



**AGENDA  
NEWTON TOWN COUNCIL**

**May 22, 2017**

**7:00 p.m.**

**I. PLEDGE OF ALLEGIANCE**

**II. ROLL CALL**

**III. OPEN PUBLIC MEETINGS ACT STATEMENT**

**IV. APPROVAL OF MINUTES**

May 8, 2017 Regular Meeting

**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. PROCLAMATIONS**

- a. Newton Robotics Team

**VII. PRESENTATIONS**

- a. Police Department Recognition

**VIII. COUNCIL & MANAGER REPORTS**

**IX. ORDINANCES**

- a. 2<sup>nd</sup> Reading and Public Hearing

Ordinance 2017-10

An Ordinance Adopting a New Chapter 42  
– Registration of Vacant and Abandoned  
Properties

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

- b. Introduction

Ordinance 2017-11

An Ordinance Amending Chapter 279 of  
the Code of the Town of Newton, Adopting  
a New Article III, Regarding Disabled  
Veterans Tax Refunds

Ordinance 2017-12

An Ordinance Revising Sections 250-17, 250-  
18 and 250-19 of the Code of the Town of  
Newton, Regarding Dumpsters

**X. OLD BUSINESS**

## XI. 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 #84-2017\* Award of Cleaning Services Bid #7-2017
- b. Resolution #85-2017\* Resolution Authorizing \$50.00 Credit to Water Bill of Cathy Guldan & Deborah Brown
- c. Resolution #86-2017\* Resolution Authorizing Professional Service Agreement with Max Spann Real Estate & Auction
- d. Resolution #87-2017\* Appointment of Thomas Butterfield as a Regular Member of the Planning Board
- e. Resolution #88-2017\* Authoring the Public Sale of Real Property Pursuant to N.J.S.A. 40A:12-13
- f. Resolution #89-2017\* A Resolution of the Town of Newton Authorizing the Purchase of General Electricity Supply Services for Public Use on an Online Auction Website
- g. Resolution #90-2017\* A Resolution of the Town of Newton Authorizing the Purchase of Electricity Supply Services for Lighting for Public Use on an Online Auction Website
- h. Resolution #91-2017\* Approve Bills and Vouchers for Payment
- i. Application(s)\*  
An Application for a Social Affair Permit from the Newton Fire Department to be held on Saturday, June 3, 2017 from 4:00pm – 7:00pm at the Newton Fire House Station 2, 56 Woodside Avenue, Newton, NJ  
  
An Application for an On-premise raffle (50-50) from the Pride Foundation, Inc., to be held on September 15, 2017 at 7:00pm; September 29, 2017 at 7:00pm; October 6, 2017 at 7:00pm; October 20, 2017 at 7:00pm; November 2, 2017 at 7:00pm; November 10, 2017 at 7:00pm; November 17, 2017 at 7:00pm; December 5, 2017 at 6:00pm; December 12, 2017 at 6:00pm and December 19, 2017 at 6:00pm at 44 Ryerson Avenue, Newton, NJ

- XII. INTERMISSION
- XIII. DISCUSSION
- XIV. OPEN TO THE PUBLIC
- XV. COUNCIL & MANAGER COMMENTS
- XVI. EXECUTIVE SESSION
- XVII. ADJOURNMENT

Office of the Mayor

Newton, New Jersey

# Proclamation

## Newton Robotics Team

*WHEREAS, the Newton High School Robotics Team was established in 2009 to insure students have the opportunity to learn about engineering, science, business, public relations, marketing and industrial safety; and*

*WHEREAS, the robotics team "Team Aperture 3142" from Newton High School, won the Underwriters Laboratories Industrial Safety Award at the FIRST Robotics Competition held in St. Louis, Missouri, April 26-29, 2017; and*

*WHEREAS, the Newton High School award winning robotics division has proudly served and contributed to expanding Science, Technology, Engineering & Mathematics (STEM) education; and*

*WHEREAS, this program ensures that students from grades five through twelve are provided with an exploration to 21<sup>st</sup> Century Life and Careers with more hands-on opportunities;*

*NOW, THEREFORE, We, the Mayor and Town Council of the Town of Newton, do hereby proclaim our congratulations to the Newton Robotics' "Team Aperture 3142" for winning the Underwriters Laboratories Industrial Safety Award and recognize their hard work and dedication to the field of robotic engineering.*

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

Attest: \_\_\_\_\_

Date: May 22, 2017

**TOWN OF NEWTON**

**ORDINANCE 2017-10**

**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, May 8, 2017. It adopted, after final reading and public hearing thereon, at a regular meeting of the Newton Governing Body, conducted at 7:00pm on Monday, May 22, 2017 in the Council Chambers at the Newton Municipal Building, 39 Trinity Street, Newton, New Jersey, and shall take effect according to law.

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Lorraine A. Read, RMC  
Municipal Clerk

# TOWN OF NEWTON

## ORDINANCE 2017-11

### AN ORDINANCE AMENDING CHAPTER 279 OF THE CODE OF THE TOWN OF NEWTON, ADOPTING A NEW ARTICLE III, REGARDING DISABLED VETERANS TAX REFUNDS

**WHEREAS**, pursuant to N.J.S.A. 54:4-3.30, the dwelling house and lot whereon same is erected of any veteran who has been honorably discharged or honorably released from military service due to a 100% permanent disability as declared by the United States Department of Veterans Administration shall be exempt from taxation on their property when a proper claim is made; and

**WHEREAS**, pursuant to the New Jersey Superior Court decision in Del Priore v. Edison Township 25 N.J. Tax 502 (2012), a municipality has discretion to grant or deny a taxpayer a retroactive refund of property taxes that have been paid from the effective date of the disability as determined by the United States Department of Veterans Administration as set forth in N.J.S.A. 54:4-3.32; and

**WHEREAS**, retroactive refunds may have a significantly adverse financial impact on the Town and its taxpayers and are not reimbursed to the Town by the State; and

**WHEREAS**, the Town Council of the Town of Newton desires to establish a formal policy providing a retroactive refund of property taxes, if timely filed, for a period of no greater than a twenty-four month period;

**NOW, THEREFORE, BE IT ORDAINED** by the Town Council of the Town of Newton that a new Article III of Chapter 279 of the Code of the Town of Newton is hereby adopted, as follows:

**Section 1.** A new Article III “100% Disabled Veterans Tax Refund” of Chapter 279 shall be adopted, as follows:

#### **Article III. 100% Disabled Veterans Tax Refund**

§279-19. Timely Filing with the Tax Assessor.

