

- b. Resolution #38-2018* Authorize the Award of a Required Disclosure Contract for Fire & Safety Services Ltd
- c. Resolution #39-2018* Authorizing the Town of Newton to Enter into a Shared Services Agreement with the Borough of Hopatcong, New Jersey for Animal Control and Pound Services
- d. Resolution #40-2018* 2017 Tonnage Grant Application
- e. Resolution #41-2018* Resolution Authorizing the Execution of a Settlement Agreement and Release Concerning the Mid-American Salt Litigation
- f. Resolution #42-2018* Resolution to Accept the Certified List of Qualifying 2017 Newton Fire Department LOSAP Participants
- g. Resolution #43-2018* Authorize the Award of a Required Disclosure Contract for Garden State Laboratories Inc.
- h. Resolution #44-2018* Reappointment of Emergency Management Coordinator
- i. Resolution #45-2018* Resolution and Agreement for Professional Services – Deputy Municipal Public Defender
- j. Resolution #46-2018* Authorize Credits Due Water and Sewer Utility Accounts
- k. Resolution #47-2018* Refund of Redemption Monies to an Outside Lien Holder for Block 7.04, Lot 1, also Known as 35 Liberty Street
- l. Resolution #48-2018* Approve 2017 Appropriation Reserve Transfers
- m. Resolution #49-2018* Authorize Bills and Vouchers for Payment
- n. Application(s) An application for Special Permit for an Extension of Premise from B&M LLC (t/a O’Reilly’s Pub & Grill) to be held on March 17, 2018 from 10:00 am to 10:00 pm at 271 Spring Street, Newton

X. INTERMISSION

XI. DISCUSSION

- a. Ordinance Draft – Fees for Liquor Licenses, Certificate of Compliance, Abandon Property Registration
- b. 2018 Budget Review

XII. OPEN TO THE PUBLIC

XIII. COUNCIL & MANAGER COMMENTS

XIV. EXECUTIVE SESSION

XV. ADJOURNMENT

TOWN OF NEWTON

ORDINANCE #2018-3

AN ORDINANCE TO EXCEED THE 2018 MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and

WHEREAS, the Town Council of the Town of Newton in the County of Sussex finds it advisable and necessary to increase its CY 2018 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and

WHEREAS, the Newton Town Council hereby determines that a 1.0% increase in the budget for said year, amounting to \$93,281.52 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

WHEREAS, the Newton Town Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years;

NOW, THEREFORE BE IT ORDAINED, by the Town Council of the Town of Newton, in the County of Sussex, a majority of the full authorized membership of this Governing Body affirmatively concurring, that, in the CY 2018 budget year, the final appropriations of the Town of Newton shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 1.0%, amounting to \$93,281.52, and that the CY 2018 municipal budget for the Town of Newton be approved and adopted in accordance with this ordinance; and

BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to the final appropriation in either of the next two succeeding years; and

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

RECORDED VOTE:

AYES:	(NAYES:	(
	((
	((
	((
	((

ABSTAIN: (

ABSENT: (

TAKE NOTICE that the above Ordinance was introduced at a regular meeting of the Town Council of the Town of Newton conducted on Monday, February 12, 2018. It will be considered for adoption, after public hearing and final reading thereon, at a regular meeting of said Governing Body conducted on February 26, 2018, and shall take effect according to law.

Teresa A. Oswin, RMC
Deputy Municipal Clerk



TOWN OF NEWTON

RESOLUTION #37-2018

February 12, 2018

“Concur with the Recommendation of the Utility Advisory Board in 8-10 Douma Court to Connect to the Town of Newton Sanitary Sewer System”

WHEREAS, at the December 20, 2017 meeting of the Utility Advisory Board, Mr. Hristos Kaltsas, owner of Block 6.01, Lot 6, known as 8-10 Douma Court, Newton, New Jersey, appeared to request permission to abandon the existing on-site septic system on his property and connect into the Newton Sanitary Sewer system on Douma Court; and

WHEREAS, after review by the Town Water Engineer, David B. Simmons, Jr., PE, LS, CME of Harold E. Pellow & Associates, Inc., of the plans submitted, the Utility Advisory Board met on January 23, 2018 and approved Mr. Kaltsas' request with several conditions; and

WHEREAS, the conditions of approval with fees and costs are outlined in Mr. Simmons memo dated January 15, 2018 and email dated January 22, 2018, which is attached to and made part of this Resolution; and

WHEREAS, the applicant is further required to record a deed to himself indicating his responsibility, so any prospective future owner of the property would be aware if a title search was performed on said property;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that this Governing Body hereby concurs with the recommendation of the Utility Advisory Board and approves the conditions with fees and costs set forth in Mr. Simmons memo dated January 15, 2018 and email dated January 22, 2018 for Block 6.01, Lot 6.

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, February 12, 2018.

Teresa A. Oswin, RMC
Deputy Municipal Clerk

Resolution
37-2018
Attachment



HAROLD E. PELLOW & ASSOCIATES, INC.

CONSULTING ENGINEERS • PLANNERS • LAND SURVEYORS

Established 1969

HAROLD E. PELLOW, *PRESIDENT*
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THOMAS G. KNUTELSKY, *ASSOCIATE*
NJ - P.E.

January 15, 2018

MEMORANDUM TO: Newton Utility Advisory Board

FROM: David B. Simmons, Jr., P.E., L.S., C.M.E.

SUBJECT: Lands of Hristos Kaltsas
8-10 Douma Court
Block 6.01, Tax Lot 6
Town of Newton, Sussex County
HPA No. 94-057

Dear Board Members:

The owner of the property captioned above has submitted plans to abandon the existing on-site septic system and connect to the Newton sanitary sewer system in Douma Court. The existing buildings are supplied with water from an existing well on the subject property and are proposed to remain on the well at this time.

Based on a review of the plan submitted, I have the following comments:

1. The plan received and reviewed is entitled, "Proposed Sewer Connection 8-10 Douma Court", prepared by Howard C. Bach, III, P.E., one sheet dated October 10, 2017.
2. The plan shows two (2) buildings that will be connected to the sanitary sewer.

The building at #8 Douma Court is a two-story frame garage/dwelling and is shown as a one-bedroom apartment.

The building at #10 Douma Court is a two-story frame dwelling and is shown as two-bedroom and three-bedroom apartments.
3. There is a note on the plan that the existing disposal bed will be abandoned in accordance with Sussex County Health Department requirements.
4. The proposed sanitary sewer system will consist of the following components:
 - a. Existing 1,500 gallon concrete septic tank to remain to service #10 Douma Court.
 - b. New 1,000 gallon poly septic tank to service #8 Douma Court.

- c. New 1,500 gallon poly pump tank to collect sanitary waste from both #8 and #10 Douma Court and pump it up to the existing sanitary sewer manhole in the center of Douma Drive.
5. The sanitary sewer plan provided is basically conceptual in scope and will have to be revised to include all details and information required by the Sussex County Health Department and Newton Water & Sewer Utility, including the following:
 - a. Typical trench details.
 - b. Sewage pump make and model numbers, along with hydraulic calculations.
 - c. Alarm systems.
 - d. Inverts of all components.
 - e. Trench repair details.
 - f. Pavement/concrete walk/curb details for work in Douma Court.
 - g. Tank ballast and backfill material.
 - h. Underground warning ribbons.
6. The Applicant indicated in an earlier utility board meeting that the existing well that serves the subject property is located near the northeasterly corner of #10 Douma Court. The well to be shown on the plan, along with the connecting piping going from the utility room in #10 Douma Drive to #8 Douma Drive.
7. The quarterly sanitary sewer charge is based on water volume used. Since the two existing buildings are not connected to the Town's public water system, there will have to be a new water meter installed in #10 Douma Court where the existing supply line from the well enters the building, prior to any tap used by either building.
8. For reference purposes, I have attached a photo of the subject property that shows #8 and #10 Douma Court.

The plan shows a silo, shed, and remains of a barn, which are also shown in the photo.

The Applicant to confirm that there are no plans to convert any of the remaining structures and/or add sanitary sewer facilities into any of the remaining structures.
9. There is an existing stream, and possibly some existing wetlands on the Fredon Township side of the municipal boundary line by the subject property. The Applicant to determine if there are any wetlands/transition areas on the subject property, and obtain any NJDEP required permits as needed.
10. The following approvals will be required for the proposed installation:
 - a. Sussex County Health Department
 - b. Newton Construction Official
 - c. Newton Water & Sewer Utility

Newton Utility Advisory Board
RE: Lands of Hristos Kaltsas
8-10 Douma Court
Block 6.01, Tax Lot 6
Town of Newton, Sussex County
January 15, 2018

Page 3

- d. Newton DPW – Street Opening
 - e. NJDEP – Wetland Permits
11. All costs associated with the proposed sanitary sewer tie-in will be the responsibility of the Applicant and will include, but not be limited to, the following:
- a. Section 100-19I – Sanitary Sewer Tap Charge: \$ 600.00
 - b. Section 100-19J(1) – Sewer Connection
3 Apartments @ \$5,933.00 Per Apartment: - \$17,799.00
- Total: \$18,399.00
- c. Water Meter and Outside Reader with
Lockable Shut-Off Valve
12. The property owner will be responsible for all sanitary sewer charges to the Town of Newton.
Any reimbursement from the tenants to the property owner is between those parties and does not involve the Town of Newton.
13. In the event of non-payment, the property owner has to grant the Town the right to enter the subject property to shut the water meter valve off and secure it by lock until the outstanding bill is paid.
14. An as-built plan prepared by the Applicant's New Jersey licensed land surveyor to be prepared and provided to the Town upon completion of the project.

Very truly yours,



David B. Simmons, Jr., P.E., L.S., C.M.E. for
HAROLD E. PELLOW & ASSOCIATES, INC.
Town of Newton Engineers

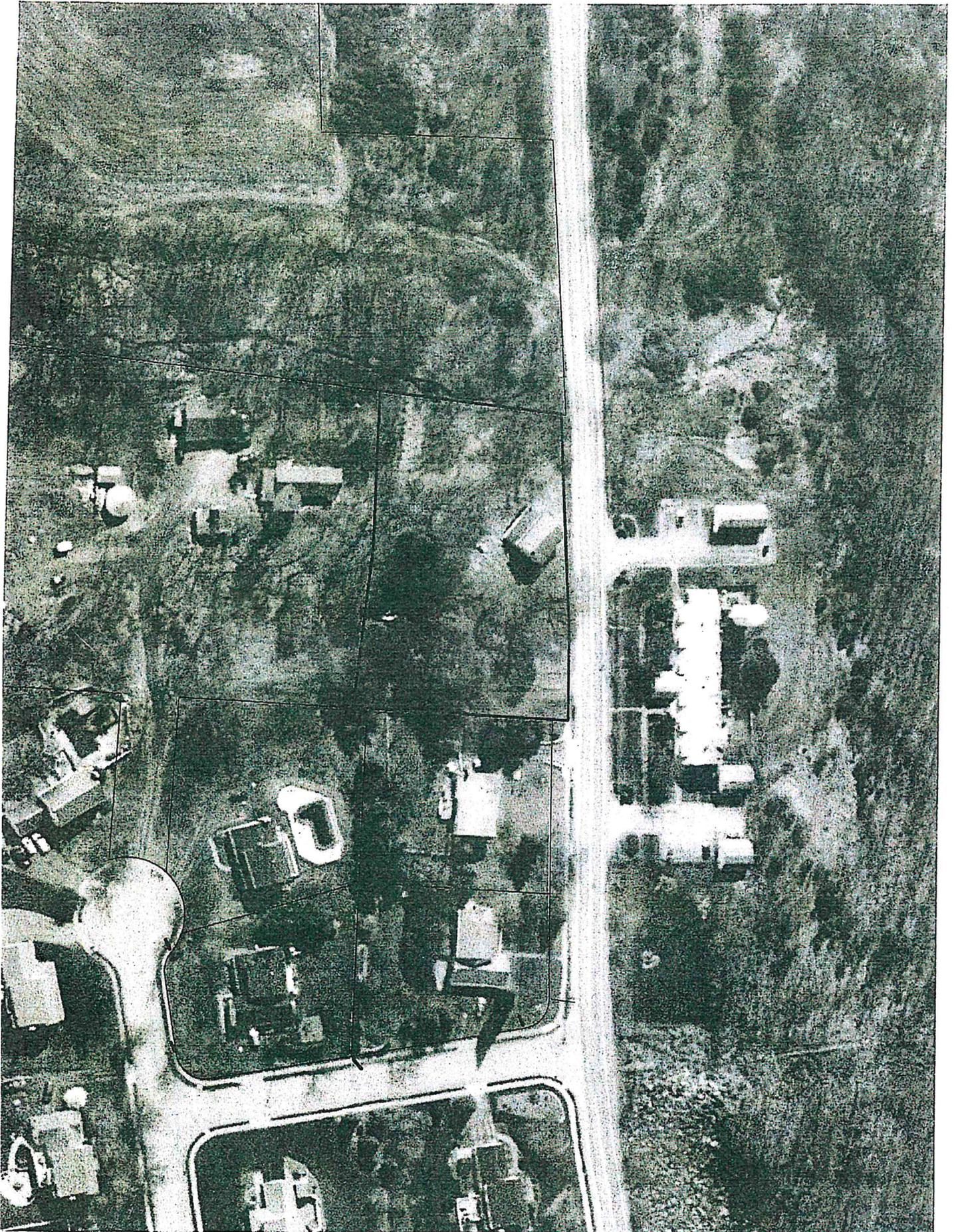
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Enclosure

