



**AGENDA**  
**NEWTON TOWN COUNCIL**  
**February 26, 2018**  
**7:00 p.m.**

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

February 8, 2018 Budget Meeting  
February 10, 2018 Budget Meeting  
February 12, 2018 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 take one turn at the microphone and please limit their comments to 5 minutes. The Clerk will keep time. If reading from a prepared statement, please provide a copy and email a copy to the Clerk's Office after making your comments so it may be properly reflected in the minutes.

**VI. COUNCIL & MANAGER REPORTS**

- a. Mayor Levante
- b. Deputy Mayor Elvidge
- c. Councilwoman Le Frois
- d. Councilman Flynn
- e. Councilwoman Diglio
- f. Town Manager Russo

**VII. ORDINANCES**

- a. 2<sup>nd</sup> Reading and Public Hearing  
Ordinance 2018-2

An Ordinance Amending Section 320-2.C and 320-33 of the Code of the Town of Newton, Zoning: Form-Based Code, to Allow Tattoo Parlors in Certain Districts

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

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)

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

**b. Introduction**

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

Ordinance 2018-5

An Ordinance of the Town of Newton Granting Municipal Consent to Pivotal Utility Holdings, Inc. d/b/a Elizabethtown Gas to Construct, Maintain and Operate Gas Lines for the Distribution of Natural and Mixed Gas

Ordinance 2018-6

Bond Ordinance Providing a Supplemental Appropriation of \$700,000 for the Construction of a New Firehouse #2 in and by the Town of Newton, in the County of Sussex, New Jersey, and Authorizing the Issuance of \$665,000 Bonds or Notes of the Town to Finance Part of the Cost Thereof

**VIII. OLD BUSINESS**

- a. Spring Street Parking Analysis – No Update

**IX. CONSENT AGENDA**

All items listed with an asterisk (\*) are considered to be routine and non-controversial by the Town Council and will be approved by one motion. There will be no separate discussion of these items unless a Council member so requests, in which case the item will be removed from the Consent Agenda and considered in its normal sequence on the Agenda.

- a. Resolution #50-2018\*

Approve Participation with the State of New Jersey in a Safe and Secure Communities Program Administered by the Division of Criminal Justice, Department of Law and Public Safety

- b. Resolution #51-2018\*

Resolution Recognizing Town Events and Town Endorsed Events

- c. Resolution #52-2018\*

Resolution of the Town of Newton, in the County of Sussex, New Jersey Making Application to the Local Finance Board Pursuant to N.J.S.A. 40A:2-26(e)

- d. Resolution #53-2018\*

Amend Agreement with John J. Scheri, PE, BCEE, ENV, SP of Mott MacDonald, LLC., Sewer Engineer for 2017

- e. Resolution #54-2018\* Resolution Determining the Form and Other Details of a General Obligation Bond of the Town of Newton, in the County of Sussex, New Jersey in an Amount not to Exceed \$839,000 and Providing for the Sale of Such Bond To the United States of America
- f. Resolution #55-2018\* Approving Revised Town of Newton Personnel Policies and Procedures Manual and Employee Handbook
- g. Resolution #56-2018\* Authorize the Award of a Required Disclosure Contract for MailFinance, Inc.
- h. Resolution #57-2018\* Rejection of Water Meter Supply Bid #1-2018
- i. Resolution #58-2018\* Approval of Schmidt's Wholesale, Inc., Water Meter Supply for Bid #1-2018
- j. Resolution #59-2018\* Resolution Conditionally Awarding Bid to Zitone Construction & Supply Co., Inc., for Firehouse #2 Renovations
- k. Resolution #60-2018\* Authorize Agreement with Passaic Valley Sewerage Commission for Disposal of Municipal Sludge
- l. Resolution #61-2018\* Authorize the Award of a Required Disclosure Contract for Access Control Technologies
- m. Resolution #62-2018\* Rescind 2017 Appropriation Reserve Transfer
- n. Resolution #63-2018\* Amendment to 2018 Temporary Operating Budget
- o. Resolution #65-2018\* Authorize Bills and Vouchers for Payment
- p. Resolution #66-2018\* Temporary Capital Budget Amendment
- q. Resolution #67-2018\* Refund of Redemption Monies to Outside Lien Holder for Block 22.01, Lot 23, also known as 64 Sussex Street
- r. Resolution #68-2018\* Refund of Redemption Monies to Outside Lien Holder for Block 22.01, Lot 23, also known as 36 Diller Avenue
- s. Resolution #69-2018\* Resolution of the Town of Newton, in the County of Sussex, New Jersey Designating 121 Water Street (Block 10.01, Lot 4) as a Non-Condemnation Area in Need of Redevelopment

**X. RESOLUTION**

- a. Resolution #64-2018 Resolution to Accept the Certified List of Qualifying 2017 Newton First Aid Squad LOSAP Participants

**XI. INTERMISSION**

**XII. DISCUSSION**

**XIII. OPEN TO THE PUBLIC**

**XIV. COUNCIL & MANAGER COMMENTS**

**XV. EXECUTIVE SESSION**

**XVI. ADJOURNMENT**

**TOWN OF NEWTON**

**ORDINANCE 2018-2**

**AN ORDINANCE AMENDING SECTIONS 320-2.C AND 320-33 OF THE CODE OF THE TOWN OF NEWTON, ZONING: FORM-BASED CODE, TO ALLOW TATTOO PARLORS IN CERTAIN DISTRICTS**

**WHEREAS**, the Town of Newton wishes to amend the Code of the Town of Newton to allow Tattoo Parlors in certain commercial retail districts within the Town;

**NOW, THEREFORE BE IT ORDAINED**, as follows:

**Section 1.** Newton Town Code Section 320-2.C, Permitted Uses Table- Transect Zones, shall be revised by the addition of a new number 66 under Commercial Retail Services. All entries after the new number 66 shall be renumbered beginning with new number 67, General and professional offices, and so on:

Use		T-1	T-2	T-3	T-4	T-5	T-6
66	Tattoo Parlor	NP	NP	NP	P	P	P

**Section 2.** Newton Town Code Section 320-2.C, Permitted Uses Table- Special Districts, shall be revised by the addition of a new number 63 under Commercial Retail Services. All entries after the new number 63 shall be renumbered beginning with new number 64, General and professional offices, and so on:

Use		SD-1	SD-2	SD-3	SD-4	SD-5	SD-6	SD-7	SD-8	SD-9
63	Tattoo Parlor	NP	NP	P	NP	NP	NP	NP	NP	P

**Section 3.** Newton Town Code Section 320-33, "Prohibited Uses", shall be revised by the deletion of sub-paragraph A, Tattoo parlors, and re-lettered as follows:

- A. Sexually oriented businesses...
- B. Pawn shops...
- C. Drug paraphernalia shops...
- D. Drug rehabilitation clinics...
- E. Boarding houses...
- F. Rooming houses...
- G. Junkyards...
- H. Self-storage facilities...
- I. Outdoor furnaces...

**Section 4. 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 5. 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 6. 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, January 22, 2018. It was adopted, after final reading and public hearing thereon, at a regular meeting of the Newton Governing Body conducted at 7:00pm on Monday, 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.

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Lorraine A. Read, RMC  
Municipal Clerk



## *Memorandum*

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**To:** Town Council  
**Cc:** Planning Board  
**FROM:** Kathy Citterbart, Planning Board Secretary  
**DATE:** February 23, 2018  
**RE:** **Ordinance 2018-2**

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At their regular meeting of the Newton Planning Board held on February 21, 2018, a motion was made and approved by the Planning Board finding that the Town Council's proposed Ordinance 2018-2, "An Ordinance to Amending Sections 320-2.C and 320-33 of the Code of the Town of Newton, Zoning: Form Based Code, to allow Tattoo Parlors in Certain Districts" is not inconsistent with the Town of Newton's Master Plan.

The Board recommends to the Council to eliminate the T-4 Zoning District from those districts where the use will be permitted and to only permit the use in the T-5, T-6, SD-3, SD-9 Zones.

# 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 was adopted, 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.

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Lorraine A. Read, RMC  
Municipal Clerk

# 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 26, 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.

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Lorraine A. Read, RMC  
Municipal Clerk

**EXHIBIT A**

**STATE OF NEW JERSEY  
COUNTY OF SUSSEX  
TOWN OF NEWTON**

**ORDINANCE NO. 2018-5**

**AN ORDINANCE OF THE TOWN OF NEWTON GRANTING MUNICIPAL CONSENT TO PIVOTAL UTILITY HOLDINGS, INC. d/b/a ELIZABETHTOWN GAS TO CONSTRUCT, MAINTAIN AND OPERATE GAS LINES FOR THE DISTRIBUTION OF NATURAL AND MIXED GAS**

**WHEREAS**, Pivotal Utility Holdings, Inc. doing business as Elizabethtown Gas, a Corporation of the State of New Jersey and a public utility subject to the jurisdiction of the New Jersey Board of Public Utilities, on January 24, 2018, filed a Petition with the Clerk of the Town of Newton seeking renewal of the Municipal Consent to construct, operate and maintain natural and mixed gas distribution lines for public and private consumption throughout the Town of Newton (the "Town"); and

**WHEREAS**, City Gas Company of Newton, a predecessor of Elizabethtown Gas was granted Municipal Consent to serve residents within the municipality and to construct, maintain, and operate a gas line for the distribution of natural and mixed gas in the Town, pursuant to an Ordinance adopted on September 2, 1946, and that Municipal Consent expired fifty (50) years thereafter; and

**WHEREAS**, representatives of the Petitioner appeared before the Mayor and Council to present their request for renewal of the Consent Ordinance within the Town; and

**WHEREAS**, the Petitioner has provided public notice of such Petition through publication in the official newspaper of the Town, and notices of such Petition have been posted pursuant to Statute; and

**WHEREAS**, the Town has determined that it is reasonable and necessary for Elizabethtown Gas, its successors and assigns, to continue to provide for construction, maintenance, and operation of a gas line for the distribution of natural and mixed gas in the entire Town; and

**WHEREAS**, the Town desires to extend the municipal consent to Pivotal Utility Holdings, Inc. d/b/a Elizabethtown Gas under the terms set forth in this Ordinance;

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

Section I. Grant of Municipal Consent.

The Mayor and Council of the Town of Newton hereby grant to Pivotal Utility Holdings, Inc. doing business as Elizabethtown Gas, a Corporation of the State of New Jersey (hereinafter "Elizabethtown") with principal offices located at 520 Green Lane, Union, New Jersey 07083, its successors and assigns, a nonexclusive consent, right and privilege for the use, without impairment of, or obstruction to the public use, of the public roads, streets, avenues, ways, and other public places of the Town to construct, lay, maintain, and operate for a period of fifty (50) years, the necessary mains, conductors, pipes and concomitant appurtenances for the purpose of furnishing, conveying, storing, supplying and distributing natural and mixed gas for heat, power, light and other purposes for public and private use and consumption, along, in, or under the following described service area: all the public roads, streets, avenues, highways, and public places within the Town as they now exist or may be hereinafter be laid out by the municipal authorities of the Town or dedicated to the Town.

Section II. Conditions on Grant of Municipal Consent.

