



AGENDA NEWTON TOWN COUNCIL

January 14, 2019

7:00 p.m.

I. PLEDGE OF ALLEGIANCE

II. ROLL CALL

III. OPEN PUBLIC MEETINGS ACT STATEMENT

IV. APPROVAL OF MINUTES

December 26, 2018 Regular Meeting
January 3, 2019 Reorganization 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. SWEARING-IN CEREMONY

- a. Newton Fire Department – 2019 Officers

VII. COUNCIL & MANAGER REPORTS

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

VIII. ORDINANCES

IX. OLD BUSINESS

X. 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 #28-2019* Resolution Supporting the New Jersey Safe Routes to School Program
- b. Resolution #29-2019* Resolution Supporting Assembly Bill A4037 and Senate Bill S2650 Amending N.J.S.40A:14-96, N.J.S.40A:14-98 and P.L. 1940, c. 153 Allowing Members of Junior Firefighters' Auxiliaries to Perform Certain Fire Support Duties
- c. Resolution #30-2019* Authorize and Direct the Tax Collector to Sell Municipal Liens in Accordance with New Jersey Law in 2019
- d. Resolution #31-2019* Appointment of Matthew Dickson as Town Council Liaison to the Newton Board of Education
- e. Resolution #32-2019* Appointment of Joyce Franklin as Senior Citizen Coordinator for the Town of Newton for 2019
- f. Resolution #33-2019* Appointment of Barbara Vrahnos as a Regular Member of the Planning Board
- g. Resolution #34-2019* Authorizing the Town of Newton to Enter into an Agreement with EXCEL Environmental Resources, Inc., for Environmental Engineering Services for Calendar Year 2019
- h. Resolution #35-2019* Appointment of Jarrod C. Cofrancesco, Esq., as the Town of Newton's Alternate Municipal Prosecutor for Calendar Year 2019
- i. Resolution #36-2019* Adoption of the Temporary Operating Budget and Temporary Water and Sewer Budget for 2019
- j. Resolution #37-2019* Approval of Extension of Kieffer Electrical Services Contract Per Bid 1-2017
- k. Resolution #38-2019* Granting Authority for Approval of Certain Purchases Through New Jersey State Contracts and/or Purchasing Cooperatives
- l. Resolution #39-2019* Unsafe Road Conditions on Route 94

Office of the Mayor

Newton, New Jersey

Proclamation

Newton Braves Youth Football Team

WHEREAS, the Newton Town Council members recognize the benefits our youth derive by participating in organized sports; and

WHEREAS, the Newton Youth Football program provides the youngsters of Newton an opportunity to participate in an organized sport during the school year; and

WHEREAS, the Newton Youth Football program is a member of the Morris County Youth Football League, along with Denville, Hackettstown, Jefferson, Long Valley, Madison, Mendham, Mt. Olive, Randolph, Vernon and Wayne; and

WHEREAS, under the direction of Head Coach, Adam Guerra, Assistant Coaches Peter Ferdenzi, Dan Nolan, Teddy Sibblies, Jeff LaCorte and Dennis Mellio, the Braves Youth Eighth-Grade Football Team with 19 team members takes pride in their 2018 season with a record of 10-0, scoring a total of 319 points during the season; and

WHEREAS, the team's talents and skills helped them to defeat Randolph in the Championship game by a score of 30-6;

NOW THEREFORE, We, the Mayor and Town Council members of the Town of Newton hereby proclaim our congratulations to the Newton Youth Football Team for their outstanding talent and accomplishments, and wish them continued success in the future.

#3 Robert McCullough
#21 Matt May
#44 Brody Guerra
#68 Michael Troutman
#86 Aiden Akturk

#10 Evan Robinson
#22 Mike Mellilo
#52 Matt Mclean
#70 Billy Greenhalgh
#92 Dominick Goscia

#17 Jake Benitz
#32 Brayden Nolan
#56 Aiden LaCorte
#78 Rylan Ivaldi
#99 Devontae Venable

#13 Dominic Ferdenzi
#33 Taylor Sibblies
#66 Claudio Ibarra
#81 Pasquale Festa

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

Attest: _____

Date: January 14, 2019



TOWN OF NEWTON

RESOLUTION #28-2019

January 14, 2019

“Resolution Supporting the New Jersey Safe Routes to School Program”

WHEREAS, the Town of Newton recognizes there is a need to promote the health and safety of our children; and

WHEREAS, nearly one out of three children (31%) ages 10-17 are overweight or obese in New Jersey, and New Jersey has the second highest rate of obesity (17.9%) for low-income children ages 2-5; and

WHEREAS, lack of physical activity has had a significant impact on children's health and well-being, resulting in higher rates of obesity, diabetes, heart disease, and other related health concerns compared to 30 years ago. Driving children to school by private vehicle and idling in the school vicinity contributes to traffic congestion and air pollution near the school, and air pollution near schools can have adverse effects on student health as well as on the local environment; and

WHEREAS, bicycling and walking to school can have a positive mental and physical impact on the health of children and youth and helps them arrive at school ready to learn; and

WHEREAS, providing safer routes to and from school aims to decrease pedestrian and bicycling related injuries, not just for students but for the entire community; and

WHEREAS, the New Jersey Safe Routes to School program uses education, encouragement, infrastructure and enforcement strategies to help make walking and bicycling to school safer and more attractive to children; and

WHEREAS, a successful Safe Routes to School program involves schools, school boards, citizens and local government to collaborate to enable and encourage children, including those with disabilities, to walk and bicycle to school safely;

NOW, THEREFORE BE IT RESOLVED by the Town Council of the Town of Newton that we hereby support the New Jersey Safe Routes to School program which enables and encourages students to walk and bicycle to school and the development and maintenance of safe ways to walk and bicycle to school.

