

August 13, 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 Mr. Dickson, Mrs. Diglio, Mr. Schlaffer, Mayor Le Frois and Thomas S. Russo, Jr., Town Manager. Ursula Leo, Esq., Town Attorney was also present. Deputy Mayor Flynn was excused.

Mayor Le Frois 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 Le Frois led the Pledge of Allegiance to the flag and the Clerk called the roll. Upon motion of Mr. Dickson, seconded by Mr. Schlaffer and unanimously carried, the minutes for July 17, 2018 Regular and Executive meetings were approved.

OPEN TO THE PUBLIC

At this time, Mayor Le Frois 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 Le Frois opened the meeting to the public.

Jacki Espinoza, JCP&L, 56 Hampton House Road, requested support from the Town Council regarding the JCP&L Reliability Plus program. Mrs. Espinoza outlined the program and advised the \$400 million investment would include nearly 4,000 enhancements to help the reliability and resiliency of overhead and underground distribution lines.

Mayor Le Frois provided additional information surrounding power outages within the Town of Newton.

Councilman Schlaffer requested an update on the cost increase due to this new program which was addressed by Mrs. Espinoza.

Ralph Porter, 12 Pine Street, advised his church wants to participate in the holiday parade and was advised to speak with Councilwoman Diglio who is in charge of the Greater Newton Chamber of Commerce Holiday parade. Mr. Porter also expressed concern with various crosswalks through the Town of Newton. Mayor Le Frois asked Mr. Porter to advise the Town Manager of the specific crosswalks in order to address the areas of concern.

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Richard Catarino, 12 Ridge View Road, advised he recently obtained a parking ticket in front of his home and conveyed his issues with the overnight Parking Ordinance which does not permit anyone parking on the street from 4 am to 6 am. He did not see any signs and was not aware of the Ordinance.

Joe Broesler, 47 Plainfield Avenue, commended the Town Manager's office for the quick response to his safety concern with parking on Plainfield Avenue when the high school is in session. He thanked Council for the Ordinance on the agenda this evening. After a brief discussion, Mayor Le Frois thanked Mr. Broesler for being a good neighbor.

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

COUNCIL & MANAGER REPORTS

a. Mayor Le Frois – provided a lengthy update on various meetings as well as various event happenings throughout the Town of Newton. Mayor Le Frois advised of the recent Special Election held on Tuesday, July 31st and indicated in lieu of the changes, Legal Counsel is reviewing the process to take place in November 2020. She outlined the success of the Town-wide Garage Sale which took place on Aug. 3-5, 2018, as well as movie night at the Newton pool which took place on Friday, Aug. 10th and was well attended. Mayor Le Frois indicated she attended the Jets game Friday night and noted that several Newton football players/cheerleaders and their families were in attendance as well. Additionally, Mayor Le Frois thanked Municipal Clerk, Lorraine Read, on attending and presenting the Proclamation to John Patrick Ryan (Jack) at his Eagle ceremony on Saturday, August 4, 2018. This Proclamation is included in tonight's agenda.

b. Deputy Mayor Flynn – absent.

c. Councilwoman Diglio - provided an update on the recent C.L.E.A.R. Program meeting. Councilwoman Diglio and Mrs. Read recently attended a meeting at the Freeholder's Meeting Room regarding the Sussex County Library's plan update. She advised of the beginning stages of "Reimagining Sussex County Library System". This effort is to better understand the needs of the communities in which the Library system serves. Mrs. Diglio will keep Council informed as updates arise.

d. **Councilman Schlaffer** – was pleased with the huge turnout and support at the recent Freeholders meeting for the SCCC expansion at the McGuire's Property. He feels it will be a great asset for the Town of Newton. He also thanked Newton voters for their turnout on July 31st and is pleased with the decision to move the Municipal Election to November.

e. **Councilman Dickson** – reported on his attendance at the July 20, 2018 C.L.E.A.R. Program breakfast and noted it is a great program. Mr. Dickson attended, along with Dr. Greene and members of the Newton Board of Education, the signing of the S2 Bill, regarding school fair funding. He noted the Board decided, that evening during the BOE meeting, to withdraw from the pending lawsuit regarding school fair funding and asked Council what their intentions were regarding the pending lawsuit.

Mr. Russo advised, after speaking to the Mayor, the Town agreed with the decision of the BOE and would move in the same direction and withdraw from the pending lawsuit as well.

Mr. Dickson also updated Council on his recent meeting, surrounding the S531 Bill regarding Boarding Homes. He will keep Council updated.

He also attended movie night at Newton pool on Friday, August 10, 2018. It was well attended and hopes other Councilmembers can assist the next movie night on Friday, August 24, 2018 at 8 pm.

f. **Town Manager Russo** – Mr. Russo announced this is the first Council meeting which is being video and audio recorded. This recording will take place at every Council meeting and will be uploaded to the Town website the next day. Mayor Le Frois thanked Mr. Russo and Jim Holmes, IT, for their efforts in making this video recording possible.