The Municipal Consent granted herein is expressly conditioned upon the following:

- (a) the written acceptance of Elizabethtown of the terms and conditions of this municipal Consent Ordinance within thirty (30) days of its final adoption.
- (b) the New Jersey Board of Public Utilities (hereinafter "N.J.B.P.U.") approval of the Consent herein granted and the issuance of such other grants or approvals as determined by the N.J.B.P.U.
- (c) Elizabethtown shall satisfy all Statutory requirements regarding the proper organization and operation of a Public Utilities engaged in the distribution of natural and mixed gas, and shall remain subject to the jurisdiction of and comply with all Rules and Regulations of the United States Department of Transportation, Office of Pipeline Safety and the N.J.B.P.U. as well as the Ordinance of the Town.
- (d) Elizabethtown shall construct and continuously maintain and operate their distribution lines within the service area in a safe and efficient manner, and maintain such gas distribution lines in a state of good operation and repair and including all streets, roads, and public rights-of-way within the Town wherein its lines are located.
- (e) the construction, operation and maintenance of the gas distribution system within the rights-of-way of the Town shall in no way place any obligation, financial or otherwise, or any liability of any kind, upon the Town and no obligation is to attach for the construction, operation and maintenance of the said gas distribution system to the Town.

Section III. Construction; Installation; Restoration.

- A. Construction. In each and every case in which road openings or excavation of any nature are required or made for the purposes aforesaid, Elizabethtown shall restore, all such public and private lands or facilities to as good a condition as existed at the commencement of the said work or such better condition, at its sole cost and expense. All such openings and installation and maintenance shall be undertaken in strict compliance with the standards imposed by the N.J.B.P.U., any other regulatory agency, and all applicable Municipal Ordinances, with such work to be done in a careful, prudent and workmanlike manner, and within such time limitations as shall be best for the proper safeguard of the public.
- B. Relocation. If at any time during the period of this Municipal consent, the Town finds it necessary to alter or change the grade of any street, road or other public right-of-way or area, Elizabethtown shall, upon reasonable notice by the Town, remove and relocate its distribution line and pipes at the expense of Elizabethtown.
- C. Restoration. In the event that Elizabethtown shall refuse or neglect, after ten (10) days notice in writing by the representative of the Town, to restore any disturbed area at its cost and expense, and in compliance with all applicable Municipal Ordinances in effect at the time, to its pre-existing or better condition, any street, road, pavement, driveway or other improvements after having made an opening or excavation, the necessary work to accomplish such restoration may be done by the Town, and thereafter, Elizabethtown shall be liable for the actual and necessary costs thereof, and shall immediately pay such costs to the Town upon receiving notice thereof.

- D. Preconditions to Undertaking Construction. Elizabethtown shall give to the Town, through its duly designated representative, written notice of its intention to open or excavate any street or other public place in accordance with the Town Ordinance regulating the excavation and opening of streets, roads and highways, with the exception that such notice requirement shall be waived in the event of an emergent circumstance such that such emergency will affect public health or safety. As soon as practically possible after the occurrence of such emergent circumstance, Elizabethtown shall give prompt written notice to the Town of any emergency opening or excavation that Elizabethtown shall undertake.

Section IV. Indemnification, Performance Bond, Liability.

- A. Indemnification. Elizabethtown, its successors and assigns, by the acceptance of the grants, rights and privileges conferred by this ordinance, shall at all times and does hereby and will indemnify and hold harmless, the Town and all of its subsidiary agencies, officials and employees for any and all claims of whatsoever kind or nature arising from or relating to the construction, installation, maintenance, laying, repairing, inspecting, or altering of mains conductors, pipes and appurtenances thereto, and any other facilities, and including, but not by way of limitation, any damages, penalties, costs, attorney's fees and charges for personal injury, property damage or otherwise, based upon Elizabethtown's negligence or the negligence of its agents, servants, employees or independent contractors.
- B. Performance Bond. Prior to the commencement or any construction or installation under this Municipal Consent, Elizabethtown shall execute and deliver to the Clerk of the Town and subject to prior review and approval by the Town Attorney, a Bond in the amount of \$10,000.00 guaranteeing the faithful performance of all of its obligations and undertakings under this Ordinance, which Bond shall be enlarged or renewed from time to time as the Council may require.
- C. Liability Insurance. Elizabethtown agrees to maintain and keep in full force and effect, at its sole expense, and at all times during the terms and duration of this Municipal Consent, sufficient liability insurance naming the Town as an additional insured party, and insuring and indemnifying the Town against any loss by any such claim, suit, judgment, execution or as follows:
- (a) Elizabethtown shall carry Workman's Compensation Insurance with Statutory limits.
  - (b) Elizabethtown shall at all times, maintain a Comprehensive General Liability Insurance Policy with a single limit amount of \$1,000,000.00 covering liability for any death, personal injury, property damage or other liability arising out of its construction and operation of the gas distribution systems herein and in addition, an excess liability (or "umbrella") policy in the amount of \$3,000,000.00.
  - (c) Elizabethtown shall furnish to the Town a certified copy or Certificate of Insurance of each of the Policies as set forth herein.

Section V. Duration of Consent.

Term. The Municipal consent granted to Elizabethtown herein is for a period of fifty (50) years from the effective date of this Ordinance.

Section VI. Severability.

If the provision of any article, section, subsection, paragraph, subdivision or clause of this Ordinance shall be judged invalid by any Court or Competent jurisdiction, such Order or Judgment shall not effect or invalidate this remainder of any such article, section, subsection, paragraph or clause, and, to this end, the provisions of this Ordinance are hereby declared to be severable.

Section VII. Effective Date.

This Municipal Consent Ordinance shall become effective upon adoption and publication according to law, and only upon written acceptance of this Municipal Consent by Elizabethtown, which written consent shall be filed with the Clerk of the Municipality within thirty (30) days of the date after which Elizabethtown receives notice of the passage of this Ordinance.

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Wayne F. Levante, Mayor

ATTEST:

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Lorraine A. Read, Municipal Clerk

**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 26, 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, March 12, 2018 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 2018-6**

**BOND ORDINANCE PROVIDING A SUPPLEMENTAL APPROPRIATION OF \$700,000 FOR THE CONSTRUCTION OF NEW FIREHOUSE #2 IN AND BY THE TOWN OF NEWTON, IN THE COUNTY OF SUSSEX, NEW JERSEY, AND AUTHORIZING THE ISSUANCE OF \$665,000 BONDS OR NOTES OF THE TOWN TO FINANCE PART OF THE COST THEREOF**

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

**Section 1.** The improvement described in Section 3(a) of this bond ordinance has heretofore been authorized to be undertaken by the Town of Newton, in the County of Sussex, New Jersey (the "Town") as a general improvement. For the improvement or purpose described in Section 3(a), there is hereby appropriated the supplemental amount of \$700,000, such sum being in addition to the \$950,000 appropriated therefor by Section 3(b) of Bond Ordinance #2016-5 of the Town finally adopted June 13, 2016 and the \$855,000 appropriated therefor by Section 3(h) of Bond Ordinance #2017-9 of the Town finally adopted May 8, 2017, and including the sum of \$35,000 as the additional down payment required by the Local Bond Law. The additional down payment is now available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

**Section 2.** In order to finance the additional cost of the improvement or purpose not covered by application of the additional down payment, negotiable bonds are hereby authorized to be issued in the principal amount of \$665,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

**Section 3.** (a) The improvement heretofore authorized and the purpose for the financing of which the bonds are to be issued is the the construction of new Firehouse #2, as described in Section 3(b) of Bond Ordinance #2016-5 of the Town finally adopted June 13, 2016, as supplemented by Section 3(h) of Bond Ordinance #2017-9 of the Town finally

adopted May 8, 2017, including all work and materials necessary therefor and incidental thereto.

(b) The estimated maximum amount of bonds or bond anticipation notes to be issued for the improvement or purpose is \$2,379,750, including the \$902,500 authorized by Section 3(b) of Bond Ordinance #2016-5 of the Town finally adopted June 13, 2016, the \$812,250 authorized by Section 3(h) of Bond Ordinance #2017-9 of the Town finally adopted May 8, 2017 and the \$665,000 bonds or bond anticipation notes authorized herein.

(c) The estimated cost of the improvement or purpose is \$2,505,000, including the \$950,000 appropriated by Bond Ordinance #2016-5 of the Town finally adopted June 13, 2016, the \$855,000 appropriated by Bond Ordinance #2017-9 of the Town finally adopted May 8, 2017 and the \$700,000 appropriated herein.

**Section 4.** All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer; provided that no bond anticipation note shall mature later than one year from its date, unless such bond anticipation notes mature at such later date in accordance with applicable law. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the Chief Financial Officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law or other applicable law. The Chief Financial Officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the Governing Body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

**Section 5.** The Town hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Town is

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

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

(a) The improvement or purpose described in Section 3(a) of this bond ordinance is not a current expense. It is an improvement or purpose that the Town may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 40 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Town as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$665,000, and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$461,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement. Of this amount, \$190,000 was estimated for these items of expense in bond ordinance #2016-5 of the Town finally adopted June 13, 2016, \$171,000 was estimated for these items of expense in bond ordinance #2017-9 of the Town finally adopted May 8, 2017 and an additional \$100,000 is estimated therefor herein.

**Section 7.** The Town hereby makes the following covenants and declarations with respect to obligations determined to be issued by the Chief Financial Officer on a tax-exempt basis. The Town hereby covenants that it will comply with any conditions subsequent imposed by the Internal Revenue Code of 1986, as amended (the "Code"), in order to preserve the exemption from taxation of interest on the obligations, including, if necessary, the requirement

to rebate all net investment earnings on the gross proceeds above the yield on the obligations. The Chief Financial Officer is hereby authorized to act on behalf of the Town to deem the obligations authorized herein as bank qualified for the purposes of Section 265 of the Code, when appropriate. The Town hereby declares the intent of the Town to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3 of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of Treasury Regulations §1.150-2 or any successor provisions of federal income tax law.

**Section 8.** Any grant moneys received for the purpose described in Section 3 hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

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

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

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

**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 26, 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, March 12, 2018 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 #50-2018

February 26, 2018

**“Approve Participation with the State of New Jersey in a Safe and Secure Communities Program Administered by the Division of Criminal Justice, Department of Law and Public Safety”**

**WHEREAS**, the Town of Newton wishes to apply for funding in the amount of \$25,811 with a match of \$75,025.58 by the Town for an approximate project total cost of \$100,836.58 for a project under the New Jersey Safe and Secure Communities Program (Grant # P-7002-17) for the project duration of March 14, 2018 to March 13, 2019; and

**WHEREAS**, the Town Council of the Town of Newton has reviewed the application and has approved said request; and

**WHEREAS**, the project is a joint effort between the Department of Law and Public Safety and the Town of Newton for the purpose described in said application;

**NOW, THEREFORE BE IT RESOLVED**, by the Town Council of the Town of Newton that:

- 1) As a matter of public policy, the Town of Newton wishes to participate to the fullest extent possible with the Department of Law and Public Safety; and
- 2) The Attorney General will receive funds on behalf of the applicant; and
- 3) The Division of Criminal Justice shall be responsible for the receipt and review of the application for said funds; and
- 4) The Division of Criminal Justice shall initiate allocations to each applicant as authorized.

**BE IT FURTHER RESOLVED**, that the Town Manager of the Town of Newton is hereby authorized to accept and execute any and all documents necessary to effectuate the funding for the Safe and Secure Communities Program Grant No. 18-1915.

### **CERTIFICATION OF RECORDING OFFICER**

This is to certify that the foregoing Resolution is a true and correct copy of a resolution which was duly and regularly introduced and finally adopted at the meeting of the Town of Newton held on the 26<sup>th</sup> day of February, 2018 and duly recorded in my office; that all requirements of law pertaining to the conduct of said meeting and the passage of this resolution were observed; and what I am duly authorized to execute this certificate.

