.94	46.94
38116	3756 - JACKI SHACKLETON	PO 50207 J SHACKLETON MILE/PARK REIMB	411.78	411.78
38117	113 - JCP&L	PO 50156 STREET LIGHTING -MAR	12,388.97	12,388.97
38118	2618 - JMC ENVIRONMENTAL CONSULTANTS, INC.	PO 50152 UST CONSULTING -MAR	105.00	105.00
38119	3715 - JOHN MULHERN	PO 49574 2017 JUDGE (\$35,000/12=\$2,916.67 G	2,916.67	2,916.67
38120	3711 - KKPR MARKETING & PUBLIC RELATIONS	PO 49973 Web Consulting 4/2017-3/2018	175.00	175.00
38121	3711 - KKPR MARKETING & PUBLIC RELATIONS	PO 49975 Social Media Mgmt Copy & Creative:	500.00	500.00
38122	2532 - LADDEY, CLARK & RYAN, LLP	PO 49572 2017 PROSECUTOR (\$27,000/12=\$2,250)	2,462.50	2,462.50
38123	1141 - MCGUIRE, INC.	PO 50096 TRUCK #10 BUSHINGS	156.07	156.07
38124	409 - MINISINK PRESS INC	PO 49816 Business Cards	360.00	360.00
38125	2452 - MUNICIPAL GRAPHICS INC	PO 50090 ADHESIVE PATCH SEALS ESTIMATE #1013	114.72	114.72
38126	255 - NEW JERSEY PLANNING OFFICIALS	PO 50043 2017 MLUL - publication	21.00	21.00
38127	336 - NEWTON TROPHY	PO 50082 TROPHIES MISS NEWTON CONTEST	187.25	187.25
38128	311 - NJLM	PO 50125 D.BABCOCK 4/28 WEBINAR -BAIL REFORM	35.00	35.00
38129	1762 - NJSACOP	PO 50063 TRAINING CONFERENCE	345.00	345.00
38130	106 - ELIZABETHTOWN GAS	PO 50157 MAR NAT GAS	2,342.69	2,342.69
38131	251 - R.S. PHILLIPS STEEL LLC	PO 50065 PLOW REPAIR	14.00	14.00
38132	1936 - ROGO FASTENER CO., INC.	PO 50084 SEAL CONN/FUSES/EPOXY ACCT #10	657.85	657.85
38133	285 - SLOAN, JAMES PPC.	PO 49573 2017 PUBLIC DEFENDER (\$13,500/12=\$1	1,231.25	1,231.25
38134	2257 - STAPLES BUSINESS ADVANTAGE, INC.	PO 49932 Blanket; Office supplies	88.48	
		PO 50149 MISC OFFICE SUPPLIES	129.31	217.79
38135	1212 - STATEWIDE INSURANCE FUND	PO 50205 2ND OF 4 ALL LINES & W/C	59,838.42	59,838.42
38136	3442 - SUNLIGHT GENERAL	PO 50161 DPW/WWTP ELECTRIC MAR	367.30	367.30
38137	1215 - SUSSEX & WARREN TAX COLL	PO 50112 ROTH 4/21 MINI CONF	50.00	50.00
38138	2310 - SUSSEX COUNTY ENGINEERING DIVISION	PO 50078 REPAIR SURVELLANCE CAMERA N-01	369.27	369.27
38139	217 - TIMMERMAN COMPANY, INC.	PO 50109 SWEEPER BRAKE SYSTEM ACCT #NEWTON	4,351.21	4,351.21
38140	3429 - TOYOTA MOTOR CREDIT CORP.	PO 49545 BLANKET: 2013 TOYOTA CAMRY 60 PMT	472.08	472.08
38141	367 - TREASURER, STATE OF NEW JERSEY	PO 50191 MARRIAGE LICENSE'S 1ST QTR (12)	300.00	300.00
38142	2476 - TREASURER, STATE OF NJ -BURIAL	PO 50192 1ST QTR BURIAL PERMIT FEE	10.00	10.00
38143	219 - TRI-STATE RENTALS, INC.	PO 50002 SHEAR BOLT CUST #206	31.46	
		PO 50015 Bolts/Pins CUST #206	39.37	70.83
38144	3526 - TROPICANA ATLANTIC CITY CORP	PO 49483 L Roth Lodging Spring Conf	267.06	267.06
38145	1280 - VERIZON WIRELESS, INC.	PO 49775 BLANKET: CELL PHONES ACCT #8825710	1,482.16	1,482.16
38146	2635 - W.B. MASON, INC.	PO 50008 Paper Labels Pens for 2nd Floor CUS	197.39	
		PO 50017 FINANCE OFFICE SUPPLIES CUST #C1329	323.11	
		PO 50068 Toner for K. Walker printer CUST #C	452.46	972.96
TOTAL				95,100.34