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, January 14, 2019.

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #29-2019

January 14, 2019

“Resolution Supporting Assembly Bill A4037 and Senate Bill S2650 Amending N.J.S.40A:14-96, N.J.S.40A:14-98 and P.L.1940, c. 153 Allowing Members of Junior Firefighters’ Auxiliaries to Perform Certain Fire Support Duties”

WHEREAS, fire departments are in dire need of volunteers and have requested amendments to current legislation to help recruit and maintain volunteer firefighters; and

WHEREAS, junior firefighters provide key support to volunteer fire departments in Sussex County and throughout New Jersey, and these departments are lacking the ability to utilize junior firefighters during non-hazardous duties at fire scenes and other emergencies; and

WHEREAS, Assembly Bill 4037 and Senate Bill 2650 provide much needed amendments to current legislation to allow junior firefighters to perform support and training by establishing guidelines allowing junior firefighters the ability to perform certain non-hazardous duties during training, activities at the scene of a fire or other emergencies based on the age of the member; and

WHEREAS, Assembly Bill 4037 and Senate Bill 2650 will help expand opportunities for junior volunteer firefighters thereby encouraging youth in our communities to get involved where they live and volunteer for volunteer fire departments and expand their ability to learn and train among seasoned volunteers with the hope they will continue to volunteer as adults in their community;

NOW, THEREFORE BE IT RESOLVED, that the Town Council of the Town of Newton hereby supports amending N.J.S.40A:14-96, N.J.S.40A:14-98 and P.L. 1940, c.153 as provided for in Assembly Bill 4037 and Senate Bill S2650 allowing members of junior firefighter auxiliaries to perform certain fire support duties based on the age of the member; and

BE IT FURTHER RESOLVED certified copies of this resolution shall be forwarded to Governor Phil Murphy, Honorable Steven V. Oroho, Honorable Parker Space and Honorable Harold J. Wirths, Senate President Stephen M. Sweeney, Assembly Speaker Craig J. Coughlin, Honorable Adam J. Taliaferro, Chairman of the Law & Public Safety Committee, Honorable Linda R. Greenstein, Chairwoman of the Law & Public Safety Committee, New Jersey State League of Municipalities, Sussex County Board of Chosen Freeholders, and each municipality in Sussex County.

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Municipal Clerk



TOWN OF NEWTON

RESOLUTION #30-2019

January 14, 2019

“Authorize and Direct the Tax Collector to Sell Municipal Liens in Accordance with New Jersey Law in 2019”

WHEREAS, the Governing Body of the Town of Newton in the County of Sussex, New Jersey, desires to collect all taxes, assessments and other municipal charges that are now delinquent; and

WHEREAS, the Tax Collector is directed to sell all municipal delinquencies through December 31, 2018 in a manner prescribed by NJSA 54:5-19 and amended by Chapter 99, Public Laws of 1998;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that the Tax Collector is hereby authorized and directed to sell all municipal liens in accordance with the New Jersey Statutes, as described above, and that said sale shall take place in 2019.

CERTIFICATION

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Lorraine A. Read, RMC
Municipal Clerk



**TOWN OF NEWTON
RESOLUTION #31-2019**

January 14, 2019

**“Appointment of Matthew Dickson as Town
Council Liaison to the Newton Board of
Education”**

BE IT RESOLVED, by the Town Council of the Town of Newton that Matthew Dickson be and is hereby appointed as the Town of Newton liaison to the Newton Board of Education for calendar year 2019.

CERTIFICATION

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Municipal Clerk



TOWN OF NEWTON

RESOLUTION #32-2019

January 14, 2019

"Appointment of Joyce Franklin as Senior Citizen Coordinator for the Town of Newton for 2019"

BE IT RESOLVED, by the Town Council of the Town of Newton that Joyce Franklin be and is hereby appointed as the Senior Citizen Coordinator for the Town of Newton during calendar year 2019.

CERTIFICATION

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Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #33-2019

January 14, 2019

**“Appointment of Barbara Vrahnos as a
Regular Member of the Planning Board”**

WHEREAS, there is currently a vacancy for a Regular member on the Town of Newton Planning Board; and

WHEREAS, Barbara Vrahnos currently serves as an Alternate Member on the Planning Board;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton, that Barbara Vrahnos is hereby appointed to a four-year term as a Regular member on the Planning Board, effective immediately with said term continuing to December 31, 2022.

CERTIFICATION

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Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #34-2019

January 14, 2019

“Authorizing the Town of Newton to Enter into an Agreement with EXCEL Environmental Resources, Inc., for Environmental Engineering Services for Calendar Year 2019”

WHEREAS, the Town of Newton is in need of environmental engineering services;
and

WHEREAS, EXCEL Environmental Resources, Inc., can provide environmental engineering services, in accordance with N.J.S.A. 40A:11-9; and

WHEREAS, environmental engineering services are exempt from bidding requirements per N.J.S.A. 40A:11-3, et. seq.; and

WHEREAS, the Town of Newton desires to enter into an agreement with EXCEL Environmental Resources, Inc., for environmental engineering services, effective January 1, 2019 through December 31, 2019, based on the proposal submitted dated November 12, 2018;

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

1. This resolution hereby serves as an Agreement between the Town of Newton and EXCEL Environmental Resources, Inc., for environmental engineering services; and
2. A copy of this resolution and EXCEL Environmental Resources, Inc., proposal dated November 12, 2018 be place on file in the Municipal Clerk's Office.