### **SEAL**

\_\_\_\_\_  
**Signature of Certifying Officer**

Lorraine A. Read  
\_\_\_\_\_  
**Name of Certifying Officer**

\_\_\_\_\_  
**Municipal Clerk, RMC**  
**Title**



**TOWN OF NEWTON  
RESOLUTION #51-2018**

**February 26, 2018**

**“Resolution Recognizing Town 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:

<b>Town Events</b>	<b>Town Endorsed Events</b>
Easter Egg Hunt	Saint Patrick's Day Parade
Events at Newton Town Pool	May the 4 <sup>th</sup> 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	Sidewalk Sales
Town-wide Garage Sale	
Neighbors Helping Neighbors	
Annual Christmas Tree Lighting	
Newton Recreation Department Events	
Newton Recreation Commission 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 of Newton or County of Sussex.
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, including, but not limited to, Chapter 307 regarding parking and traffic and Chapter 115 concerning fire prevention; and the event shall not interfere with or obstruct contiguous traffic, access to residences or businesses, or the movement of firefighting, first aid or other safety vehicles.
6. Each organization is required to inform the Newton Town Manager's Office in writing the date of an event at least sixty (60) 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. Escrow funds must be provided by the sponsoring organization to the Town of Newton twenty-one (21) calendar days prior to the date of the scheduled event. Any funds not utilized for the event shall be returned after the event within thirty (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.

#### **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 26, 2018.

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Lorraine A. Read, RMC  
Municipal Clerk



## TOWN OF NEWTON

### RESOLUTION #52-2018

February 26, 2018

**“Resolution of the Town of Newton, in the County of Sussex, New Jersey Making Application to the Local Finance Board Pursuant to N.J.S.A. 40A:2-26(e)”**

**WHEREAS**, the Town of Newton, in the County of Sussex, New Jersey (the “Town”) desires to make application to the Local Finance Board for its approval of a non-conforming maturity schedule in connection with a loan from the United States Department of Agriculture and Rural Development pursuant to the provisions of N.J.S.A. 40A:2-26(e); and

**WHEREAS**, the Town believes:

- (a) it is in the public interest to accomplish such purpose; and
- (b) the purpose or improvements are for the health, the welfare, the convenience or the betterment of the inhabitants of the Town; and
- (c) the amounts to be expended for the purpose or improvements are not unreasonable or exorbitant; and
- (d) the proposal is an efficient and feasible means of providing services for the needs of the inhabitants of the Town and will not create an undue financial burden to be placed upon the Town;

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

**Section 1.** The application to the Local Finance Board is hereby approved, and the Town’s Bond Counsel and Auditor, along with other representatives of the Town, are hereby authorized to prepare such application and to represent the Town in matters pertaining thereto.

**Section 2.** The Clerk of the Town is hereby directed to prepare and file a copy of the resolution authorizing the Bonds with the Local Finance Board as part of such application.

**Section 3.** The Local Finance Board is hereby respectfully requested to consider such application and to record its findings, recommendations and/or approvals as provided by the applicable New Jersey Statute.

Recorded Vote

AYE:

NO:

ABSTAIN:

ABSENT:

### 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 26, 2018.

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Lorraine A. Read, RMC  
Municipal Clerk



## TOWN OF NEWTON

### RESOLUTION #53-2018

February 26, 2018

**“Amend Agreement with John J. Scheri, PE, BCEE, ENV, SP, of Mott MacDonald, LLC., Sewer Engineer for 2017”**

**WHEREAS**, the Town of Newton requires the services of a qualified Sewer Engineer for certain specific matters under non-fair and open contracts pursuant to provisions of N.J.S.A. 19:44A-20; and

**WHEREAS**, the Town Council appointed John J. Scheri, PE, BCEE, ENV, SP, of Mott MacDonald, LLC., as Sewer Engineer for calendar year 2017 by the adoption of Resolution #259-2017 at their meeting on December 28, 2016; and

**WHEREAS**, said contract stipulated the amount expended during the term of the contract is not expected to exceed \$25,000.00; and

**WHEREAS**, by way of Resolution #185-2017, adopted on September 13, 2017, the contract amount for 2017 was increased to a new amount not to exceed \$40,000.00; and

**WHEREAS**, due to circumstances beyond the Town's control the costs of sewer engineering services exceed the \$40,000.00 allocated for the year 2017; and

**WHEREAS**, both parties have agreed to increase the amount of the original contract by \$7,000.00 to a new amount not to exceed \$47,000.00; and

**WHEREAS**, the Chief Financial Officer has certified that funds in the additional amount of \$7,000.00 are available in the 2017 Water Sewer Utility Budget – Other Expenses, Consultant Services, #6051216A;

**NOW, THEREFORE BE IT RESOLVED**, the Town Council of the Town of Newton authorizes the \$7,000.00 increase for the professional services agreement with Mott MacDonald related to the sewer engineering consulting services for the year 2017 for an amount not to exceed \$47,000.00; and

**BE IT FURTHER RESOLVED**, that a fully executed copy of said amended agreement be provided to John J. Scheri, PE, BCEE, ENV, SP, of Mott MacDonald, LLC., and filed in the Office of the Municipal Clerk.

### 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 26, 2018.

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Lorraine A. Read, RMC  
Municipal Clerk



## TOWN OF NEWTON

### RESOLUTION #54-2018

February 26, 2018

**“Resolution Determining the Form and Other Details of a General Obligation Bond of the Town of Newton, in the County of Sussex, New Jersey in an Amount not to Exceed \$839,000 and Providing for the Sale of Such Bond to the United States of America”**

**BE IT RESOLVED**, by the Town Council of the Town of Newton (not less than two-thirds of the full membership thereof concurring) as follows:

**Section 1.** Of the \$1,450,000 General Obligation Bonds authorized by the Town of Newton, in the County of Sussex, New Jersey (the "Town"), referred to and described in Bond Ordinance #2013-19 finally adopted by the Town Council on June 10, 2013 and entitled, "Bond Ordinance Providing for the Construction of a 20" HDPE Water Transmission Main across Fox Hollow Lake in and by the Town of Newton, in the County of Sussex, New Jersey, Appropriating \$839,000 Therefor and Authorizing the Issuance of \$839,000 Bonds or Notes of the Town for Financing the Cost Thereof," as supplemented by Bond Ordinance #2014-5 finally adopted by the Town Council on April 14, 2014 and entitled, "Bond Ordinance Providing a Supplemental Appropriation of \$300,000 for the Construction of a 20" HDPE Water Transmission Main Across Fox Hollow Lake in and by the Town of Newton, in the County of Sussex, New Jersey and Authorizing the Issuance of \$300,000 Bonds or Notes of the Town to Finance the Cost Thereof" and as further supplemented by Bond Ordinance #2017-14 finally adopted by the Town Council on August 14, 2017 and entitled, "Bond Ordinance Providing a Supplemental Appropriation of \$250,000 for the Construction of a 20" HDPE Water Transmission Main Across Fox Hollow Lake in and by the Town of Newton, in the County of Sussex, New Jersey and Authorizing the Issuance of \$250,000 Bonds or Notes of the Town to Finance the Cost Thereof," a General Obligation Bond shall be sold to the United States of America on the following terms:

Designation: General Obligation Bond,  
Date: A date (the "Closing Date") to be selected by the Chief Financial Officer of the Town and the United States of America,  
Interest Rate: Not to exceed three and twenty-five hundredths per centum (3.25%) per annum payable semiannually,  
Par Amount: To be established with USDARD in an amount not to exceed \$839,000 as set forth herein.

Principal and Interest Payments: An amount payable semiannually in relatively level amounts calculated at a rate not to exceed 3.25% per annum as determined by USDARD beginning the day of the month six months after the month the Bond is dated and terminating if not sooner paid, in the 40<sup>th</sup> year on the day and the month on which the Bond is dated except that the eightieth payment will be in an amount equal to the unpaid principal plus accrued interest thereon on the day and the month on which the Bond is dated.

Place of Payment: Office of the United States Department of Agriculture Rural Development, Mount Laurel, New Jersey.

**Section 2.** There shall be issued one Bond in the amount not to exceed \$839,000 or such additional bonds as may be required and the details concerning the payment of principal and interest on such Bond shall be specified in the form of the Bond, which shall be in substantially the following form with such changes as are necessary to evidence the par amount of the Bond and as USDARD may reasonably require, the exact amount of the loan depending on the evidence of the project payments provided to and confirmed by USDARD:

No. 2018-R1

\$839,000

UNITED STATES OF AMERICA  
STATE OF NEW JERSEY  
COUNTY OF SUSSEX

TOWN OF NEWTON

GENERAL OBLIGATION BOND

\*\*\*\*\*

TOWN OF NEWTON (the "Town"), a municipal corporation of the State of New Jersey, situate in the County of Sussex, hereby acknowledges itself indebted and for value received promises to pay to the United States of America, or its registered assigns, the principal sum of Eight Hundred Thirty-Nine Thousand Dollars (\$839,000) plus interest on the unpaid principal sum from the date of this Bond until it matures, unless sooner paid as herein provided, at the rate of \_\_\_\_\_ per centum (\_\_\_%) per annum. Such principal and interest shall be paid semiannually in the amount of \$\_\_\_\_\_ on the \_\_\_\_ day of each \_\_\_\_\_ and \_\_\_\_\_, commencing \_\_\_\_\_, 2018 and terminating on \_\_\_\_\_, 20\_\_ (except that the eightieth payment shall be in the amount equal to the unpaid principal plus accrued interest thereon), unless the principal amount of the Bond is sooner paid as provided herein.

Payments made on the indebtedness evidenced by this instrument, regardless of when made, shall be applied first to interest due through the date of payment and next to principal.

This Bond shall be subject to redemption without penalty at any time prior to maturity at the option of the Town by the payment of all of the unpaid principal then due plus interest due to the date of redemption.

Upon the surrender of this Bond and the written request of the registered holder thereof satisfactory to the Town, this Bond will be transferred to a new registered owner. No transfer of this bond shall be valid unless recorded on books of the Town kept for this purpose in the office of its Chief Financial Officer and noted on the back of this Bond.

This Bond is issued pursuant to the Local Bond Law of the State of New Jersey, bond ordinance #2013-19 of the Town finally adopted June 10, 2013, as supplemented by bond ordinance #2014-5 of the Town finally adopted April 14, 2014 and bond ordinance #2017-14 of the Town finally adopted August 14, 2017, authorizing

obligations in the aggregate principal amount of \$1,450,000, and a resolution of its governing body adopted February 26, 2018.

The full faith and credit of the Town are hereby irrevocably pledged for the punctual payment of the principal of and the interest on this bond according to its terms.

It is hereby certified and recited that all conditions, acts and things required by the Constitution or the statutes of the State of New Jersey to exist, to have happened or to have been performed precedent to or in the issuance of this bond exist, have happened and have been performed and that this bond, together with all other indebtedness of the Town, is within every debt and other limit prescribed by such Constitution or statutes.

IN WITNESS WHEREOF, the TOWN OF NEWTON has caused this bond to be executed in its name by the manual or facsimile signatures of its Mayor and its Chief Financial Officer, its corporate seal to be hereunto imprinted or affixed, this bond and the seal to be attested by its Town Clerk and this Bond to be dated the \_\_\_\_ day of \_\_\_\_\_, 2018.