For a veteran, or his or her surviving spouse or domestic partner, entitled to exemption under N.J.S.A. 54:4-3.30, after a formal written request for retroactive refund of property taxes, submitted to the Town Tax Assessor with all required documentation, and which shall have been timely filed within 120 calendar days after the date on the Total Disability Termination Letter issued by the United States Department of Veterans Affairs, the Town Council, by appropriate resolution, shall refund taxes previously paid only for the calendar year in which the claim of the veteran, or his or her surviving spouse or domestic partner was submitted to the Town Tax Assessor, and for such portion of the prior calendar year during which the total disability was in effect, but in no event greater than a twenty-four month period in the aggregate.

No further or additional refund of taxes shall be permitted, regardless of the date of the disability of the veteran as determined by the United States Department of Veterans Affairs.

§279-20. Late Filing with the Tax Assessor

In the event that a veteran, or his or her surviving spouse or domestic partner, entitled to exemption under N.J.S.A. 54:4-3.30, shall submit a request to the Town Tax Assessor for refund of taxes at any time later than 120 calendar days after the date on the Total Disability Termination Letter issued by the United States Department of Veterans Affairs, the Town Council, by appropriate resolution, shall refund taxes previously paid only for the calendar year in which the claim of the veteran, or his or her surviving spouse or domestic partner was submitted to the Town Tax Assessor.

No further or additional refund of taxes shall be permitted, regardless of the date of the disability of the veteran as determined by the United States Department of Veterans Affairs.

**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, May 22, 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, June 12, 2017 in the Council Chambers at the Newton Municipal Building, 39 Trinity Street, Newton, New Jersey, and shall take effect according to law.

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Lorraine A. Read, RMC  
Municipal Clerk

## TOWN OF NEWTON

### ORDINANCE 2017-12

#### AN ORDINANCE REVISING SECTIONS 250-17, 250-18 and 250-19 OF THE CODE OF THE TOWN OF NEWTON, REGARDING DUMPSTERS

**WHEREAS**, the Town Council of the Town of Newton has determined the regulation of trash dumpsters and roll-off containers is necessary within the Town only as it pertains to placement within public right-of-ways;

**NOW, THEREFORE BE IT ORDAINED**, by the Town Council of the Town of Newton that Newton Town Code Section 250-17 is hereby revised and Code Sections 250-18 and 250-19 are hereby repealed.

**Section 1.** Section 250-17 of the Code of the Town of Newton is hereby deleted in its entirety and replaced as follows:

§250-17. Trash dumpsters and roll-off containers.

No dumpster or roll-off containers shall be placed on a public right-of-way, including a public street or public sidewalk, if such placement shall inhibit the flow of either vehicular or pedestrian traffic on the public right-of-way.

**Section 2.** The following Sections of the Code of the Town of Newton are hereby deleted as follows:

§250-18 Deleted.

§250-19 Deleted.

**Section 3. 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 4. 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 5. 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, May 22, 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, June 12, 2017 in the Council Chambers at the Newton Municipal Building, 39 Trinity Street, Newton, New Jersey, and shall take effect according to law.

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Lorraine A. Read, RMC  
Municipal Clerk



**TOWN OF NEWTON  
RESOLUTION #84-2017**

**May 22, 2017**

**"Award of Cleaning Services Bid #7-2017"**

**WHEREAS**, the Town has received bids on May 10, 2017 for Bid #7-2017 to wit; Cleaning Services Re-Bid; and

**WHEREAS**, the Town duly advertised for bids which were opened on May 10, 2017 at 10:30am, where the lowest apparent bidder, First Community Development Corporation of New Jersey, Belleville, N.J., provided for a response of the base bid plus options of \$20,975.00; and

**WHEREAS**, the New Jersey Local Publics Contract Law, 40A:11-1 et. Seq., demands bidders and vendors meet the standards of responsive and responsible as indicated in the Local Publics Contract Law; and

**WHEREAS**, the Town of Newton's Qualified Purchasing Agent, Sean P. Canning of the Canning Group, LLC (QPA), has reviewed the bid and concurs First Community Development Corporation of New Jersey has met the standards of responsive and responsible as outlined within law;

**WHEREAS**, the Chief Financial Officer has certified funds are available to support this agreement;

**NOW, THEREFORE BE IT RESOLVED**, by the Town Council of the Town of Newton, Sussex County, NJ, that the recommendation of its QPA is hereby accepted, and the bid provided under Bid #7-2017 by First Community Development Corporation of New Jersey, Belleville, N.J, for Cleaning Services is hereby accepted and to enter into a two (2) year contract for services as per the specifications and services outlined in Bid #7-2017.

**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, May 22, 2017.

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Lorraine A. Read, RMC  
Municipal Clerk

**CONTRACT**

THIS AGREEMENT, made this \_\_\_\_of \_\_\_\_\_, 2017, by and between First Community Development Corporation of New Jersey, Inc. whose address is 187 Cortlandt Street, Belleville, New Jersey, hereinafter called "Contractor", and the TOWN OF NEWTON, whose address is 39 Trinity Street, Newton, New Jersey 07860, hereinafter called "Town".

WHEREAS, the Town of Newton, via Resolution #84-2017 approved of a two (2) year contract for Contractor to provide cleaning services for the Town per Bid #7-2017, as approved by the Town's Qualified Purchasing Agent.

NOW THEREFORE, the Contractor and the Town, in consideration of the mutual covenants herein, do hereby agree that Contractor agrees to provide, upon the terms and conditions set forth in the contract documents (as hereinafter defined), cleaning services for the Town as generally set forth below, and at the prices and terms set forth below:

Base Bid	Three cleanings per week, during non-working business hours M-W-F	\$18,375.00
Option #1:	One time per week Firehouses 1 & 2	\$2,000.00
Option #2:	One time per week on Mondays to clean the Memory Park bathrooms from 3/15-11/15	\$600.00

The term "Contract Documents" means and includes the following:

1. Advertisement for Bids.
2. Information to Bidders.
3. Corporate Resolution.

4. Ownership Disclosure Statement.
5. Non-Collusion Affidavit.
6. Affirmative Action Compliance Notice/Mandatory Equal Employment Opportunity Language.
7. Sludge and Chemical Waste Specifications.
8. Bid Proposal Form.
9. Bid Submission Checklist.
10. New Jersey Business Registration Certificate (BRC)
11. Bid Bond.
12. Contract.

In the event the terms of the Bid Proposal or any attachments thereto submitted by the Contractor are in conflict with the Contract Documents supplied to the Contractor by the Town, the terms of the Contract Documents shall prevail.

This agreement shall be binding upon all parties hereto, their respective heirs, executors, administrators, successors or assigns.