CERTIFICATION

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Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #35-2019

January 14, 2019

“Appointment of Jarrod C. Cofrancesco, Esq., as the Town of Newton's Alternate Municipal Prosecutor for Calendar Year 2019”

WHEREAS, Jonathan E. McMeen, Esq., currently serving as the Town of Newton's Municipal Prosecutor, has indicated an Alternate Municipal Prosecutor may be needed by the Town of Newton during calendar year 2019; and

WHEREAS, Jarrod C. Cofrancesco, Esq., has expressed an interest in serving as Newton's Alternate Municipal Prosecutor; and

WHEREAS, compensation for said services will be the sole responsibility of Jonathan E. McMeen, Esq.; and

WHEREAS, legal services is a professional service as defined by the Local Public Contracts Law and is, therefore, exempt from public bidding requirements in accordance with N.J.A.C. 40A:11-5(1)(a)(i);

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that we hereby appoint Jarrod C. Cofrancesco, Esq. as the Town of Newton's Alternate Municipal Prosecutor for the calendar year 2019; and

BE IT FURTHER RESOLVED, that a certified copy of this Resolution be forwarded to Jarrod C. Cofrancesco, Esq., Jonathan E. McMeen, Esq., Frances Koch, Sussex County Prosecutor and the Town of Newton Municipal Judge, the Hon. James P. Sloan.

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Municipal Clerk



TOWN OF NEWTON

RESOLUTION #36-2019

January 14, 2019

“Adoption of the Temporary Operating Budget and Temporary Water and Sewer Budget for 2019”

WHEREAS, funds are needed to operate the Municipal Government and the Water and Sewer Utility for the first ninety (90) days of calendar year 2019; and

WHEREAS, N.J.S.A. 40A:4-19 provides for adoption of a Temporary Budget, not to exceed twenty-six and one-quarter percent (26.25%) of the total of the appropriations made for all purposes in the budget for the preceding year excluding, in both instances, appropriations made for interest and debt redemption charges, capital improvement fund and public assistance;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that the 2019 Temporary Operating Budget and the 2019 Temporary Water and Sewer Utility Budget be and are hereby approved, pending adoption of the 2019 Annual Municipal Budget and the 2019 Water and Sewer Utility Budget.

2019 TEMPORARY BUDGET CALCULATION

\$ 12,766,000	Total 2018 Budget
2,189,010	Less: Debt (principal & interest)
0	Less: Public Assistance
<u>150,000</u>	Less: Capital Improvements
\$10,426,990	Amount on which % is applied
x <u>.2625</u>	Percentage increase allowed by state
\$ 2,737,084	Allowable 2019 Temporary Budget

APPROPRIATIONS NOT SUBJECT TO 26.25% INCREASE

Capital Improvements	OE	1095200	\$100,000
Debt Service	OE	1096200	\$585,000

2019 TEMPORARY WATER AND SEWER BUDGET

	<u>2018 BUDGET</u>	<u>2019 TEMPORARY BUDGET</u>
Salaries and Wages	\$ 887,800	\$ 227,500
Other Expenses	2,012,470	520,000
Deferred Charges		
PE R S	16,750	16,000
Unemployment	4,300	500
Social Security System	<u>68,000</u>	<u>20,696</u>
	\$2,989,320	\$784,696
	x .2625	
	\$ 784,696	
 TOTAL 2019 TEMPORARY WATER & SEWER BUDGET		\$784,696
 TOTAL 2019 TEMPORARY W&S CAPITAL IMPR BUDGET		\$300,000
 TOTAL 2019 TEMPORARY W&S DEBT SERVICE BUDGET		\$200,000