[SEAL]

TOWN OF NEWTON

ATTEST:

By: \_\_\_\_\_  
Wayne F. Levante, Mayor

\_\_\_\_\_  
Lorraine A. Read, RMC  
Municipal Clerk

By: \_\_\_\_\_  
Dawn L. Babcock  
Chief Financial Officer

ASSIGNMENT

FOR VALUE RECEIVED \_\_\_\_\_ hereby assigns to

\_\_\_\_\_

(Please Print or Type Name and Address of Assignee)

the within Bond and irrevocably appoints \_\_\_\_\_, as Attorney, to transfer this Bond on the registration books of the Town, with full power of substitution and revocation.

NOTE: The signature of this assignment must correspond with the name as it appears on the face of the within note in every particular.

Dated: \_\_\_\_\_

Signature Guarantee:

\_\_\_\_\_

TRANSFER CERTIFICATE

It is hereby certified that upon the request of the registered owner the within Bond is transferred to and registered as to principal and interest as follows:

Date and Transfer  
and Registry

Name of New  
Registered Owner

Registered By

\_\_\_\_\_

\_\_\_\_\_

**Section 3.** The Bond shall be executed by the manual or facsimile signatures of the Mayor and the Chief Financial Officer under the official seal, affixed and attested by the Town Clerk. Such officials are authorized to execute such replacement bonds in registered or coupon form as may be necessary from time to time and are authorized to execute all certificates, agreements and other documents required by the United States of America in connection with such Bond.

**Section 4.** All other details or requirements of the Local Bond Law of New Jersey, including any changes in the terms of the Bond otherwise set forth herein, shall be determined by the Chief Financial Officer of the Town.

**Section 5.** This resolution shall take effect immediately.

AYES:

NAYES:

**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 26, 2018.

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Lorraine A. Read, RMC  
Municipal Clerk



## TOWN OF NEWTON

### RESOLUTION #55-2018

February 26, 2018

### “Approving Revised Town of Newton Personnel Policies and Procedures Manual and Employee Handbook”

**WHEREAS**, the Town of Newton has adopted a Personnel Policies and Procedures Manual and Employee Handbook (“Handbook”), which applies to all Town officials, appointees, employees, volunteers and independent contractors, providing guidelines covering public service by Town employees, and is not a contract; and

**WHEREAS**, the Town of Newton has completed a review of the Handbook and has determined that certain portions of the Handbook are in need of revision; and

**WHEREAS**, amendments and supplements to the Handbook become effective via resolution of the Town Council, per Ordinance 2013-34;

**NOW, THEREFORE BE IT RESOLVED** by the Town Council of the Town of Newton that the Handbook is hereby amended, as set forth in the copy of the Handbook dated February 2018 which is on file in the Municipal 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 26, 2018.

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Lorraine A. Read, RMC  
Municipal Clerk



## TOWN OF NEWTON

### RESOLUTION #56-2018

February 26, 2018

### “Authorize the Award of a Required Disclosure Contract for MailFinance, Inc.”

**WHEREAS**, the Town of Newton has a need to operate automated postage machinery for its daily operations for the Town of Newton through MailFinance, Inc., P.O. Box 123682, Dallas, TX 75312-3682, 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, Inc., 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**, MailFinance, Inc., is anticipated during the 2018 budget year to provide services which will exceed in the aggregate Pay-to-Play threshold of \$17,500.00; and

**WHEREAS**, MailFinance, Inc., has completed and submitted a Business Entity Disclosure Certification and Political Disclosure Contribution form, which certifies MailFinance, Inc., has not made any reportable contributions to a political or candidate committee in the Town of Newton in the previous one year, and the contract will prohibit MailFinance, 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 \$20,500.00 will be encumbered as follows:

<b>2018 Current Budget – Clerk OE – Postage</b>	<b>#1051251</b>	<b>\$13,300</b>
<b>2018 Current Budget – Bldg &amp; Grnds OE – Contractual</b>	<b>#1061217</b>	<b>\$ 2,200</b>
<b>2018 Water Sewer Utility Budget – Adm&amp;Fin OE -Postage</b>	<b>#6051251</b>	<b>\$ 5,000</b>

*“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 MailFinance, Inc., P.O. Box 123682, Dallas, TX 75312-3682 not to exceed \$20,500.00 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 in the Municipal 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 26, 2018.

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Lorraine A. Read, RMC  
Municipal Clerk



## TOWN OF NEWTON

### RESOLUTION #57-2018

February 26, 2018      “Rejection of Water Meter Supply Bid #1-2018”

**WHEREAS**, the Town received bids on January 10, 2018 at 11:30am, for Bid #1-2018 to wit; Water Meter Supply Services; and

**WHEREAS**, the Town duly advertised for bids and bids were opened on January 10, 2018 where the lowest apparent bidder, Core & Main, LP of Edison, New Jersey provided for a response that represented to be equal to or better than the specifications standard as solicited in the public bid; and

**WHEREAS**, the Town of Newton's Qualified Purchasing Agent, Sean P. Canning of the Canning Group, LLC forwarded the bid response of Core & Main, LP to the Town of Newton's Water Engineer, David B. Simmons, Jr., of Harold Pellow and Associates, for determination of responsiveness to the written bid specifications; and

**WHEREAS**, the professional determination of the Town of Newton's Water Engineer was that Core & Main's bid submittal was not to the level of responsiveness to the bid specification and did not attain the level of equal to or better than the standard as solicited in the public bid; and

**WHEREAS**, the New Jersey Local Publics Contract Law, 40A:11-13.2(e), allows for rejection of bids in such circumstances as being unresponsive to the bid specifications; N.J.S.A. 40A:11-1 et. Seq.;

**NOW THEREFORE BE IT RESOLVED**, by the Town Council of the Town of Newton, Sussex County, New Jersey that the recommendation of the Water Engineer and Qualified Purchasing Agent is hereby accepted, the bid provided under Bid #1-2018 by Core & Main of Edison, New Jersey is hereby rejected.

### 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 26, 2018.

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Lorraine A. Read, RMC  
Municipal Clerk



## HAROLD E. PELLOW & ASSOCIATES, INC.

CONSULTING ENGINEERS • PLANNERS • LAND SURVEYORS

Established 1969

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

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

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

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

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

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

February 20, 2018

VIA E-MAIL

**MEMORANDUM TO:** Mr. Ken Jaekel, Newton DPW Supervisor

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

**SUBJECT:** Bid #01-2018 – Water Meter Supply Bid  
Town of Newton, Sussex County  
HPA No. 94-057

Dear Mr. Jaekel:

Per your request, I reviewed the documentation submitted with the bid from Core & Main, LP, F.K.A. HD Supply Waterworks, Ltd., dated January 8, 2016, for the project captioned above.

For each bid item, the design requirement is listed and then the deviation from the Newton specification is shown in italics

A. **Items #A-1 – 5/8" x 3/4" and #A2-1 – 1" Water Meters**

1. **Sensus SRII Low Lead Meters**

- a. Main case bottom plates are available in cast iron, if frost protection is desired.

*Newton specifications call for cast iron bottom plates.*

- b. Meters and encoders are compatible with current Sensus AMR/AMI systems.

*Newton specifications call for being compatible with existing Badger reading equipment and software. No written confirmation or compatibility with specified Badger equipment provided.*

- c. No hydrostatic burst pressure data is provided.

*Newton specifications call for a hydrostatic burst pressure of 450 psi with a frost bottom.*

- d. Maximum pressure loss is as follows:

7.0 psi at 20 gpm for 5/8" meter.  
7.3 psi at 50 gpm for 1" meter.

*Newton specifications call for maximum pressure loss as follows:*

*5.7 psi at 20 gpm for 5/8" x 3/4" meter.  
6.5 psi at 50 gpm for 1" meter.*

B. **Items #A-3 – 1½" and #A4 – 2" Water Meters**

1. **Sensus 1½" and 2" OMNI R<sup>2</sup> Meter**

- a. Meters and encoders are compatible with current Sensus AMR/AMI systems.

*Newton specifications call for being compatible with existing Badger reading equipment and software. No written confirmation or compatibility with specified Badger equipment provided.*

- b. No hydrostatic burst pressure data is provided.

*Newton specifications call for a hydrostatic burst pressure of 600 psi.*

- c. No 1" NPT test plug port is shown in the outlet side of the meter.

*Newton specifications call for a 1" NPT test plug port to be available in the outlet side of the meter as an option.*

C. **Items #A-5 – 2", 3", 4", and 5" Bronze Plate Strainers**

*No separate data sheets provided on the individual bronze plate strainers.*

D. **Item #A-6 – 4" DN 100 MM Water Meter**

1. **Sensus OMNI Compound Water Meter**

- a. Normal operating range for 4" meter is 1.5 to 1,000 gpm.

*Newton specifications call for typical operating range of 0.75 to 1,000 gpm.*

- b. Maximum operating pressure is 200 psi.

*Newton specifications call for maximum operating pressure 300 psi.*

- c. Meters and encoders are compatible with current Sensus AMR/AMI systems.

*Newton specifications (for smaller meters) call for being compatible with existing Badger reading equipment and software. No written confirmation or compatibility with specified Badger equipment provided.*

E. **Item #A-7 – 6" Model FSAA-01 Water Meter**

1. **Sensus OMNI F<sup>2</sup> 6" Meter**

- a. Operating range is 3.0 to 2,000 gpm.

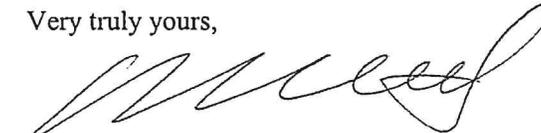
*Newton specification calls for typical operating range 4 – 2,500 gpm.*

- b. Meters and encoders are compatible with current Sensus AMR/AMI systems.

*Newton specifications (for smaller meters) call for being compatible with existing Badger reading equipment and software. No written confirmation on compatibility with specified Badger equipment provided.*

I note that each of the items bid either deviates slightly from the Town's specifications or information was not supplied.

Very truly yours,



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

DBS:mac  
K:\PROJECTS\MUNICIPAL\NEWTON\COUNCIL\94-057 - NEWTON WATER ENGINEERING\JAEKEL - WATER METER SUPPLY BID.DOC

cc: VIA E-MAIL  
Joe Carr, Newton Licensed Water & Sewer Operator  
Sean P. Canning, QPA



## TOWN OF NEWTON

### RESOLUTION #58-2018

February 26, 2018      **“Approval of Schmidt’s Wholesale, Inc., Water Meter Supply for Bid #1-2018”**

**WHEREAS**, there is a need for water meter supply in the Town of Newton; and

**WHEREAS**, the Town of Newton received bids for Water Meter Supply under Bid #1-2018 duly advertised and received in a public manner on January 10, 2018 at 11:30am; and

**WHEREAS**, Schmidt's Wholesale, Inc., of Monticello, N.Y. has provided for the lowest bid deemed responsive and responsible to the specifications and legal requirements as provided for within the bid document; and

**WHEREAS**, the Town of Newton's Qualified Purchasing Agent, Sean P. Canning of the Canning Group, LLC has concurred with the legality of the purchase in accord with the New Jersey Local Publics Contract Law (N.J.S..40A:11-1 et. seq.;

**WHEREAS**, subject to the Governing Body appropriating sufficient funds in the 2018 and 2019 Water/Sewer Utility Budget, the Chief Financial Officer will certify funds NOT TO EXCEED \$42,000.00 annually, 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 and 5.4. Funds are expected to be charged as follows:

2018 Water Sewer Utility Budget

Capital Outlay #6089296, Meter Repair/Maint #6066243,

Water Distribution-Main/Replace/Maint #6065238

*“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** by the Town Council of the Town of Newton, in the County of Sussex, NJ as follows:

Schmidt's Wholesale is authorized to enter into a two (2) year contract from the date of this authorization to provide for water meter supply services in accordance with the auspices as contractually set forth within Bid #1-2018.