cc: VIA E-MAIL
J. Shackleton, Newton Utility Advisory Board Secretary
J. Carr, Newton Licensed Water & Sewer Operator
K. Jaekel, Newton DPW Supervisor
J. Butto, Newton Construction Official
H. Bach, III, P.E.

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CERTIFICATE OF AUTHORIZATION NO. 24GA27959300



Jacki Shackleton

From: David Simmons <DSimmons@hpellow.com>
Sent: Monday, January 22, 2018 1:15 PM
To: 'Thomas Lawler'
Cc: dvrahnos@embarqmail.com; lockwood@embarqmail.com; Carchia, Ralph; RAFFAELE.CARR@YAHOO.COM; jcarr@newtontownhall.com; Jacki Shackleton
Subject: RE: NEW UAB DATE 1.23.18 - Questions

1/22/18

Tom.....

In response to your questions below....

1. There is no subdivision involved with this application (existing lot), so the RSIS standards don't apply directly. With regards to the water availability, I don't believe anything is changing on the "supply" side, ie water flow from the well. The "discharge" side from a septic system to the sanitary sewer is what is changing.

I believe that any capacity of the existing well system to serve the dwelling units in the two buildings should be in the jurisdiction of the Sussex County Health Dept. I suggest the UAB make SCHD a condition of any approval it may consider granting on this application.

2. I believe any NJDEP wetlands permits required would have to be a "third party approval", and that any approval the UAB may consider be conditioned upon receiving approval from NJDEP for any wetland/transition area permits needed, or providing documentation to confirm that NJDEP approval for any wetland/transition area approvals are not required.

3. Since the proposed tie-in to the Newton Sanitary Sewer system involves a pumping system, I would suggest that as a condition of any approval from the UAB, that a condition be the property owner is responsible for the entire system, all the way to the existing manhole in Douma Court. There could be a deed recorded from the property owner to himself indicating this, so that any future owner of the property would find this requirement out when they did a title search on the property prior to purchase/closing.

David B. Simmons, Jr. for
HAROLD E. PELLOW & ASSOCIATES, INC.
Town of Newton Engineers

-----Original Message-----

From: Thomas Lawler [mailto:tomlawlernewton@yahoo.com]
Sent: Sunday, January 21, 2018 3:16 PM
To: David Simmons <DSimmons@hpellow.com>
Cc: dvrahnos@embarqmail.com; lockwood@embarqmail.com; Carchia, Ralph <RCarchia@RANDOLPHNJ.ORG>; RAFFAELE.CARR@YAHOO.COM; jcarr@newtontownhall.com; Jacki Shackleton <jshackleton@newtontownhall.com>
Subject: Re: NEW UAB DATE 1.23.18 - Questions

Good morning David

Sorry to be pain.



TOWN OF NEWTON

RESOLUTION #38-2018

February 12, 2018

“Authorize the Award of a Required Disclosure Contract for Fire & Safety Services Ltd”

WHEREAS, the Town of Newton has a need to maintain fire apparatus and provide for required maintenance and repairs through Fire & Safety Services Ltd, 200 Ryan Street, South Plainfield, NJ 07080, as a required disclosure contract pursuant to the provisions of N.J.S.A. 19:44A-20.4; and

WHEREAS, the Town of Newton's Qualified Purchasing Agent, Sean Canning, of the Canning Group, LLC, has determined and certified in writing the value of the acquisition will exceed \$17,500; and

WHEREAS, the anticipated term of this contract is for the 2018 year (s); and

WHEREAS, for Fire & Safety Services Ltd., it is anticipated during the 2018 budget year that services will exceed in the aggregate the Pay-to-Play threshold of \$17,500.00; and

WHEREAS, Fire & Safety Services Ltd., has completed and submitted a Business Entity Disclosure Certification and Political Disclosure Contribution form, which certifies that Fire & Safety Services Ltd. has not made any reportable contributions to a political or candidate committee in the Town of Newton in the previous one year, and that the contract will prohibit Fire & Safety Services Ltd., from making any reportable contributions through the term of the contract; and

WHEREAS, subject to the Governing Body appropriating sufficient funds in the 2018 Current Budget – Vehicle Maintenance #1083300, the Chief Financial Officer will certify funds pursuant to NJAC 5:30-5.5 (b) open-end contract (2) through the budgetary accounting encumbrance process set forth in NJAC 5:30-5.3(c) and 5:30-5.4(b), in an amount NOT TO EXCEED \$26,000.00.

“The maximum dollar value is based on a reasonable estimate of the goods or services required over the contract term, and the Town of Newton is not obligated to spend that amount.”

NOW, THEREFORE BE IT RESOLVED, that the Town Council of the Town of Newton authorizes the Town Manager to enter into a contract with Fire & Safety Services Ltd, 200 Ryan Street, South Plainfield, NJ 07080, not to exceed \$26,000.00 for the 2018 calendar year; and

BE IT FURTHER RESOLVED, that the Business Disclosure Entity Certification, Political Contribution Disclosure and the Determination of Value be placed on file with this resolution.

CERTIFICATION

THIS IS TO CERTIFY that the above is a true copy of a Resolution adopted by the Town Council of the Town of Newton at a regular meeting of said Governing Body conducted on Monday, February 12, 2018.

Teresa A. Oswin, RMC
Deputy Municipal Clerk



TOWN OF NEWTON

RESOLUTION #39-2018

February 12, 2018

“Authorizing the Town of Newton to Enter into a Shared Services Agreement with the Borough of Hopatcong, New Jersey for Animal Control and Pound Services”

WHEREAS, the Town of Newton is in need of animal control and pound services; and

WHEREAS, the Town of Newton and the Borough of Hopatcong have determined it would be mutually beneficial to enter into a Shared Services Agreement whereby the Borough's Animal Control Official would also service the Town of Newton; and

WHEREAS, the Town of Newton and the Borough of Hopatcong desire to enter into a Shared Services Agreement effective February 7, 2018 through January 31, 2019, which will allow the Town of Newton to call upon the Borough of Hopatcong's Animal Control Official and utilize Hopatcong's Animal Pound; and

WHEREAS, State Statute permits municipalities to enter into Shared Service Agreements pursuant to N.J.S.A. 40A:65-1 et seq., and authorizes municipalities to enter into Shared Service Agreements by adoption of a Resolution;

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

1. The Mayor is hereby authorized to execute this Shared Services Agreement between the Town of Newton and the Borough of Hopatcong, New Jersey.
2. This Resolution shall take effect immediately.

BE IT FURTHER RESOLVED, that certified copies of this Resolution shall be forwarded to Hopatcong Borough Clerk's office.

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, February 12, 2018.

Teresa A. Oswin, RMC
Deputy Municipal Clerk



TOWN OF NEWTON

RESOLUTION #40-2018

February 12, 2018 “2017 Tonnage Grant Application”

WHEREAS, the Mandatory Source Separation and Recycling Act, P.L. 1987, c.102, has established a recycling fund from which a tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, the New Jersey Department of Environmental Protection has promulgated recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, a resolution authorizing this municipality to apply for the **2017 Recycling Tonnage Grant** will memorialize the commitment of this municipality to recycling and to indicate the assent of the Town of Newton's Mayor and Town Council to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulation; and

WHEREAS, such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed; and

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Town of Newton that the Town of Newton hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates the Sussex County Municipal Utility Authority for the services of Certified Recycling Professional, to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of the recycling.

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, February 12, 2018.

Teresa A. Oswin, RMC
Deputy Municipal Clerk

**AGREEMENT BETWEEN TOWN OF NEWTON
AND SUSSEX COUNTY MUNICIPAL UTILITIES AUTHORITY
FOR CERTIFIED RECYCLING PROFESSIONAL (CRP)
TO CERTIFY THE 2017 ANNUAL RECYCLING TONNAGE REPORT**

Beginning 2013, each New Jersey municipality is required by the Recycling Enhancement Act (REA) to have mandatory Annual Recycling Tonnage Reports approved and “executed” by a Certified Recycling Professional (hereinafter “CRP”). Recycling Tonnage Reports will be submitted by the SCMUA via email to the New Jersey Department of Environmental Protection (NJDEP) utilizing a spreadsheet compatible with the Microsoft Excel structure provided by the Department.

THIS AGREEMENT by and between the Town of Newton (municipality), a municipal body politic having its offices at 39 Trinity Street, Newton, New Jersey, 07860, and the Sussex County Municipal Utilities Authority (SCMUA), Sussex County, New Jersey, a body corporate and body politic organized and operating pursuant to NJSA 40:14B-1 et seq. having its offices located at 34 South Route 94, New Jersey, 07848 (hereinafter SCMUA), is dated February 12, 2018.

WHEREAS, the Town of Newton, by ordinance, has duly enacted a recycling plan for all recyclable materials as designated by the Sussex County District Solid Waste Management Plan and amendments thereto and:

WHEREAS, the Town of Newton is desirous of retaining CRP services of the SCMUA for certification of said Annual Recycling Tonnage Report; and:

WHEREAS, the award of this contract between the SCMUA and the Town of Newton pursuant to N.J.S.A. Section 13:1E-99.14 and pursuant to N.J.S.A. Section 40A:11-5(2). is an exception to the bidding requirements as set forth in the "Local Public Contracts Law";

NOW, THEREFORE, in consideration of the terms, conditions, mutual benefits and covenants hereinafter set forth, the Town of Newton and the SCMUA make this agreement.

1. The Town of Newton shall retain the services of the SCMUA for a CRP that will be responsible for executing the mandatory annual municipal recycling tonnage report, as provided in the Sussex County District Solid Waste Management Plan, and with the State NJDEP.
2. It is understood that the responsibility for the accuracy of all tonnage and materials reported lies with the municipal representative as the designated preparer of the Recycling Tonnage Report. The Town of Newton designates: Kenneth Jaekel as the preparer of the report. The Municipal report preparer is responsible for report verification should the NJDEP audit the report submittal.
3. The Town of Newton shall be responsible to retain the appropriate documentation for five years in the event of a NJDEP field review/audit.