Mr. Russo advised of a Proclamation presented to Eagle Scout, Jack Ryan, at his Eagle ceremony on Saturday, August 11, 2018.

John Patrick Ryan

Eagle Scout

WHEREAS, John Patrick Ryan, a member of Boy Scout Troop 85, has earned the status of Eagle Scout; and

WHEREAS, We, the Town Council of the Town of Newton, recognize the many hours John devoted to attaining the status of Eagle Scout, working with diligence and making sacrifices in order to achieve this highly coveted position; and

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WHEREAS, John Patrick Ryan has served the Boy Scouts in an exemplary manner and is deserving of the honor bestowed upon him; and

WHEREAS, for John's Eagle Scout Leadership Project, he relocated the baptismal font at St. Joseph's Church, Newton, New Jersey, and

WHEREAS, his project included dismantling of the confessional, removing floor covering, painting the walls and tiling a portion of the walls and floor which involved many hours of volunteer service; and

WHEREAS, John Patrick Ryan serves as an example to youth through his high level of personal achievement, leadership and community service, and we are very proud John is a member of our community;

NOW, THEREFORE, BE IT PROCLAIMED that We, the Mayor and Town Council of the Town of Newton, do hereby recognize and extend our sincere congratulations to John Patrick Ryan for having achieved the status of Eagle Scout, an honor for both him and for those who have guided him, with best wishes for a bright future.

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

s/Helen Le Frois. Mayor

Attest: s/Lorraine A. Read

Date: August 12, 2018

Mr. Russo also attended and outlined the Boarding Homes Bill S531 meeting. He stated the boarding homes should fall under the "Animal House" law, which is a state statute that allows municipalities to levy penalties on rental units that are repeatedly leased to troublesome tenants. It's a safety as well as a quality-of-life issue and the Town will continue to support this Bill.

Mr. Russo also updated Council on the recent Freeholder's meeting regarding the SCCC Project at the McGuire's Property. A joint meeting with the Freeholder Board, Newton Town Council, Vo-Tech and SCCC will take place on Thursday, September 20, 2018 at 9 am at Vo-Tech, with their respective Governing Bodies.

Mr. Russo reiterated the success of the movie night at the Newton pool on August 10th with the next movie (Jumanji) taking place on Friday, August 24th.

Mr. Russo indicated there is much interest in investing in a business in the Town of Newton, as of late. He recently had a meeting with a prospective business owner, from Asbury Park, and will keep Council posted on any new developments.

Mr. Russo announced Town Hall will be closed on Monday, September 3, 2018 in observation of Labor Day. He reminded Council of the annual Taste of Newton event to take place on Monday, September 10th on Spring Street and our next Council meeting will take place on Wednesday, September 12, 2018 at 7 pm.

Mr. Russo also made note of the passing of Betsy Van Orden, a member of the Newton Shade Tree Commission. Mr. Russo offered condolences to the Van Orden Family.

Mr. Russo addressed some public comments: he thanked Jacki Espinosa of JCP&L for her updates. He advised Mr. Porter that all Town crosswalks are painted each year prior to school starting. Mr. Russo addressed Mr. Catarino's comment regarding overnight parking and advised any changes to the Ordinance is completed by the Governing Body. He also thanked Mr. Broesler for the positive feedback, "it's always nice to hear," Mr. Russo concluded.

Mayor Le Frois also mentioned the summer interns who worked at Town Hall have done a terrific job and wished them well as they returned back to school.

ORDINANCES

Mayor Le Frois directed the Clerk to read aloud the following Ordinance relative to final adoption.

ORDINANCE #2018-16

AN ORDINANCE TO REVISE SECTION 307-49 OF THE CODE OF THE TOWN OF NEWTON, TO REVISE PARKING RESTRICTIONS ON PLAINFIELD AVENUE

WHEREAS, it has been determined the parking permitted of Plainfield Avenue should be revised, as recommended by the Town of Newton Engineer and Police Department.

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

Section 1. Chapter 307-49, Schedule II of the Code of the Town of Newton, Parking Prohibited During Certain Hours on Certain Streets, shall be revised by the deletion of the following:

<u>Name of Street</u>	<u>Sides</u>	<u>Hours</u>	<u>Location</u>
Plainfield Avenue	West	7:00 a.m. to 4:00 p.m., school days	From a point 50 feet from its intersection with West Nelson Street and continuing to the point of its intersection with Condit Street

Section 2. Chapter 307-49, Schedule II of the Code of the Town of Newton, Parking Prohibited During Certain Hours on Certain Streets, shall be revised by the addition of the following:

<u>Name of Street</u>	<u>Sides</u>	<u>Hours</u>	<u>Location</u>
Plainfield Avenue	West	7:00 a.m. to 4:00 p.m., school days	From a point 50 feet from its intersection with West Nelson Street and continuing to the point of its intersection with Barry Lane

Section 3. Severability. If any provision of this Ordinance or the application of this Ordinance to any person or circumstances is held invalid, the remainder of this Ordinance shall not be affected and shall remain in full force and effect.