### **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 26, 2018.

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Lorraine A. Read, RMC  
Municipal Clerk

# THE CANNING GROUP LLC

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*45 S. Park Pl 183  
Morristown, N.J. 07960  
973-706-7813*

February 20, 2018

Thomas J. Russo Jr. Town Manager  
Town of Newton  
39 Trinity St.  
Newton, N.J. 07860

**Re: Water Meter Bid 1-2018**

Dear Mr. Russo,

Bids for Water Meter Supply were opened at 11:30 am on January 10, 2018. The attached opinion from Harold Pellow and Associates is of the opinion that the supply firm, Core & Main has not attained the level of "equal to or better".

The result of that is the recommended rejection of the bid put forth by Core & Main and the recommendation to enter into a two (2) year supply contract with Schmidt's Wholesale. Further the law allows for a third-year extension at the end of the two (2) year contract process subject to a rise by the published index rate in year three.

Respectfully

Sean P. Canning, MPA, QPA  
Purchasing agent



## TOWN OF NEWTON

### RESOLUTION #59-2018

February 26, 2018

### “Resolution Conditionally Awarding Bid to Zitone Construction & Supply Co., Inc., for Firehouse #2 Renovations”

**WHEREAS**, the Town of Newton publicly accepted bids for the Firehouse #2 Renovations Project on February 15, 2018 at 2:00 p.m. as follows:

<u>Name and Address of Bidder</u>	<u>Base Bid</u>	<u>Total with Alternates</u>
Zitone Construction & Supply Co., Inc. P.O. Box 1829 Montague, NJ 07827	\$1,980,000	\$1,988,600
Wallkill Group, Inc. P.O. Box 213 McAfee, NJ	\$2,025,000	\$2,048,000
TomCo Construction, Inc. 22 Howard Blvd., Suite 204 Mt. Arlington, NJ 07856	\$1,989,000	\$1,999,000
M&M Construction 540 North Avenue Union, NJ 07083	\$2,273,000	\$2,286,500
Benard Associates, Inc. 321 Hamburg Turnpike Wayne, NJ 07470	\$2,298,000	\$2,314,000
Bismark Construction Corp. 207-209 Berkley Avenue Newark, NJ 07107	\$2,221,000	\$2,233,500
SLS Construction P.O. Box 1626 Clifton, NJ 07015	\$2,369,000	\$2,403,000
UniMak, LLC 82 Midland Avenue Saddle Brook, NJ 07663	\$2,042,000	\$2,067,000
DASKAL, LLC 164 Lincoln Place, Fl 2 Garfield, NJ 07026	\$2,131,000	\$2,181,500

**WHEREAS**, based on their review of the bid documents the Town's Consultant, Feitlowitz & Kosten Architects, the Town Attorney and Qualified Purchasing Agent recommend conditionally awarding the Firehouse #2 Renovation Project in the amount of \$1,988,600, for the base bid with alternates #1 and #2 to Zitone Construction & Supply Co., Inc.; and

**WHEREAS**, Sean P. Canning, the Town of Newton's Qualified Purchasing Agent, has concurred with the purchase in accordance with the New Jersey Local Public Contract Law (N.J.S..40A:11-1 et. Seq.; and

**WHEREAS**, this contract award is conditioned upon the Town encumbering and budgeting funding for 100% of the project cost and the Town's Chief Financial Officer providing a certification of available funds. In order to fund the project the Town of Newton will be introducing a bond ordinance in order to encumber the additional funds required for the project. Upon the bond ordinance becoming effective the Chief Financial Officer will provide a certification of available funds in the amount of \$1,988,600;

**NOW, THEREFORE BE IT RESOLVED**, by the Town Council of the Town of Newton that the contract for Firehouse #2 renovation project is conditionally awarded to Zitone Construction & Supply Co., Inc. in the amount of \$1,988,600. This contract award is specifically conditioned upon the Town taking all steps required to encumber the requisite funds to pay for the contract and in the event funding is not encumbered or approved for any reason by May 31, 2018, this Resolution and the contract shall be void and of no effect. A copy of this Resolution and the proposed Contract, containing the funding condition is to be forwarded to Zitone Construction & Supply Co., Inc. for execution.

#### **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 26, 2018.

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Lorraine A. Read, RMC  
Municipal Clerk



## TOWN OF NEWTON

### RESOLUTION #60-2018

February 26, 2018

### “Authorize Agreement with Passaic Valley Sewerage Commission for Disposal of Municipal Sludge”

**WHEREAS**, the Town of Newton is required to dispose of sludge from its Waste Water Treatment Plant; and

**WHEREAS**, the Town of Newton has utilized the Passaic Valley Sewerage Commission (PVSC) for disposal of the Town of Newton’s sludge pursuant to written 2001 contract since 2001; and

**WHEREAS**, PVSC has proposed a new written agreement to the Town of Newton for the disposal of sludge, the terms of which agreement include, but are not limited to a term of five years and a basic cost of \$42.00 per 1,000 gallons; and

**WHEREAS**, the Town of Newton, through its qualified purchasing agent, has investigated all available and economically feasible opportunities for the proper disposal of sludge from the Town of Newton and has concluded that the PVSC is the most economical and comprehensive service available to the Town of Newton; and advised the Town accordingly; and

**WHEREAS**, subject to the Governing Body appropriating sufficient funds in the 2018, 2019, 2020, 2021, and 2022 Water Sewer Utility Budgets, the Chief Financial Officer has certified funds are available as follows:

W/S Utility – Sewer Plant, OE –Digester Operation #6077221 @\$42.00 per thousand gallons  
Estimate \$82,000

**NOW, THEREFORE, BE IT RESOLVED** by the Town Council of the Town of Newton, that it hereby authorizes the Mayor, Town Manager, and Municipal Clerk to execute an agreement with Passaic Valley Sewerage Commission for a five year contract for the disposal of sludge in a form substantially similar to that set forth in Schedule A. attached; and

**BE IT FURTHER RESOLVED** that a certified copy of the resolution accompany the agreement with the Passaic Valley Sewerage Commission.

### 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 26, 2018.

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Lorraine A. Read, RMC  
Municipal Clerk



Thomas J. Kosten, A.I.A.  
Michael R. Bieri, A.I.A.

A PROFESSIONAL ASSOCIATION

Architecture • Interior Design  
Planning • Project Management

February 16, 2018

**Mr. Thomas S. Russo, Jr.**  
Newton Town Manager  
**Town of Newton**  
39 Trinity Street  
Newton, New Jersey 07860

Via E-Mail

**Project: Town of Newton – Firehouse #2 (Re-Bid)**  
**FKA Project # 1628**

**RE: Contract Bid Results and Recommendation**

Dear Mr. Russo:

On February 15, 2018, FKA Architects was present at the bid opening for the **New Firehouse No. 2**. The Budget Estimate was approximately \$2,400,000. Nine (9) bidders submitted bids on this project, ranging from \$1,988,600 to \$2,403,000 (including two alternates) and we have attached a Bid Tabulation showing the results of the bids.

**Zitone Construction** was the apparent low bidder, who submitted a base bid in the amount of **\$1980,000**, and with the two alternates, their total bid was **\$1,988,600**. Add Alternate #1 was to install solid plastic countertops instead of plastic laminate countertops, for more durability. Add Alternate #2 was to install Polished masonry block, instead of the base ground block, which will make the block color and finish brighter. It is FKA's recommendation that both Add Alternates should be awarded with the Base Bid.

We have reviewed their bid, and their paperwork appears to be in order. Therefore, we would have no objection to the Council awarding the contract for the new Firehouse #2, to **Zitone Construction** in the amount of **\$1,988,600**.

The Township Attorney should conduct a final review and provide a recommendation of the bids results as well. If you have any questions, or need any additional information, please do not hesitate to call.

Sincerely,  
**Feitlowitz & Kosten Architects**

A handwritten signature in black ink, appearing to read 'Thomas Kosten', written over a horizontal line.

**Thomas Kosten, AIA, FMP, LEED AP**  
President

Enclosure: Bid Tabulation Sheet  
Bid Checklist

**FIREHOUSE NO. 2 (Re-Bid)**

Newton, NJ

February 15, 2018

2:00 PM



**Bid Tabulation**

FKA Project No. 1628

Contractor:		BASE BID:	Alternate #1	Alternate #2
			Countertops	Polished CMU
1	Zitone Construction	\$ 1,980,000	\$ 6,000	\$ 2,600
2	Walkill Group, Inc.	\$ 2,025,000	\$ 7,000	\$ 16,000
3	Tomco Construction	\$ 1,989,000	\$ 7,500	\$ 2,500
4	M & M Construction	\$ 2,273,000	\$ 12,000	\$ 1,500
5	Benard Associates, Inc.	\$ 2,298,000	\$ 9,000	\$ 7,000
6	Bismark Construction	\$ 2,221,000	\$ 7,000	\$ 5,500
7	SLS Construction	\$ 2,369,000	\$ 7,000	\$ 27,000
8	UniMak, LLC	\$ 2,042,000	\$ 6,000	\$ 19,000
9	Daskal, LLC	\$ 2,131,000	\$ 29,000	\$ 21,500
10				
11				
12				
13				
14				
15				



## TOWN OF NEWTON

### RESOLUTION #61-2018

February 26, 2018

### “Authorize the Award of a Required Disclosure Contract for Access Control Technologies”

**WHEREAS**, the Town of Newton has a need to maintain and upgrade access and security systems through Access Control Technologies, 429 Getty Avenue, Clifton, N.J. 07011, 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**, Access Control Technologies Inc., has submitted a proposal October 23, 2017 indicating they will provide the services for \$19,210.00, in addition to support per hour rates outside of scope of proposal exceeding in aggregate the pay-to-play threshold of \$17,500.00; and

**WHEREAS**, Access Control Technologies Inc., has completed and submitted a Business Entity Disclosure Certification and Political Disclosure Contribution form, which certifies that Access Control Technologies 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 Access Control Technologies 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 \$21,000.00 will be encumbered as follows:

#### **2018 Cencom OE - Contractual #1074317**

*“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 Access Control Technologies 429 Getty Avenue, Clifton, N.J. 07011, not to exceed \$21,000.00 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 26, 2018.

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Lorraine A. Read, RMC  
Municipal Clerk



## TOWN OF NEWTON

### RESOLUTION #62-2018

February 26, 2018      “Rescind 2017 Appropriation Reserve Transfer”

**BE IT RESOLVED** by the Town Council of the Town of Newton that the following 2017 appropriation reserve transfer requested per Resolution #48 -2018 on February 12, 2018 was not made and is hereby rescinded. Pursuant to N.J.S.A. 40A:4-45.38 there is a Limitation on Transfer of Funds from outside the CAP line items to inside the CAP line items.

<u>From</u>	<u>To</u>	<u>Amount</u>
<b><u>CURRENT</u></b>		
Rescind the below 2/12/18 Appropriation Reserve Transfer:		
Stormwater OE 1082226A	Vehicle Maint. OE 1083300A	\$3,000.00

### CERTIFICATION

**THIS IS TO CERTIFY** that the above is a true copy of a Resolution adopted by the Town Council of the Town of Newton at a regular meeting of said Governing Body conducted on Monday, February 26, 2018.

