

June 25, 2018

The regular meeting of the Town Council of the Town of Newton was held on the above date at 7:00 pm. Present were Deputy Mayor Elvidge, Mr. Flynn, Mrs. Le Frois, Mrs. Diglio, Mayor Levante, and Thomas S. Russo, Jr., Town Manager. Ursula Leo, Esq., Town Attorney was also present.

Mayor Levante made the following declaration "in accordance with the Open Public Meetings Act, notice of this public meeting was given to the two newspapers of record and posted on the official bulletin board on January 8, 2018."

Mayor Levante led the Pledge of Allegiance to the flag and the Clerk called the roll. Upon motion of Mrs. Diglio, seconded by Mr. Flynn and unanimously carried, the minutes for the May 30, 2018 Regular and Special meetings were approved. Upon motion of Mr. Flynn, seconded by Mrs. Le Frois, the minutes for the June 11, 2018 Regular meeting was approved, Mrs. Diglio abstained.

#### **OPEN TO THE PUBLIC**

At this time, Mayor Levante read the following statement:

*"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."*

Mayor Levante opened the meeting to the public.

There being no one from the public to be heard, Mayor Levante closed the meeting to the public.

#### **COUNCIL & MANAGER REPORTS**

- a. **Mayor Levante** - no report at this time.
- b. **Deputy Mayor Elvidge** – no report at this time.
- c. **Councilwoman Le Frois** – was pleased to try the new restaurant La Famiglia as well as the new diner, Spring Diner, both located on Spring Street. She also stopped in the new Tattoo Shop to welcome them to Spring Street.
- d. **Councilman Flynn** – no report at this time.
- e. **Councilwoman Diglio** – provided a report on the recent Committee meeting regarding the Taste of Newton event. The theme will be "the Power of Cheese" and noted there will be new additions to the event this year.

June 25, 2018

f. **Town Manager Russo** – reported he attended the opening of the Municipal pool this morning and it looks great. He reminded Council of the Re-organization meeting will be held on Sunday, July 1, 2018 at noon at Town Hall with reception to follow at Newton Town Centre. Town Hall will be closed on Wednesday, July 4<sup>th</sup> in observance of the Independence Day Holiday.

**PRESENTATIONS**

a. **Recognition of Mayor Wayne Levante** – Mrs. Le Frois presented Mayor Levante with a inscribed plaque which read as follows:

**WAYNE F. LEVANTE**

IN GRATEFUL APPRECIATION OF YOUR 4 YEARS OF  
COMMITMENT, DEDICATION AND DEVOTED SERVICE  
TO THE TOWN COUNCIL AND THE RESIDENTS OF THE  
TOWN OF NEWTON

~

**NEWTON TOWN COUNCIL  
2014 - 2018**

b. **Recognition of Deputy Mayor E. Kevin Elvidge**- Mrs. Le Frois presented Deputy Mayor Elvidge with an inscribed plaque which read as follows:

**E. KEVIN ELVIDGE**

IN GRATEFUL APPRECIATION OF YOUR 20 YEARS OF DEDICATED AND DEVOTED SERVICE  
TO THE TOWN COUNCIL AND THE RESIDENTS OF THE TOWN OF NEWTON

IN FURTHER APPRECIATION OF YOUR LONG TERM LEADERSHIP AND COMMITMENT TO  
EXCELLENCE IN PUBLIC SERVICE

~

**NEWTON TOWN COUNCIL  
1998 - 2018**

**ORDINANCES**

Mayor Levante directed the Clerk to read aloud the following Ordinance relative to final adoption of same.

**ORDINANCE #2018-14**

**A FULLY FUNDED WATER SEWER CAPITAL IMPROVEMENT ORDINANCE IN THE AMOUNT OF \$105,000.00 FOR WATER TANK AND RELATED WATER QUALITY IMPROVEMENTS IN THE TOWN OF NEWTON, COUNTY OF SUSSEX, NEW JERSEY**

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

**Section 1a.** \$105,000.00 is hereby appropriated for Water Tank and Related Water Quality Improvements and all costs necessary therefore or incidental thereto from the following sources:

Water Sewer Capital – Reserve for Water Tank Improvements                      \$ 105,000.00

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

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

Mayor Levante opened the meeting to the public.