Section 4. Repealer. All ordinances or parts of ordinances or resolutions that are inconsistent or in opposition to the provisions of this Ordinance are hereby repealed in their entirety.

Section 5. Effective Date. This Ordinance will take effect after publication and passage according to law.

Mayor Le Frois opened the meeting to the public.

There being no one from the public to be heard, upon motion of Mr. Dickson, seconded by Mr. Schlaffer and unanimously carried, the hearing was closed.

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

Mr. Dickson	Yes	Mrs. Diglio	Yes
Deputy Mayor Flynn	Absent	Mr. Schlaffer	Yes
	Mayor Le Frois	Yes	

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

Mayor Le Frois directed the Clerk to read aloud the following Ordinance relative to final adoption.

ORDINANCE #2018-17

ORDINANCE APPROPRIATING \$50,000 FROM THE CAPITAL SURPLUS FUND FOR PRELIMINARY PLANNING EXPENSES FOR REDEVELOPMENT PLANNING FOR NEW PROJECTS FOR NEW PROJECTS IN AND BY THE TOWN OF NEWTON, IN THE COUNTY OF SUSSEX, NEW JERSEY

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. \$50,000 is hereby appropriated from the Capital Surplus Fund for preliminary planning expenses for redevelopment planning for new projects, including work and expenses relating to new proposals for the Armory, G & H property, Paterson Avenue, Hicks Avenue, McGuire's and other areas in and by the Town of Newton, in the County of Sussex, New Jersey (the "Town").

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.

Section 3. This ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by law.

Mayor Le Frois opened the meeting to the public.

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

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

Mr. Dickson	Yes	Mrs. Diglio	Yes
Deputy Mayor Flynn	Absent	Mr. Schlaffer	Yes
	Mayor Le Frois	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

There was no old business for discussion.

CONSENT AGENDA

Mayor Le Frois 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.

RESOLUTION #167-2018*

AFFIRM THE ISSUANCE OF A \$1,925,000 BOND ANTICIPATION NOTE

WHEREAS, when Bond Ordinances are adopted by the Town Council of the Town of Newton, the Chief Financial Officer is authorized to issue Bond Anticipation Notes (BAN's) to provide temporary financing for the Town; and

WHEREAS, the Town of Newton needed to finance debt authorized by Ordinances #2017-9 adopted May 8, 2017 and #2018-6 adopted March 12, 2018; and

WHEREAS, the Town received four quotations ranging from 2.05% to 2.75% Net Interest Cost (NIC) as listed on the attached Note Sale Bid Results; and

WHEREAS, the Chief Financial Officer with the advice of Phoenix Advisors, financial advisors, and McManimon, Scotland and Baumann, bond counsel, for the Town of Newton, accepted the quotation of Amboy Bank for a Bond Anticipation Note totaling \$1,925,000 at an interest rate of 2.05% which will require a 2019 interest payment of \$39,352.88; and

WHEREAS, the appropriate Town Officials have executed said Note in the amount of \$1,925,000 with an interest rate of 2.05% (NIC2.05%) dated July 26, 2018 and maturing July 25, 2019; and

WHEREAS, to comply with N.J.S.A. 40A:2-28 of the Local Bond Law, which requires the Chief Financial Officer report certain information in writing to the Mayor and Council at the next Town Council meeting, herewith attached is the Certificate of Determination and Award;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that it does hereby affirm the issuance of a \$1,925,000.00 Bond Anticipation Note issued July 26, 2018 and maturing July 25, 2019, bearing an interest rate of 2.05%, by the Chief Financial Officer and the execution of said note by the appropriate Town Officials.

RESOLUTION #168-2018*

APPROVE 2017 APPROPRIATION RESERVE BE LAPSED TO TRUST – SNOW REMOVAL RESERVE
BE IT RESOLVED, by the Town Council of the Town of Newton, that the following 2017 appropriation reserve balance be lapsed to Trust – Snow Removal Reserve pursuant to N.J.S.A. 40A: 4-62.1. This resolution is being adopted in accordance with the provisions of N.J.S.A. 40A:4-59.