4. The Town of Newton reserves the right to reasonably amend the terms of this Agreement by giving thirty (30) day written notification to the SCMUA of any changes thereto. The SCMUA reserves the right to terminate this Agreement if the amendment is unacceptable to the SCMUA.
5. The Town of Newton shall pay an annual fee of \$250.00 to the SCMUA for the CRP's services. The Town of Newton agrees to pay all invoices within thirty (30) days upon finalization of the report and submittal of voucher. Notwithstanding any other provision herein. The SCMUA's liability arising out of this agreement for any reason whatsoever, whether known or unknown shall never be greater than the annual fee.
6. This agreement is effective for calendar year 2018 (2017 Recycling Tonnage Report), and may be extended for future years, in yearly increments, upon the mutual consent of both parties.
7. This agreement is the entire agreement between the Town of Newton and the SCMUA and supersedes all previous agreements and discussions. Any amendments hereto must be in writing and must be duly executed by both the Town of Newton and the SCMUA to become effective.
8. This Agreement will be entirely performed within the State of New Jersey and it shall be construed in accordance with the laws thereof.

9. If any provision of this Agreement is determined by a court of competent jurisdiction to be illegal, void, ultravires, or unconstitutional, the remainder of this Agreement shall continue in full force and effect.

IN WITNESS HERETO the parties hereto have set their hands of the proper public official as of the date and year first above written.

Town of Newton
MUNICIPALITY

Wayne Levante, Mayor Town of Newton

SUSSEX COUNTY MUNICIPAL UTILITIES AUTHORITY

(Name & Title)

By: _____
(Name & Title)



Town of Newton

Kenneth Jaekel, Director
Newton Department of Public Works

Email: kjaekel@newtondpw.com
Website: www.newtontownhall.com

To: Sussex County MUA
34 South Route 94
Lafayette, New Jersey 07848

Dear Mrs. Casapulla;

This letter is to request the services of the Sussex County Municipal Utilities Authority (SCMUA) and its County Recycling Coordinator, who is a Certified Recycling Professional (CRP). The Town of Newton understands that, under the "Recycling Enhancement Act", specifically N.J.S.A. 13:1E-99.16, a municipality must annually file a Recycling Tonnage Report and Grant Resolution in order to receive municipal recycling tonnage grant funding. We further understand that, effective 2013, our municipality is required to have the Annual Recycling Tonnage Report submitted via email by a CRP. Being that Town of Newton does not have a designated CRP at this date, it is our request to enter into an inter-municipal Letter of Agreement, as a shared service with the SCMUA, by which SCMUA will certify and submit the 2017 Recycling Tonnage Report for payment by Town of Newton in the amount of \$250.00.

This shared service request is for SCMUA's CRP to certify and submit the 2017 Recycling Tonnage Report on behalf of Town of Newton. We understand and agree that the report shall be prepared by a Town of Newton representative no later than two weeks prior to the NJDEP submission deadline of April 30, 2018.

We understand that upon receipt of the Letter of Agreement and resolution from Town of Newton Council meeting, the SCMUA will process and provide their resolution with the completed forms.

Sincerely,

Municipal Representative



TOWN OF NEWTON

RESOLUTION #41-2018

February 12, 2018

“Resolution Authorizing the Execution of a Settlement Agreement and Release Concerning the Mid-American Salt Litigation”

WHEREAS, the Town of Newton is currently involved in litigation filed in the United States District Court of New Jersey by Mid-American Salt, LLC (“Mid-American”) entitled Mid-American Salt, LLC v. Morris County Cooperative Pricing Council, et al., Docket No. 2:17-cv-04262 (SDW/LSW), concerning an agreement to purchase roadway rock salt during the winter of 2016-17; and

WHEREAS, since the filing of the litigation, the parties have worked to address and amicably resolve the claims asserted in the litigation, and now desire to enter into a Settlement Agreement and Release to resolve this pending litigation; and

WHEREAS, settlement of the litigation presents an opportunity for the Town of Newton to resolve the matter pending between parties, which will result in significant cost savings and other benefits to the Town of Newton, and will provide certainty regarding the outcome of claims asserted, and serves the interest of the public; and

WHEREAS, without admitting liability or fault in the litigation, the Town of Newton desires to settle the litigation by making a payment of \$11 per ton for seventy (70%) percent of the estimate for rock salt that it submitted to the Morris County Cooperative Pricing Council (“MCCPC”) for inclusion in the 2016-17 Bid Package, which totals \$6,160.00, in full satisfaction of the claim, and execution of a Settlement Agreement and Release;

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

1. The Mayor and/or Town Manager are hereby authorized and directed to sign a Settlement Agreement and Release on behalf of the Town, a copy of which is on file in the Town Clerk’s Office.
2. The Mayor, Town Manager, Clerk, Town Attorney, and other appropriate officers, employees and professionals, are hereby authorized and directed to prepare, revise and execute any and all documents and undertake any and all acts necessary to effectuate the settlement.

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, February 12, 2018.

Teresa A. Oswin, RMC
Deputy Municipal Clerk

SETTLEMENT AGREEMENT AND RELEASE

This Settlement Agreement and Release (“Settlement Agreement”) is made as of the 24th day of January, 2018, by and between MID-AMERICAN SALT, LLC (“MID-AMERICAN”), 4528 Hillegas Road, Fort Wayne, Indiana 46818, and Town of Newton (“Newton”), a municipal corporation of the State of New Jersey, 39 Trinity Street, Newton, New Jersey 07860 (collectively, the “Parties”), as follows:

WHEREAS, in a Bid Package issued by the Morris County Cooperative Pricing Council (“MCCPC”) on or about July 13, 2016 on behalf of its members, NEWTON submitted a request for bids under Contract #3 to supply an estimated 800 tons of rock salt (the “Estimate”);

WHEREAS, on September 15, 2016, the Township of Randolph, 502 Millbrook Avenue, Randolph, New Jersey, a municipal corporation in New Jersey designated to perform administrative functions on behalf of the MCCPC, entered into an Agreement for the period October 15, 2016 to October 14, 2017 (the “Agreement”) with MID-AMERICAN as the Contract #3 successful bidder to supply rock salt to requesting MCCPC members within Sussex County at the price of \$69.40 per ton;

WHEREAS, MID-AMERICAN took all steps necessary to fulfil its obligations to deliver rock salt pursuant to the terms of the Agreement;

WHEREAS, NEWTON ordered no rock salt from MID-AMERICAN since October 15, 2016;

WHEREAS, on June 13, 2017 MID-AMERICAN filed a complaint against NEWTON and other New Jersey municipalities and entities – which was subsequently amended on June 23, 2017 and corrected on July 26, 2017 – in the matter captioned *MID-AMERICAN Salt, LLC v. Morris County Cooperative Pricing Council, et al.*, No. 2:17-cv-04262 (SDW/LDW) (the “Action”), pending in the United States District Court for the District of New Jersey;

WHEREAS, the Parties wish to resolve MID-AMERICAN’s claims in the Action on a voluntary basis, without the need for further proceedings;

NOW THEREFORE, in consideration of the mutual promises and agreements set forth herein, and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Parties hereby agree as follows:

1. **Payment.**

a. In lieu of purchasing rock salt from MID-AMERICAN pursuant to the Agreement, NEWTON agrees to pay MID-AMERICAN \$11/ton on 70% of the Estimate (*i.e.*, 560 tons), for a total price of \$6,160, within 45 days of the date of this Settlement Agreement.

2. **Releases.** By their signatures to this Settlement Agreement, the Parties hereby release each other as follows:

a. Upon MID-AMERICAN's compliance with all obligations under this Settlement Agreement, NEWTON releases, discharges, gives up, and covenants not to sue or bring any and all claims, actions, complaints, and causes of actions for any and all debts, sums, interest, costs, and expenses, including but not limited to attorneys' fees, whether at law or in equity, known or unknown, fixed or contingent, of any nature whatsoever which NEWTON may have, from the beginning of the World to the date hereof, against MID-AMERICAN, including but not limited to those arising from or relating to (i) the Agreement; and/or (ii) any counterclaims or defenses that could have been raised by NEWTON in the Action

b. Upon NEWTON's compliance with all obligations under this Settlement Agreement and payment by NEWTON to MID-AMERICAN of the total amount due under paragraph 1 above, MID-AMERICAN releases, discharges, gives up, and covenants not to sue or bring any and all claims, actions, complaints, and causes of actions for any and all debts, sums, interest, costs, and expenses, including but not limited to attorneys' fees, whether at law or in equity, known or unknown, fixed or contingent, of any nature whatsoever which MID-AMERICAN may have, from the beginning of the World to the date hereof, against NEWTON, including but not limited to those arising from or relating to the Agreement, and/or the Action.

3. **Dismissal of the Action.** Within five (5) business days of NEWTON's compliance with all obligations under this Settlement Agreement, payment by NEWTON to MID-AMERICAN of the total amount due under paragraph 1 above, and execution by counsel for NEWTON of a Stipulation and Order of Dismissal substantially in the form annexed as **Exhibit A**, MID-AMERICAN will file a Stipulation and Order of Dismissal substantially in the form annexed as **Exhibit A**, dismissing the Action against NEWTON with prejudice and without costs.

4. **No Admission of Wrongdoing.** This Settlement Agreement is entered into for the sole purpose of resolving contested claims and avoiding the substantial costs, expenses, and uncertainties associated with the Action. This Settlement Agreement shall not be offered or received in evidence in any action or proceeding, except as may be necessary to enforce the terms of this Settlement Agreement. Neither this Settlement Agreement, the performance of any of its terms, nor any of its contents, shall constitute or be construed or offered as evidence in any proceeding as an admission of any liability or any indication that any of the claims, defenses, or allegations made in the Action has or had any merit.

5. **Representations and Warranties.** Each Party represents to the others that (i) it has the requisite power, authority, and legal capacity to make, execute, enter into, and deliver this Settlement Agreement and to fully perform its duties and obligations under this Settlement Agreement, and that neither this Settlement Agreement nor the performance by it of any duty or obligation hereunder will violate any other contract, agreement, covenant, or restriction by which it is bound; (ii) the execution and

delivery by it of this Settlement Agreement, and the performance by it of its obligations hereunder, have been duly authorized by all necessary action and no other proceedings on its part which have not been taken are necessary to authorize this Settlement Agreement or the agreements contained herein; and (iii) this Settlement Agreement has been duly and voluntarily executed and delivered by it and constitutes its legal, valid, and binding obligation, enforceable against it in accordance with its terms, except as such enforceability may be limited by bankruptcy, insolvency, fraudulent conveyance, reorganization, moratorium, or other similar laws now or hereafter in effect relating to creditors' rights or remedies generally.

6. **Other Provisions.**

a. This Settlement Agreement shall be binding upon and inure to the benefit of the Parties and their respective successors and assigns.

b. This Settlement Agreement constitutes the entire and complete understanding and agreement between the Parties in regard to the subject matter of the Action described above and the terms hereof, and supersedes and replaces all prior negotiations, agreements, or understandings between the Parties, whether written or oral, concerning the subject matter of this Settlement Agreement.

c. This Settlement Agreement may not be amended except through an instrument in writing signed by the Parties. No provision of or rights under this Settlement Agreement may be waived or modified unless in writing and signed by the Party whose rights are thereby waived or modified.

d. The terms, provisions, and language of this Settlement Agreement have been jointly negotiated and drafted by the Parties and their respective legal counsel. Nothing in this Settlement Agreement shall be construed or interpreted against any Party as the drafting party, or for any other reason by operation of similar rules of construction.

e. New Jersey law shall govern this Settlement Agreement, and all claims or issues related hereto or arising hereunder, without reference to the conflicts of law principles thereof.

f. All notices under this Settlement Agreement shall be effective upon actual receipt or one business day after delivery by FedEx or e-mail (with receipt confirmed) to the addresses stated above.

g. This Settlement Agreement may be executed in one or more counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same instrument. Original signatures transmitted by electronic mail, PDF, or facsimile shall be deemed to be original signatures.

IN WITNESS WHEREOF, the Parties have caused this Settlement Agreement to be executed and delivered by their duly authorized representatives as of the date first set forth above.

MID-AMERICAN SALT, LLC

Date:

TOWN OF NEWTON

By: _____
Name:
Title:
Date:

Exhibit A
UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

MID-AMERICAN SALT, LLC,

Plaintiff,

v.