There being no one from the public to be heard, upon motion of Mrs. Le Frois, seconded by Mrs. Diglio and unanimously carried, the hearing was closed.

The aforementioned **ORDINANCE** was offered by Mr. Flynn, who moved its adoption, seconded by Mrs. Diglio and roll call resulted as follows:

Deputy Mayor Elvidge	Yes	Mr. Flynn	Yes
Mrs. Le Frois	Yes	Mrs. Diglio	Yes
	Mayor Levante	Yes	

This Ordinance will take effect after publication and adoption according to law. The Clerk will advertise the above Ordinance according to law.

Mayor Levante directed the Clerk to read aloud the following Ordinance relative to final adoption of same.

**ORDINANCE #2018-15**

**A FULLY FUNDED GENERAL CAPITAL IMPROVEMENT ORDINANCE IN THE AMOUNT OF \$15,000.00 FOR ACQUISITION OF ROAD EQUIPMENT IN THE TOWN OF NEWTON, COUNTY OF SUSSEX, NEW JERSEY**

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

**Section 1.** \$15,000.00 is hereby appropriated in the General Capital Fund for the following various improvements in the Town of Newton, including all costs necessary therefore or incidental thereto:

**Acquisition Road Equipment** **\$15,000.00**

Funding Sources:

**General Capital –Reserve for Road Equipment** **\$15,000.00**

**Section 2.** The General Capital Budget of the Town of Newton is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as

approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

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

Mayor Levante opened the meeting to the public.

Anwar Qarmout, 45 Woodside Avenue, questioned the equipment purchase and suggested the Town utilize a landscaping company to do all the mowing in the Town which would free up the DPW crew for other projects. Mr. Russo noted the equipment to be purchased will be determined by the Public Works Supervisor and his Assistant.

There being no one else from the public to be heard, upon motion of Deputy Mayor Elvidge, seconded by Mrs. Le Frois and unanimously carried, the hearing was closed.

The aforementioned **ORDINANCE** was offered by Mrs. Diglio, who moved its adoption, seconded by Deputy Mayor Elvidge and roll call resulted as follows:

Deputy Mayor Elvidge	Yes	Mr. Flynn	Yes
Mrs. Le Frois	Yes	Mrs. Diglio	Yes
	Mayor Levante	Yes	

This Ordinance will take effect after publication and adoption according to law. The Clerk will advertise the above Ordinance according to law.

**OLD BUSINESS**

**a. Resolution**

**RESOLUTION #95-2018**

**RESOLUTION AUTHORIZING A SHARED SERVICES AGREEMENT BETWEEN THE TOWN OF NEWTON AND THE NEWTON HOUSING AUTHORITY FOR THE USE OF VARIOUS TOWN ENGINEERING AND EMPLOYEE SERVICES**

Mr. Russo noted there are no updates from the Newton Housing Authority therefore this Resolution will be pulled.

**CONSENT AGENDA**

Mayor Levante read the following statement:

*"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."*

Mr. Russo reviewed the Resolutions on the consent agenda.

June 25, 2018

**RESOLUTION #133-2018\***

**RENEWAL OF PLENARY RETAIL DISTRIBUTION LICENSES**

**BE IT RESOLVED**, by the Town Council of the Town of Newton, County of Sussex, State of New Jersey, that the following Plenary Retail Distribution Licenses be renewed for the licensing year 2018-2019, effective July 1, 2018:

**No. 1915-44-010-003** be issued to Bia Krishna, Inc., t/a Seplow's Liquors, 5 Woodside Avenue, Newton, New Jersey; and

**No. 1915-44-004-012** be issued to HV Patel Corporation, t/a Spring Liquors, 110 Spring Street, Newton, New Jersey.

**RESOLUTION #134-2018\***

**RENEWAL OF PLENARY RETAIL CONSUMPTION LICENSES**

**BE IT RESOLVED** by the Town Council of the Town of Newton, County of Sussex, State of New Jersey, that the following Plenary Retail Consumption Licenses are renewed for licensing year 2018-2019, effective July 1, 2018:

**No. 1915-33-001-006** be issued to Chenlin Chun Bo, Inc., t/a Chun Bo Chinese Restaurant, 66 Sparta Avenue, Newton, New Jersey; and