IN WITNESS WHEREOF, the parties hereto have caused this Contract to be executed by their respective authorized officials.

ATTEST:

**FIRST COMMUNITY DEVELOPMENT  
CORPORATION OF NEW JERSEY, INC.**

\_\_\_\_\_  
Secretary

\_\_\_\_\_  
President

ATTEST:

**TOWN OF NEWTON**

\_\_\_\_\_  
LORRAINE READ, MUNICIPAL CLERK

\_\_\_\_\_  
SANDRA LEE DIGLIO, MAYOR



## TOWN OF NEWTON

### RESOLUTION #85-2017

May 22, 2017

### **“Resolution Authorizing \$50.00 Credit to the Water Bill of Cathy Guldán & Deborah Brown”**

**WHEREAS**, on May 8, 2017, the Newton Department of Public Works performed repairs for a sewer line blockage that required access to a manhole through property located at 28 Clinton Street, Block 5.05, Lot 8, in the Town of Newton (the “Property”), owned by Cathy Guldán and Deborah Brown; and

**WHEREAS**, during the performance of the work, the Department of Public Works caused damage to the lawn on the Property; and

**WHEREAS**, instead of the Department of Public Works repairing the Property, a credit on the water utility bill has been requested by the property owners;

**NOW, THEREFORE BE IT RESOLVED**, that the Town Council of the Town of Newton authorizes a water utility bill credit of \$50.00 to Cathy Guldán and Deborah Brown, owners of the property known as 28 Clinton Street, Block 5.05, Lot 8, due to the damage caused by the Department of Public Works on the Property; and the Town of Newton is hereby authorized to process the credit.

### **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, May 22, 2017.

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Lorraine A. Read, RMC  
Municipal Clerk



May 22, 2017

## TOWN OF NEWTON

### RESOLUTION #86-2017

#### **“Resolution Authorizing Professional Service Agreement with Max Spann Real Estate & Auction”**

**WHEREAS**, the Town Council desires to use the services of a professional real estate auction company in order to market and auction real property, which professional services are awarded under non-fair and open contracts pursuant to N.J.S.A. 40A:11-5; and

**WHEREAS**, the Town Council desires to hire Max Spann Real Estate & Auction (“Max Spann Auction”) to market the Properties and conduct the auction. Max Spann Auction Company shall be paid by the buyers of the property through a 10% buyer’s premium to be added to the successful bid amount. However, in the event that the property is sold and the buyer’s premium does not equal or exceed \$4,000.00 or the amount actually spent if less than \$4,000.00 was spent by Max Spann Auction for marketing the property, the Town shall be responsible for paying the difference between the auction company’s marketing investment of \$4,000.00, or if less than \$4,000.00 was spent, the amount actually spent by Max Spann Auction and the buyer’s premium paid. In the event the property does not sell, the Town is not responsible for paying the marketing investment;

**NOW, THEREFORE BE IT RESOLVED**, by the Town Council of the Town of Newton, that the Town Council authorizes the Mayor and Municipal Clerk to execute a professional services agreement with Max Spann Real Estate & Auction Company; and

**BE IT FURTHER RESOLVED**, that this Resolution and a copy of the professional services agreement shall be provided to Max Spann Real Estate & Auction Company, and shall be advertised, and is on file and available for public inspection in the office of the Municipal Clerk; and

**BE IT FURTHER RESOLVED**, that this Resolution shall take effect immediately and shall be void and of no effect in the event that Max Spann Real Estate & Auction Company does not sign the professional services agreement.

**SCHEDULE "A"**

<b>Block/Lot</b>	<b>Street Address</b>	<b>Status of Property</b>
<b>Block 13.05, Lot 13</b>	<b>24 Lawnwood Avenue</b>	<b>Uninhabitable building</b>

**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, May 22, 2017.

---

Lorraine A. Read, RMC  
Municipal Clerk



May 22, 2017

## TOWN OF NEWTON

### RESOLUTION #87-2017

#### **“Appointment of Thomas Butterfield 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 May 15, 2017 resignation of Joseph Ricciardo; and

**WHEREAS**, Thomas Butterfield currently serves as an Alternate Member on the Planning Board;

**NOW, THEREFORE BE IT RESOLVED**, by the Town Council of the Town of Newton, that Thomas Butterfield 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, 2019.

#### **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, May 22, 2017.

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Lorraine A. Read, RMC  
Municipal Clerk



## TOWN OF NEWTON

### RESOLUTION #88-2017

May 22, 2017

### “Authorizing the Public Sale of Real Property Pursuant to N.J.S.A. 40A:12-13”

**WHEREAS**, the Town of Newton is the owner of property set forth in Schedule “A” which property is no longer needed or required for municipal use; and

**WHEREAS**, the Newton Town Council deems it in the best interest of the Town of Newton to sell the property by public auction sale in accordance with the provisions of N.J.S.A. 40A:12-13(a) et seq.; and

**WHEREAS**, the Town of Newton is utilizing the services of Max Spann Real Estate & Auction Company, an auction company in order to market the property. A condition of the sale as reflected below is that the successful bidder shall be responsible for paying the “Buyer’s Premium” to Max Spann Real Estate & Auction Company equal to ten percent (10%) of the sales price, this fee shall be added to the successful bidder’s bid;

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

1. The Town of Newton shall sell, pursuant to the provisions of N.J.S.A. 40A:12-13(a), the property listed on Schedule “A”. If a minimum sale price is set for the property it is reflected in Schedule “A”, which sum is not less than the fair market value.
2. The sale shall be conducted as an auction and shall take place as published per paragraph 3 below (hereinafter referred to as “sale date”) at the Town of Newton Municipal Building, 39 Trinity Street, Newton, New Jersey 07860.
3. A copy of this resolution shall be posted on the bulletin board or other conspicuous place in the Municipal Building. Notice of the public sale shall be published in the official Town of Newton newspaper by two insertions at least once a week during two consecutive weeks, the last publication shall be within seven (7) days prior to the sale date.
4. In the event any of the properties being sold are less than the minimum size required for development under the Town of Newton Zoning Ordinance and are without any capital improvements, contiguous property owner(s) shall have the right of first refusal as provided for in N.J.S.A. 40A:12-13.2. In order to exercise the right of first refusal, the contiguous property owner(s) must appear at the public sale and exercise their right of first refusal by bidding on the property. For properties subject to N.J.S.A. 40A:12-13.2, a copy of this Resolution shall be mailed to the contiguous property owners at their last known address as reflected on the tax duplicates. The Resolution shall be mailed at the time that Notice is first published as provided for in paragraph three of this Resolution.
5. The property shall be sold subject to the following terms and conditions:
  - (a) The descriptions of the property are intended as a general guide only and may not be accurate. No representations of any kind are made by the Town of Newton as to the conditions of the property; the premises are being sold in the present condition “as is”.