**MORRIS COUNTY COOPERATIVE PRICING
COUNCIL, ET AL.,**

Defendants.

DOCUMENT ELECTRONICALLY FILED

Civil Action Number: 2:17-cv-04262
(SDW-LDW)

**STIPULATION AND ORDER OF
DISMISSAL**

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), plaintiff Mid-American Salt, LLC (“Plaintiff”) and Town of Newton (“Defendant”), by their respective undersigned counsel, do hereby stipulate and agree that the above-captioned action be dismissed as against the Defendant with prejudice, each party to bear its own costs.

Dated: _____, 2018

CLARK GULDIN

LADDEY, CLARK & RYAN, LLP

By: _____
Peter L. Skolnik
20 Church Street, Suite 15
Montclair, New Jersey 07042
Telephone: (973) 707-5346
pskolnik@clarkguldin.com

By: _____
Ursula H. Leo, Esq.
60 Blue Heron Rd. Suite 300
Sparta, New Jersey 07871
Telephone: (973) 729-1880 x. 222

Attorneys for Plaintiff

Attorneys for Defendant

SO ORDERED:

HON. _____ .



TOWN OF NEWTON

RESOLUTION #42-2018

February 12, 2018

“Resolution to Accept the Certified List of Qualifying 2017 Newton Fire Department LOSAP Participants”

WHEREAS, the Length of Service Awards Program (LOSAP) for the Newton Volunteer Fire Department was approved by the Mayor and Council through the passage of Ordinance #2003-12 on August 11, 2003, confirmed by Resolution #104-2003, and approved by Newton voters as a public question at the General Election on November 4, 2003; and

WHEREAS, the Newton Volunteer Fire Department has certified a list of members who are eligible, in accordance with guidelines outlined in Ordinance 2003-12, to receive an amount between \$115.00 and \$1,150.00 based on points credited for volunteer services rendered in 2017 as per the 2017 LOSAP LIST attached; and

WHEREAS, the total number of qualifying volunteers for the Fire Department is 30, for a total contribution of \$21,792.50; and

WHEREAS, the Chief Financial Officer has certified sufficient funds have been appropriated in the Town of Newton Operating Budget for calendar year 2017 to cover the cost of this contribution;

NOW, THEREFORE BE IT RESOLVED, the Mayor and Council do hereby accept the certified list from the Newton Fire Department dated January 20, 2018.

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, February 12, 2018.

Teresa A. Oswin, RMC
Deputy Municipal Clerk

2017 LOSAP - NEWTON FIRE DEPARTMENT

	Last	First	MI	2017
1	BAILEY	WILLIAM	JR	1,150.00
2	BENCIVENGA	MICHAEL	J	287.50
3	BLAKELY	CHRISTO		1,150.00
4	BOWNE	DOUGLAS	R	1,150.00
5	CARD	JEAN		287.50
6	CATON	ROBERT		115.00
7	COOPER	GARY	R	1,150.00
8	DAYERMANJIAN	RICHARD	JR	115.00
9	DIENER	JEFFREY	R	1,150.00
10	ESTLER	STEVEN		1,150.00
11	FLANAGAN	JOHN		115.00
12	HAYES	MICHAEL		575.00
13	LEMASSON	JOSHUA		1,150.00
14	MANDARA	NICK		287.50
15	MCCARTY	EUGENE	R	1,150.00
16	MILLER	JASON	J	1,150.00
17	NAUMOWIZ	PETER		115.00
18	PERIGO	ANTHONY		1,150.00
19	PERIGO	CHRIS		115.00
20	PHLEGAR	JAY		1,150.00
21	RAZZANO	ANTHONY MICHAEL	JR	1,150.00
22	RAZZANO	ANTONIO		1,150.00
23	SCHIFFNER	JEFFREY	B	287.50
24	STREETER	MICHAEL		575.00
25	TEETS	MICHAEL		1,150.00
26	URENA	JOSE		1,150.00
27	VERKON	SCOTT	J	1,150.00
28	WEBER	CHARLES		287.50
29	WECHTLER	DEREK	J	115.00
30	YAZDANFAR	KAMRAN		115.00
				21,792.50

Mayor
Wayne F. Levante

Deputy Mayor
E. Kevin Elvidge

Council Members
Helen R. Le Frois
Daniel G. Flynn
Sandra Lee Diglio



Town Manager
Thomas S. Russo, Jr.

Town Clerk
Lorraine A. Read

Telephone: (973) 383-3521
Facsimile: (973) 383-8961
39 Trinity Street
Newton, NJ 07860

To: Thomas S. Russo, Jr., Town Manager
Cc: Lorraine Read, Plan Administrator
Douglas Bowne, Fire Department - LOSAP
Jason Miller, Fire Department Deputy Chief 2018
Scott Verkon, Fire Department Chief 2018
From: Dawn L. Babcock, CFO *DLB*
Date: January 31, 2018
Subject: Receipt of LOSAP list for 2017

I have received a LOSAP certified list of eligible volunteers from the Newton Fire Department for the year 2017 totaling \$21,792.50. As per Local Finance Notice 2006-2 the Town has 30 days to review this list and request any records deemed necessary to ensure that the list is accurate. **Please review the attached list and advise if you require any additional records or if you would like to proceed to approve by resolution.**

Once the list is approved by resolution, it should be returned to the Fire Department. **The Fire Department should then post this list for 30 days.** This allows any emergency service volunteers to raise any concerns or questions they might have. Douglas Bowne has advised that this list is to be posted at the Firehouse on January 23, 2018.

After the 30 days, **the Fire Department should advise the Finance Department that it is acceptable to process the LOSAP payment.**

The finance department then has 60 days to make payment to Lincoln Financial.

Attachments: Sample Resolution to approve certified list



TOWN OF NEWTON

RESOLUTION #43-2018

February 12, 2018

“Authorize the Award of a Required Disclosure Contract for Garden State Laboratories Inc.”

WHEREAS, the Town of Newton has a need to maintain the public health, safety and welfare of its water supply and provide for required quality and health testing through Garden State Laboratories Inc., 410 Hillside Ave, Hillside, N.J. 07205, as a required disclosure contract pursuant to the provisions of N.J.S.A. 19:44A-20.4; and

WHEREAS, the Town of Newton's Qualified Purchasing Agent, Sean Canning, Q.P.A., of the Canning Group, LLC has determined and certified in writing the value of the acquisition will exceed \$17,500; and

WHEREAS, the anticipated term of this contract is for the 2018 year(s); and

WHEREAS, it is anticipated that during the 2018 budget year Garden State Laboratories Inc., services will exceed in the aggregate the pay to play threshold of \$17,500.00; and

WHEREAS Garden State Laboratories Inc., has completed and submitted a Business Entity Disclosure Certification and Political Disclosure Contribution form, which certifies that Garden State Laboratories Inc., has not made any reportable contributions to a political or candidate committee in the Town of Newton in the previous one year, and that the contract will prohibit Garden State Laboratories Inc., from making any reportable contributions through the term of the contract; and

WHEREAS, the Chief Financial Officer hereby certifies that subject to the Governing Body appropriating sufficient funds in the 2018 budget, funds NOT TO EXCEED \$26,000.00 will be encumbered as follows:

2018 Water Sewer Utility Budget – Water Lab/Svc/Supply #6064237	\$ 7,000
2018 Water Sewer Utility Budget – Sewer Lab Svc/Supply #6077237	\$17,500
2018 Current Budget - Pool #1090217	\$ 1,500

“The maximum dollar value is based on a reasonable estimate of the goods or services required over the contract term, and the Town of Newton is not obligated to spend that amount.”

NOW, THEREFORE, BE IT RESOLVED, that the Town Council of the Town of Newton authorizes the Town to utilize Garden State Laboratories Inc., 410 Hillside Ave, Hillside, N.J. 07205, for required quality and health testing for its drinking water and sewer analysis and pool sampling and said services shall not exceed \$26,000.00 for the 2018 calendar year; and

BE IT FURTHER RESOLVED, that the Business Disclosure Entity Certification, Political Contribution Disclosure and the Determination of Value be placed on file with this resolution.

CERTIFICATION

THIS IS TO CERTIFY that the above is a true copy of a Resolution adopted by the Town Council of the Town of Newton at a regular meeting of said Governing Body conducted on Monday, February 12, 2018.

Teresa A. Oswin, RMC
Deputy Municipal Clerk



TOWN OF NEWTON

RESOLUTION #44-2018

February 12, 2018

"Reappointment of Emergency Management Coordinator"

BE IT RESOLVED by the Town Council of the Town of Newton that Kenneth A. Teets is hereby reappointed to a three-year term as Emergency Management Coordinator for the Town of Newton, in accordance with State law. Said term will expire on December 31, 2020.

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, February 12, 2018.

Teresa A. Oswin, RMC
Deputy Municipal Clerk

TOWN OF NEWTON

RESOLUTION #45-2018 AND AGREEMENT FOR PROFESSIONAL SERVICES

DEPUTY MUNICIPAL PUBLIC DEFENDER

WHEREAS, there exists a need for special counsel to be appointed as Deputy Municipal Public Defender to represent defendants before the Town of Newton Municipal Court for calendar year 2018; and

WHEREAS, John Paul Velez, Esq., has agreed to perform the services of Deputy Municipal Public Defender at a rate of \$150.00 per client, with an amount not to exceed \$1,500.00 which the Newton Town Council deems fair and equitable for said professional services; and

WHEREAS, the Town of Newton's Chief Financial Officer certifies funds will be provided in the 2018 Municipal Current Budget – 'Legal Services – Other Expenses' for expenditures pertaining to this open-ended contract for said municipal matters; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contracts for "professional services" without competitive bids and the Contract itself, must be available for public inspection;

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

1. The Mayor and Clerk of the Town of Newton are hereby authorized and directed to execute a duplicate of this resolution which shall act as the authority and agreement between the Town of Newton and John Paul Velez, Esq., providing for his retention as Deputy Municipal Public Defender in and on behalf of the Town of Newton for calendar year 2018.
2. The services to be rendered by John Paul Velez, Esq., shall be on a per defendant basis, on an as needed requirement, as sought by certain defendants required to appear before the Newton Municipal Court, at a rate of \$150.00 per client with an amount not to exceed \$1,500.00.
3. This contract is awarded without competitive bidding as a "professional service", in accordance with N.J.S.A. 40A:11-5(1)(a) of the Local Public Contracts Law, because John Paul Velez, Esq., is a licensed attorney of the State of New Jersey, and as such is duly qualified as a professional to carry out the subject services, which are expressly exempt from the Local Public Contracts bidding requirements and the candidate complies with all requirements for appointment without public bidding under N.J.S. 19:44A-1 et seq.
4. The maximum dollar value is based on a reasonable estimate of the goods or services required over the contract term, and the Town of Newton is not obligated to spend that amount.

5. Notice of this action shall be printed once in the *New Jersey Herald*.

ATTEST:

TOWN OF NEWTON

Lorraine A. Read, RMC, Municipal Clerk

Wayne F. Levante, Newton Mayor

I hereby acknowledge executing this duplicate Resolution and agree to be bound by its terms, covenants and conditions for the year 2018.

Date: _____

John Paul Velez, Esq.



**TOWN OF NEWTON
RESOLUTION #46-2018**

**February 12, 2018 "Authorize Credits Due Water and Sewer Utility
Accounts"**

WHEREAS, the Water and Sewer Collector has determined the following Water and Sewer Utility Account is due a credit for the reason stated:

CREDIT FOR ERRONEOUS CHARGES AND PENALTY WHILE WATER WAS OFF:

<u>Account</u>	<u>Address</u>	<u>Amount</u>
6429	15 SHADY LANE	\$82.50

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 account for the amount billed incorrectly due to the reason 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, February 12, 2018.