**No. 1915-33-002-009** be issued to B&M LLC, t/a O'Reillys Pub & Grill, 271 Spring Street, Newton, New Jersey; and

**No. 1915-33-003-008** be issued to L & P Concessions, LLC, t/a L & P Concessions, 234 Spring Street, Newton, New Jersey; and

**No. 1915-33-007-005** be issued to Apple Food Service of Newton, LLC., t/a Applebee's Neighborhood Grill & Bar, 6 North Park Drive, Newton, New Jersey; and

**No. 1915-33-008-004** be issued to F. Roger Pierson Enterprises, Inc., t/a Barrel House, 173 Spring Street, Newton, New Jersey; and

**No. 1915-33-011-008** be issued to The County Seat Restaurant, LLC, t/a The County Seat Dining Cocktails & Caterers, 64 Water Street, Newton, New Jersey; and

**No. 1915-33-006-011** be issued to Thordon Inc., t/a Tuscany Bistro, 216 Woodside Avenue, Newton, New Jersey; and

**No. 1915-33-009-005** be issued to The Spring Street LLC, t/a Spring Street Pub and Grill, 144 Spring Street, Newton, New Jersey;

**BE IT FURTHER RESOLVED** by the Town Council of the Town of Newton, County of Sussex State of New Jersey, that the following Plenary Retail Consumption License w/Broad Package Privilege be renewed for licensing year 2018-2019, effective July 1, 2018:

**No. 1915-32-005-011** be issued to Newton Bar & Liquors, Inc., t/a Shop Rite Liquors of Newton, 127 Water Street, (Route 206 N.) Newton, New Jersey.

**RESOLUTION #135-2018\***

**RENEWAL OF CLUB LICENSE**

**BE IT RESOLVED**, by the Town Council of the Town of Newton, County of Sussex, State of New Jersey, that the following Club License be renewed for the licensing year 2018-2019, effective July 1, 2018:

June 25, 2018

**No. 1915-31-014-001** be issued to Newton Memorial Post 5360, Veterans of Foreign Wars, t/a Newton Memorial Post 5360, V.F.W., 85 Mill Street, Newton, New Jersey.

**RESOLUTION #136-2018\***

**AUTHORIZE THE RELEASE OF EXECUTIVE SESSION MINUTES TO THE PUBLIC, JANUARY 2017 THROUGH JUNE 2018**

**WHEREAS**, the Newton Mayor and Council met in Executive Session on certain occasions; and

**WHEREAS**, as a result of these Executive Sessions, minutes were prepared and approved by the Mayor and Council although the minutes were not released to the public; and

**WHEREAS**, the Town Attorney, Town Clerk, and Town Manager have reviewed such approved minutes and recommend the release of certain meeting minutes to the public;

**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 the minutes of the following Executive Sessions be released to the public:

January 9, 2017  
November 13, 2017 6:00pm  
November 13, 2017  
December 11, 2017  
December 27, 2017  
January 8, 2018  
January 22, 2018  
May 14, 2018

**BE IT FURTHER RESOLVED** that these specified minutes may be released to the public upon request.

**RESOLUTION #137-2018\***

**TOWN OF NEWTON CERTIFICATION OF ANNUAL AUDIT**

**WHEREAS**, N.J.S.A. 40A: 5-4 requires the Governing Body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

**WHEREAS**, the Annual Report of Audit for the year 2017 has been filed by a Registered Municipal Accountant with the Municipal Clerk pursuant to N.J.S.A. 40A: 5-6, and a copy has been received by each member of the Governing Body; and

**WHEREAS**, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

**WHEREAS**, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation that the Governing Body of each municipality shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the Governing Body have reviewed, at a minimum, the sections of the annual audit entitled "Comments and Recommendations"; and

**WHEREAS**, the members of the Governing Body have personally reviewed, at a minimum, the Annual Report of Audit, and specifically the section of the Annual Audit entitled "Comments and Recommendations", as evidenced by the group affidavit form of the Governing Body attached hereto; and

**WHEREAS**, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

**WHEREAS**, all members of the Governing Body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of

June 25, 2018

New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

**WHEREAS**, the Chief Financial Officer has prepared, distributed and filed the Corrective Action Plan in accordance with Federal and State Guidelines; and