<u>From</u>	<u>To</u>	<u>Amount</u>
<u>CURRENT</u>	<u>TRUST</u>	
Snow Removal OE 1081226A	Snow Removal Reserve 711202	\$9,000.00
Road SW 1080101A	Snow Removal Reserve 711202	\$8,000.00
TOTAL		<u>\$17,000.00</u>

RESOLUTION #169-2018*

**INSERTION OF SPECIAL ITEMS OF REVENUE IN THE 2018 TOWN OF NEWTON BUDGET
 PURSUANT TO N.J.S.A. 40A:4-87 (C. 159, PL 1948)**

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue and also approve the insertion of an item of appropriation of equal amount in the Budget of any Municipality, when such item shall have been made available by law, and the amount thereof was not determined at the time of the adoption of the Budget; and

WHEREAS, the Town of Newton is the lead agency, (also including Green Township, Andover Township and Andover Borough) for a grant in the amount of \$18,772.00 from the State of New Jersey Governor's Council on Alcoholism and Drug Abuse through the County of Sussex for Municipal Alliance Grant; and

WHEREAS, the grant period to runs from July 1, 2018 through June 30, 2019; and

WHEREAS, the Town of Newton authorized the submission of the 2019 Action Alliance Grant per Resolution #92-2018 adopted April 23, 2018;

NOW, THEREFORE BE IT RESOLVED, that the Town Council of the Town of Newton hereby requests the Director of the Division of Local Government Services approve the insertion of the following items in the 2018 Budget of the Town of Newton:

- Miscellaneous Revenues:
 - Section F: Special Items of Revenue
 - Public and Private Revenues Off-set with Appropriations:
 - NJ Municipal Alliance Grant\$18,772.00
- General Appropriations:
 - (A) Operations - Excluded from CAPS
 - Public and Private Programs Off-Set by Revenues:
 - NJ Municipal Alliance Grant.....\$18,772.00
- Local Match – Source:
 - Current: Celebration of Public Events..... \$2,693.00
 - Match Funds-Mun. Alliance: Andover Twp. & Boro., Green, Newton...\$2,000.00

BE IT FURTHER RESOLVED that an electronic version of this Resolution be forwarded to the Director of the Division of Local Government Services.

RESOLUTION #170-2018*

RESOLUTION APPROVING VACATION & SICK LEAVE TIME PAYOUT FOR SHAWN BURKE

WHEREAS, Shawn Burke, Police Officer with the Town of Newton, is unable to perform the duties of Police Officer and has been placed in unpaid status effective July 31, 2018 pending anticipated approval by the Division of Pensions of an involuntary ordinary disability retirement to be effective August 1, 2018, and is entitled to payout for unused and accrued vacation & sick leave time pursuant to applicable law, Town ordinances, Policemen's Benevolent Association Agreement and the Town of Newton Personnel Policy and Procedures Manual and Employee Handbook.

NOW, THEREFORE BE IT RESOLVED, the Town Council of the Town of Newton authorizes the following payout for unused and accrued vacation, compensatory time & sick leave to Shawn Burke as follows:

<u>EMPLOYEE</u>	<u>RETIREMENT DATE</u>	<u>PAYOUT TOTAL</u>
Shawn Burke	August 1, 2018	\$21,765.27

BE IT FURTHER RESOLVED, that appropriate Town employees are hereby authorized to make the payments set forth above, with any required revisions to the payout amounts.

RESOLUTION #171-2018*

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

40389	AAA	144.00
40390	SYNCHRONY BANK	61.01
40391	ANTHONY, JOSEPH J.	200.00
40392	ARF RENTAL SERVICES, INC.	430.92
40393	ATLANTIC TACTICAL INC.	1,092.34
40394	BARBARA E SCHWARZ	200.00
40395	BLOOMS OF ELEGANCE	53.00
40396	BLUE DIAMOND DISPOSAL	583.44
40397	BOBCAT OF NORTH JERSEY, INC.	257.33
40398	BOONTON TIRE SUPPLY INC.	921.23
40399	BRAEN STONE SPARTA	487.14
40400	BUCKMAN'S INC.	1,827.66
40401	CAMPBELL'S SMALL ENGINE INC.	1,156.72
40402	CENTURYLINK COMMUNICATIONS, INC.	125.85
40403	CENTURYLINK COMMUNICATIONS, INC.	68.38
40404	CENTURYLINK COMMUNICATIONS, INC.	2,706.83
40405	CHELBUS CLEANING CO., INC.	1,813.75
40406	CINTAS CORPORATION NO. 2	200.49
40407	COLLEEN A RUSSELL	206.25
40408	Conn, Marilyn	200.00
40409	COUNTY OF SUSSEX	51,546.53
40410	COUNTY OF SUSSEX	7,771.42
40411	COUNTY OF SUSSEX	3,662.77
40412	COUNTY OF SUSSEX	835,894.74
40413	CRAFCO, INC.	583.98
40414	CRAUDELL, FLORENCE E.	212.50