Teresa A. Oswin, RMC
Deputy Municipal Clerk



TOWN OF NEWTON

RESOLUTION #47-2018

February 12, 2018 “Refund of Redemption Monies to Outside Lien Holder for Block 7.04, Lot 1, also known as 35 Liberty Street”

WHEREAS, at the Municipal Tax Sale held on October 20, 2017, a lien was sold on Block 7.04, Lot 1, also known as 35 Liberty Street, for 2016 delinquent utilities; and

WHEREAS, this lien, known as Tax Sale Certificate #2017-001 was sold to US BANK cust for PC7 FIRSTRUST BANK for a 0% redemption fee and a premium of \$1,000.00; and

WHEREAS, Keith Paterson, Esq., the attorney representing the owner, Bayview Loan Servicing, LLC, has effected the redemption of Certificate #2017-001 in the amount of \$599.88;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that this Governing Body acknowledges US BANK cust for PC7 FIRSTRUST BANK is entitled to a redemption in the amount of \$599.88 as well as the return of the premium in the amount of \$1,000.00; and

BE IT FURTHER RESOLVED, that the Town Council of the Town of Newton confirms and acknowledges the Tax Collector shall issue a check, in the amount of \$599.88 for the redemption and a check in the amount of \$1,000.00 for the return of the premium for Certificate #2017-001 to US BANK cust for PC7 FIRSTRUST BANK Philadelphia, PA.

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, February 12, 2018.

Teresa A. Oswin, RMC
Deputy Municipal Clerk



**TOWN OF NEWTON
RESOLUTION #48-2018**

February 12, 2018 "Approve 2017 Appropriation Reserve Transfers"

BE IT RESOLVED by the Town Council of the Town of Newton that the following 2017 appropriation reserve transfers be approved effective this date:

<u>From</u>	<u>To</u>	<u>Amount</u>
<u>CURRENT</u>		
Code Enforcement SW 1077403A	Planning Board OE 1062216A	\$1,000.00
Election OE 1051501A	Legal OE 1058296A	\$5,000.00
Fire OE 1070200A	Vehicle Maint. OE 1083300A	\$5,000.00
Stormwater OE 1082226A	Vehicle Maint. OE 1083300A	\$3,000.00
Stat. Expend: Social Security 1098298A	Stat. Expend: PERS 1098296A	\$3,100.00
Stat. Expend: Social Security 1098298A	Stat. Expend: PFRS 1098297A	\$4,100.00
Parks & Playgrounds SW 1091102A	Parks & Playgrounds OE 1091227A	\$1,000.00
Recycling OE 1083226A	Court OE 1059217A	\$600.00
TOTAL CURRENT TRANSFERS		<u>\$22,800.00</u>

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, February 12, 2018.

Teresa A. Oswin, RMC
Deputy Municipal Clerk



TOWN OF NEWTON

RESOLUTION #49-2018

February 12, 2018 “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 2017 and 2018 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 the regular meeting of said Governing Body conducted on Monday, February 12, 2018.

Teresa A. Oswin, RMC
Deputy Municipal Clerk

AGENDA ITEMS

For February 12, 2018 Council Meeting

Minutes: - January 22, 2018 – Regular Meeting
January 22, 2018 – Executive Session

An application for Special Permit for Extension of Premise from B&M LLC (t/a O'Reilly's Pub & Grill) to be held on March 17, 2018 from 10:00 am to 10:00 pm at 271 Spring Street, Newton.

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

Check#	Vendor	Description	Payment	Check Total
39441	84 - ABCODE SECURITY INC.	PO 51711 BLANKET: ALARM MONITORING \$237 PER	237.00	237.00
39442	1846 - ADVANCE AUTO PARTS	PO 51733 SNOW BLOWER SNOW PARTS	24.47	
		PO 51775 HYDRAULIC HOSE	87.84	
		PO 51778 SNOW BROOM - BUS	17.99	130.30
39443	3683 - ALEX ARMSTRONG	PO 51790 MEAL ALLOWANCE - Snow	28.00	28.00
39444	3615 - ANN ROSELLEN	PO 51820 1/16 COURT COVERAGE 5 HRS	125.00	125.00
39445	3861 - ARF RENTAL SERVICES, INC.	PO 51722 BLANKET: PORT A JOHN @ \$48 \$5,000	191.52	191.52
39446	2757 - ATLANTIC TACTICAL INC.	PO 51782 BATTERIES CUST #203375	47.94	47.94
39447	32 - B & R UNIFORM, INC.	PO 51542 S/O BREAST BADGE	315.00	
		PO 51617 NEW PATROLMAN BADGES MEISINGER/KEIL	563.80	878.80
39448	3988 - BENTLEY & SIMON JUDICIAL ROBES	PO 51623 Venture Robe for new Judge ACCT #7	390.95	390.95
39449	3706 - BEYER FORD	PO 51818 GUN RACKS FOR CAR #9	714.43	714.43
39450	3096 - BONNIE MESSINA	PO 51819 COURT COVERAGE (1/15-1/21/18)	662.50	662.50
39451	1132 - BOONTON TIRE SUPPLY INC.	PO 50498 BLANKET: POLICE VEHICLE REPAIR	518.27	
		PO 51761 BLANKET: PD VEHICLE REPAIR	2,544.65	3,062.92
39452	3995 - BRINDLEE MOUNTAIN FIRE APPARATUS	PO 51648 BROKER -SALE 99' GLADIATOR RESCUE	5,000.00	5,000.00
39453	192 - CAMPBELL'S SMALL ENGINE INC.	PO 51734 SNOW BLOWER RPR	96.40	96.40
39454	3893 - CAMPBELLS SUPPLY OF SUSSEX COUNTY L	PO 50310 BLANKET: VEH MAINT RD acct #27674	2.48	2.48
39455	163 - CENTURYLINK COMMUNICATIONS, INC.	PO 51901 BLANKET: ALARM CIRCUITS HIGH ST TO	125.85	125.85
39456	163 - CENTURYLINK COMMUNICATIONS, INC.	PO 51903 JAN LOCAL PHONE SVC	3,579.83	3,579.83
39457	3492 - CINTAS FIRE PROTECTION	PO 51726 ANNUAL FIRE EXTINGUISHER INSPECTION	557.11	557.11
39458	2697 - CIVIC PLUS INC	PO 51766 SSL Certificate Annual Fee	3,126.59	3,126.59
39459	178 - COUNTY OF SUSSEX	PO 51828 2017 A & O CNTY LIBRARY TAX	111.04	111.04
39460	178 - COUNTY OF SUSSEX	PO 51831 1st QTR CNTY LIBRARY TAX	51,546.53	51,546.53
39461	1425 - COUNTY OF SUSSEX	PO 51829 2017 A&O CNTY OPEN SPACE TAX	6.34	6.34
39462	1425 - COUNTY OF SUSSEX	PO 51832 1st QTR CNTY OPEN SPACE TAX	3,662.77	3,662.77
39463	176 - COUNTY OF SUSSEX	PO 51827 2017 A & O CNTY PURPOSE TAX	1,766.60	1,766.60
39464	176 - COUNTY OF SUSSEX	PO 51830 1st QTR CNTY PURPOSE TAX	835,894.74	835,894.74
39465	2361 - CSS TEST INC.	PO 50321 BLANKET: PRE-EMPLOYMENT DRUG SCREE	192.00	
		PO 51742 BLANKET: DRUG TESTING	96.00	288.00
39466	1736 - DANFORTH'S TRAILER & AUTO, INC	PO 51749 SNOW PLOW DEFLECTOR KIT	446.40	446.40
39467	1474 - DELL MARKETING L.P.	PO 51557 COMPUTERS FOR POLICE DEPARTMENT	2,857.66	2,857.66
39468	768 - DEMPSEY UNIFORM & SUPPLY INC	PO 50265 BLANKET: UNIFORM/MAT RENTALS & PAP	2,048.33	2,048.33
39469	3698 - DLS HEALTH WORKS, LLC.	PO 51744 1/23 COACHING T RUSSO	225.00	225.00
39470	2386 - DOMINICK'S PIZZA LLC	PO 51888 2/2 Food	53.85	53.85
39471	2854 - DUSTIN MCGARRY	PO 51780 MEAL ALLOWANCE - Snow	47.00	47.00
39472	50 - E.A. MORSE & COMPANY, INC.	PO 51631 PAPER TOWELS ACCT #46219	902.35	902.35
39473	3337 - FACILITY DUDE	PO 51368 CONNECT GIS & MOBILE 311 2017	3,486.00	3,486.00
39474	225 - FEDERAL EXPRESS	PO 51825 BLANKET: EXPRESS MAIL ACCT #1344-0	61.06	61.06
39475	197 - FIRE FIGHTERS EQUIPMENT CO. INC.	PO 51795 CASCADE AIR CYLINDER TEST & RECHARG	1,933.90	1,933.90
39476	3896 - FIRST COMMUNITY DEVELOPMENT CORP I	PO 51821 JAN CLEANING TOWN BLDGS (15 DAYS ON	891.81	891.81
39477	79 - FREEDOM BUSINESS MACHINES	PO 51669 PNCOM FAX REPAIR	396.00	396.00
39478	373 - GALLS, LLC	PO 51618 PD FIRST AID SUPPLIES ACCT #479447	278.95	278.95
39479	1625 - GENSERVE INC.	PO 49717 BLANKET: 2017 GENERATOR MAINT (DPW	862.50	862.50
39480	2674 - GRAMCO BUSINESS COMMUNICATIONS INC.	PO 51714 2018 LIBERTY RECORDING SYSTEM (2/28	995.00	995.00
39481	789 - GREATER NEWTON CHMBR OF COMM.	PO 51759 2018 Membership	195.00	195.00
39482	2435 - HAMPTON BODY WORKS, INC.	PO 51824 REPAIR 2016 FORD EXPLORER POLICE	1,212.37	1,212.37
39483	3032 - HARTER EQUIPMENT INC.	PO 51720 Excavator Parts ACCT #6298	484.58	484.58
39484	3804 - HAYDEE BALLESTER	PO 51751 BLANKET: TRANSLATION \$165 @	165.00	165.00
39485	1237 - IAAO	PO 51836 ASSESSORS CONVENTION FEB 19 - 23, 2	540.00	540.00
39486	1345 - IACP - MEMBERSHIP	PO 51670 2018 MEMBERSHIP - CHIEF OF POLICE	150.00	150.00
39487	332 - J & D SALES & SERVICE,LLC.	PO 51721 RECYCL MAINT RENEW 1/2018-12/2018	2,280.00	2,280.00
39488	3235 - J. CALDWELL & ASSOCIATES, LLC.	PO 51914 PB CONSULT-JAN 2018	240.00	240.00
39489	113 - JCP&L	PO 50320 BLANKET: ELECTRIC (apr-dec)	6,007.82	
		PO 51900 ELECT JAN	801.60	6,809.42
39490	2618 - JMC ENVIRONMENTAL CONSULTANTS, INC.	PO 51304 CAF: R#207-2017 Req.Disclosure envi	262.50	262.50
39491	1774 - KAY PRINTING	PO 51639 UCC FORMS - BUILDING DEPT CUST #10-	514.00	514.00
39492	3989 - KIEFFER SWIM PRODUCTS	PO 51635 LifeVest/Whistles/Tubes	703.01	703.01
39493	2569 - KIEFFER ELECTRIC, INC.	PO 51764 LIGHTING/Equip REPAIRS	1,746.00	
		PO 51753 ALLEY LGT/ MUN BLDG	2,235.68	3,981.68
39494	365 - KITHCART, BROCK	PO 51867 MEAL ALLOWANCE - Snow	47.00	47.00
39495	2532 - LADDEY, CLARK & RYAN, LLP	PO 51553 School LItigation Resolution #231-2	1,136.00	
		PO 51799 LEGAL MID AMERICAN SALT DEC	32.00	