**WHEREAS**, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local Governing Body to the penalty provisions of R.S. 52:27BB-52 to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

**NOW, THEREFORE BE IT RESOLVED**, by the Town Council of the Town of Newton hereby states it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

**CERTIFICATION OF GOVERNING BODY OF THE ANNUAL AUDIT**  
GROUP AFFIDAVIT FORM  
NO PHOTO COPIES OF SIGNATURES

STATE OF NEW JERSEY  
COUNTY OF SUSSEX  
TOWN OF NEWTON

We, members of the Governing Body of the *Town of Newton* of, in the County of *Sussex*, being duly sworn according to law, upon our oath depose and say:

1. We are duly elected (or appointed) members of the *Town Council* of the *Town of Newton* in the County of *Sussex*;
2. In the performance of our duties, and pursuant to N.J.A.C. 5:30-6.5, we have familiarized ourselves with the contents of the Annual Municipal Audit filed with the Clerk pursuant to N.J.S.A. 40A:5-6 for the year 2017;
3. We certify that we have personally reviewed and are familiar with, as a minimum, the sections of the Annual Report of Audit entitled "Comments and Recommendations."

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

\_\_\_\_\_  
E. Kevin Elvidge, Deputy Mayor

\_\_\_\_\_  
Sandra Lee Diglio, Councilmember

\_\_\_\_\_  
Daniel G. Flynn, Councilmember

\_\_\_\_\_  
Helen R. Le Frois, Councilmember

Sworn to and subscribed before me this

\_\_\_\_\_ day of \_\_\_\_\_  
Notary Public of New Jersey

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

-----  
The Municipal Clerk (or Clerk of the Board of Chosen Freeholders as the case may be) shall set forth the reason for the absence of signature of any members of the Governing Body.

IMPORTANT: This certificate must be sent to the Bureau of Financial Regulation and Assistance, Division of Local Government Services, P.O. Box 803, Trenton, New Jersey 08625.

**RESOLUTION #138-2018\***

**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.

**TOWN BILLS**

40192	ABCODE SECURITY INC.	143.00
40193	ADVANCE AUTO PARTS	47.26
40194	AG CHOICE, LLC.	498.00
40195	ANN ROSELLEN	804.00
40196	ARF RENTAL SERVICES, INC.	95.76
40197	AUTOZONE	62.99
40198	B & H INC.	198.48
40199	BETWEEN THE BREAD	63.00
40200	BOONTON TIRE SUPPLY INC.	251.38
40201	CAMPBELL'S SMALL ENGINE INC.	1,239.88
40202	CAMPBELLS SUPPLY OF SUSSEX COUNTY L	472.99
40203	CASTLE PRINTING CO.	45.00
40204	CENTURYLINK COMMUNICATIONS, INC.	94.10
40205	CHELBUS CLEANING CO., INC.	1,813.75
40206	COUNTY OF SUSSEX	21.76
40207	CSS TEST INC.	48.00
40208	DANIELSON, DEBORAH	115.00
40209	DOUGLAS CUMMINS	1,203.00
40210	EMERGENCY RESPONDER PRODUCTS	682.49
40211	FERRAIOLI, CERULLO & CUVA	8,137.50
40212	FIRST HOPE BANK INC.	20,082.99
40213	FRANKLIN PRECAST	460.00
40214	FRISBIE, ARTHUR & RITA	1,548.00
40215	FURGIUELE, CAMILLE	1,203.00
40216	GRUBER, COLABELLA & LIUZZA	108.42
40217	HAYDEE BALLESTER	165.00
40218	HAYEK'S MARKET INC.	130.79
40219	HOLZHAUER, SCOTT	115.00
40220	ILIFF, JOHN AND TERRY	1,530.00
40221	J & D SALES & SERVICE,LLC.	209.00
40222	J. CALDWELL & ASSOCIATES, LLC.	1,166.25
40223	JACKI SHACKLETON	233.27
40224	JAMES J KILDUFF	684.00
40225	JCP&L	11,005.80
40226	KATHERINE QUINN	37.50
40227	KAYS, PETER J.	1,560.00
40228	KITHCART, BROCK	37.50
40229	KKPR MARKETING & PUBLIC RELATIONS,	675.00
40230	LADDEY, CLARK & RYAN, LLP	9,671.33
40231	LAFAYETTE AUTO PARTS	156.80
40232	LANGUAGE LINE SERVICES, INC.	154.70
40233	LEVANTE, WAYNE	175.00
40234	Lopez, Jose	5,641.95
40235	MCMANIMON, SCOTLAND & BAUMANN, LLC	964.18
40236	METZGAR, CLARENCE	750.00
40237	MGL FORMS - SYSTEMS, LLC.	598.00
40238	MICHAEL A PANDISCIA	714.00
40239	USA HOIST CO., INC.	225.00
40240	MILLER, JASON	115.00
40241	MINISINK PRESS INC	152.00
40242	MONTAGUE TOOL & SUPPLY, INC.	38.13
40243	MORRIS, THOMAS & BULAH	1,482.00
40244	MUNICIPAL GRAPHICS INC	119.92
40245	NEW JERSEY HERALD, INC.	735.00