---

Lorraine A. Read, RMC  
Municipal Clerk



**TOWN OF NEWTON**

**RESOLUTION #63-2018**

**February 26, 2018      "Amendment to 2018 Temporary Operating Budget"**

**WHEREAS**, the Town Council of the Town of Newton adopted the 2018 Temporary Operating Budget and Temporary Water and Sewer Utility Budget by Resolution #1-2018 dated January 8, 2018; and

**WHEREAS**, N.J.S.A. 40A:4-20 provides the Governing Body, by resolution, adopted by a 2/3 vote of the full membership, may make amendments to temporary budgets in an amount not to exceed one-twelfth (1/12) of the preceding year's Budget and that a copy of this resolution be filed with the Director of Local Government Services;

**NOW, THEREFORE BE IT RESOLVED**, by the Town Council of the Town of Newton that the 2018 Temporary Operating Budget be hereby amended as follows:

**TOWN OF NEWTON  
2018 TEMPORARY BUDGET AMENDMENT**

<u>Current Account</u>	<u>Account No.</u>	<u>Amt of Amendment</u>
Occupational Health OE	1085200	2,000
PERS	1098296	235,644
PFRS	1098297	<u>610,653</u>
<b>Total Current Temp Amendment</b>		<b>\$848,297</b>
<b>Pub&amp;Priv Revenue &amp; Offset Appropriation:</b>		
Police Safety Outerware Grant	1094873	4,567.93

<b>CURRENT</b>	<b>2017 TOWN OF NEWTON BUDGET</b>
\$12,535,000	Total 2017 General Appropriations
2,168,430	Less: Debt Service
<u>187,000</u>	Capital Improvements
\$10,179,570	Total Amount to calculate upon
<u>    x 1/12</u>	Allowable 2018 Temporary Budget Amendment
<b>\$848,297</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, February 26, 2018.

\_\_\_\_\_  
Lorraine A. Read, RMC  
Municipal Clerk



## TOWN OF NEWTON

### RESOLUTION #64-2018

February 26, 2018

### “Resolution to Accept the Certified List of Qualifying 2017 Newton First Aid Squad LOSAP Participants”

**WHEREAS**, the Length of Service Awards Program (LOSAP) for the Newton Volunteer First Aid Squad was approved by the Mayor and Council through the passage of Ordinance #2013-3 on February 11, 2013, and approved by Newton voters as a public question in the General Election on November 5, 2013; and

**WHEREAS**, Resolution 196-2014 and Resolution 198-2014 were adopted October 27, 2014 establishing the LOSAP for the Newton First Aid Squad and awarding the contract to Lincoln Financial Advisors; and

**WHEREAS**, the Newton Volunteer First Aid Squad has certified a list of members who are eligible, in accordance with guidelines outlined in Ordinance 2013-3, 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 First Aid Squad is 24, for a total contribution of \$18,227.50; and

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

**NOW, THEREFORE, BE IT RESOLVED**, the Mayor and Council do hereby accept the certified list from the Newton First Aid Squad dated February 12, 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 26, 2018.

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Lorraine A. Read, RMC  
Municipal Clerk

TOWN OF NEWTON - LOSAP  
EMS

2/12/18

Last	First	MI	2017
BROOKS	SABRINA		115.00
CARD	JEAN		575.00
CICCIA	APRIL		1,150.00
CHAVARRIA	JOSEPH		862.50
CORLEY	DEBORAH		1,150.00
COUCE	JOHN PAUL		1,150.00
COUCE	JOSHUA		287.50
COUCE	JONATHAN	P	575.00
DIGLIO	SANDRA	L	1,150.00
HENNIGGAN	LAUREN		1,150.00
HRUSKA	LUCAS		862.50
HUGHES	ALEX		115.00
MURESAN	ROBERTA		115.00
NANNERY	NICK		1,150.00
NANNERY	WILLIA M		1,150.00
POSEY	BRANDON	W	1,150.00
POSEY	GARY		1,150.00
PRICE	JOSHUA	R	1,150.00
RAZZANO	ANTHONY		115.00
SAPUNARICH	SEANA		575.00
SURIANO	DAVID		115.00
TENIS	WAYNE	P	1,150.00
URENA	JOSEPH		115.00
WILSON	KYLE		1,150.00
			<b>18,227.50</b>



## TOWN OF NEWTON

### RESOLUTION #65-2018

February 26, 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 26, 2018.

---

Lorraine A. Read, RMC  
Municipal Clerk

**TOWN OF NEWTON TEMPORARY CAPITAL BUDGET AMENDMENT**

**RESOLUTION # 66-2018**

**Whereas**, the local capital budget for the year 2018 has not been introduced, however the Town is using \$35,000 of Capital Improvement Funding from the Temporary 2018 Current Budget as a source of the required 5% down payment; and

**Whereas**, it is desired to adopt a temporary capital budget which amends the adopted capital budget section of a prior year;

**Now, Therefore Be It Resolved**, by a majority of the full membership of the Governing Body of the Town of Newton, County of Sussex, New Jersey, that the following capital budget amendment of 2018 be made:

RECORDED VOTE:	AYES	(	NAYS	(
		(		(
(Insert last name)		(		(
		(		(
ABSTAIN		(		(
ABSENT		(		(

Project Title	Project Number	Cost Estimate as Adopted	Cost Estimate as Amended	Funding as Amended			
				Capital Improvement Fund	Prior Year Reserves	Grants in Aid	Debt Authorized
<b>General Capital</b>							
Construction of New Firehouse #2	#2018-1	\$700,000.00		\$35,000.00			\$665,000.00
<b>Total - All Projects</b>		<b>\$700,000.00</b>		<b>\$35,000.00</b>			<b>\$665,000.00</b>

**Be It Further Resolved**, that one certified copy of this resolution be filed forthwith in the Office of the Director of Local Government Services, and one copy be forwarded to the Town Auditor and filed with the Chief Financial Officer.

It is hereby certified that this is a true copy of a resolution adopted by the Governing Body on the 26th day of February 2018.

\_\_\_\_\_ Date

\_\_\_\_\_ Lorraine A. Read, RMC  
Municipal Clerk



## TOWN OF NEWTON

### RESOLUTION #67-2018

February 26, 2018

**“Refund of Redemption Monies to Outside Lien Holder for Block 22.01, Lot 23, also known as 64 Sussex Street”**

**WHEREAS**, at the Municipal Tax Sale, held on October 29, 2015, a lien was sold on Block 22.01, Lot 23, also known as 64 Sussex Street for 2014 delinquent taxes; and

**WHEREAS**, this lien, known as Tax Sale Certificate #2015-015 was sold to MTAG as Cust/Alternat Funding II, LLC for an 18% redemption fee; and

**WHEREAS**, the owner, Gary and Tracy Drake, have effected the redemption of Certificate #2015-015 in the amount of \$17,809.64;

**NOW, THEREFORE BE IT RESOLVED**, by the Town Council of the Town of Newton that this Governing Body acknowledges MTAG as Cust/Alternat Funding II, LLC is entitled to a redemption in the amount of \$17,809.64; and

**BE IT FURTHER RESOLVED**, that the Town Council of the Town of Newton approves and acknowledges the Tax Collector will issue a check in the amount of \$17,809.64 for the redemption of Certificate #2015-015 to MTAG as Cust/Alternat Funding II, LLC, New Orleans, LA.

### 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 26, 2018.

---

Lorraine A. Read, RMC  
Municipal Clerk



## TOWN OF NEWTON

### RESOLUTION #68-2018

February 26, 2018      “Refund of Redemption Monies to Outside Lien Holder for Block 18.02, Lot 7, also known as 36 Diller Ave.”

**WHEREAS**, at the Municipal Tax Sale, held on October 20, 2017, a lien was sold on Block 18.02, Lot 7, also known as 36 Diller Avenue for 2016 delinquent utilities; and

**WHEREAS**, this lien, known as Tax Sale Certificate #2017-007 was sold to US BANK CUST PC 7 FIRSTRUST BANK for an 0% redemption fee and a \$1,000.00 premium; and

**WHEREAS**, on behalf of the owners, Ocwen Financial Corp. has effected the redemption of Certificate #2017-007 in the amount of \$513.80;

**NOW, THEREFORE BE IT RESOLVED**, by the Town Council of the Town of Newton that this Governing Body acknowledges US BANK CUST PC 7 FIRSTRUST BANK is entitled to a redemption in the amount of \$513.80 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 approves and acknowledges the Tax Collector will issue a check in the amount of \$513.80 for the redemption and a check in the amount of \$1,000.00 for the return of the premium for Certificate #2017-007 to US BANK CUST PC 7 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 26, 2018.

---

Lorraine A. Read, RMC  
Municipal Clerk



**TOWN OF NEWTON**  
**RESOLUTION #69-2018**

**February 26, 2018**

**“Resolution of the Town of Newton, in the County of Sussex, New Jersey Designating 121 Water Street (Block 10.01, Lot 4) as a Non-Condemnation Area in Need of Redevelopment”**

**WHEREAS**, the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 *et seq.*, (the “Redevelopment Law”) authorizes municipalities to determine whether certain parcels of land within the municipality constitute an “Area in Need of Redevelopment”, as defined in the Redevelopment Law; and

**WHEREAS**, the Town Council of the Town of Newton directed the Planning Board by Resolution #263-2017 to examine whether Block 10.01, Lot 4 (commonly known as 121 Water Street, the “Study Area”), should be designated a Non-Condemnation Area in Need of Redevelopment pursuant to the Redevelopment Law; and

**WHEREAS**, J. Caldwell and Associates, LLC (the “Planning Consultant”) prepared a preliminary investigation report of the above-referenced Study Area in accordance with the Redevelopment Law, entitled “Area in Need of Redevelopment Study for Block 10.01, Lot 4 – 121 Water Street” (the “Study”, a copy of which is attached hereto as Exhibit A); and

**WHEREAS**, the Study concluded that the Study Area qualifies as a non-condemnation area in need of redevelopment pursuant to the Redevelopment Law, for the reasons set forth in the Study; and

**WHEREAS**, on January 31, 2018 notice of the Planning Board hearing was sent to the property owner of the Study Area and on February 2, 2018 and February 9, 2018, notice of the Planning Board hearing was published in the New Jersey Herald; and

**WHEREAS**, pursuant to the Redevelopment Law, the Planning Board caused a duly noticed public hearing to be held concerning the Study on February 21, 2018, giving all persons who are interested in or would be affected by a determination that the Study Area is a Non-Condemnation Area in Need of Redevelopment the opportunity to be heard; and

**WHEREAS**, at said public hearing, the Board considered the Study, heard the comments of the Planning Consultant, opened the meeting for public comment, and deliberated on the matter using the criteria set forth in the Redevelopment Law; and

**WHEREAS**, on February 21, 2018, the Planning Board adopted a resolution (a copy of which is attached hereto as Exhibit B) accepting and adopting the recommendations contained in the Study, and recommending that the Study Area be declared a non-condemnation area in need of redevelopment for the reasons set forth therein; and

**WHEREAS**, after careful consideration of the Study, the Planning Board resolution, and all of the relevant facts and circumstances concerning this matter;

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

**Section 1. Designation of the Redevelopment Area.** Based on substantial evidence and the recommendation of the Planning Board, the Town Council hereby designates Block 10.01, Lot 4 as a Non-Condemnation Area in Need of Redevelopment.