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40415	CSS TEST INC.	1,248.00
40416	D. BECKER PHOTO, LLC.	250.00
40417	DEMPSEY UNIFORM & SUPPLY INC	1,871.32
40418	DOMINICK'S PIZZA LLC	75.85
40419	E.A. MORSE & COMPANY, INC.	1,502.40
40420	ENNIS-FLINT, INC.	1,636.00
40421	EXTRA TECH DATA SERVICES, LLC.	260.00
40422	FEDERAL EXPRESS	79.30
40423	FIRE & SAFETY SERVICES, LTD., INC.	332.21
40424	FIRST UNITED METHODIST CHURCH	100.00
40425	Governor's Conference on Housing &	112.50
40426	GRUBER, COLABELLA & LIUZZA	1,233.42
40427	GUILENE HAM	200.00
40428	HAMBURG PLUMBING SUPPLY CO INC	1,805.15
40429	HAPPY WOK	42.70
40430	HAYDEE BALLESTER	165.00
40431	HAYEK'S MARKET INC.	59.73
40432	HENSLEY, ALLYSON	200.00
40433	HOME DEPOT, INC.	4,367.26
40434	J. CALDWELL & ASSOCIATES, LLC.	720.00
40435	JCP&L	12,703.64
40436	JOHN L. MILLS, JR.	212.50
40437	KELLER WELDING COMPANY, LLC.	550.00
40438	KKPR MARKETING & PUBLIC RELATIONS,	150.00
40439	KML TECHNOLOGY INC	6,000.00
40440	Kowalski, Judith	212.50
40441	LADDEY, CLARK & RYAN, LLP	2,583.33
40442	LAFAYETTE AUTO PARTS	184.68
40443	LINN CLOUSE	212.50
40444	LOCK & KEY WORLD	24.50
40445	Lorber, Charles	206.25
40446	LOU'S GLASS	400.00
40447	LOWE'S , INC.	78.22
40448	MAILFINANCE INC.	529.41
40449	MAZURYK, MICHAEL	200.00
40450	McNamara, Pamela	206.25
40451	USA HOIST CO., INC.	225.00
40452	MINISINK PRESS INC	60.00
40453	MITCHELL HUMPHREY INC.	1,545.00
40454	MORPHOTRAK, INC.	26,466.21
40455	MORRIS ASPHALT SUPPLY, LLC	4,971.29
40456	MUCCILLI, ALBERT J.	200.00
40457	MULCH CONCEPTS, LLC.	660.00
40458	MUNICIPAL CLERKS ASSOCIATI	75.00
40459	NELLE, KURT	173.20
40460	NEW JERSEY HERALD, INC.	708.75
40461	NEWTON PIZZA	56.84
40462	NJMEBF	174,228.00
40463	PELLOW, HAROLD & ASSO, INC.	641.68
40464	PENTELEDATA	769.70
40465	PIERCE, JOANN	206.25
40466	POLICE BIKE STORE	129.93
40467	QUILL CORPORATION	737.50
40468	R.S. PHILLIPS STEEL LLC	103.00
40469	RACHLES/MICHELE'S OIL COMPANY, INC.	9,136.41
40470	RAGSDALE, JANET A.	200.00
40471	READY REFRESH BY NESTLE	127.92
40472	Recreation Supply Company, Inc.	702.11
40473	RICHARDS, MICHAEL	516.00
40474	RR DONNELLEY	367.50
40475	SCHNACKENBERG, MICHAEL	200.00
40476	SCMUA	586.24
40477	SEBRING AUTO PARTS, INC.	261.31

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40478	SHOP RITE, INC.	14.94
40479	SLOAN, JAMES P.	3,214.17
40480	SPECTROTEL	1,245.61
40481	SQUIRES LAUREEN A.	200.00
40482	STAPLES BUSINESS ADVANTAGE, INC.	757.54
40483	STAPLES BUSINESS ADVANTAGE, INC.	31.52
40484	STATE TREASURER	50.00
40485	STATEWIDE INSURANCE FUND	59,838.42
40486	SUMMIT SOUNDZ ENTERTAINMENT LLC	1,000.00
40487	SUSSEX CAR WASH INC	238.00
40488	SUSSEX COUNTY CLERK	519.78
40489	SWANK MOTION PICTURES	423.00
40490	T.A. MOUNTFORD COMPANY, INC.	950.00
40491	Talmdage, Kathleen	200.00
40492	TAYLOR OIL CO., INC.	1,915.81
40493	THE CANNING GROUP, LLC.	625.00
40494	THYSSENKRUPP ELEVATOR CORP.	227.07
40495	TOYOTA/SUBARU/SCION OF MORRISTOWN I	124.68
40496	TREASURER, PETTY CASH FUND	100.00
40497	TREASURER, STATE OF NEW JERSEY	225.00
40498	TREASURER, STATE OF NJ	334.00
40499	TREASURER, STATE OF NJ -BURIAL	5.00
40500	TRI-STATE RENTALS, INC.	263.20
40501	TRIMBOLI & PRUSINOWSKI, LLC.	4,550.00
40502	UNITED TELEPHONE/CENTURY LINK	127.23
40503	VENTRICELLI, GERARD P.	200.00
40504	VERIZON WIRELESS, INC.	1,471.85
40505	VISION SERVICE PLAN	2,119.96
40506	VOGEL, CHAIT, COLLINS, SCHNEIDER, PC,	720.00
40507	W.CAMPBELL SUPPLY OF SUSSEX CTY LLC	597.65
40508	WALMART	357.80
40509	WANDA FOUNTAINE	200.00
40510	WAYNE T. MCCABE	200.00
40511	WELDON ASPHALT COMPANY, INC.	659.06
40512	ZOELLER, MARIE	200.00
40388	NJMVC	2.00
181053	PAYROLL ACCOUNT	195,147.39
181052	JP MORGAN CHASE BANK	250,823.75
181051	ELAVON	318.46
181050	NEWTON BOARD OF EDUCATION	566,409.00
181049	PAYROLL ACCOUNT	211,540.54
181048	NEWTON BOARD OF EDUCATION	900,000.00