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Municipal Clerk

ACCOUNT NUMBER	APPROPRIATIONS	2019 TEMPORARY BUDGET
1050100	TOWN MANAGER'S OFFICE - SALARY & WAGES	33,000.00
1050200	TOWN MANAGER'S OFFICE - OTHER EXPENSES	30,000.00
1051100	TOWN CLERK'S OFFICE - SALARY & WAGES	34,000.00
1051200	TOWN CLERK'S OFFICE - OTHER EXPENSES	3,000.00
1051500	ELECTIONS - OTHER EXPENSES	3,000.00
1052100	TOWN COUNCIL - SALARY & WAGES	3,000.00
1052200	TOWN COUNCIL - OTHER EXPENSES	1,800.00
1053100	HUMAN RESOURCE - SALARY & WAGES	10,000.00
1053200	HUMAN RESOURCE - OTHER EXPENSES	3,000.00
1054100	FINANCE ADMINISTRATION - SALARY & WAGES	20,000.00
1054200	FINANCE ADMINISTRATION - OTHER EXPENSES	4,500.00
1054300	FINANCE ADMINISTRATION - AUDIT SERVICES	500.00
1055100	ASSESSMENT OF TAXES - SALARY & WAGES	16,000.00
1055200	ASSESSMENT OF TAXES - OTHER EXPENSES	6,000.00
1056100	COLLECTION OF TAXES - SALARY & WAGES	18,000.00
1056200	COLLECTION OF TAXES - OTHER EXPENSES	4,000.00
1058200	LEGAL SERVICES - OTHER EXPENSES	45,000.00
1059100	MUNICIPAL COURT - SALARY & WAGES	35,000.00
1059200	MUNICIPAL COURT - OTHER EXPENSES	12,000.00
1060200	ENGINEERING - OTHER EXPENSES	5,000.00
1061200	BUILDINGS & GROUNDS - OTHER EXPENSES	50,000.00
1062100	PLANNING/ZONING ADMIN - SALARY & WAGES	13,000.00
1062200	PLANNING BOARD - OTHER EXPENSES	7,000.00
1063200	HISTORIC COMMISSION - OTHER EXPENSES	500.00
1064100	COMMUNITY DEVELOPMENT - SALARIES/WAGES	20,000.00
1064200	COMMUNITY DEVELOPMENT - OTHER EXPENSES	10,000.00
1065400	ECONOMIC DEVELOPMENT COMM - OTHER EXP	800.00
1066200	EMPLOYEE GROUP INSURANCE - OTHER EXPENSE	400,000.00
1066300	HEALTH BENEFIT WAIVER	8,000.00
1067200	WORKMEN'S COMP INSURANCE - OTHER EXPENSE	75,000.00
1069200	OTHER INSURANCE PREMIUMS - OTHER EXPENSE	93,000.00
1070200	FIRE DEPARTMENT - OTHER EXPENSES	7,000.00
1073100	CENCOM - SW	95,000.00
1074100	POLICE DEPARTMENT - SALARY & WAGES	850,000.00
1074200	POLICE DEPARTMENT - OTHER EXPENSES	26,000.00
1074300	COMMUNICATIONS CENTER - OTHER EXPENSES	48,000.00
1075100	PARKING METERS - SALARY & WAGES	1.00
1076200	AID TO FIRST AID ORGANIZATION - OTHER EX	7,000.00
1077100	INSPECTION OF BUILDINGS - SALARY & WAGES	8,000.00

1077200	INSPECTION OF BUILDINGS - OTHER EXPENSES	1,000.00
1077400	CODE ENFORCEMENT - SALARIES & WAGES	16,000.00
1077500	CODE ENFORCEMENT - OTHER EXPENSES	3,000.00
1078100	EMERGENCY MANAGEMENT - SALARY & WAGES	3,000.00
1078200	EMERGENCY MANAGEMENT - OTHER EXPENSES	3,000.00
1080100	ROAD REPAIR & MAINT - SALARY & WAGES	150,000.00
1080200	ROAD REPAIR & MAINT - OTHER EXPENSES	30,000.00
1081100	SNOW REMOVAL - SALARY & WAGES	50,000.00
1081200	SNOW REMOVAL - OTHER EXPENSES	45,000.00
1082200	STORMWATER/FLOOD CONTROL - OTHER EXPENSE	6,000.00
1083100	RECYCLING/SANITATION - SALARY & WAGES	600.00
1083200	RECYCLING/SANITATION - OTHER EXPENSES	10,000.00
1083300	VEHICLE MAINTENANCE - OTHER EXPENSES	35,000.00
1084200	BOARD OF HEALTH - OTHER EXPENSES	500.00
1085100	OCCUPATIONAL HEALTH - SALARY & WAGES	2,500.00
1085200	OCCUPATIONAL HEALTH - OTHER EXPENSES	4,000.00
1087100	RECREATION - SALARIES & WAGES	5,000.00
1087200	RECREATION - OTHER EXPENSES	6,000.00
1089200	UTILITY EXP/BULK PURCH - OTHER EXPENSES	120,000.00
1090100	SWIMMING POOL - SALARY & WAGES	2,000.00
1090200	SWIMMING POOL - OTHER EXPENSES	6,000.00
1091100	PARKS & PLAYGROUNDS - SALARY & WAGES	22,000.00
1091200	PARKS & PLAYGROUNDS - OTHER EXPENSES	10,000.00
1092200	CELEBRATION OF PUBLIC EVENTS - OE	7,000.00
1093100	SENIOR CITIZEN PROGRAM - SALARY & WAGES	10,000.00
1093200	SENIOR CITIZEN PROGRAM - OTHER EXPENSE	500.00
1094550	RECYCLING TAX (PL2007 c.311)O/S CAP	200.00
1094710	INTERLOCAL- PARKING AUTHORITY	5,000.00
1094798	INTERLOCAL - GREEN TWP COURT	10,000.00
1098294	STAT. EXPEND. - DCRP	4,000.00
1098296	STAT. EXPEND. - PERS	104,183.00
1098298	STAT. EXPEND. - SOCIAL SECURITY	60,000.00
1098299	STAT. EXPEND. - UNEMPLOYMENT	500.00
	TOTAL APPROPRIATIONS SUBJECT TO 26.25% INCREASE	2,737,084.00
	APPROPRIATIONS NOT SUBJECT TO 26.25% INCREASE	
1095200	CAPITAL IMPROVEMENTS - OTHER EXPENSES	100,000.00
1096200	DEBT SERVICE - OTHER EXPENSES	585,000.00
	TOTAL CURRENT 2019 TEMPORARY BUDGET	3,422,084.00