- (b) The property shall be sold for not less than the amount, if any set forth in Schedule "A".
- (c) The Town of Newton does not warrant or certify title to the property and in no event shall the Town of Newton be liable for any damages to the purchaser/successful bidder if title is found unmarketable and the purchaser/successful bidder waives any and all right in damages or by way of liens against the Town of Newton. The sole remedy being the right to receive a refund, prior to closing, of the deposit paid in the event title is found unmarketable. It shall be the obligation of the successful purchaser to examine title to the premises prior to the closing. In the event of closing and later finding of defect of title, the Town of Newton shall not be responsible for the same nor shall it be required to refund money or correct any defect in title or be held liable for damages.
- (d) Acceptance of the highest bid shall constitute a binding agreement of sale, and the purchaser shall be deemed to agree to comply with the terms and conditions of the sale contained in this resolution.
- (e) Bidder shall deposit with the Town cash, check or money order in the amount of not less than 10% of the bid price at the time of sale. In the event the successful bidder fails to deposit 10% of the bid price at the time of the sale, the Town of Newton will re-auction the property at the same public sale. If the successful bidder fails to pay the deposit, the bidder shall be responsible for any difference between their bid and the final sale bid in the event such bid is lower than the bid of the original bidder.
- (f) The Purchaser must pay the balance of the purchase price, plus (1) the sum of \$450 for the legal services incurred by the Town, (2) a Buyer's Premium directly to the auctioneer, Max Spann Real Estate & Auction Company, which is equal to ten percent (10%) of the successful bidder's bid, (3) the Town of Newton's advertising and recording fees within thirty (30) days after the date the Council adopts a resolution confirming the winning bid(s). and (4) realty transfer fees, if any. The balance shall be paid by certified funds. Once the purchase price has been paid, a Quitclaim Deed without covenants will be prepared by the Town Attorney and, after execution by the Town Officials, shall be recorded with the Sussex County Clerk's Office by the Town Attorney. Additional work performed by the Town Attorneys beyond the standard preparation of the sale resolutions, Deed and closing statement shall be billed at the rate charged by the Town Attorney's and shall be the responsibility of the purchaser, which fees must be paid prior to the Deed being recorded.
- (g) The Deed will be subject to all matters of record which may affect title, including what an accurate survey may reveal, as well as the requirements of the Ordinances of the Town of Newton. The Town of Newton reserves an easement for all natural or constructed drainage systems or waterways on the premises and the continued right of maintenance and flow.

Property in Schedule "A", the real property located at 24 Lawnwood Ave, Block 13.05, Lot 13 (formerly Block 1005, Lot 11).

- (h) The property will be sold subject to the current year taxes, pro rated from the date of sale.

- (i) The Town Council reserve the right to withdraw this offer to sell, or upon completion of the bidding to accept or reject any or all bids for the property or to waive any informality.
- (j) All bidders currently owning property within the Town of Newton must have their taxes, as well as sewer and water charges, paid to date in order to be a qualified bidder. In the event the bidder's taxes or sewer or water charges are delinquent, the bidder shall be deemed unqualified and such bid shall be rejected.
- (k) This sale is made subject to all applicable laws, statutes, regulations and ordinances of the United States, State of New Jersey and the Town of Newton.
- (l) No employee, agent or officer of the Town of Newton has any authority to waive, modify or amend any of the conditions of sale.
- (m) The purchaser must abide by appropriate zoning, subdivision, health and building regulations and code and agrees that this sale will not be used as grounds to support any variance from or realization of the regulations.
- (n) The failure of the Purchaser to close on title within the time provided for in Subsection 5(f) of this Resolution shall constitute a breach of this Agreement unless the Town agrees in writing prior to that date to extend the time of the closing. In the event the Purchaser fails to close within the dates provided for in Section 5(f) or such date as maybe extended by the Town, the deposit paid by the Purchaser shall be retained by the Town as liquidated damages. The Town of Newton is entitled to retain the Purchaser's deposit to the extent of any expenses and/or losses it incurs including but not limited to advertising costs, attorneys fees, lost tax revenues from the date of the required closing as well as additional cost of resale and the difference in the sales price, to the extent the property is sold for a lower price and any subsequent sale. The only exception to this section is in the event that the Purchaser fails to close as a result of the title being unmarketable, in which case the Purchaser shall be entitled to a refund of their deposit as provided for in Section 5(c) of this Resolution.
- (o) The purchase shall not be used for any County Board of Taxation, Tax Court of New Jersey, or in any Courts of the State as grounds to support a challenge of the existing assessments with regard to other properties.
- (p) The sale shall be subject to final approval by the Newton Town Council who may accept or reject any bid in their absolute discretion.
- (q) Acceptance of the highest bid by the Town shall constitute a binding agreement of sale and purchaser shall be deemed to agree to comply with the terms and conditions of this resolution.

- (r) In the event the property being sold to a contiguous property owner is less than the minimum size required for development under the municipal zoning ordinances and is without capital improvements, it shall merge with the successful bidder's existing adjoining property. The deeded conveyance shall contain a restriction that there shall be no subdivision of the merged lot or lots created by this sale and no structure or improvements shall be built on or under such property. The successful bidder shall provide a copy of their existing property Deed to the Town Attorney within seven (7) days of their being notified that they are the successful bidder of the sale.
6. If any section, subsection, sentence, clause or phrase of this resolution is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this resolution.
  7. Potential Bidders are advised:
    - (a) To conduct all necessary title searches prior to the date of sale.
    - (b) No representations of any kind are made by the Town of Newton as to the conditions of the Property, including habitability or usability; the Property is being sold in its present conditions "as is".
    - (c) The Property will be conveyed by a Quit Claim Deed and such conveyance shall be subject to all covenants, restrictions, reservations and easements established of record or by prescription and without representation as to character of title of the Property to be conveyed.
    - (d) The highest bidder for the Property shall have the right, at its sole cost and expense, to obtain a new survey of the Property. Provided such survey depicts the Property and is certified to be correct to the Town of Newton, the Town of Newton shall utilize the legal description drawn in accordance with such survey in the Deed of conveyance, provided the highest bidder provides such legal description and a copy of the certified survey to the Town of Newton not less than one week prior to the date set for closing of title.
  8. Additional Terms the Successful Bidder must comply with:
    - (a) To abide by appropriate zoning, subdivision, health and building regulations and codes and stipulate that this sale will not be used as grounds to support any variance from the regulations.
    - (b) That the failure to close title as agreed shall forfeit to the Town of Newton any and all money deposited with the Town.
  9. This resolution shall take effect immediately.