CAPITAL

8724	ALL STATE TECHNOLOGY INC.	8,000.00
8725	FKA ARCHITECTS INC.	1,601.97
8726	J. CALDWELL & ASSOCIATES, LLC.	360.00
8727	KEY-TECH, INC.	447.00
8728	MCMANIMON, SCOTLAND & BAUMANN, LLC	600.00
8729	NEW JERSEY HERALD, INC.	13.50
8730	PELLOW, HAROLD & ASSO, INC.	7,613.08
8731	PUMPING SERVICES, INC.	5,462.00

Total TOWN BILLS \$ 3,409,422.72

WATER AND SEWER ACCOUNT

17056	ACCURATE WASTE REMOVAL INC.	7,077.00
17057	AIRMATIC COMPRESSOR SYSTEMS, INC.	162.50
17058	SYNCHRONY BANK	168.54
17059	CAMPBELL'S SMALL ENGINE INC.	275.14
17060	CAPITOL SUPPLY CONST PRODUCTS, INC.	4,351.37

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17061	CENTURYLINK COMMUNICATIONS, INC.	39.92
17062	CENTURYLINK COMMUNICATIONS, INC.	1,216.37
17063	COYNE CHEMICAL CORP., INC.	7,889.49
17064	CRAFCO, INC.	583.98
17065	CURRENT ACCOUNT	540.00
17066	DEMPSEY UNIFORM & SUPPLY INC	582.03
17067	FRANK SEMERARO CONSTRUCTION, INC.,	900.00
17068	GARDEN STATE LABORATORIES INC	458.50
17069	Governor's Conference on Housing &	112.50
17070	HACH COMPANY	947.26
17071	HAYEK'S MARKET INC.	83.23
17072	HOLLAND COMPANY, INC.	13,601.53
17073	HOME DEPOT, INC.	1,696.77
17074	JCP&L	12,647.33
17075	KKPR MARKETING & PUBLIC RELATIONS,	1,450.00
17076	LOCK & KEY WORLD	25.50
17077	MOTT MACDONALD	730.00
17078	PASSAIC VALLEY SEWERAGE COMM.	5,922.00
17079	PELLOW, HAROLD & ASSO, INC.	2,699.50
17080	PENTELEDATA	399.85
17081	PUMPING SERVICES, INC.	7,065.00
17082	SCHMIDT'S WHOLESALE, INC	2,439.00
17083	SCMUA	876.30
17084	SHERWIN-WILLIAMS, INC.	755.29
17085	SMALLEY, JOHN H	1,250.00
17086	STAPLES BUSINESS ADVANTAGE, INC.	31.52
17087	STATEWIDE INSURANCE FUND	54,359.83
17088	SUMMIT SOUNDZ ENTERTAINMENT LLC	1,000.00
17089	SUSSEX COUNTY P & H, INC.	613.09
17090	SWANK MOTION PICTURES	463.00
17091	TREASURER, WATER & SEWER PETTY CASH	100.00
17092	VERIZON WIRELESS, INC.	223.43
186029	PAYROLL ACCOUNT	37,080.25
186028	ELAVON - ON LINE FEES	123.22
186027	PAYROLL ACCOUNT	35,265.89