TOWN OF NEWTON

RESOLUTION #37-2019

January 14, 2019 "Approval of Extension of Kieffer Electrical Services Contract Per Bid 1-2017"

WHEREAS, there is a need for electrical services contractor in the Town of Newton; and

WHEREAS, the Town of Newton received bids for electrical services under Bid 1-2017 duly advertised and received in a public manner on February 8, 2017 at 10:30am; and

WHEREAS, Kieffer Electrical Services, 1 Wantage Ave Branchville, NJ 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 purchasing agent 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.); and

WHEREAS, the New Jersey Local Publics Contract Law (N.J.S.A. 40A:11-15), allows for a two (2) year extension of contract by resolution of the governing body; and

WHEREAS, the contract terms and conditions will be the same as awarded under authorizing resolution for Bid 1-2017, ending January 31, 2021;

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

Kieffer Electric is authorized to enter a two (2) year contract extension through January 31, 2021 to provide for electrical services in the following rates:

Category A	
Standard Hourly Rate	
Foreman	\$120.00
Journeyman	\$110.00
Bucket Truck	\$25.00
Overtime Hourly Rate	
Foreman	\$180.00
Journeyman	\$165.00
Bucket Truck	\$25.00
Sunday and Holiday Hourly Rate	
Foreman	\$240.00
Journeyman	\$220.00
Bucket Truck	\$25.00
Category B Sewer and Water Utility	
Standard Hourly Rate	
Foreman	\$120.00
Journeyman	\$110.00
Bucket Truck	\$25.00
Overtime Hourly Rate	
Foreman	\$180.00
Journeyman	\$165.00
Bucket Truck	\$25.00
Sunday and Holiday Hourly Rate	
Foreman	\$240.00
Journeyman	\$220.00
Bucket Truck	\$25.00

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Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #38-2019

January 14, 2019

“Granting Authority for Approval of Certain Purchases Through New Jersey State Contracts and/or Purchasing Cooperatives”

WHEREAS, pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq. and P.L.2011, c.139, the Governing Body may delegate the power to award purchases, contracts and/or agreements through New Jersey State Contracts and/or Purchasing Cooperatives to which the Town of Newton is a member; and

WHEREAS, in the interest of streamlining Town operations and improving efficiency, it is the desire of the Mayor and Council to authorize the Purchasing Officer/Qualified Purchasing Agent (QPA) to approve purchases, contracts and agreements through New Jersey State Contracts and/or Purchasing Cooperatives, subject to provisions and requirements of the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq. and P.L.2011, c.139 below the \$40,000.00 threshold in individual purchases and the aggregate as defined by N.J.S.A.40A:11-2(19);

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Town of Newton that the Purchasing Officer/Qualified Purchasing Agent (QPA) upon receipt of an identified need and direction from the Town is hereby authorized to approve purchases, contracts and/or agreements through New Jersey State Contracts and/or Purchasing Cooperatives to which the Town of Newton is a member without further action from Council, provided funds are available to cover the expenditure; and

BE IT FURTHER RESOLVED, purchase approvals made by the Purchasing Officer/Qualified Purchasing Agent (QPA) by virtue of the adoption of this Resolution shall be subject to the provisions and requirements of the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq. and that no amount of any contract shall be in excess of the bid threshold in a single purchase or the aggregate without express individual resolutions authorizing such cooperative purchases by contract number.

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Lorraine A. Read, RMC
Municipal Clerk

January 11, 2019

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

Re: Recommendation of Cooperative Procurement Resolution 2019

Dear Manager Russo,

Attached please find a recommendation for a resolution for cooperative procurement approvals for 2019 operations. The overall goal of this resolution is to streamline procurement within the Local Publics Contract Law, while still retaining approval authority for the governing body in accord with the statutes.

Under the purchasing statutes as found within the New Jersey Local Publics Contract Law (N.J.S.A 40A:11-1 et. Seq.,) and the New Jersey Administrative Code (N.J.A.C. 5:34-1 et. Seq.,) procurements for single purchases, as well as aggregation by commodity, are defined and addressed. Both individual purchases and commodity aggregation purchases, which arise to the level of the bid threshold (currently at \$40,000.00 due to the existence of the Qualified Purchasing Agent appointment) will require the separate approval by the governing body of resolutions authorizing such procurements by cooperative and cooperative contract number.

This resolution is intended to streamline the at times, myriad of small purchases through cooperative contracts from \$0.00 through \$39,999.99. Such purchases are still protected through the legal requirements to:

1. Belong to an approved cooperative authorized by the governing body.
2. Ensure the cooperative contract number is listed on the purchase order as required at N.J.A.C. 5:34-7.29.
3. Procured in accordance with the originating cooperative contract bid specifications.
4. Subject to fiscal certification of funds in accord with the publicly approved budget and New Jersey Fiscal Affairs law requirements (N.J.S.A. 40A:5-1 et. Seq.,).

It does alleviate the at times, multitude of cooperative contract resolutions identifying contracts by individual number Should you have any questions please feel free to contact me. Thank you.