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

Check#	Vendor	Description	Payment	Check Total
		PO 51798 BANKRUPTCY DEC	1,376.00	2,544.00
39496	3925 - LANG, DIANE	PO 51634 Coaching Jan-March 2018	500.00	500.00
39497	2278 - LANGUAGE LINE SERVICES, INC.	PO 50416 BLANKET - TRANSLATION SVC FOR PD AC	1.70	1.70
39498	3985 - LEYMAN, JUSTIN	PO 51760 CDL LICENSE	125.00	
		PO 51794 MEAL ALLOWANCE - Snow	47.00	172.00
39499	1141 - MCGUIRE, INC.	PO 51838 TRUCK #1 ELECTRICAL REPAIRS cust #	107.48	107.48
39500	263 - MCMANIMON, SCOTLAND & BAUMANN, LLC	PO 51839 AFFORDABLE HOUSING THRU 10/31	130.00	130.00
39501	409 - MINISINK PRESS INC	PO 51619 Notepads for Town Manager	130.00	130.00
39502	966 - L-3 COMM. MOBILE-VISION	PO 51610 NEW AUTO EQUIPMENT	861.20	861.20
39503	53 - MONTAGUE TOOL & SUPPLY, INC.	PO 51774 Impact Wrench	319.90	319.90
39504	2508 - MORRIS COUNTY COOP	PO 51785 2018 MEMBERSHIP	550.00	550.00
39505	65 - MUNICIPAL SOFTWARE, INC.	PO 51674 SERVER BACK-UP TAPE	130.00	130.00
39506	1556 - NENA	PO 51672 2018 RENEWAL MEMBER #11664911	137.00	137.00
39507	199 - NEOPOST LEASING, INC.	PO 51724 BLANKET: POSTAGE MACH RENTAL #8993	529.41	529.41
39508	116 - NEW JERSEY HERALD, INC.	PO 51809 NJH Ad Election	209.70	
		PO 51904 NJH Ads	39.78	
		PO 51907 NJH Ads	17.10	
		PO 51926 NJH AD	9.60	276.18
39509	255 - NEW JERSEY PLANNING OFFICIALS	PO 51783 2018 MEMBERSHIP NJPO- 2018	370.00	370.00
39510	4004 - NEWTON URGENT CARE LLC	PO 51837 12/9 DRUG SCREEN POST ACCIDENT POLI	90.00	90.00
39511	303 - NJ POLICE TRAFFIC OFFICERS	PO 51671 ANNUAL MEMBERSHIP FOR POLICE	50.00	50.00
39512	311 - NJLM	PO 51784 2018 MEMBERSHIP DUES	670.00	670.00
39513	2835 - NJMEBF	PO 51771 JAN MEDICAL & DENTAL	154,437.00	
		PO 51857 DEC ADD'L MEDICAL	2,000.00	156,437.00
39514	1762 - NJSACOP	PO 51812 LEADERSHIP PROGRAM COURSE	500.00	500.00
39515	3982 - NRAAO	PO 51516 ASSESSOR MEMBERSHIP-	40.00	40.00
39516	1204 - OFFICE OF WEIGHTS & MEASURES	PO 51667 TUNING FORK CERTIFICATION	100.00	100.00
39517	1390 - ORR'S	PO 51520 UNIFORMS/2017 CONTRACT	1,800.00	1,800.00
39518	30 - PAYROLL ACCOUNT	PO 51879 INTERFUND START UP \$ PAYROLL 2018	280,000.00	280,000.00
39519	64 - BELLOW, HAROLD & ASSO, INC.	PO 51921 DEC ENGINEERING	3,245.50	3,245.50
39520	2788 - PENTELEDATA	PO 51737 BLANKET: INTERNET ACCT #1871584 (J	729.70	729.70
39521	1416 - PETRO-MECHANICS, INC.	PO 51750 REPAIR GAS PUMP	180.39	180.39
39522	2450 - PINNACLE WIRELESS FBO UNITEK GLOBAL	PO 51611 NEW AUTO EQUIPMENT	363.67	
		PO 51730 CONSOLE MAINT AGMT ACCT #3094	4,275.00	4,638.67
39523	39 - QUILL CORPORATION	PO 49625 BLANKET PO FOR OFFICE SUPPLIES	234.75	
		PO 51729 BLANKET: POLICE/CENCOM OFFICE SUPPL	414.20	648.95
39524	251 - R.S. PHILLIPS STEEL LLC	PO 51739 REPAIR BRINE TANK	57.00	57.00
39525	2478 - RACHLES/MICHELE'S OIL COMPANY, INC.	PO 50263 BLANKET: GAS (MAY-DEC) \$30,000.	4,420.28	
		PO 51738 BLANKET: GAS (JAN-APR) \$5,000 per	3,522.22	7,942.50
39526	1936 - ROGO FASTENER CO., INC.	PO 50713 Blanket: Machine Repair/Maintenace	456.25	456.25
39527	2848 - ROY LEYMAN	PO 51792 MEAL ALLOWANCE - Snow	47.00	47.00
39528	3139 - SANDRA DIGLIO	PO 51813 REIMB 1/18 SCLM MTG	30.00	30.00
39529	3660 - SCHENCK, PRICE, SMITH, & KING, LLP	PO 51702 NOV TAX APPEALS	1,132.95	
		PO 51695 SPECIAL CONFLICT ATTORNEY NOV	645.75	1,778.70
39530	126 - SCMUA	PO 49767 BLANKET: TRASH/BRUSH/STREET SWEEPI	1,000.96	1,000.96
39531	611 - SEBRING AUTO PARTS, INC.	PO 51745 BLANKET: AUTO PARTS ACCT #46	40.03	40.03
39532	951 - SERVICE ELECTRIC CABLE TV, INC.	PO 51815 JAN DIGITAL CONVERTERS & DTA'S	65.35	65.35
39533	277 - SISCO, JAMES	PO 51791 MEAL ALLOWANCE - Snow	38.00	38.00
39534	2257 - STAPLES BUSINESS ADVANTAGE, INC.	PO 51740 BLANKET: POLICE/CENCOM OFFICE SUPPL	462.99	
		PO 51777 BLANKET: FINANCE OFFICE SUPP'S	243.63	
		PO 51855 TAX/W-S OFFICE SUPPLIES	97.48	804.10
39535	2400 - STEVE ESTLER	PO 51793 MEAL ALLOWANCE - Snow	47.00	47.00
39536	1215 - SUSSEX & WARREN TAX COLL	PO 51662 T SCHLOSSER/D BABCOCK/G RAFTERY MEM	90.00	90.00
39537	102 - SUSSEX CAR WASH INC	PO 49864 BLANKET: POLICE CAR WASHES	231.00	231.00
39538	1214 - SUSSEX CO.ASSOC.-CHIEFS-POLICE	PO 51716 2018 DUES AND TRAINING	600.00	600.00
39539	2561 - SUSSEX COUNTY CHAMBER OF COMMERCE	PO 51788 WORKPLACE VIOLENCE PREVENTION SEMIN	150.00	150.00
39540	1029 - SUSSEX COUNTY CLERK'S ASSN	PO 51654 2018 Membership	150.00	150.00
39541	3863 - SUSSEX COUNTY COMM COLLEGE FOUNDATI	PO 51746 Ladies Retreat 4/7/18	300.00	300.00
39542	229 - SUSSEX COUNTY ECONOMIC	PO 51757 EDP 2018 INVESTMENT ACCT #1156	250.00	250.00
39543	334 - SUSSEX COUNTY LEAGUE OF	PO 51858 2018 MEMBERSHIP	100.00	100.00
39544	2479 - TAYLOR OIL CO., INC.	PO 50262 BLANKET: DIESEL (MAY-DEC) \$20,000	3,220.55	
		PO 51735 BLANKET: DIESEL (JAN-APR) \$3,000	4,432.14	7,652.69
39545	1218 - TCTANJ	PO 51675 T SCHLOSSER MEMBERSHIP	100.00	100.00

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

Check#	Vendor	Description	Payment	Check Total
39546	3851 - THE CANNING GROUP, LLC.	PO 51709 BLANKET: PURCHASING QPA (\$7,500/12	625.00	625.00
39547	3115 - THE NJ SHADE TREE FEDERATION	PO 51834 2018 MEMBERSHIP	95.00	95.00
39548	1151 - TREASURER, STATE OF NEW JERSEY	PO 51773 SITE REMEDIATION PERMIT FEE	320.00	320.00
39549	367 - TREASURER, STATE OF NEW JERSEY	PO 51804 MARRIAGE LICENSE 4TH QTR (18)	450.00	450.00
39550	2476 - TREASURER, STATE OF NJ -BURIAL	PO 51805 BURIAL PERMIT FEES 4TH QTR (1)	5.00	5.00
39551	3986 - TROY INDUSTRIES, INC.	PO 51583 PD WEAPONScust #146888	2,742.38	2,742.38
39552	3722 - VCI EMERGENCY VEHICLE SPECIALISTS	PO 51803 REPAIRS 2016 AMBULANCE	545.47	545.47
39553	2635 - W.B. MASON, INC.	PO 51214 BLANKET PO FOR OFFICE SUPPLIES	73.97	
		PO 51402 PB & REC Office supplies	4.22	
		PO 51496 Fire Proof Lateral File Cabinets fo	5,400.00	
		PO 51533 BLANKET: CODE ENF OFFICE SUPPLIES	146.62	
		PO 51578 Equip/Computer Power Supply	263.66	
		PO 51615 OFFICE SUPPLIES ASSESSOR Cust #C13	846.76	
		PO 51636 Sanitizer cust #C1329496	168.70	
		PO 51646 Office Supplies for the Court cust	593.54	7,497.47
39554	2635 - W.B. MASON, INC.	PO 51706 Toner for color printer; certificat	571.69	571.69
39555	1500 - WALMART	PO 51841 POLICE OFFICE SUPP'S	61.94	
		PO 51889 2/2 SUPPLIES LUNCH	16.89	78.83
39556	3035 - WHENTOWORK INC	PO 51668 SCHEDULING SYSTEM ANNUAL RENEWAL SU	315.00	315.00
39557	1656 - WILDFLOWERS WITH TAMI	PO 51752 Dish Garden for Hank Smith	75.00	75.00
39558	3892 - WISTUBA, TRAVIS	PO 51843 MEAL ALLOWANCE - Snow	28.00	28.00
39559	3726 - WITMER PUBLIC SAFTEY GROUP, iINC.	PO 51545 PATCH EMBLEM NAMES	589.00	589.00
TOTAL				1,437,061.51

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
100001	CASH - CURRENT - LAKELAND #434			0.00	1,437,061.51
100130	INTERFUND RECEIVABLE - PAYROLL ACCT			280,000.00	
101254	DUE S/NJ - MARRIAGE LICENSE FEES			450.00	
101257	DUE S/NJ - BURIAL FEE			5.00	
101261	DUE COUNTY - ADDED & OMITTED TAX			1,883.98	
101262	DUE COUNTY - LIBRARY TAX			51,546.53	
101263	DUE COUNTY - PURPOSE TAX			835,894.74	
101266	DUE COUNTY - OPEN SPACE TAX			3,662.77	
1050200	TOWN MANAGER'S OFFICE - OTHER EXPENSES	4,717.33			
1050200A	(2017) TOWN MANAGER'S OFFICE - OTHER EXP		130.00		
1051200	TOWN CLERK'S OFFICE - OTHER EXPENSES	277.54			
1051500	ELECTIONS - OTHER EXPENSES	209.70			
1051500A	(2017) ELECTIONS - OTHER EXPENSES		5,400.00		
1052200	TOWN COUNCIL - OTHER EXPENSES	400.00			
1053200	HUMAN RESOURCE - OTHER EXPENSES	225.00			
1054200	FINANCE ADMINISTRATION - OTHER EXPENSES	303.63			
1055200	ASSESSMENT OF TAXES - OTHER EXPENSES	540.00			
1055200A	(2017) ASSESSMENT OF TAXES - OTHER EXPEN		886.76		
1056200	COLLECTION OF TAXES - OTHER EXPENSES	357.48			
1058200A	(2017) LEGAL SERVICES - OTHER EXPENSES		9,322.70		
1059200	MUNICIPAL COURT - OTHER EXPENSES	952.50			
1059200A	(2017) MUNICIPAL COURT - OTHER EXPENSES		984.49		
1060200A	(2017) ENGINEERING - OTHER EXPENSES		701.25		
1061200	BUILDINGS & GROUNDS - OTHER EXPENSES	3,217.33			
1061200A	(2017) BUILDINGS & GROUNDS - OTHER EXPEN		3,446.49		
1062200	PLANNING BOARD - OTHER EXPENSES	610.00			
1062200A	(2017) PLANNING BOARD - OTHER EXPENSES		4.22		
1064200	COMMUNITY DEVELOPMENT - OTHER EXPENSES	625.00			
1064200A	(2017) COMMUNITY DEVELOPMENT - OTHER EXP		630.00		
1065300	SHADE TREE COMM - OTHER EXPENSES	95.00			
1065400	ECONOMIC DEVELOPMENT COMM - OTHER EXP	250.00			
1066200	EMPLOYEE GROUP INSURANCE - OTHER EXPENSE	154,437.00			