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
100001	CASH - CURRENT - LAKELAND #434			0.00	95,100.34
101254	DUE S/NJ - MARRIAGE LICENSE FEES			300.00	
101257	DUE S/NJ - BURIAL FEE			10.00	
1050200	TOWN MANAGER'S OFFICE - OTHER EXPENSES	1,405.44			
1053200	HUMAN RESOURCE - OTHER EXPENSES	23.44			
1054200	FINANCE ADMINISTRATION - OTHER EXPENSES	358.11			
1055200	ASSESSMENT OF TAXES - OTHER EXPENSES	28.66			
1056200	COLLECTION OF TAXES - OTHER EXPENSES	190.25			
1056200A	(2016) COLLECTION OF TAXES - OTHER EXPEN		267.06		

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
1058200	LEGAL SERVICES - OTHER EXPENSES	3,375.00			
1060200	ENGINEERING - OTHER EXPENSES	105.00			
1061200	BUILDINGS & GROUNDS - OTHER EXPENSES	231.96			
1062200	PLANNING BOARD - OTHER EXPENSES	104.44			
1064200	COMMUNITY DEVELOPMENT - OTHER EXPENSES	452.46			
1067200	WORKMEN'S COMP INSURANCE - OTHER EXPENSE	36,773.98			
1069200	OTHER INSURANCE PREMIUMS - OTHER EXPENSE	23,064.44			
1070200	FIRE DEPARTMENT - OTHER EXPENSES	60.00			
1074200	POLICE DEPARTMENT - OTHER EXPENSES	506.66			
1077500	CODE ENFORCEMENT - OTHER EXPENSES	175.63			
1080200	ROAD REPAIR & MAINT - OTHER EXPENSES	5,880.86			
1081200	SNOW REMOVAL - OTHER EXPENSES	135.35			
1083300	VEHICLE MAINTENANCE - OTHER EXPENSES	436.02			
1087200	RECREATION - OTHER EXPENSES	187.25			
1089200	UTILITY EXP/BULK PURCH - OTHER EXPENSES	17,146.85			
1090200	SWIMMING POOL - OTHER EXPENSES	186.40			
1091200	PARKS & PLAYGROUNDS - OTHER EXPENSES	47.88			
1094797	INTERLOCAL -BYRAM TAX COLLECTOR	411.78			
1094798	INTERLOCAL - GREEN TWP COURT	3,235.42			
TOTALS FOR	CURRENT FUND	94,523.28	267.06	310.00	95,100.34

Total to be paid from Fund 10 CURRENT FUND 95,100.34
 =====
 95,100.34

Checks Previously Disbursed

38106	DEFEAT YOUR GOLIATH COACHING	PO# 49681	Russo - 3 month Corporate Coaching	418.00	4/20/2017
171031	PAYROLL ACCOUNT		4/20 Current pay	186,497.77	4/20/2017
171030	NEWTON BOARD OF EDUCATION		School Tax APRIL 2017	1,052,283.00	4/18/2017
171029	PUBLIC EMPLOYEE RETIRE SYSTEM		PERS annual (total \$270,938	255,438.00	4/17/2017
171028	POLICE & FIRE RETIREMENT SYSTEM		PFRS annual due 4/1 (paid 4/17 fro	596,211.00	4/17/2017
171027	ELAVON		APR COURT MERCHANT FEE	152.90	4/07/2017

				2,091,000.67	

Total paid from Fund 10 CURRENT FUND 2,091,000.67

 2,091,000.67

Total for this Bills List: **2,186,101.01**

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

Check#	Vendor	Description	Payment	Check Total
8613	2744 - FKA ARCHITECTS INC.	PO 48892 ARCHITECT -FIREHOUSE #2 RENOVATION	9,875.00	9,875.00
8614	3726 - WITMER PUBLIC SAFTEY GROUP, iINC.	PO 49418 FIRE SCBA EQUIP. R#236-2016 #A80953	38,536.80	38,536.80
TOTAL				48,411.80

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
300001	CASH - CAPITAL - LAKELAND #450			0.00	48,411.80
3091605	ORD 2016-5 VARIOUS \$1,190T	48,411.80			
TOTALS FOR	CAPITAL	48,411.80	0.00	0.00	48,411.80