Respectfully
Sean P. Canning MPA QPA



TOWN OF NEWTON

RESOLUTION #39-2019

January 14, 2019

“Unsafe Road Conditions on Route 94”

WHEREAS, the New Jersey Department of Transportation (“NJDOT”) performed and completed road improvements on State Route 94 in the Town of Newton in 2018; and

WHEREAS, the road improvements have led to excessive water runoff near the intersection of Route 94 with Academy Street and Hillside Avenue; and

WHEREAS, the Town of Newton has received numerous public complaints regarding the unsafe condition caused by the excessive water runoff at the intersection of Academy Street and Hillside Avenue with Route 94, and the Town has concerns of potential ice hazards in the future; and

WHEREAS, the Town previously contacted the NJDOT in December 2018 and was advised the pitch of the roadway was changed to meet curb requirements of the American with Disabilities Act (ADA), and increased water runoff onto Route 94 is due to the pitch and direction, and there are no plans to fix this unsafe condition; and

WHEREAS, the Town of Newton is looking to the NJDOT to remove and repair the unsafe condition and the excessive water runoff created by the improvements that exist along Route 94 due to the road improvements;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that the Town Manager, Town Attorney and other appropriate Town representatives are hereby authorized to meet with the Town’s State Legislators and with the NJDOT in order to resolve the unsafe conditions that exist along Route 94 due to the NJDOT road project.

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, January 14, 2019.

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #40-2019

January 14, 2019

"Person-to-Person Transfer of Plenary Retail Consumption License No. 1915-33-006-011"

WHEREAS, an application has been filed for a Person-to-Person Transfer of Plenary Retail Consumption License Number 1915-33-006-011, heretofore issued to Thordon, Inc., t/a Tuscany Bistro for premises located at 216 Woodside Avenue, Newton, New Jersey; and

WHEREAS, Thordon, Inc., has agreed to transfer plenary Liquor License #1915-33-006-011 to Sunwoo Management Inc., the lessee of the premises located at 216 Woodside Avenue, Newton, New Jersey; and

WHEREAS, Sunwoo Management, Inc., has submitted a complete application form for Person-to-Person Transfer of a Class C, Plenary Retail Consumption Liquor License bearing the State-assigned license number of 1915-33-006-011; and

WHEREAS, the submitted application form is complete in all respects, and the transfer fees have been paid; and

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes and regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33;

NOW, THEREFORE BE IT RESOLVED, that the Town Council of the Town of Newton does hereby approve the Person-to-Person transfer of the aforesaid Plenary Retail Consumption License as follows:

- (a) Person-to-Person to Sunwoo Management, Inc. from Thordon, Inc.;

BE IT FURTHER RESOLVED, that the Municipal Clerk is hereby directed to endorse the license certificate as follows: "This license, subject to all of its terms and conditions, is hereby transferred to premises located at 216 Woodside Avenue, Newton, New Jersey," effective January 14, 2019.

CERTIFICATION

THIS IS TO CERTIFY that the above is a true copy of a Resolution adopted by the Town Council of the Town of Newton at a regular meeting of said Governing Body conducted on Monday, January 14, 2019.

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #41-2019

January 14, 2019

“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 2018 and 2019 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, January 14, 2019.