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
1066200A	(2017) EMPLOYEE GROUP INSURANCE - OTHER		2,000.00		
1070200A	(2017) FIRE DEPARTMENT - OTHER EXPENSES		2,522.90		
1074200	POLICE DEPARTMENT - OTHER EXPENSES	3,119.46			
1074200A	(2017) POLICE DEPARTMENT - OTHER EXPENSE		8,120.27		
1074300	COMMUNICATIONS CENTER - OTHER EXPENSES	5,193.10			
1074300A	(2017) COMMUNICATIONS CENTER - OTHER EXP		234.75		
1077200A	(2017) INSPECTION OF BUILDINGS - OTHER E		514.00		
1077500A	(2017) CODE ENFORCEMENT - OTHER EXPENSES		146.62		
1080200	ROAD REPAIR & MAINT - OTHER EXPENSES	2,656.90			
1080200A	(2017) ROAD REPAIR & MAINT - OTHER EXPEN		7,375.28		
1081200	SNOW REMOVAL - OTHER EXPENSES	713.27			
1081200A	(2017) SNOW REMOVAL - OTHER EXPENSES		270.84		
1082200	STORMWATER/FLOOD CONTROL - OTHER EXPENSE	320.00			
1082200A	(2017) STORMWATER/FLOOD CONTROL - OTHER		2,806.75		
1083200	RECYCLING/SANITATION - OTHER EXPENSES	928.33			
1083200A	(2017) RECYCLING/SANITATION - OTHER EXPE		444.01		
1083300	VEHICLE MAINTENANCE - OTHER EXPENSES	3,922.52			
1083300A	(2017) VEHICLE MAINTENANCE - OTHER EXPEN		1,297.22		
1085200	OCCUPATIONAL HEALTH - OTHER EXPENSES	96.00			
1085200A	(2017) OCCUPATIONAL HEALTH - OTHER EXPEN		282.00		
1087200	RECREATION - OTHER EXPENSES	571.69			
1089200	UTILITY EXP/BULK PURCH - OTHER EXPENSES	16,973.33			
1089200A	(2017) UTILITY EXP/BULK PURCH - OTHER EX		11,728.02		
1090200A	(2017) SWIMMING POOL - OTHER EXPENSES		703.01		
1091200	PARKS & PLAYGROUNDS - OTHER EXPENSES	191.52			
1091200A	(2017) PARKS & PLAYGROUNDS - OTHER EXPEN		1,746.00		
1094550A	(2017) RECYCLING TAX (PL2007 c.311)O/S C		17.28		
TOTALS FOR	CURRENT FUND	201,903.63	61,714.86	1,173,443.02	1,437,061.51

Total to be paid from Fund 10 CURRENT FUND 1,437,061.51

 1,437,061.51

Checks Previously Disbursed

181011	PAYROLL ACCOUNT	2/8 Current Pay	191,882.66	2/06/2018
39440	PAR TROY SOUND OF NEWTON, INC.	Wiring Kit/Mach Rpr	235.00	2/06/2018
38983	PAR TROY SOUND OF NEWTON, INC.	Wiring kit lost ck reissue ck #394	-235.00	2/06/2018
181010	ELAVON	FEB COURT MERCHANT FEE	234.50	2/05/2018
39439	NJMVC	2018 FORD EXPLORER	85.00	1/25/2018
181009	FEDERAL & STATE GRANT	online 1/12 EFT Tarentino grant du	9,989.08	1/25/2018
181008	PAYROLL ACCOUNT	1/25 Curr Payroll	193,079.08	1/25/2018
181007	PAYROLL ACCOUNT	1/11 Current Pay	247,619.41	1/11/2018
			643,124.73	
			-235.00	*VOIDED

Total paid from Fund 10 CURRENT FUND 642,889.73

 642,889.73

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
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Total for this Bills List: **2,080,186.24**

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

Check#	Vendor	Description	Payment	Check Total
1393	2206 - CENTER FOR PREVENTION & COUNSELING, PO 51632	Latino Outreach/Holiday Party	1,640.57	1,640.57
1394	3613 - CLARKE CATON HINTZ	HIGHLANDS COUNCIL TDR GRANT PROG FI	2,750.00	2,750.00
TOTAL				4,390.57

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
110001	CASH			0.00	4,390.57
111200	APPROPRIATED RESERVES FOR GRANTS			4,390.57	
TOTALS FOR	FEDERAL/STATE GRANTS	0.00	0.00	4,390.57	4,390.57

Total to be paid from Fund 11 FEDERAL/STATE GRANTS
 4,390.57
 =====
 4,390.57

Checks Previously Disbursed

181103	PAYROLL ACCOUNT	2/8 Grant Pay	436.95	2/06/2018
181102	PAYROLL ACCOUNT	1/25 Grant Pay	436.95	1/25/2018
181101	PAYROLL ACCOUNT	1/11 Grant Payroll	436.95	1/11/2018

			1,310.85	

Total paid from Fund 11 FEDERAL/STATE GRANTS
 1,310.85

 1,310.85

Total for this Bills List: 5,701.42

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

Check#	Vendor	Description	Payment	Check Total
8567	1866 - HOME DEPOT, INC.	PO 51859 HAND SANITIZERS RABIES CLINIC	17.88	17.88
8568	3488 - TRANQUILITY VETERINARY	PO 51781 Rabies Clinic	325.00	325.00
TOTAL				342.88

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
210001	CASH - DOG RESERVE - LAKELAND #493			0.00	342.88
211200	RESERVE FOR ANIMAL CONTROL			342.88	
TOTALS FOR	DOG RESERVE	0.00	0.00	342.88	342.88

Total to be paid from Fund 21 DOG RESERVE

342.88
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342.88

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

Check#	Vendor	Description	Payment	Check Total
8691	116 - NEW JERSEY HERALD, INC.	PO 51904 NJH Ads	174.60	
		PO 51905 NJH Ad	180.00	354.60
8692	64 - PELLOW, HAROLD & ASSO, INC.	PO 48891 ENGINEER -FIREHOUSE #2 RENOVATION	658.45	
		PO 51921 DEC ENGINEERING	48.75	707.20
TOTAL				1,061.80

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
300001	CASH - CAPITAL - LAKELAND #450			0.00	1,061.80
3091105	ORD 2011-5 VAR CAPITAL \$1,360T	174.60			
3091605	ORD 2016-5 VARIOUS \$1,190T	887.20			
TOTALS FOR	CAPITAL	1,061.80	0.00	0.00	1,061.80

Total to be paid from Fund 30 CAPITAL

1,061.80
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1,061.80

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

Check#	Vendor	Description	Payment	Check Total
16721	2141 - AIRMATIC COMPRESSOR SYSTEMS, INC.	PO 51763 COMPRESSOR REPAIR WTP	387.00	387.00
16722	3210 - Appalachian Forestry Service	PO 51779 TIMBER SALE MARKING & ADMIN	1,427.00	1,427.00
16723	506 - CARR, JOSEPH	PO 51892 REIMB PHYSICAL CONN PERMIT	204.80	204.80
16724	163 - CENTURYLINK COMMUNICATIONS, INC.	PO 51902 BLANKET: WOODSIDE AVE PS (JAN-DEC \$	39.83	39.83
16725	163 - CENTURYLINK COMMUNICATIONS, INC.	PO 51903 JAN LOCAL PHONE SVC	1,213.24	1,213.24
16726	2697 - CIVIC PLUS INC	PO 51766 SSL Certificate Annual Fee	3,126.59	3,126.59
16727	768 - DEMPSEY UNIFORM & SUPPLY INC	PO 50265 BLANKET: UNIFORM/MAT RENTALS & PAP	694.84	694.84
16728	2854 - DUSTIN MCGARRY	PO 51911 MEAL ALLOWANCE	18.00	18.00
16729	3337 - FACILITY DUDE	PO 51368 CONNECT GIS & MOBILE 311 2017	3,486.00	3,486.00
16730	3233 - FASTENAL COMPANY, INC.	PO 51637 BOLTS	161.48	161.48
16731	200 - GARDEN STATE LABORATORIES INC	PO 51767 SEWER & WATER ANALYSIS DEC	3,289.00	3,289.00
16732	70 - HACH COMPANY	PO 51554 LAB EQUIPMENT acct #9410	6,951.97	
		PO 51732 BULK DISPENSER STP	96.35	7,048.32
16733	113 - JCP&L	PO 50324 BLANKET: W/S ELECTRIC SEPT	17,476.83	17,476.83
16734	3772 - JK HVAC SERVICE, LLC.	PO 51817 HVAC REPAIR WATER FILTRATION PLANT	654.44	654.44
16735	3969 - KAYLANI, SHERRI	PO 51840 REIMB MILEAGE SETON HALL MARKETING	49.22	49.22
16736	2569 - KIEFFER ELECTRIC, INC.	PO 51764 LIGHTING/Equip REPAIRS	900.20	900.20
16737	3925 - LANG, DIANE	PO 51634 Coaching Jan-March 2018	500.00	500.00
16738	2508 - MORRIS COUNTY COOP	PO 51785 2018 MEMBERSHIP	550.00	550.00
16739	3166 - MOTT MACDONALD	PO 50872 CAF: SEWER LINE INSPECTION	1,303.70	1,303.70
16740	65 - MUNICIPAL SOFTWARE, INC.	PO 51776 GOOGLE EMAIL SUITE JAN 18'	53.00	53.00
16741	116 - NEW JERSEY HERALD, INC.	PO 51907 NJH Ads	17.10	17.10
16742	3148 - NJ DEPT OF ENVIRONMENTAL PROTECTION	PO 51747 WATER ALLOCATION (HIGHLANDS FEES)	7,235.00	7,235.00
16743	1390 - ORR'S	PO 51520 UNIFORMS/2017 CONTRACT	750.00	750.00
16744	2216 - PALL CORPORATION	PO 50060 2017 svc contract filters wtp acct	4,670.90	4,670.90
16745	1407 - PASSAIC VALLEY SEWERAGE COMM.	PO 50188 BLANKET: SLUDGE DISPOSAL 2017 R #33	10,100.00	10,100.00
16746	64 - PELLOW, HAROLD & ASSO, INC.	PO 51921 DEC ENGINEERING	1,483.05	1,483.05
16747	2788 - PENTELEDATA	PO 51737 BLANKET: INTERNET ACCT #1871584 (J	219.90	219.90
16748	121 - PUMPING SERVICES, INC.	PO 51348 HIGH ST (BIG) PUMP REPAIR (W)	8,443.00	8,443.00
16749	126 - SCMUA	PO 49767 BLANKET: TRASH/BRUSH/STREET SWEEPI	507.15	507.15
16750	277 - SISCO, JAMES	PO 51912 MEAL ALLOWANCE	18.00	18.00
16751	2257 - STAPLES BUSINESS ADVANTAGE, INC.	PO 51855 TAX/W-S OFFICE SUPPLIES	97.48	
		PO 51863 BLANKET W/S OFFICE SUPPLIES	33.99	131.47
16752	2056 - SUBURBAN PROPANE, LP.	PO 49629 BLANKET: PROPANE WTP ACCT#2332	2,230.33	
		PO 51806 BLANKET: PROPANE WTP ACCT #2332-13	3,223.00	5,453.33
16753	3863 - SUSSEX COUNTY COMM COLLEGE FOUNDATI	PO 51746 Ladies Retreat 4/7/18	300.00	300.00
16754	1151 - TREASURER, STATE OF NEW JERSEY	PO 51876 AIR QUALITY PERMIT (4/26/2018-4/25/	1,267.00	1,267.00
16755	2635 - W.B. MASON, INC.	PO 51411 Office Supplies for 2nd Floor	3.92	3.92