June 25, 2018

40246	NEW JERSEY HERALD, INC.	95.40
40247	NEWTON FIRST AID SQUAD	6,365.00
40248	NEWTON TROPHY	187.25
40249	NJ DIV ALCOHOL BEVERAGE CONTR	36.00
40250	ELIZABETHTOWN GAS	945.48
40251	PELLOW, HAROLD & ASSO, INC.	634.35
40252	PENTELEDATA	769.70
40253	QUILL CORPORATION	356.01
40254	QUILL CORPORATION	731.31
40255	RANSNORTH, NANCY	708.00
40256	RESORT CONTRACT FURNISHINGS, CO.	1,598.00
40257	RICHARDS,	804.00
40258	ROMYNS, LARRY E.	1,354.00
40259	RONALD CLOUSE	1,392.00
40260	SAFE KIDS	85.00
40261	SCHENCK, PRICE, SMITH, & KING, LLP	5,013.76
40262	SCMUA	3,754.99
40263	SERVICE ELECTRIC CABLE TV, INC.	85.30
40264	SIRCHIE FINGER PRINT LABS, LLC.	468.62
40265	SLOAN, JAMES P.	3,214.17
40266	SMITH, WILLIAM F	804.00
40267	STALKER RADAR INC.	5,951.00
40268	STAPLES BUSINESS ADVANTAGE, INC.	539.44
40269	STEVE MILLS	696.00
40270	SUNLIGHT GENERAL	485.85
40271	SUSSEX & WARREN TAX COLL	50.00
40272	SUSSEX CAR WASH INC	189.00
40273	SUSSEX COUNTY CLERK	20.00
40274	SUSSEX COUNTY ECONOMIC	130.00
40275	SUSSEX COUNTY MAILING SERVICE	1,382.36
40276	TERESA ANN OSWIN	37.50
40277	THE BUZAK LAW GROUP, LLC.	150.00
40278	TREASURER, STATE OF NEW JERSEY	2,000.00
40279	VERIZON WIRELESS, INC.	1,931.52
40280	VOGEL,CHAIT,COLLINS,SCHNEIDER, PC,	1,770.00
40281	WALMART	301.98
40282	WEIS MARKETS, INC.	21.17
40283	ZENES, NANCY	798.00
181040	NEWTON BOARD OF EDUCATION	1,054,850.00
181039	PAYROLL ACCOUNT	208,520.36
40191	FIRST HOPE BANK INC.	9,951.62
40140	AG CHOICE, LLC.	-1,086.00

**CAPITAL**

8718	NEW JERSEY HERALD, INC.	20.40
8719	PELLOW, HAROLD & ASSOC., INC.	11,537.18

**Total TOWN BILLS \$1,408,331.59**

**WATER AND SEWER ACCOUNT**

16943	ACCURATE WASTE REMOVAL INC.	27,312.50
16944	ACTION DRIVES & BEARINGS, INC.	376.42
16945	AIRGAS EAST	16.41
16946	B & H INC.	198.48
16947	BOONTON TIRE SUPPLY INC.	198.04
16948	CAPITOL SUPPLY CONST PRODUCTS, INC.	4,095.58
16949	CENTURYLINK COMMUNICATIONS, INC.	39.80
16950	COYNE CHEMICAL CORP., INC.	9,691.57
16951	FERRAIOLI, CERULLO & CUVA	13,275.00
16952	GRENNILLE, WILLIAM	804.00
16953	HOME DEPOT, INC.	63.95