Lorraine A. Read, RMC
Municipal Clerk

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

Meeting Date: 01/14/2019 For bills from 01/01/2019 to 01/11/2019

Check#	Vendor	Description	Payment	Check Total
41049	1132 - BOONTON TIRE SUPPLY INC.	PO 53809 AMBULANCE REPAIRS	1,298.54	
		PO 53812 SENIOR BUS TIRES/STARTER/TAIL LIGHT	1,834.60	
		PO 53862 PD VEHICLE REPAIR	838.80	3,971.94
41050	2765 - CODE 96 LLC	PO 53905 WEB HOSTING	95.40	95.40
41051	1632 - COOPER ELECTRIC SUPPLY CO.	PO 53886 SPRING ST LIGHTS	4.55	4.55
41052	2374 - COUNTY SEAT RESTAURANT	PO 53894 2ND PLACE WINNER HOUSE DECORATING	75.00	75.00
41053	4136 - CROWDCENTRIC MEDIA LLC	PO 53928 2 STANDARD PASSES SOCIAL MEDIA WEEK	999.00	999.00
41054	768 - DEMPSEY UNIFORM & SUPPLY INC	PO 52725 B: UNIFORMS/MATS/PAPER PRODUCTS (MA	1,178.80	1,178.80
41055	2386 - DOMINICK'S PIZZA LLC	PO 53791 LUNCH FOR EMD CLASS	76.75	
		PO 53895 3RD PLACE WINNER HOUSE DECORATING	50.00	126.75
41056	2192 - EMERGENCY MEDICAL PRODUCTS	PO 53737 MEDICAL SUPPLIES acct #2036889	197.20	197.20
41057	225 - FEDERAL EXPRESS	PO 51825 BLANKET: EXPRESS MAIL ACCT #1344-0	60.95	60.95
41058	257 - FERRAIOLI, CERULLO & CUVA	PO 53875 PREP/ATTENDANCE TAX APPEAL	1,050.00	1,050.00
41059	373 - GALLS, LLC	PO 53698 MEDICAL SUPPLIES ACCT #4794479	222.00	
		PO 53736 CROSSING GUARD COATS ACCT #4794479	140.00	362.00
41060	1608 - GOLD TYPE BUSINESS MACHINES	PO 53729 DOCK REPAIR	434.47	434.47
41061	3931 - INSTANT VERIFICATION CHILD PROTECTI	PO 53865 Reimb for Fingerprint-sponsorships	198.72	198.72
41062	3235 - J. CALDWELL & ASSOCIATES, LLC.	PO 53836 ARMORY/MNTHLY REPORTS -NOV	60.00	60.00
41063	2365 - KRAVE CAFE	PO 53893 1st PLACE HOUSE DECORATING	100.00	100.00
41064	206 - LOCK & KEY WORLD	PO 53810 KEYS SENIOR BUS	33.50	33.50
41065	1141 - MCGUIRE, INC.	PO 53795 TRUCK #14 Equip Maint/Fabricate Lin	930.29	930.29
41066	2480 - MURCH AUTO BODY, INC.	PO 53756 Senior Shuttle - Rear Wheel Flare (414.00	414.00
41067	639 - NEWTON JUNIOR ATHLETIC LEAGUE	PO 53861 (12) Player Sponsorship: Newton Stu	1,320.00	1,320.00
41068	3731 - READY REFRESH BY NESTLE	PO 51723 BLANKET: 2018 WATER DELV \$1,500 ANN	117.16	117.16
41069	3911 - RECREONICS, INC.	PO 53794 Pool Pump cust #514689 (est)	284.88	284.88
41070	2785 - SC DEPT ENVIRONMENTAL & PUBLIC HEAL	PO 53790 FIT TESTS	500.00	500.00
41071	3660 - SCHENCK, PRICE, SMITH, & KING, LLP	PO 53842 TAX APPEALS -NOV	649.43	
		PO 53860 SPECIAL CONFLICT ATTORNEY -NOV	1,764.00	2,413.43
41072	611 - SEBRING AUTO PARTS, INC.	PO 51745 BLANKET: AUTO PARTS ACCT #46	11.52	11.52
41073	643 - SHERWIN-WILLIAMS, INC.	PO 53767 PAINT Townhall acct #5122-3815-5	51.65	51.65
41074	3785 - SPACE FARMS	PO 53885 11/12/18 NorthParkDr/Deer Carcass R	31.00	31.00
41075	2257 - STAPLES BUSINESS ADVANTAGE, INC.	PO 52115 BLANKET: FIRE DEPT OFFICE SUPP'S	108.99	
		PO 53532 Office Supp's	86.69	
		PO 53824 POLICE OFFICE SUPPLIES	441.52	
		PO 53922 BUILDING DEPARTMENT OFFICE SUPPLIES	171.68	808.88
41076	102 - SUSSEX CAR WASH INC	PO 51789 BLANKET: POLICE CAR WASHES	144.00	144.00
41077	2561 - SUSSEX COUNTY CHAMBER OF COMMERCE	PO 53859 SC Membership Renew Oct 2018-Sept 2	323.00	323.00
41078	1453 - SUSSEX COUNTY LOCK & SAFE,	PO 53843 Build Main Rpr/Constru	137.00	137.00
41079	371 - T.A. MOUNTFORD COMPANY, INC.	PO 53841 2ND FLR COPIER staples	79.00	79.00
41080	2781 - TRIMBOLI & PRUSINOWSKI, LLC.	PO 51986 LABOR RELATIONS (JAN-APR) ANNUAL \$	3,465.00	3,465.00
TOTAL				19,979.09

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
100001	CASH - CURRENT - LAKELAND #434			0.00	19,979.09
1050200A	(2018) TOWN MANAGER'S OFFICE - OTHER EXP		999.00		
1051200A	(2018) TOWN CLERK'S OFFICE - OTHER EXPEN		60.95		
1052200A	(2018) TOWN COUNCIL - OTHER EXPENSES		323.00		
1055200A	(2018) ASSESSMENT OF TAXES - OTHER EXPEN		1,050.00		
1058200A	(2018) LEGAL SERVICES - OTHER EXPENSES		5,878.43		
1059200A	(2018) MUNICIPAL COURT - OTHER EXPENSES		86.69		
1061200A	(2018) BUILDINGS & GROUNDS - OTHER EXPEN		878.50		
1064200A	(2018) COMMUNITY DEVELOPMENT - OTHER EXP		60.00		
1069200A	(2018) OTHER INSURANCE PREMIUMS - OTHER		500.00		
1070200A	(2018) FIRE DEPARTMENT - OTHER EXPENSES		108.99		
1074200A	(2018) POLICE DEPARTMENT - OTHER EXPENSE		1,587.50		
1074300A	(2018) COMMUNICATIONS CENTER - OTHER EXP		95.40		
1077200A	(2018) INSPECTION OF BUILDINGS - OTHER E		171.68		
1080200A	(2018) ROAD REPAIR & MAINT - OTHER EXPEN		609.55		

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
1081200A	(2018) SNOW REMOVAL - OTHER EXPENSES		930.29		
1083300A	(2018) VEHICLE MAINTENANCE - OTHER EXPEN		4,574.96		
1087200A	(2018) RECREATION - OTHER EXPENSES		1,743.72		
1089200A	(2018) UTILITY EXP/BULK PURCH - OTHER EX		4.55		
1090200A	(2018) SWIMMING POOL - OTHER EXPENSES		284.88		
1091200A	(2018) PARKS & PLAYGROUNDS - OTHER EXPEN		31.00		
TOTALS FOR	CURRENT FUND	0.00	19,979.09	0.00	19,979.09