**SCHEDULE "A"**

<b>Block/Lot</b>	<b>Street Address</b>	<b>Status of Property</b>
<b>Block 13.05, Lot 13</b>	<b>24 Lawnwood Avenue</b>	<b>Uninhabitable building</b>

**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, May 22, 2017.

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Lorraine A. Read, RMC  
Municipal Clerk



May 22, 2017

**TOWN OF NEWTON  
RESOLUTION #89-2017**

**“A Resolution of the Town of Newton Authorizing  
the Purchase of General Electricity Supply  
Services for Public Use on an Online Auction  
Website”**

**WHEREAS**, Town of Newton has determined to move forward with the EMEX Reverse Auction in order procure electricity for the Town of Newton; and

**WHEREAS**, the Local Unit Technology Pilot Program and Study Act (P.L. 2001, c. 30) (the “Act”) authorizes the purchase of electricity supply service for public use through the use of an online auction service; and

**WHEREAS**, Town of Newton will utilize the online auction services of EMEX, LLC, an approved vendor pursuant to the Act, waiver number EMEX LLC-1, located at [www.energymarketexchange.com](http://www.energymarketexchange.com); and

**WHEREAS**, EMEX, LLC is compensated for all services rendered through the participating supplier that a contract is awarded to; and

**WHEREAS**, the auction will be conducted pursuant to the Act; and

**WHEREAS**, if the auction achieves a price of \$0.0869/kWh or less for a 12-month term, a price of \$0.0874/kWh or less for an 18-month term, or a price of \$0.0869/kWh or less for a 24-month term; Town of Newton may award a contract to the winning supplier for the selected term;

**NOW, THEREFORE BE IT RESOLVED**, that the Town Manager or Mayor of the Town of Newton be hereby authorized to execute on behalf of the Town of Newton any electricity contract proffered by the participating supplier that submits the winning bid in the EMEX Reverse Auction if the auction achieves a price of \$0.0869/kWh or less for a 12-month term, a price of \$0.0874/kWh or less for an 18-month term, or a price of \$0.0869/kWh or less for a 24-month term; the Town of Newton may award a contract to the winning supplier for the selected term.

**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, May 22, 2017.

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Lorraine A. Read, RMC  
Municipal Clerk



May 22, 2017

## TOWN OF NEWTON

### RESOLUTION #90-2017

**“A Resolution of the Town of Newton Authorizing the Purchase of Electricity Supply Services for Lighting for Public Use on an Online Auction Website”**

**WHEREAS**, Town of Newton has determined to move forward with the EMEX Reverse Auction in order procure electricity for the Town of Newton; and

**WHEREAS**, the Local Unit Technology Pilot Program and Study Act (P.L. 2001, c. 30) (the “Act”) authorizes the purchase of electricity supply service for public use through the use of an online auction service; and

**WHEREAS**, Town of Newton will utilize the online auction services of EMEX, LLC, an approved vendor pursuant to the Act, waiver number EMEX LLC-1, located at [www.energymarketexchange.com](http://www.energymarketexchange.com); and

**WHEREAS**, EMEX, LLC is compensated for all services rendered through the participating supplier that a contract is awarded to; and

**WHEREAS**, the auction will be conducted pursuant to the Act; and

**WHEREAS**, if the auction achieves a price of \$0.0565/kWh or less for a 12-month term, a price of \$0.0579/kWh or less for an 18-month term, or a price of \$0.0565/kWh or less for a 24-month term; Town of Newton may award a contract to the winning supplier for the selected term;

**NOW, THEREFORE BE IT RESOLVED**, that the Town Manager or Mayor of the Town of Newton be hereby authorized to execute on behalf of the Town of Newton any electricity contract proffered by the participating supplier that submits the winning bid in the EMEX Reverse Auction if the auction achieves a price of \$0.0565/kWh or less for a 12-month term, a price of \$0.0579/kWh or less for an 18-month term, or a price of \$0.0565/kWh or less for a 24-month term; the Town of Newton may award a contract to the winning supplier for the selected term.

### 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, May 22, 2017.

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Lorraine A. Read, RMC  
Municipal Clerk



## TOWN OF NEWTON

### RESOLUTION #91-2017

May 22, 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, May 22, 2017.

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Lorraine A. Read, RMC  
Municipal Clerk

## **AGENDA ITEMS**

### **For May 22, 2017 Council Meeting**

**Minutes:** - May 8, 2017 – Regular Meeting

An application for a Social Affair permit from the Newton Fire Department, to be held on Saturday, June 3, 2017 from 4:00 pm – 7:00 pm at the Newton Fire House Station 2, 56 Woodside Avenue, Newton.

An application for an on-premise raffle (50-50) from the Pride Foundation, Inc. to be held on September 15, 2017 at 7:00 pm; September 29, 2017 at 7:00 pm; October 6, 2017 at 7:00 pm; October 20, 2017 at 7:00 pm; November 2, 2017 at 7:00 pm; November 10, 2017 at 7:00 pm; November 17, 2017 at 7:00 pm; December 5, 2017 at 6:00 pm; December 12, 2017 at 6:00 pm; and December 19, 2017 at 6:00 pm at 44 Ryerson Avenue, Newton.