**Section 2. Transmittal of Resolution to Commissioner of Community Affairs.** The Town Council hereby directs the Town Clerk to transmit a certified copy of this resolution forthwith to the Commissioner of the Department of Community Affairs for review.

**Section 3. Transmittal of Resolution to Property Owner.** The Town Council hereby directs the Town Clerk to transmit a certified copy of this resolution within 10 days of the adoption of this Resolution to the property owner of the Study Area.

**Section 4. Effective Date.** This resolution shall take effect in accordance with law.

#### **CERTIFICATION**

**THIS IS TO CERTIFY** that the above is a true copy of a Resolution adopted by the Town Council of the Town of Newton at the regular meeting of said Governing Body conducted on Monday, February 26, 2018.

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Lorraine A. Read, RMC  
Municipal Clerk

**Exhibit A**

**Study**

**Exhibit B**

**Planning Board Resolution**

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

Check#	Vendor	Description	Payment	Check Total
39560	1846 - ADVANCE AUTO PARTS	PO 51842 BLANKET: AUTO PARTS	37.98	37.98
39561	89 - AIRMARK POOLS, INC.	PO 51558 CLOSE & SHOCK POOL	1,129.94	1,129.94
39562	3615 - ANN ROSELLEN	PO 52020 COURT COVERAGE 1/4 & 1/9	250.00	250.00
39563	4007 - APMM	PO 51883 APMM/NJMMA Joint Annual Conference	270.00	270.00
39564	3861 - ARF RENTAL SERVICES, INC.	PO 51722 BLANKET: PORT A JOHN @ \$48 \$5,000	95.76	95.76
39565	2757 - ATLANTIC TACTICAL INC.	PO 51810 COURT ATTENDANT CLOTHING	247.44	247.44
39566	3355 - BRAEN STONE SPARTA	PO 51864 3/4" STONE cust #2860	473.47	473.47
39567	163 - CENTURYLINK COMMUNICATIONS, INC.	PO 51990 BLANKET: LONG DISTANCE (Jan-Dec) \$2	261.96	261.96
39568	163 - CENTURYLINK COMMUNICATIONS, INC.	PO 52008 LOCAL PHONE SVC FEB	3,621.63	3,621.63
39569	2843 - CHELBUS CLEANING CO., INC.	PO 51919 CLEAN TOWN BLDGS1/23/18-12/31/18	2,511.35	2,511.35
39570	2386 - DOMINICK'S PIZZA LLC	PO 51937 Budget Hearing Food	52.10	52.10
39571	3336 - E-Z FACILITY, INC.	PO 51765 2017 POOL SOFTWARE presume 4/17-3/1	200.00	200.00
39572	3996 - EMERGENCY MANAGER PROJECT, LLC.	PO 51666 EMG MANGER COURSE D FINKLE	500.00	500.00
39573	373 - GALLS, LLC	PO 51787 GUN LOCK TIMER	42.19	42.19
39574	4010 - GAVAN, GLENN	PO 51976 JUDGE COURT COVERAGE NOV/DEC	1,750.00	1,750.00
39575	3703 - GRUBER, COLABELLA & LIUZZA	PO 51756 2018 PUBLIC DEFENDER-AGATINO (\$13,5	1,233.42	1,233.42
39576	3032 - HARTER EQUIPMENT INC.	PO 51882 MINI EXCAVATOR PARTS	123.00	123.00
39577	3804 - HAYDEE BALLESTER	PO 51751 BLANKET: TRANSLATION \$165 @	165.00	165.00
39578	1866 - HOME DEPOT, INC.	PO 51878 BLANKET: CENCOM SUPP'S	37.55	37.55
39579	3235 - J. CALDWELL & ASSOCIATES, LLC.	PO 51897 COUNCIL BUSINESS DEC	708.00	708.00
39580	113 - JCP&L	PO 51984 JAN STREET LIGHTING	7,221.08	
		PO 52004 JAN ELECTRIC	5,414.64	12,635.72
39581	2618 - JMC ENVIRONMENTAL CONSULTANTS, INC.	PO 51304 CAF: R#207-2017 Req.Disclosure envi	157.50	157.50
39582	4006 - KALAHARI RESORTS LLC	PO 51877 NJMMA Conf Reservation #RKP34E2D M	316.10	316.10
39583	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
39584	3940 - KLIPPEL, JO ANN	PO 51995 COURT COVERAGE 1/23	125.00	125.00
39585	2532 - LADDEY, CLARK & RYAN, LLP	PO 51553 School Litigation Resolution #231-2	144.00	
		PO 51755 2018 PROSECUTOR McMeen (\$31,000/12=	2,583.33	
		PO 51972 DEC LEGAL	3,280.00	
		PO 51993 MID AMERICAN SALT JAN	832.00	
		PO 51994 BANKRUPTCY JAN	378.10	
		PO 51992 JAN LEGAL	2,288.00	9,505.43
39586	206 - LOCK & KEY WORLD	PO 51875 KEYS CUT/Build Main Rpr	1,330.00	1,330.00
39587	409 - MINISINK PRESS INC	PO 51886 BUSINESS CARDS	60.00	60.00
39588	2840 - 284 AGGREGATES, LLC.	PO 51705 GRIT Snow	587.80	587.80
39589	2840 - 284 AGGREGATES, LLC.	PO 51849 GRIT Snow (est)	1,576.42	1,576.42
39590	2452 - MUNICIPAL GRAPHICS INC	PO 51826 GRAPHICS FOR NEW PATROL CRUISER	624.32	624.32
39591	116 - NEW JERSEY HERALD, INC.	PO 51930 NJH Ads	29.40	
		PO 51928 NJH Ads	15.30	44.70
39592	2667 - NJAPZA	PO 51786 NJAPZA MEMBERSHIP- 2018	100.00	100.00
39593	1762 - NJSACOP	PO 51927 2018 CHIEF'S MEMBERSHIP	275.00	275.00
39594	106 - ELIZABETHTOWN GAS	PO 51999 NAT GAS USAGE -JAN	7,114.94	7,114.94
39595	1416 - PETRO-MECHANICS, INC.	PO 51860 GAS PUMP HANDLE RPR	160.00	160.00
39596	2450 - PINNACLE WIRELESS FBO UNITEK GLOBAL	PO 51762 MAINT. AGREEMENT ACCT #3094	3,864.00	3,864.00
39597	39 - QUILL CORPORATION	PO 51729 BLANKET: POLICE/CENCOM OFFICE SUPPL	676.30	676.30
39598	3731 - READY REFRESH BY NESTLE	PO 51723 BLANKET: 2018 WATER DELV \$1,500 ANN	93.57	93.57
39599	3679 - REISINGER OXYGEN SERVICE, INC.	PO 51768 BLANKET: OXYGEN POLICE CUST #05587	47.18	47.18
39600	951 - SERVICE ELECTRIC CABLE TV, INC.	PO 51991 BLANKET: DIGITAL CONVERTERS & DTA'	90.93	90.93
39601	3134 - SHOP RITE, INC.	PO 51910 2/2 FOOD EMP PARTY #70600253	23.46	23.46
39602	3993 - SLOAN, JAMES P.	PO 51748 2018 JUDGE (\$35,000/12=\$2916.67) G	3,214.17	3,214.17
39603	3117 - SOME'S WORLD WIDE UNIFORMS, INC.	PO 51862 OUTER CARRIER (A. KEILING) CUST #1	145.00	145.00
39604	2257 - STAPLES BUSINESS ADVANTAGE, INC.	PO 51740 BLANKET: POLICE/CENCOM OFFICE SUPPL	86.97	
		PO 51933 TAX/W-S OFFICE SUPPLIES	65.03	152.00
39605	1215 - SUSSEX & WARREN TAX COLL	PO 51909 2/23 QTRLY MEETING	78.00	78.00
39606	102 - SUSSEX CAR WASH INC	PO 51789 BLANKET: POLICE CAR WASHES	238.00	238.00
39607	4005 - SUSSEX EXTERMINATING CO., INC.	PO 51850 EXTERMINATE BUGS	110.00	110.00
39608	371 - T.A. MOUNTFORD COMPANY, INC.	PO 51846 GRND FLR COPIER CONTRACT (3/15/18-3	540.00	
		PO 51848 POLICE COPIER CONTRACT (1/15/18-1/1	700.00	
		PO 51853 STAPLES 2ND FLR COPIER	79.00	1,319.00
39609	1751 - TERESA ANN OSWIN	PO 51309 Mileage to Purchasing I Class in Wy	335.72	335.72
39610	217 - TIMMERMAN COMPANY, INC.	PO 51816 SWEEPER BLOWER ACCT #NEWTON	474.51	474.51
39611	3398 - TOYOTA/SUBARU/SCION OF MORRISTOWN I	PO 51707 BLANKET: ROUTINE MAINT 2013 CAMRY	235.07	235.07

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

Check#	Vendor	Description	Payment	Check Total
39612	1151 - TREASURER, STATE OF NEW JERSEY	PO 51963 SITE REMEDIATION LSRP ANNUAL FEE	3,365.00	3,365.00
39613	219 - TRI-STATE RENTALS, INC.	PO 51852 HYDRAULIC HOSE	93.20	
		PO 51861 O Seal/Snow	55.65	148.85
39614	2781 - TRIMBOLI & PRUSINOWSKI, LLC.	PO 51986 LABOR RELATIONS (JAN-APR) ANNUAL \$	2,445.00	2,445.00
39615	3369 - UNITED TELEPHONE/CENTURY LINK	PO 51941 BLANKET: DIGITAL DATA CIRCUIT TH T	257.92	257.92
39616	1280 - VERIZON WIRELESS, INC.	PO 51985 JAN CELL PHONES	1,711.72	1,711.72
39617	1158 - VISION SERVICE PLAN	PO 52007 JAN/FEB VISION	1,885.90	1,885.90
39618	1819 - VOGEL, CHAIT, COLLINS, SCHNEIDER, PC,	PO 51955 PB CONSULT - DEC 2017	1,045.00	
		PO 51966 PB CONSULT-JAN 2018	1,680.00	2,725.00
39619	2635 - W.B. MASON, INC.	PO 51728 BLANKET: POLICE/CENCOM OFFICE SUPPL	426.37	426.37
39620	1500 - WALMART	PO 51895 FIRE DEPT OFFICE SUPPS	79.58	
		PO 51959 DPW Supplies	45.75	125.33
39621	633 - WEIS MARKETS, INC.	PO 51924 BLANKET: 2018 FOOD SNOW STORMS	258.52	
		PO 51948 Budget Hearing	21.44	279.96
39622	3726 - WITMER PUBLIC SAFTEY GROUP, iINC.	PO 51622 PD WEAPONS	818.00	818.00
TOTAL				74,284.68