		TOTAL		83,183.31

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
600001	CASH - W/S OPERATING-LAKELAND #426			0.00	83,183.31
6051200	W&S OPERATING - TOTAL OTHER EXPENSES	27,123.10			
6051200A	(2017) W&S OPERATING - TOTAL OTHER EXPE		46,313.51		
6089293A	(2017) W&S CAP IMPROVE - CAPITAL OUTLAY		8,443.00		
6089340A	(2017) W&S CAP IMPROVE - SEWER LINE INSP		1,303.70		

TOTALS FOR	WATER/SEWER UTILITY	27,123.10	56,060.21	0.00	83,183.31
					=====

Total to be paid from Fund 60 WATER/SEWER UTILITY

83,183.31

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83,183.31

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
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Checks Previously Disbursed

186005	PAYROLL ACCOUNT	2/8 W/S Payroll		36,490.84	2/06/2018
186004	PAYROLL ACCOUNT	1/25 W/S Payroll		36,542.89	1/25/2018
186003	CURRENT ACCOUNT	1/11 pay T Russo 1/2 buy back to b		2,500.00	1/11/2018
186002	PAYROLL ACCOUNT	1/11 W/S Payroll		36,562.47	1/11/2018

				112,096.20	

Total paid from Fund 60 WATER/SEWER UTILITY	112,096.20

	112,096.20

Total for this Bills List: **195,279.51**

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

Check#	Vendor	Description	Payment	Check Total
2471	3652 - JEV CONSTRUCITON, LLC.	PO 51245 Repair of Clarifier Arms/STP	27,400.00	27,400.00
2472	2532 - LADDEY, CLARK & RYAN, LLP	PO 51796 NEWTON BIDS RBC DEC	352.00	352.00
TOTAL				27,752.00

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
610001	CASH - W/S CAPITAL - LAKELAND #442			0.00	27,752.00
6191616	ORD 2016-16 RBC's WWTP \$240T	352.00			
6191719	ORD 2017-19 SEWER CLARIFIER REHAB \$60T	27,400.00			
TOTALS FOR	WATER/SEWER CAPITAL	27,752.00	0.00	0.00	27,752.00

Total to be paid from Fund 61 WATER/SEWER CAPITAL

27,752.00
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27,752.00

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

Check#	Vendor	Description	Payment	Check Total
3690	4003 - AUTOZONE	PO 51822 REFUND ESCROW BAL'S	7.80	7.80
3691	3235 - J. CALDWELL & ASSOCIATES, LLC.	PO 51894 C. ENNIS - DEC 2017 ESCROW	283.00	
		PO 51918 JAN fitness Nation Escrow	60.00	
		PO 51913 NEWTON DUNKIN DONUTS-JAN ESCROW	120.00	463.00
3692	2532 - LADDEY, CLARK & RYAN, LLP	PO 51797 37 E CLINTON ST DEC	96.00	96.00
3693	409 - MINISINK PRESS INC	PO 51519 RECYCLING NEWSLETTERS (2,065)	350.00	350.00
3694	3426 - MORRIS DOWNING & SHERRED	PO 51874 CELLCO/VERIZON - OCT/ DEC 2017/JAN	2,779.47	2,779.47
3695	3166 - MOTT MACDONALD	PO 51769 KROGH'S-NOV. 2017 ESCROW	462.00	
		PO 51770 KROGH'S-SEPT. 2017 ESCROW	2,900.00	3,362.00
3696	64 - PELLOW, HAROLD & ASSO, INC.	PO 51868 NVE/OCCHINFINTO-DEC ESCROW	65.00	
		PO 51869 ATLANTIC AMBULANCE-DEC ESCROW	320.00	
		PO 51870 FITNESS NATION-DEC ESCROW	325.00	
		PO 51871 VALLEY VIEW-DEC. ESCROW	195.00	
		PO 51872 NEWTON DUNKIN DONUTS-DEC	475.95	
		PO 51873 RPM-DEC. ESCROW	682.50	
		PO 51893 C. ENNIS - DEC 2017 ESCROW	325.00	2,388.45
3697	2145 - SEELY BROTHERS, INC.	PO 51801 OUTDOOR FLAGS	84.00	84.00
TOTAL				9,530.72

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
710001	CASH - TRUST - LAKELAND #469			0.00	9,530.72
711210	RESERVE FOR RECYCLING			350.00	
711219	RESERVE FOR POLICE DONATIONS *			84.00	
711440	ENGINEER REVIEW FEES			9,000.72	
711800	WATER SEWER ESCROW			96.00	
TOTALS FOR	TRUST	0.00	0.00	9,530.72	9,530.72

Total to be paid from Fund 71 TRUST 9,530.72
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9,530.72

Checks Previously Disbursed

187103	PAYROLL ACCOUNT	2/8 Trust Pay	3,037.50	2/06/2018
187102	PAYROLL ACCOUNT	1/25 Trust Payroll	7,128.00	1/25/2018
187101	PAYROLL ACCOUNT	1/11 Trust Payroll	6,601.50	1/11/2018

			16,767.00	

Total paid from Fund 71 TRUST 16,767.00

16,767.00

Total for this Bills List: **26,297.72**

**List of Bills - (720001) CASH - DEV ESCROW - LAKELAND #515
DEVELOPERS ESCROW (Fund 72)**

Check#	Vendor	Description	Payment	Check Total
1295	4003 - AUTOZONE	PO 51822 REFUND ESCROW BAL'S	11,554.13	11,554.13
	TOTAL			11,554.13

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
720001	CASH - DEV ESCROW - LAKELAND #515			0.00	11,554.13
721338	RESERVE FOR AUTOZONE			11,479.87	
721339	AUTOZONE - INTEREST DUE DEVELOPER			74.26	
TOTALS FOR	DEVELOPERS ESCROW (Fund 72)	0.00	0.00	11,554.13	11,554.13

Total to be paid from Fund 72 DEVELOPERS ESCROW (Fund 72) 11,554.13

11,554.13

TOWN OF NEWTON

ORDINANCE 2018-4

AN ORDINANCE AMENDING THE CODE OF THE TOWN OF NEWTON, SECTION 100-12, REGARDING ALCOHOLIC BEVERAGE CONTROL LICENSE FEES; SECTION 100-21.A, REGARDING PROPERTY MAINTENANCE CODE FEES; SECTION 41.10.A, REGARDING VACANT PROPERTY REGISTRATION REQUIREMENTS; AND SECTION 41.11.A, REGARDING VACANT PROPERTY INSPECTIONS

WHEREAS, the Town of Newton wishes to amend the Code of the Town of Newton to revise alcoholic beverage control license fees; revise the fees associated with certificates of compliance; and clarify vacant and abandoned properties registration requirements and costs for inspections;

NOW, THEREFORE BE IT ORDAINED, as follows:

Section 1. Newton Town Code Section 100-12 is hereby deleted in its entirety and replaced as follows:

- A. Plenary retail consumption license [§ 49-15D(1)]: \$1,800.
- B. Plenary retail distribution license [§ 49-15D(1)]: \$1,800.
- C. Club license [§ 49-15D(1)]: \$185.

Section 2. Newton Town Code Section 100-21.A is hereby deleted in its entirety and replaced as follows:

- A. Fee for application for inspection and certificate of compliance.
 - (1) Request for certificate of compliance received more than 11 business days prior to change of occupant: \$50.
 - (2) Request for certificate of compliance received 3 to 10 business days prior to change of occupant: \$75.
 - (3) Request for certificate of compliance received 1-2 business days prior to change of occupant: \$175.
 - (4) Reinspection fee: \$25.

Section 3. Newton Town Code Section 41.10.A, General Requirements, is hereby deleted in its entirety and replaced as follows:

- 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 Clerk's office 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 to the Town Clerk's office in the amount prescribed in § 41-12 for each vacant property registered.

Section 4. Newton Town Code Section 41.11.A, Registration statement requirements; property inspection, is hereby deleted in its entirety and replaced as follows:

- 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 reinspection, as provided for in Newton Town Code §100-21.A, as may be amended.

Section 5. 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 6. 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 7. 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, February 12, 2018. 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, February 26, 2018 in the Council Chambers at the Newton Municipal Building, 39 Trinity Street, Newton, New Jersey, and shall take effect according to law.

Teresa A. Oswin, RMC
Deputy Municipal Clerk

TOWN OF NEWTON

RESOLUTION NO.

RESOLUTION RECOGNIZING TOWNS EVENTS AND TOWN ENDORSED EVENTS

WHEREAS, the Town of Newton sponsors certain events throughout the year and endorses other privately held events for which it lends specified assistance; and

WHEREAS, the Town Council of the Town of Newton has adopted a policy whereby it will recognize Town and Town endorsed events by Resolution to be considered on an annual basis.

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton, in the County of Sussex and State of New Jersey, that there shall be two categories of events run or endorsed by the Town:

Town Events – Events that are run by the Town.

Town Endorsed Events – Privately held events the Town will provide specified assistance to (some of which will be free, other which will include escrow or other fee payment).

BE IT FURTHER RESOLVED that the Town events and Town endorsed events for the year 2018 shall be as follows:

Town Events	Town Endorsed Events
Easter Egg Hunt	Saint Patrick's Day Parade
Recreation Events at Newton Town Pool	May the 4 th Be With You
Halloween Parade	Memorial Day Parade
Ladies' Night Out	Newton Day/Fireworks
Movie Nights @ Memory Park	Taste of Newton
Bacon, Brews & Blues Festival	Fall Festival
Miss Newton Contest	Holiday Parade/Wizards Event
Farmers Market	
Town-wide Garage Sale	
Neighbors Helping Neighbors	
Annual Christmas Tree Lighting	
Newton Recreation Department Events	

BE IT FURTHER RESOLVED that Town endorsed events must meet the following criteria:

1. The event must be sponsored by a private non-profit organization located within the Town or County.
2. The event must be open to all Town residents, whether free or by fee.
3. Each organization shall be limited to one or two events per calendar year.
4. The Greater Newton Chamber of Commerce (GNCC), due to its importance and special relationship with the Town of Newton for many decades, shall be limited to six (6) outdoor events per calendar year.
5. Organizations utilizing Town-owned facilities, parks or roadways must be in compliance with all applicable resolutions and ordinances of the Town of Newton.
6. Each organization is required to inform the Newton Town Manager's Office in writing the date of an event at least sixty days prior to the event. The written notice must also include their request of the Newton DPW and/or the Newton Police.
7. The Newton Town Manager shall review all DPW and/or Police requests and determine the amount of escrow funds necessary to be provided by the sponsoring organization to the Town of Newton. Any funds not utilized for the event shall be returned after the event within 30 days by the Town of Newton Finance Department to the sponsoring organization.
8. Each organization shall be responsible for providing honest and thorough answers to the "Town of Newton Event Checklist Application" which will be available at the Community Development Office in the Town of Newton. The Community Development Director and Town Manager shall both be required to be signatories on a final event checklist application which must be completed no later than seven (7) calendar days prior to the event. The Town will not charge a fee for the review of said event checklist application.
9. Town endorsed events may include but not be limited to the following: shows, carnivals, circuses, festivals, fairs, flea markets, outdoor plays, dances, concerts or theatrical events, parades, sporting events not sponsored by the Town of Newton or Town of Newton recognized league; any event requiring temporary or permanent closure of any Town streets or sidewalks or impacting the public health, safety and welfare of the Town or its residents; excludes funerals, memorials, graduations or Town sponsored functions.