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

Check#	Vendor	Description	Payment	Check Total
38233	1846 - ADVANCE AUTO PARTS	PO 49761 BLANKET: AUTO PARTS Roads	31.46	31.46
38234	3861 - ARF RENTAL SERVICES, INC.	PO 49840 BLANKET: PORT A JOHN @ \$48 CUST #N	457.82	457.82
38235	2244 - AW DIRECT INC	PO 50160 DOOR TOOL BAGS S02977003	81.91	81.91
38236	2685 - B & H INC.	PO 50099 CA & DCA NEW COURT PROCESS CUST #4	539.98	539.98
38237	2429 - BLACK LAGOON	PO 50258 2017 NJDEP PERMIT APP FEE SUMMIT	250.00	
		PO 50259 2017 POND MAINT	1,675.00	1,925.00
38238	1132 - BOONTON TIRE SUPPLY INC.	PO 50231 OEM #2 TIRES BRAKES OIL CHG	556.71	556.71
38239	192 - CAMPBELL'S SMALL ENGINE INC.	PO 49948 BLANKET: PARKS EQUIP/MAINT	92.01	
		PO 50275 BACKPACK BLOWER REPAIR	52.19	144.20
38240	163 - CENTURYLINK COMMUNICATIONS, INC.	PO 49613 BLANKET: LONG DISTANCE (JAN-DEC \$20	177.82	177.82
38241	163 - CENTURYLINK COMMUNICATIONS, INC.	PO 50386 LOCAL PHONE SVC MAY	3,521.35	3,521.35
38242	3770 - CINTAS CORPORATION NO. 2	PO 49309 DPW FIRST AID SUPP'S	133.86	133.86
38243	3770 - CINTAS CORPORATION NO. 2	PO 49961 BLANKET:1ST AID SUPP'S	46.62	46.62
38244	3413 - CIVIL SERVICE COMMISSION	PO 50151 J DODD CIVIL SVC TRAINING	159.00	159.00
38245	768 - DEMPSEY UNIFORM & SUPPLY INC	PO 49856 BLANKET: UNIFORM/MAT RENTALS & PAPE	756.03	756.03
38246	3698 - DLS HEALTH WORKS, LLC.	PO 50336 WELLNESS HEALTH 5/9 RUSSO 1 hr	150.00	150.00
38247	50 - E.A. MORSE & COMPANY, INC.	PO 50331 JANITORIAL SUPPLIES ACCT #46219	291.20	291.20
38248	257 - FERRAIOLI, CERULLO & CUVA	PO 49124 2016 AUDIT SERVICES	8,000.00	8,000.00
38249	1004 - G.F.O.A. OF N.J.	PO 50360 D BABCOCK 2017 DUES	90.00	90.00
38250	373 - GALLS, LLC	PO 50255 CAR 6 TRUNK ORG & BAG VALVE MASKS	191.69	191.69
38251	789 - GREATER NEWTON CHMBR OF COMM.	PO 50212 Memorial Parade Donation	500.00	500.00
38252	2435 - HAMPTON BODY WORKS, INC.	PO 50276 CAR #4 REPAIRS	2,039.95	2,039.95
38253	1866 - HOME DEPOT, INC.	PO 50380 PLANTS SPRING ST & TURNAROUNDS	61.68	61.68
38254	3235 - J. CALDWELL & ASSOCIATES, LLC.	PO 50339 APR TWN COUNCIL	649.00	
		PO 50364 PB CONSULT-APRIL 2017	597.50	1,246.50
38255	113 - JCP&L	PO 50320 BLANKET: ELECTRIC (apr-dec)	555.89	555.89
38256	3715 - JOHN MULHERN	PO 50186 BLANKET: 2017 JUDGE (35,000/12=\$2,9	2,916.67	2,916.67
38257	2532 - LADDEY, CLARK & RYAN, LLP	PO 50164 2017 PROSECUTOR (27,000/12=\$2,250)	2,462.50	2,462.50
38258	3890 - MANCHESTER TOWNSHIP POLICE FOUNDATI	PO 50221 HEROIN AWARENESS COURSE	150.00	150.00
38259	53 - MONTAGUE TOOL & SUPPLY, INC.	PO 49960 BLANKET: EQUIPMENT REPAIRS	140.57	
		PO 50223 SWEEPER REPAIR	3.91	144.48
38260	106 - ELIZABETHTOWN GAS	PO 50326 BLANKET: NAT GAS USAGE (APR-DEC)	1,067.92	1,067.92
38261	499 - OFFICE BUSINESS SYSTEMS INC	PO 50274 Revshield Program Renewal CUST #PB	685.00	685.00
38262	64 - PELLOW, HAROLD & ASSO, INC.	PO 50379 PB CONSULT-MAR 2017	390.00	390.00
38263	2788 - PENTELEDATA	PO 49611 BLANKET: INTERNET ACCT #1871584 (JA	949.60	949.60
38264	1416 - PETRO-MECHANICS, INC.	PO 50261 GAS PUMP REPAIRS	2,236.84	2,236.84
38265	3359 - PUBLIC ENGINES, INC.	PO 50134 TIPSOFT SUBSCRIPTION RENEW	1,529.15	1,529.15
38266	2478 - RACHLES/MICHELE'S OIL COMPANY, INC.	PO 50263 BLANKET: GAS (MAY-DEC) \$30,000.	2,533.21	2,533.21
38267	3660 - SCHENCK, PRICE, SMITH, & KING, LLP	PO 50338 APR TAX APPEALS	6,539.78	6,539.78
38268	951 - SERVICE ELECTRIC CABLE TV	PO 49540 BLANKET: DIGITAL/HIGH DEF CONVERTE	56.98	56.98
38269	285 - SLOAN, JAMES PPC.	PO 50165 BLANKET: 2017 PUBLIC DEFENDER (\$13,	106.25	106.25
38270	3108 - SPARTA POSTMASTER	PO 50256 FIRST-CLASS/STANDARD MAILING PERMIT	225.00	225.00
38271	2257 - STAPLES BUSINESS ADVANTAGE, INC.	PO 50278 Office Supplies/ Office 3-Drawer Fi	572.42	
		PO 50304 CONSTRUCTION COPIES OPRA	7.19	
		PO 50299 Return Package	11.07	
		PO 50333 File Folders for HR and New File Ca	346.45	937.13
38272	102 - SUSSEX CAR WASH INC	PO 49864 BLANKET: POLICE CAR WASHES	105.00	105.00
38273	2479 - TAYLOR OIL CO., INC.	PO 50262 BLANKET: DIESEL (MAY-DEC) \$20,000	1,218.41	1,218.41
38274	1751 - TERESA ANN OSWIN	PO 50322 Mileage to Clerk's Conference April	52.75	52.75
38275	217 - TIMMERMAN COMPANY, INC.	PO 50266 MACHINERY PARTS	62.06	62.06
38276	3429 - TOYOTA MOTOR CREDIT CORP.	PO 49545 BLANKET: 2013 TOYOTA CAMRY 60 PMT	472.08	472.08
38277	2781 - TRIMBOLI & PRUSINOWSKI, LLC.	PO 50342 LABOR ATTY APR	1,700.00	1,700.00
38278	1469 - UNIVERSAL SUPPLY GROUP INC.	PO 50189 AIR FILTERS TH CUST #3193	321.23	321.23
38279	3616 - V.E. RALPH & SON, INC.	PO 50215 NARCAN SUPPLIES CUST #205774	88.38	88.38
38280	1280 - VERIZON WIRELESS, INC.	PO 49775 BLANKET: CELL PHONES ACCT #8825710	1,480.27	1,480.27
38281	1819 - VOGEL, CHAIT, COLLINS, SCHNEIDER, PC,	PO 50388 PB CONSULT-APR 2017	1,275.00	1,275.00
38282	2635 - W.B. MASON, INC.	PO 50213 SUPPLIES FOR STATE PRINTER/COPY & F	625.89	625.89
TOTAL				51,990.25