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
100001	CASH - CURRENT - LAKELAND #434			0.00	74,284.68
1050200	TOWN MANAGER'S OFFICE - OTHER EXPENSES	609.56			
1050200A	(2017) TOWN MANAGER'S OFFICE - OTHER EXP		675.00		
1051200	TOWN CLERK'S OFFICE - OTHER EXPENSES	44.70			
1052200	TOWN COUNCIL - OTHER EXPENSES	73.54			
1054200	FINANCE ADMINISTRATION - OTHER EXPENSES	52.00			
1056200	COLLECTION OF TAXES - OTHER EXPENSES	91.03			
1058200	LEGAL SERVICES - OTHER EXPENSES	9,651.43			
1058200A	(2017) LEGAL SERVICES - OTHER EXPENSES		3,424.00		
1059200	MUNICIPAL COURT - OTHER EXPENSES	3,704.11			
1059200A	(2017) MUNICIPAL COURT - OTHER EXPENSES		1,750.00		
1060200A	(2017) ENGINEERING - OTHER EXPENSES		157.50		
1061200	BUILDINGS & GROUNDS - OTHER EXPENSES	3,912.15			
1061200A	(2017) BUILDINGS & GROUNDS - OTHER EXPEN		1,400.00		
1062200	PLANNING BOARD - OTHER EXPENSES	1,780.00			
1062200A	(2017) PLANNING BOARD - OTHER EXPENSES		1,045.00		
1064200A	(2017) COMMUNITY DEVELOPMENT - OTHER EXP		1,043.72		
1066200	EMPLOYEE GROUP INSURANCE - OTHER EXPENSE	1,885.90			
1070200A	(2017) FIRE DEPARTMENT - OTHER EXPENSES		79.58		
1074200	POLICE DEPARTMENT - OTHER EXPENSES	946.34			
1074200A	(2017) POLICE DEPARTMENT - OTHER EXPENSE		818.00		
1074300	COMMUNICATIONS CENTER - OTHER EXPENSES	4,754.07			
1078200	EMERGENCY MANAGEMENT - OTHER EXPENSES	500.00			
1080200	ROAD REPAIR & MAINT - OTHER EXPENSES	655.18			
1080200A	(2017) ROAD REPAIR & MAINT - OTHER EXPEN		318.24		
1081200	SNOW REMOVAL - OTHER EXPENSES	2,422.74			
1081200A	(2017) SNOW REMOVAL - OTHER EXPENSES		148.85		
1082200	STORMWATER/FLOOD CONTROL - OTHER EXPENSE	3,365.00			
1083300	VEHICLE MAINTENANCE - OTHER EXPENSES	1,135.37			
1089200	UTILITY EXP/BULK PURCH - OTHER EXPENSES	25,854.82			
1090200A	(2017) SWIMMING POOL - OTHER EXPENSES		1,329.94		
1091200	PARKS & PLAYGROUNDS - OTHER EXPENSES	95.76			
1094798	INTERLOCAL - GREEN TWP COURT	405.92			
1095200A	(2017) CAPITAL IMPROVEMENTS - OTHER EXPE		155.23		
TOTALS FOR		61,939.62	12,345.06	0.00	74,284.68

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
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Total to be paid from Fund 10 CURRENT FUND		74,284.68			
		=====			
		74,284.68			

Checks Previously Disbursed

181015	CAPITAL ACCOUNT	Pay partial Current CIF to capital	35,000.00	2/22/2018
181014	NEWTON BOARD OF EDUCATION	School Tax Feb 2018	1,054,849.00	2/22/2018
181013	PAYROLL ACCOUNT	2/22 Current Pay	199,917.09	2/22/2018
181012	JP MORGAN CHASE BANK	2016 GO Bonds \$4979T int	50,823.75	2/14/2018
			-----	
			1,340,589.84	

Total paid from Fund 10 CURRENT FUND	1,340,589.84
	-----
	1,340,589.84

Total for this Bills List: **1,414,874.52**

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

Check#	Vendor	Description	Payment	Check Total
8693	2589 - DENVILLE LINE PAINTING, INC.	PO 49971 CAF: LIBERTY ST LINE STRIPE R#50-2	20.83	20.83
8694	3166 - MOTT MACDONALD	PO 50217 MADISON ST SAFE ROUTES TO SCHOOLS	194.76	194.76
8695	1601 - TILCON NEW YORK, INC.	PO 49970 CAF: LIBERTY ST MILL & PAVE R#50-2	519.50	519.50
8696	3853 - YOUR WAY CONSTRUCTION, INC.	PO 49972 CAF: LIBERTY ST. IMPR R#49-2017 BI	453.01	453.01
TOTAL				1,188.10

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
300001	CASH - CAPITAL - LAKELAND #450			0.00	1,188.10
3091605	ORD 2016-5 VARIOUS \$1,190T	993.34			
3091612	ORD 2016-12 MADISON ST SIDEWALK \$50T	194.76			
TOTALS FOR	CAPITAL	1,188.10	0.00	0.00	1,188.10

Total to be paid from Fund 30 CAPITAL

1,188.10

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1,188.10

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

Check#	Vendor	Description	Payment	Check Total
16757	1132 - BOONTON TIRE SUPPLY INC.	PO 51917 AUTO PARTS J. SMALLEY	652.83	652.83
16758	163 - CENTURYLINK COMMUNICATIONS, INC.	PO 52008 LOCAL PHONE SVC FEB	1,208.11	1,208.11
16759	155 - COYNE CHEMICAL CORP., INC.	PO 50182 BLANKET: CHLORINE BARRELS SODIUM H	1,170.93	
		PO 50932 SODIUM BISULFITE (AUG-DEC)	120.36	1,291.29
16760	286 - CURRENT ACCOUNT	PO 51989 2ND, 3rd & 4th QTRS GAS/DSL W/S	4,116.08	4,116.08
16761	113 - JCP&L	PO 52005 JAN ELECT W/S	18,485.01	18,485.01
16762	2532 - LADDEY, CLARK & RYAN, LLP	PO 51992 JAN LEGAL	176.00	176.00
16763	3166 - MOTT MACDONALD	PO 52003 2017 SEWER CONSULT (w/approval R#53	13,494.65	13,494.65
16764	106 - ELIZABETHTOWN GAS	PO 51999 NAT GAS USAGE -JAN	3,318.62	3,318.62
16765	64 - PELLOW, HAROLD & ASSO, INC.	MORRIS LAKE DAM GATEHOUSE MAP DEC	552.50	552.50
16766	121 - PUMPING SERVICES, INC.	PO 50729 High Street Pump Station Repla Pump	8,272.50	8,272.50
16767	2257 - STAPLES BUSINESS ADVANTAGE, INC.	PO 51933 TAX/W-S OFFICE SUPPLIES	19.54	19.54
16768	3429 - TOYOTA MOTOR CREDIT CORP.	PO 51708 BLANKET: 2013 TOYOTA CAMRY 60 PMT	472.08	472.08
16769	2846 - UNITED STATES PLASTIC CORP	PO 51835 WTP CONNCTORS/UNIONS CUST #551922	159.44	159.44
16770	1280 - VERIZON WIRELESS, INC.	PO 51985 JAN CELL PHONES	223.91	223.91
TOTAL				52,442.56

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
600001	CASH - W/S OPERATING-LAKELAND #426			0.00	52,442.56
6051200	W&S OPERATING - TOTAL OTHER EXPENSES	24,715.54			
6051200A	(2017) W&S OPERATING - TOTAL OTHER EXPE		18,902.02		
6089293A	(2017) W&S CAP IMPROVE - CAPITAL OUTLAY		8,272.50		
6089339A	(2017) W&S CAP IMPROVE - MORRIS LK PUMP		552.50		
TOTALS FOR	WATER/SEWER UTILITY	24,715.54	27,727.02	0.00	52,442.56

Total to be paid from Fund 60 WATER/SEWER UTILITY 52,442.56  
=====  
52,442.56

Checks Previously Disbursed

186006	PAYROLL ACCOUNT	2/22 W/S Pay	34,900.25	2/22/2018
			-----	
			34,900.25	
Total paid from Fund 60 WATER/SEWER UTILITY			34,900.25	
			-----	
			34,900.25	

**Total for this Bills List: 87,342.81**

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

Check#	Vendor	Description	Payment	Check Total
2473	3166 - MOTT MACDONALD	PO 50871 CAF: SPARTA AVE PUMP STATION ENGINE	6,380.50	6,380.50
	TOTAL			6,380.50

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
610001	CASH - W/S CAPITAL - LAKELAND #442			0.00	6,380.50
6191708	ORD 2017-8 SPARTA AVE PUMP STATION (SWR)	6,380.50			
<b>TOTALS FOR</b>	<b>WATER/SEWER CAPITAL</b>	<b>6,380.50</b>	<b>0.00</b>	<b>0.00</b>	<b>6,380.50</b>

Total to be paid from Fund 61 WATER/SEWER CAPITAL

6,380.50  
=====

6,380.50

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

Check#	Vendor	Description	Payment	Check Total
3698	3235 - J. CALDWELL & ASSOCIATES, LLC.	PO 52015 G & H PROP NOV-JAN	5,841.00	5,841.00
3699	3166 - MOTT MACDONALD	PO 51939 KROGH'S-JAN 2018 ESCROW	2,000.00	
		PO 51983 777 SOLOMON SWR- 37 E CLINTON ST	242.69	2,242.69
3700	64 - PELLOW, HAROLD & ASSO, INC.	PO 51899 ATLANTIC AMBULANCE-DEC 2017/JAN 201	32.50	32.50
3701	1819 - VOGEL, CHAIT, COLLINS, SCHNEIDER, PC,	PO 51968 FITNESS NATION-JAN ESCROW	165.00	
		PO 51969 P. MAIO-JAN ESCROW	60.00	
		PO 51970 ROCKYWOOD-JAN ESCROW	105.00	330.00
TOTAL				8,446.19

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
710001	CASH - TRUST - LAKELAND #469			0.00	8,446.19
711440	ENGINEER REVIEW FEES			2,362.50	
711700	REDEVELOPMENT ESCROW FEES			5,841.00	
711800	WATER SEWER ESCROW			242.69	
TOTALS FOR	TRUST	0.00	0.00	8,446.19	8,446.19

Total to be paid from Fund 71 TRUST 8,446.19  
-----  
8,446.19

Checks Previously Disbursed

187104	PAYROLL ACCOUNT	2/22 Trust Pay	4,252.50	2/22/2018
			-----	
			4,252.50	

Total paid from Fund 71 TRUST 4,252.50  
-----  
4,252.50

**Total for this Bills List: 12,698.69**

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

Check#	Vendor	Description	Payment	Check Total
1296	1819 - VOGEL, CHAIT, COLLINS, SCHNEIDER, PC,	PO 51967 MARTORANA-JAN ESCROW	60.00	
		PO 51971 SUBURBAN-NMC-JAN ESCROW	435.00	495.00
	TOTAL			495.00

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
720001	CASH - DEV ESCROW - LAKELAND #515			0.00	495.00
721314	RESERVE FOR MARTORANA (4/12)GrandeVillag			60.00	
721341	RESERVE FOR SUBURBAN -NMC (1/18)			435.00	
<b>TOTALS FOR</b>	<b>DEVELOPERS ESCROW (Fund 72)</b>	<b>0.00</b>	<b>0.00</b>	<b>495.00</b>	<b>495.00</b>

Total to be paid from Fund 72 DEVELOPERS ESCROW (Fund 72) 495.00  
=====  
495.00

**List of Bills - (750001) CASH - HOUSING TRUST FUND (COAH) #0301  
HOUSING TRUST FUND (COAH) (Fund 75)**

Check#	Vendor	Description	Payment	Check Total
162	2532 - LADDEY, CLARK & RYAN, LLP	PO 51992 JAN LEGAL	320.00	320.00
	TOTAL			320.00

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
750001	CASH - HOUSING TRUST FUND (COAH) #0301			0.00	320.00
751220	RESERVES FOR COMMERCIAL DEVELOPMENT			320.00	
TOTALS FOR	HOUSING TRUST FUND (COAH) (Fund 75)	0.00	0.00	320.00	320.00

Total to be paid from Fund 75 HOUSING TRUST FUND (COAH) (Fund 75)      320.00  
 =====  
 320.00