Total to be paid from Fund 10 CURRENT FUND

19,979.09
 =====
 19,979.09

Checks Previously Disbursed

191002	PAYROLL ACCOUNT	2019 PAYROLL SEED \$	270,000.00	1/11/2019
191001	ELECTRONIC FEES - TAX	2019 SEED \$ ELEC FEE TAX	500.00	1/11/2019

			270,500.00	

Totals by fund	Previous Checks/Voids	Current Payments	Total
Fund 10 CURRENT FUND	270,500.00	19,979.09	290,479.09
BILLS LIST TOTALS	270,500.00	19,979.09	290,479.09

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

Meeting Date: 01/14/2019 For bills from 01/01/2019 to 01/11/2019

Check#	Vendor	Description	Payment	Check Total
8763	1737 - ENVIRO VISION ENVIRONMENTA	PO 53925 Asbestos survey Firhs#2. re-encb pe	1,675.00	1,675.00
8764	3235 - J. CALDWELL & ASSOCIATES, LLC.	PO 53836 ARMORY/MNTHLY REPORTS -NOV	210.00	210.00
TOTAL				1,885.00

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
300001	CASH - CAPITAL - LAKELAND #450			0.00	1,885.00
3090826	ORD 2008-26 ACQ NEWTON ARMORY \$500T	210.00			
3091605	ORD 2016-5 VARIOUS \$1,190T	1,675.00			
TOTALS FOR	CAPITAL	1,885.00	0.00	0.00	1,885.00

Total to be paid from Fund 30 CAPITAL

1,885.00
=====

1,885.00

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

Meeting Date: 01/14/2019 For bills from 01/01/2019 to 01/11/2019

Check#	Vendor	Description	Payment	Check Total
17308	921 - AIRGAS EAST	PO 52105 B: CARBON DIOXIDE \$30 X 12 =\$360	9.90	9.90
17309	3252 - AUTHENTIC PIZZA	PO 53883 DPW Holiday Appreciation Luncheon (315.00	315.00
17310	1132 - BOONTON TIRE SUPPLY INC.	PO 53887 W/S Jack VEH OIL CHG/batteryRPR	268.57	268.57
17311	77 - CCP INDUSTRIES, INC.	PO 53608 CLEANING Rags acct #58087	183.50	183.50
17312	155 - COYNE CHEMICAL CORP., INC.	PO 52160 B: SODIUM BISULFITE WTP	433.87	
		PO 52702 B: SULFUR DIOXIDE STP (APR-DEC)	1,531.08	
		PO 52703 B: CHLORINE/GAS STP (APR-DEC)	1,959.58	
		PO 52704 B: CAUSTIC SODA/SODIUM HYDROXIDE WT	935.23	
		PO 52706 B: CHLORINE SODIUM HYPOCHLORITE WTP	1,255.90	6,115.66
17313	4136 - CROWDCENTRIC MEDIA LLC	PO 53928 2 STANDARD PASSES SOCIAL MEDIA WEEK	999.00	999.00
17314	768 - DEMPSEY UNIFORM & SUPPLY INC	PO 52725 B: UNIFORMS/MATS/PAPER PRODUCTS (MA	327.45	327.45
17315	200 - GARDEN STATE LABORATORIES INC	PO 53855 WASTE & DRINKING WATER ANALYSIS OCT	1,548.50	1,548.50
17316	3876 - HOLLAND COMPANY, INC.	PO 52700 B: CES PACL 2500 EPIC 2400 (APR-DEC	7,115.69	7,115.69
17317	113 - JCP&L	PO 53918 W/S ELECTRIC NOV	16,145.64	16,145.64
17318	1141 - MCGUIRE, INC.	PO 53892 WS/VehicleRPRS cust #2252	576.20	576.20
17319	2882 - ONE CALL CONCEPTS, INC.	PO 52037 B: ONE CALL MESSAGES (JAN-DEC)	35.00	35.00
17320	1407 - PASSAIC VALLEY SEWERAGE COMM.	PO 52709 B: SLUDGE DISPOSAL (APR-DEC)	3,822.00	3,822.00
17321	121 - PUMPING SERVICES, INC.	PO 52057 QTR INSPECT MORRIS LAKE SCADA SYSTE	1,400.00	
		PO 53926 REPAIR PRIMARY SCUM PUMPS/RPR STP	3,791.00	5,191.00
17322	2257 - STAPLES BUSINESS ADVANTAGE, INC.	PO 51863 BLANKET W/S OFFICE SUPPLIES	162.56	162.56
17323	2056 - SUBURBAN PROPANE, LP.	PO 51806 BLANKET: PROPANE WTP ACCT #2332-13	1,498.90	1,498.90
17324	130 - SUSSEX COUNTY P & H, INC.	PO 51856 BLANKET: PLUMBING SUPP'S	231.85	231.85
17325	3726 - WITMER PUBLIC SAFTEY GROUP, iINC.	PO 53890 CALIBRATION FLOWMETERS CUST #TON002	522.00	522.00
TOTAL				45,068.42

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
600001	CASH - W/S OPERATING-LAKELAND #426			0.00	45,068.42
6051200A	(2018) W&S OPERATING - TOTAL OTHER EXPE		45,068.42		
TOTALS FOR	WATER/SEWER UTILITY	0.00	45,068.42	0.00	45,068.42

Total to be paid from Fund 60 WATER/SEWER UTILITY 45,068.42
 =====
 45,068.42