Total to be paid from Fund 30 CAPITAL

48,411.80
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48,411.80

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

Check#	Vendor	Description	Payment	Check Total
16260	2709 - ACCURATE WASTE REMOVAL INC.	PO 49745 BID: CHEMICAL WASTE REMOVAL WTP @	280.00	280.00
16261	921 - AIRGAS EAST	PO 49590 BLANKET: CARBON DIOXIDE \$30 X 12 =	3.67	3.67
16262	3508 - AMERICAN AQUATIC TESTING, INC.	PO 50095 MARCH CHRONIC BIOASSAY TESTING	1,650.00	1,650.00
16263	2685 - B & H INC.	PO 50093 Chromebook - Town Manager CUST #42	134.99	134.99
16264	155 - COYNE CHEMICAL CORP., INC.	PO 50079 CP-837 & SODIUM BISULFITE	1,804.96	1,804.96
16265	768 - DEMPSEY UNIFORM & SUPPLY INC	PO 49856 BLANKET: UNIFORM/MAT RENTALS & PAPE	284.52	284.52
16266	1625 - GENSERVE INC.	PO 50103 QTRLY MAINT STP & WTP GENERATORS	1,335.00	
		PO 50102 2/2 SVC CALL WOODSIDE PUMP STATION	190.00	1,525.00
16267	232 - HAMBURG PLUMBING SUPPLY CO INC	PO 49575 16" PIPE TO REPLACE THANKSGIVING WT	5,469.18	5,469.18
16268	3756 - JACKI SHACKLETON	PO 50207 J SHACKLETON MILE/PARK REIMB	8.03	8.03
16269	3772 - JK HVAC SERVICE, LLC.	PO 50104 GAS HEATER REPLACEMENT	3,485.72	3,485.72
16270	3528 - Miracle Chemical Co	PO 49751 BID: SODIUM HYPOCHLORITE @ \$1.265	814.66	814.66
16271	53 - MONTAGUE TOOL & SUPPLY, INC.	PO 50072 LINED GLOVES	142.89	142.89
16272	3166 - MOTT MACDONALD GROUP, INC.	PO 49441 A/P 12/31/16 engineer RBC replace \$	1,332.00	
		PO 50154 2017 SEWER CONSULTING 3/17	2,285.66	3,617.66
16273	106 - ELIZABETHTOWN GAS	PO 50157 MAR NAT GAS	1,221.63	1,221.63
16274	2882 - ONE CALL CONCEPTS, INC.	PO 49588 BLANKET: ONE CALL MESSAGES (JAN-DE	143.75	143.75
16275	2212 - PROCESS TECH SALES AND SERVICE	PO 50069 DEMAND SERVICE & TURBIDITY	1,268.95	
		PO 50074 Needed For Water Filtration Plant /	1,000.00	2,268.95
16276	55 - SCHMIDT'S WHOLESALE, INC	PO 50052 WATER METERS (48) ACCT #600	3,807.85	
		PO 50111 WATER METERS (24) CUST #600	3,477.60	7,285.45
16277	1489 - SMALLEY, JOHN H	PO 49546 BLANKET: 2017 SVC'S MORRIS LAKE 12	1,250.00	1,250.00
16278	316 - SPARTA TOWNSHIP TAX COLLECTOR	PO 50153 2017 2ND QTR TAXES MORRIS LK	15,880.47	15,880.47
16279	2257 - STAPLES BUSINESS ADVANTAGE, INC.	PO 50149 MISC OFFICE SUPPLIES	60.63	60.63
16280	1212 - STATEWIDE INSURANCE FUND	PO 50205 2ND OF 4 ALL LINES & W/C	54,359.83	54,359.83
16281	3442 - SUNLIGHT GENERAL	PO 50161 DPW/WWTP ELECTRIC MAR	747.27	747.27
16282	1280 - VERIZON WIRELESS, INC.	PO 49775 BLANKET: CELL PHONES ACCT #8825710	223.31	223.31
16283	2635 - W.B. MASON, INC.	PO 50017 FINANCE OFFICE SUPPLIES CUST #C1329	323.10	323.10
16284	477 - WATER & SEWER CAPITAL ACCOUNT	PO 50210 PAY 2017 CIF TO W/S CAP	65,000.00	65,000.00
	TOTAL			167,985.67

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
600001	CASH - W/S OPERATING-LAKELAND #426			0.00	167,985.67
601296	W&S ACCOUNTS PAYABLE			1,332.00	
6051200	W&S OPERATING - TOTAL OTHER EXPENSES	88,899.04			
6051200A	(2016) W&S OPERATING - TOTAL OTHER EXPE		5,469.18		
6089292	W&S CAP IMPROVE - CAPITAL IMPROVE FUND	65,000.00			
6089296	W&S CAP IMPROVE - ACQ OF METERS/HYDRANTS	7,285.45			
TOTALS FOR	WATER/SEWER UTILITY	161,184.49	5,469.18	1,332.00	167,985.67

Total to be paid from Fund 60 WATER/SEWER UTILITY

167,985.67

167,985.67

Checks Previously Disbursed

16259	DEFEAT YOUR GOLIATH COACHING	PO# 49681	Russo - 3 month Corporate Coaching	416.00	4/20/2017
176014	PAYROLL ACCOUNT		4/20 W/S pay	35,958.25	4/20/2017

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
176013	PUBLIC EMPLOYEE RETIRE SYSTEM			PERS annual Water Sewer (pay thru	15,500.00 4/17/2017

					51,874.25
	Total paid from Fund 60 WATER/SEWER UTILITY				51,874.25

					51,874.25

Total for this Bills List: **219,859.92**

AGENDA ITEMS

For April 24, 2017 Council Meeting

Minutes: - April 10, 2017 – Regular Meeting

A membership application from Nicholas J. Mandara, 64 Hillside Terrace, Apt. #13B, Newton, into the Newton Fire Department.