June 25, 2018

16954	J. CALDWELL & ASSOCIATES, LLC.	686.25
16955	KITHCART, EILEEN	1,206.00
16956	LADDEY, CLARK & RYAN, LLP	224.00
16957	MGL FORMS - SYSTEMS, LLC.	1,266.00
16958	MINISINK PRESS INC	690.00
16959	MOTT MACDONALD	9,207.82
16960	ELIZABETHTOWN GAS	757.92
16961	PALL CORPORATION	7,970.90
16962	PASSAIC VALLEY SEWERAGE COMM.	19,026.00
16963	PELLOW, HAROLD & ASSO, INC.	4,503.55
16964	PENTELEDATA	399.85
16965	R & J CONTROL INC.	658.64
16966	SCMUA	1,091.35
16967	SMALLEY, JOHN H	2,858.00
16968	STAPLES BUSINESS ADVANTAGE, INC.	205.13
16969	SUNLIGHT GENERAL	870.46
16970	SUSSEX COUNTY ECONOMIC	130.00
16971	TOYOTA MOTOR CREDIT CORP.	472.08
16972	TREASURER, STATE OF NEW JERSEY	90.16
16973	TREASURER, STATE OF NEW JERSEY	2,300.00
16974	TREASURER, STATE OF NEW JERSEY	13,862.85
16975	VERIZON WIRELESS, INC.	223.70
16976	WAGNER, WILLIAM	1,578.00
186023	PAYROLL ACCOUNT	34,748.25
186022	ELAVON - ON LINE FEES	38.79

#### **CAPITAL**

2481	MOTT MACDONALD	3,539.09
------	----------------	----------

**Total WATER & SEWER Bills \$ 164,676.54**

#### **TRUST ACCOUNT**

3748	GRUBER, COLABELLA & LIUZZA	1,125.00
3749	J. CALDWELL & ASSOCIATES, LLC.	827.50
3750	MCMANIMON, SCOTLAND & BAUMANN, LLC	1,019.68
3751	SUSSEX COUNTY MAILING SERVICE	965.22
3752	VOGEL, CHAIT, COLLINS, SCHNEIDER, PC,	735.00
187112	PAYROLL ACCOUNT	486.00

**Total TRUST ACCOUNT Bills \$ 5,158.40**

#### **FEDERAL/STATE GRANTS**

1415	INSTANT VERIFICATION CHILD PROTECTI	331.20
181112	PAYROLL ACCOUNT	445.67

**Total FEDERAL/STATE GRANT Bills \$ 776.87**

#### **DEVELOPERS ESCROW (FUND 72)**

1313	INSTANT VERIFICATION CHILD PROTECTI	187.97
1314	PAYROLL ACCOUNT	165.00

**Total DEVELOPERS ESCROW (FUND 72) Bills \$ 352.97**

#### **HOUSING TRUST FUND (COAH) (FUND 75)**

166	J. CALDWELL & ASSOCIATES, LLC.	1,162.50
167	LADDEY, CLARK & RYAN, LLP	72.00

**Total HOUSING TRUST FUND (COAH) (FUND 75) Bills \$ 1,234.50**

**RESOLUTION #139-2018\***

**AUTHORIZE CREDITS DUE WATER AND SEWER UTILITY ACCOUNTS**

**WHEREAS**, the Water and Sewer Collector has determined the following Water and Sewer Utility Accounts are due credits for the reasons stated:

**UTILITY BOARD RECOMMENDS WAIVER OF EXCESS SEWER CHARGES DUE TO A LEAK:**

<u>Account</u>	<u>Address</u>	<u>Amount</u>
17371	94 Sparta Avenue	\$225.00
385	173 Spring Street	\$1,000.00

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

The Clerk presented an application for a permit for a social affair from the Sussex County Community College to be held on Saturday, December 1, 2018 from 6:00 p.m. to 10:00 p.m. at One College Hill Road, Newton, New Jersey.