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

Check#	Vendor	Description	Payment	Check Total	
<b>Summary By Account</b>					
ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
100001	CASH - CURRENT - LAKELAND #434			0.00	51,990.25
1050200	TOWN MANAGER'S OFFICE - OTHER EXPENSES	685.64			
1051200	TOWN CLERK'S OFFICE - OTHER EXPENSES	284.94			
1053200	HUMAN RESOURCE - OTHER EXPENSES	291.89			
1054200	FINANCE ADMINISTRATION - OTHER EXPENSES	90.00			
1054300A	(2016) FINANCE ADMINISTRATION - AUDIT SE		8,000.00		
1058200	LEGAL SERVICES - OTHER EXPENSES	10,489.78			
1059200	MUNICIPAL COURT - OTHER EXPENSES	1,165.87			
1061200	BUILDINGS & GROUNDS - OTHER EXPENSES	1,004.88			
1061200A	(2016) BUILDINGS & GROUNDS - OTHER EXPEN		133.86		
1062200	PLANNING BOARD - OTHER EXPENSES	2,262.50			
1064200	COMMUNITY DEVELOPMENT - OTHER EXPENSES	649.00			
1074200	POLICE DEPARTMENT - OTHER EXPENSES	2,041.13			
1074300	COMMUNICATIONS CENTER - OTHER EXPENSES	685.00			
1077500	CODE ENFORCEMENT - OTHER EXPENSES	572.42			
1080200	ROAD REPAIR & MAINT - OTHER EXPENSES	730.61			
1081200	SNOW REMOVAL - OTHER EXPENSES	11.07			
1083300	VEHICLE MAINTENANCE - OTHER EXPENSES	2,733.12			
1085200	OCCUPATIONAL HEALTH - OTHER EXPENSES	150.00			
1089200	UTILITY EXP/BULK PURCH - OTHER EXPENSES	13,798.29			
1091200	PARKS & PLAYGROUNDS - OTHER EXPENSES	2,474.83			
1092200	CELEBRATION OF PUBLIC EVENTS - OE	500.00			
1094798	INTERLOCAL - GREEN TWP COURT	3,235.42			
<b>TOTALS FOR</b>	<b>CURRENT FUND</b>	<b>43,856.39</b>	<b>8,133.86</b>	<b>0.00</b>	<b>51,990.25</b>

Total to be paid from Fund 10 CURRENT FUND 51,990.25  
=====  
51,990.25

**Checks Previously Disbursed**

171037	PAYROLL ACCOUNT	5/18 CURR PAY	190,084.62	5/18/2017
38232	COUNTY OF SUSSEX	PO# 50349 2nd qtr cnty Open Space tax	3,674.79	5/12/2017
38231	COUNTY OF SUSSEX	PO# 50348 2nd qtr cnty Library tax	51,315.21	5/12/2017
38230	COUNTY OF SUSSEX	PO# 50347 2nd qtr cnty Health tax	10,985.41	5/11/2017
38229	COUNTY OF SUSSEX	PO# 50346 2nd qtr cnty Purpose tax	818,388.80	5/12/2017
171036	BNY MELLON	2010 RAB bond interest \$350T (Thor	7,875.00	5/12/2017
171035	BNY MELLON	Series 2010 RAB bond p&i \$4M ThorL	200,920.00	5/12/2017
171034	ELAVON	MAY COURT MERCHANT FEE	130.54	5/08/2017
			-----	
			1,283,374.37	

Total paid from Fund 10 CURRENT FUND 1,283,374.37  
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Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
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1,283,374.37

Total for this Bills List: **1,335,364.62**

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

Check#	Vendor	Description	Payment	Check Total
1364	2386 - DOMINICK'S PIZZA LLC	PO 50298 Pizzas for Cl Comm	105.65	105.65
1365	50 - E.A. MORSE & COMPANY, INC.	PO 50331 JANITORIAL SUPPLIES ACCT #46219	601.80	601.80
1366	633 - WEIS MARKETS, INC.	PO 50300 Cl Comm- Food/Supplies	115.70	115.70
TOTAL				823.15

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
110001	CASH			0.00	823.15
111200	APPROPRIATED RESERVES FOR GRANTS			823.15	
TOTALS FOR		0.00	0.00	823.15	823.15

Total to be paid from Fund 11 FEDERAL/STATE GRANTS

823.15
823.15

Checks Previously Disbursed

171110	PAYROLL ACCOUNT	5/18 GRANT	436.95	5/18/2017
				436.95

Total paid from Fund 11 FEDERAL/STATE GRANTS

436.95
436.95

**Total for this Bills List: 1,260.10**

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

Check#	Vendor	Description	Payment	Check Total
8617	2744 - FKA ARCHITECTS INC.	PO 48892 ARCHITECT -FIREHOUSE #2 RENOVATION	3,950.00	3,950.00
	TOTAL			----- 3,950.00

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
300001	CASH - CAPITAL - LAKELAND #450			0.00	3,950.00
3091605	ORD 2016-5 VARIOUS \$1,190T	3,950.00			
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TOTALS FOR	CAPITAL	3,950.00	0.00	0.00	3,950.00
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Total to be paid from Fund 30 CAPITAL