CAPITAL

2482	MOTT MACDONALD	7,326.28
2483	NEW JERSEY HERALD, INC.	14.70

Total WATER & SEWER Bills \$ 213,547.11

TRUST

3758	AUTHENTIC PIZZA	1,936.00
3759	COUNTRY CLUB ICE CREAM, LLC.	2,603.46
3760	CURRENT ACCOUNT	13,402.13
3761	MINISINK PRESS INC	350.00
3762	PELLOW, HAROLD & ASSO, INC.	2,439.10
3763	PELLOW, HAROLD & ASSO, INC.	1,494.03
3764	SHOP RITE, INC.	145.16
3765	VOGEL, CHAIT, COLLINS, SCHNEIDER, PC,	720.00
3766	WALMART	489.94
187116	PAYROLL ACCOUNT	607.50
187115	PAYROLL ACCOUNT	2,106.00

Total TRUST ACCOUNT Bills \$ 26,293.32

SUI (FUND 73)

1118	S/NJ EMPLOYER ACCOUNTS	861.05
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August 13, 2018

Total SUI (FUND 73) ACCOUNT Bills \$ 861.05

HOUSING TRUST FUND (COAH FUND 75)

169	J. CALDWELL & ASSOCIATES, LLC.	60.00
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Total HOUSING TRUST(COAH) ACCOUNT Bills \$ 60.00

FEDERAL/STATE GRANTS

1420	STAPLES BUSINESS ADVANTAGE, INC.	15.07
181116	PAYROLL ACCOUNT	445.67
181115	PAYROLL ACCOUNT	445.67

Total FEDERAL/STATE GRANTS ACCOUNT Bills \$ 906.41

DEVELOPERS ESCROW (FUND 72)

1315	FERRIERO ENGINEERING INC.	225.00
1316	PELLOW, HAROLD & ASSO, INC.	162.50
1317	VOGEL, CHAIT, COLLINS, SCHNEIDER, PC,	15.00

Total DEVELOPERS ESCROW (FUND 72) ACCOUNT Bills \$ 406.50

RESOLUTION #172-2018*

**AUTHORIZE EXTENSION FOR PAYMENT OF REAL ESTATE TAXES FOR THE THIRD QUARTER
2018 TAXES**

WHEREAS, the Sussex County Board of Taxation certified the 2018 tax rate for the Town of Newton on July 16, 2018 and as a result, the tax bills for the third installment could not be mailed by June 14th, but were mailed instead on July 18, 2018; and

WHEREAS, the intent of N.J.S.A. 54:4-64 is to ensure that taxpayers are given adequate notice of taxes due before penalties are invoked requiring payment of interest for delinquency under the provisions of N.J.S.A. 54:4-67; and

WHEREAS, in fairness to the taxpayers of the Town of Newton, a twenty-five (25) day extension period to August 14, 2018 shall be provided, in accordance with N.J.S.A. 54:4-64 by establishing the interest rate for delinquency at zero percent (0%) from the certification date of mailing said tax bills; and

WHEREAS, interest shall revert back to August 1, 2018 after the twenty-five (25) day extension period to provide consistency and compliance in accordance with N.J.S.A. 54:4-67;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that a twenty- five (25) day extension period to August 14, 2018 is hereby granted for the August 2018 tax quarter by charging zero percent (0%) interest during said extension period.

RESOLUTION #173-2018*

**RESOLUTION APPOINTING SEAN P. CANNING, AS QUALIFIED PURCHASING AGENT FOR THE
TOWN OF NEWTON**

WHEREAS, the Town of Newton entered into an Agreement with The Canning Group, LLC via Resolution #227-2017, adopted on November 27, 2017 for Qualified Purchasing Agent Services for calendar year 2018; and

WHEREAS, the Town of Newton hereby desires to appoint Sean P. Canning, MPA, QPA as Qualified Purchasing Agent for the Town of Newton; and

NOW, THEREFORE BE IT RESOLVED, that the Town Council of the Town of Newton hereby appoints Sean P. Canning, MPA, QPA as Qualified Purchasing Agent for the Town of Newton effective immediately through December 31, 2018.

Mr. Russo made note of "kudos" to Terri Oswin, Michelle Estremera and Ginny Rafferty for a great job on the preparation of the state purchasing audit paperwork, which was performed on Thursday, August 9, 2018.

The Clerk presented an application for a Special Permit for a Social Affair from the Newton Memorial Post 5360 Veterans of Foreign Wars to be held on September 8, 2018 from 12:00 pm to 8:00pm at 85 Mill Street, Newton, NJ.