A motion was made by Deputy Mayor Elvidge to approve the **COMBINED ACTION RESOLUTIONS**, seconded by Mr. Flynn and roll call resulted as follows:

Deputy Mayor Elvidge	Yes	Mr. Flynn	Yes
Mrs. Le Frois (with recusal on Social Affair Permit)	Yes	Mrs. Diglio	Yes
Mayor Levante		Yes	

**INTERMISSION** – None.

**DISCUSSION**

Councilman Flynn questioned who gave legal advice to the Petitioners? He believes the people who signed the Petition were misled; thinking the question would be placed on the ballot in November. But in fact, due to the timeframe and number of signatures acquired, a Special Municipal Election will be held on July 31<sup>st</sup>. Mr. Flynn believes the Town Council has the right to know who advised the Committee of Petitioners, since the Town is required to pay for the Special Election.

Mayor Levante indicated he is in favor of moving the Election and supported their Petition but feels Mr. Flynn’s question needs to be addressed to the Committee of Petitioners. Mayor Levante stated the Petitioners have the right to submit a Petition to the Town Council. He stated the Town Council had the chance to move the Municipal Election to November and failed to do so. He believes only a judge can make the decision regarding the Petition filed.

**OPEN TO THE PUBLIC**

Mayor Levante opened the meeting to the public.

June 25, 2018

Anwar Qarmout, 45 Woodside Avenue, stated he has been attending Council meetings for twenty years and feels disappointed with the Town Council. He has asked his friends and neighbors to attend the Council meetings and they don't attend because they feel they will "not be heard".

There being no else one from the public to be heard, Mayor Levante closed the meeting to the public.

#### **COUNCIL & MANAGER COMMENTS**

Mrs. Le Frois outlined the several accomplishments over the past twenty years since Kevin Elvidge has been in office. All this work "does not get done in a silo" and thanked all the professionals, staff, volunteers and the community for making Newton a better place.

Mr. Flynn thanked Deputy Mayor Elvidge for the past years of service. It has been a pleasure working beside you and you have been instrumental in setting a great tone.

Deputy Mayor Elvidge reflected on the last twenty years of service as Councilman in the Town of Newton. The Town of Newton has excellent Town employees; police; fire and first aid service. He has served with four Town Managers; all with different personalities. Tom Russo has been instrumental in helping with redevelopment as well as the technological changes. He is proud to work with Tom for the past nine years. The Town professionals have done tremendous work with the Town of Newton and thanked them for their efforts. Deputy Mayor Elvidge outlined various Councilmembers who serviced with him throughout his 20 years of service and thanked them for serving. He noted his confidence in the two new Councilmen coming aboard and wished them well on the Town Council. Deputy Mayor Elvidge thanked the residents of Newton for the past 20 years of service and wished everyone the best of luck.

Mrs. Diglio commended Deputy Mayor Elvidge for his years of service and he will truly be missed on the Town Council. Mrs. Diglio takes offense to the comment of the Council not listening to the public. She noted on several occasions, she has changed her vote due to the overwhelming comment from the public...therefore she does listen to the public.

Mr. Russo recognized Mayor Levante for his four years of service as Councilman,

June 25, 2018

Deputy Mayor and Mayor for the Town. He thanked him for his work and leadership skills on the business development as well as the marketing events. He wished him well in his future endeavors.

Mr. Russo then recognized Deputy Mayor Elvidge for his twenty years of service as Councilman, Deputy Mayor and Mayor for the Town. He also recognized his ten years on the Planning Board. He thanked him for his expertise on the Town's long-term planning and budgeting as well as his participation with the Vision Plan for Newton. He wished him and his family all the very best.

Mayor Levante stated he enjoyed working with Mr. Russo. We "butt heads" sometimes, but I hope we learned from each other. He indicated he "wanted to end this on a high note" but needs to address an issue. He indicated he recently requested documents via OPRA and was denied access. He indicated there is misconduct by Councilman Flynn and feels he is entitled to the documents requested as Mayor. Mayor Levante requested that the upcoming Mayor speak to the Town Manager and Town Attorney to release these documents prior to June 30<sup>th</sup>.

There being no further business to be conducted, upon motion of Mrs. Le Frois seconded by Mrs. Diglio and unanimously carried, the meeting was adjourned at 7:39pm.

Respectfully submitted,



Lorraine A. Read, RMC  
Municipal Clerk