3,950.00  
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3,950.00

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

Check#	Vendor	Description	Payment	Check Total
16317	2709 - ACCURATE WASTE REMOVAL INC.	PO 50183 BLANKET: SLUDGE TRUCKING STP	4,824.00	4,824.00
16318	921 - AIRGAS EAST	PO 49590 BLANKET: CARBON DIOXIDE \$30 X 12 =	11.01	11.01
16319	2141 - AIRMATIC COMPRESSOR SYSTEMS, INC.	PO 49855 2017 SERVICE AGREEMENT MORRIS LAKE	3,885.48	3,885.48
16320	3508 - AMERICAN AQUATIC TESTING, INC.	PO 50270 4/11 CHRONIC BIOASSAY TESTING	825.00	825.00
16321	3210 - Appalachian Forestry Service	PO 50302 Timber Harvesting Project Inv. #991	1,225.00	1,225.00
16322	77 - CCP INDUSTRIES, INC.	PO 50173 CLEANING SUPPLIES	602.72	602.72
16323	163 - CENTURYLINK COMMUNICATIONS, INC.	PO 49602 BLANKET: WOODSIDE AVE PS (JAN-DEC \$	39.07	39.07
16324	163 - CENTURYLINK COMMUNICATIONS, INC.	PO 50386 LOCAL PHONE SVC MAY	1,198.03	1,198.03
16325	3770 - CINTAS CORPORATION NO. 2	PO 49961 BLANKET:1ST AID SUPP'S	83.19	83.19
16326	768 - DEMPSEY UNIFORM & SUPPLY INC	PO 49856 BLANKET: UNIFORM/MAT RENTALS & PAPE	286.50	286.50
16327	257 - FERRAIOLI, CERULLO & CUVA	PO 49124 2016 AUDIT SERVICES	13,000.00	13,000.00
16328	70 - HACH COMPANY	PO 49719 BLANKET: STP LAB SUPP'S ACCT #9410	668.55	668.55
16329	1866 - HOME DEPOT, INC.	PO 49642 BLANKET: WATER/SEWER	320.54	320.54
16330	3711 - KKPR MARKETING & PUBLIC RELATIONS	PO 49973 Web Consulting 4/2017-3/2018	175.00	
		PO 49975 Social Media Mgmt Copy & Creative:	500.00	675.00
16331	409 - MINISINK PRESS INC	PO 50128 2016 WATER QUALITY REPORTS	664.00	664.00
16332	3166 - MOTT MACDONALD	PO 50343 2017 SEWER CONSULT THRU 4/11	1,780.47	1,780.47
16333	106 - ELIZABETHTOWN GAS	PO 50326 BLANKET: NAT GAS USAGE (APR-DEC)	519.96	519.96
16334	2882 - ONE CALL CONCEPTS, INC.	PO 49588 BLANKET: ONE CALL MESSAGES (JAN-DE	243.75	243.75
16335	2788 - PENTELEDATA	PO 49611 BLANKET: INTERNET ACCT #1871584 (JA	219.90	219.90
16336	55 - SCHMIDT'S WHOLESALE, INC	PO 50260 METER PLATES & CLAMP	3,334.12	3,334.12
16337	1489 - SMALLEY, JOHN H	PO 49546 BLANKET: 2017 SVC'S MORRIS LAKE 12	1,250.00	1,250.00
16338	3108 - SPARTA POSTMASTER	PO 50256 FIRST-CLASS/STANDARD MAILING PERMIT	225.00	225.00
16339	2056 - SUBURBAN PROPANE, LP.	PO 50317 BLANKET: WTP MORRIS LAKE PROPANE	3,443.52	3,443.52
16340	1280 - VERIZON WIRELESS, INC.	PO 49775 BLANKET: CELL PHONES ACCT #8825710	223.31	223.31
16341	1500 - WALMART	PO 50361 FILE CABINET	48.00	48.00
TOTAL				39,596.12

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
600001	CASH - W/S OPERATING-LAKELAND #426			0.00	39,596.12
6051200	W&S OPERATING - TOTAL OTHER EXPENSES	23,262.00			
6051200A	(2016) W&S OPERATING - TOTAL OTHER EXPE		13,000.00		
6089296	W&S CAP IMPROVE - ACQ OF METERS/HYDRANTS	3,334.12			
<b>TOTALS FOR</b>	<b>WATER/SEWER UTILITY</b>	<b>26,596.12</b>	<b>13,000.00</b>	<b>0.00</b>	<b>39,596.12</b>

Total to be paid from Fund 60 WATER/SEWER UTILITY

39,596.12

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39,596.12

Checks Previously Disbursed

176018	PAYROLL ACCOUNT	5/15 W/S PAY	37,481.35	5/18/2017
				-----
				37,481.35

Total paid from Fund 60 WATER/SEWER UTILITY

37,481.35

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
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37,481.35

Total for this Bills List: **77,077.47**

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

Check#	Vendor	Description	Payment	Check Total
3609	3235 - J. CALDWELL & ASSOCIATES, LLC.	PO 50363 CELLCO/VERIZON-APR ESCROW	826.00	
		PO 50373 WATER ST/N PARK DR-APR ESCROW	228.00	
		PO 50375 KWESELAIT-APR ESCROW	236.00	1,290.00
3610	64 - PELLOW, HAROLD & ASSO, INC.	PO 50327 MOOSE LODGE/JULIE RICHARD-MAR ESCRO	65.00	
		PO 50371 RPM-MAR ESCROW	209.45	
		PO 50370 PUNC EQUILIBRIUM-MAR ESCROW	142.40	
		PO 50372 NEWTON BOE-MAR ESCROW	292.50	
		PO 50374 KWESELAIT-MAR ESCROW	630.40	
		PO 50376 KROGH'S-MAR ESCROW	195.00	
		PO 50377 AUTOZONE-MAR ESCROW	32.50	
		PO 50378 CHARNOGURSKY-MAR ESCROW	195.00	1,762.25
3611	285 - SLOAN, JAMES PPC.	PO 50165 BLANKET: 2017 PUBLIC DEFENDER (\$13,	1,125.00	1,125.00
3612	1819 - VOGEL, CHAIT, COLLINS, SCHNEIDER, PC,	PO 50365 B. GIBLIN-APR ESCROW	90.00	
		PO 50366 KROGH'S-APR ESCROW	45.00	
		PO 50367 CHARNOGURSKY-APR ESCROW	15.00	
		PO 50368 KWESELAIT-APR ESCROW	210.00	
		PO 50369 WATER ST/N PARK DR-APR ESCROW	240.00	600.00
TOTAL				4,777.25

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
710001	CASH - TRUST - LAKELAND #469			0.00	4,777.25
711218	RESERVE FOR MUNIC PUBLIC DEFENDER			1,125.00	
711440	ENGINEER REVIEW FEES			2,761.25	
711700	REDEVELOPMENT ESCROW FEES			891.00	
TOTALS FOR	TRUST	0.00	0.00	4,777.25	4,777.25

Total to be paid from Fund 71 TRUST  
 4,777.25  
 =====  
 4,777.25

Checks Previously Disbursed

177108	PAYROLL ACCOUNT	5/18 TRUST	2,551.50	5/18/2017
			-----	
			2,551.50	

Total paid from Fund 71 TRUST  
 2,551.50  
 -----  
 2,551.50

Total for this Bills List: **7,328.75**

List of Bills - (730001) CASH - SUI - LAKELAND #027  
SUI (Fund 73)

Check#	Vendor	Description	Payment	Check Total
1111	1261 - S/NJ EMPLOYER ACCOUNTS	PO 50335 2ND QTR UNEMPLOYMENT	1,624.66	1,624.66
	TOTAL			1,624.66

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
730001	CASH - SUI - LAKELAND #027			0.00	1,624.66
731255	RESERVE FOR EXPENDITURES - UNEMPLOYMENT			1,624.66	
TOTALS FOR	SUI (Fund 73)	0.00	0.00	1,624.66	1,624.66

Total to be paid from Fund 73 SUI (Fund 73)

1,624.66  
 =====  
 1,624.66