A motion was made by Mrs. Diglio to approve the **COMBINED ACTION RESOLUTIONS**, seconded by Mr. Dickson and roll call resulted as follows:

Mr. Dickson	Yes	Mrs. Diglio	Yes
Deputy Mayor Flynn	Absent	Mr. Schlaffer	Yes
	Mayor Le Frois	Yes	

Upon motion of Mrs. Diglio, seconded by Mr. Schlaffer and carried, **RESOLUTION #175-2018** was added to the agenda and roll call resulted as follows:

Mr. Dickson	Yes	Mrs. Diglio	Yes
Deputy Mayor Flynn	Absent	Mr. Schlaffer	Yes
	Mayor Le Frois	Yes	

RESOLUTION #175-2018

RESOLUTION DECLARING THE TOWN OF NEWTON SUPPORT FOR THE JCP&L RELIABILITY PLUS

WHEREAS, the **Town of Newton** recognizes reliable electric service plays a crucial role in the daily lives of Town residents; and

WHEREAS, the **Town of Newton** recognizes reliable electric service also is critical to the local businesses within our community, and drives commerce in our Town and across the region; and

WHEREAS, the **Town of Newton** supports efforts to enhance our energy infrastructure to continue to provide families and businesses the reliable source of energy they need; and

WHEREAS, the **Town of Newton** supports efforts to enhance the reliability and resiliency of the electric distribution system against severe weather and reduce the number of customers affected by outages and shorten the duration of outages; and

WHEREAS, the **Town of Newton** has been informed Jersey Central Power and Light Company's (JCP&L) Reliability Plus includes approximately \$400 million in targeted investments above and beyond its regular annual investments to enhance JCP&L's service reliability and resiliency; and

WHEREAS, the **Town of Newton** has been informed the JCP&L plan includes nearly 4,000 enhancements that will help the reliability and resiliency of overhead and

underground distribution lines, as well as new equipment to reduce the number of customers affected by outages and shorten the duration of outages; and

WHEREAS, the **Town of Newton** has been informed the JCP&L plan also outlines additional vegetation management to reduce the potential for tree damage, which is the primary cause of outages during severe storms in JCP&L's service area; and

WHEREAS, the **Town of Newton** has been informed JCP&L expects the plan's economic benefit to customers and businesses from enhanced reliability and resiliency will be \$1.9 billion over the estimated life of the equipment installed through the program; and

WHEREAS, the **Town of Newton** been informed JCP&L estimates the initial increase on the monthly bill for an average residential customer would be about 25 cents;

NOW, THEREFORE BE IT RESOLVED, that Mayor and Council of Town of NEWTON hereby finds and declares:

JCP&L's Reliability Plus will benefit residents and businesses in the Town of Newton and throughout Sussex County by making JCP&L's electric distribution system during storm and non-storm events more resistant to outages and enabling the system to recover more quickly when outages do occur and increase the distribution system's resiliency, operational flexibility, safety and security.

JCP&L's Reliability Plus should be approved by the New Jersey Board of Public Utilities (BPU).

A motion was made by Mr. Dickson to approve **RESOLUTION #175-2018**, seconded by Mr. Schlaffer and roll call resulted as follows:

Mr. Dickson	Yes	Mrs. Diglio	Yes
Deputy Mayor Flynn	Absent	Mr. Schlaffer	Yes
	Mayor Le Frois	Yes	

INTERMISSION - None

DISCUSSION

No additional discussion at this time.

OPEN TO THE PUBLIC

Mayor Le Frois opened the meeting to the public.

Margaret Baldini, 5 Barry Lane, advised of Plainfield Avenue being in disrepair and inquired when it will be repaved and was advised by Mr. Russo it is due to be repaved next year, but he needs to verify the water/sewer lines under the road before repaving. He noted DPW will be doing patch work on Plainfield Avenue in the near future. Ms. Baldini also questioned Resolution #167-2018, regarding the cost of the firehouse and was advised by Mr. Russo this cost is not in addition to the original cost of the firehouse.

August 13, 2018

Ralph Porter, 12 Pine Street, questioned if sidewalks would be included in the repaving project of Plainfield Avenue and was advised by Mr. Russo the design has not been determined to date.

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

COUNCIL & MANAGER COMMENTS

Councilwoman Diglio questioned if overnight parking could be permitted April through November throughout the Town.

After a brief discussion, Council agreed to have a further dialogue regarding overnight parking in the fall of this year. The Town Manager will obtain information and recommendations from the Newton Police as well as the Newton DPW.

Councilman Schlaffer noted his excitement regarding the "live" recording of the Council meetings.

EXECUTIVE SESSION

Upon motion of Mrs. Diglio, seconded by Mr. Dickson and unanimously carried, Council entered Executive Session at 7:53 pm.

Upon motion of Mrs. Diglio, seconded by Mr. Schlaffer and unanimously carried, Council left Executive Session at 8:42 pm.

Mayor Le Frois advised of a suggestion by Councilman Schlaffer to have "coffee with the Council". After a brief discussion, Council will look at their calendars and schedule such an event this Fall.

Mrs. Read noted the recent passing of Janien Roberts' father and the Town Council offered their condolences to the Roberts Family.

There being no further business to be conducted, upon motion of Mr. Schlaffer, seconded by Mrs. Diglio and unanimously carried, the meeting was adjourned at 8:48 pm.

Respectfully submitted,



Lorraine A. Read, RMC
Municipal Clerk