



**AGENDA  
NEWTON TOWN COUNCIL  
JUNE 22, 2020  
7:00pm  
(Via ZOOM)**

Join from a PC, Mac, iPad, iPhone or Android device: Please click this URL to join.

<https://us02web.zoom.us/j/81502185208?pwd=UTBibFdJdjJyeWZUcHBRVzlaKzNIUT09>

Webinar ID: 815 0218 5208 Password: 953712

Or members of the public can call in at:

1-929-205-6099 or 1-253-215-8782

1-312-626-6799 or 1-346-248-7799

1-301-715-8592 or 1-669-900-6833

**I. PLEDGE OF ALLEGIANCE**

**II. ROLL CALL**

**III. OPEN PUBLIC MEETINGS ACT STATEMENT**

**IV. APPROVAL OF MINUTES**

- a. June 8, 2020 Regular Meeting

**V. OPEN TO THE PUBLIC (3 minutes each)**

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 3 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. Council may choose to comment after the entire public portion has concluded.

**VI. COUNCIL & MANAGER REPORTS**

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

**VII. OLD BUSINESS**

## VIII. RESOLUTIONS

- a. Resolution #155-2020                      Amendment to the Water/Sewer Capital Budget
- b. Resolution #157-2020                      Amendment to the Capital Budget

## IX. ORDINANCES

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

Ordinance 2020-8

Bond Ordinance Providing for the Improvement of Halsted Street and Madison Street, Section II, in and by the Town of Newton, in County of Sussex, New Jersey, New Jersey, Appropriating \$245,000 Therefor, Including a \$175,000 New Jersey Department of Transportation Grant, and Authorizing the Issuance of \$70,000 Bonds or Notes of the Town to Finance Part of the Cost Thereof

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

Ordinance 2020-9

Bond Ordinance Providing for the Installation and Reconstruction of Sidewalks Along Mill Street, in and by the Town of Newton, in the County of Sussex, New Jersey, Appropriating \$500,000 Therefor, Including a \$400,000 Small Cities Community Development Block Grant, and Authorizing the Issuance of \$100,000 Bonds or Notes of the Town to Finance Part of the Cost Thereof

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

Ordinance 2020-10

Bond Ordinance Providing for the Memory Park Drainage Improvement Project in and by the Town of Newton, in the County of Sussex, New Jersey, Appropriating \$555,000 Therefor and Authorizing the Issuance of \$555,000 Bonds or Notes of the Town of Newton to Finance Part of the Cost Thereof

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

**b.** Introduction  
Ordinance 2020-11

Bond Ordinance Appropriating \$360,000 Consisting of \$81,500 from the Reserve for Second Clarifier and \$278,500 from the Capital Improvement Fund to Provide for Major Repairs and Parts Replacements for the Clarifier at the Second Stage Pump Station in and by the Town of Newton, County of Sussex, New Jersey

Ordinance 2020-12

Bond Ordinance of the Town of Newton, in the County of Sussex, New Jersey, Providing for Acquisition of SUVs for the Police Department Appropriating \$93,000 Therefor and Authorizing the Issuance of \$88,500 Bonds or Notes of the Town to Finance Part of the Cost Thereof

Ordinance 2020-13

Ordinance of the Town of Newton, in the County of Sussex, New Jersey Cancelling \$15,000 from Reserve for Senior/Teen Center to General Capital Fund Balance and Reappropriating it for Miscellaneous Major Repairs for the Town Pool

Ordinance 2020-14

An Ordinance Adopting a Redevelopment Plan For Block 10.01, Lot 4, Commonly Known as 121 Water Street

## 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 #143-2020\*      Insertion of Special Items of Revenue in the 2020 Town of Newton Budget Pursuant to N.J.S.A. 40A:4-87 (C. 159, PL 1948)
- b. Resolution #144-2020\*      Award the Contract for the Proposed Improvements to Halsted Street & Madison Street – Section II to Tilcon, New York, Denville Line Striping, and General Foundries, Inc. through the Morris County Cooperative Pricing Council
- c. Resolution #145-2020\*      Resolution of Rejection, United Fire Protection for Fire Alarm Upgrade and Installation, Town of Newton Water Utility, Bid 4R-2020
- d. Resolution #146-2020\*      Transfer of School Monies for the Period from July 1, 2020 to December 31, 2020
- e. Resolution #147-2020\*      Award the Contract for the Proposed Guide Rail on Overlook Road to Road Safety Systems, LLC
- f. Resolution #148-2020\*      Authorize the Award of a Required Disclosure Contract for Convergent Technologies Inc.
- g. Resolution #149-2020\*      Resolution of the Town Council of the Town of Newton Authorizing the Award of Repairs to the Final Clarifier at the Wastewater Treatment Plant Through Bid #9-2020
- h. Resolution #150-2020\*      Authorizing Negotiations for Fire Alarm Upgrade and Installation for the Town of Newton Water Utility Under N.J.S.A. 40A:11-5(3)

- i. Resolution #151-2020\* Resolution Permitting Temporary Outdoor Seating for Restaurants During the Pandemic Shutdown of Retail and Commercial Businesses in the Town of Newton
- j. Resolution #152-2020\* Authorizing Purchase of Five (5) Mobile Data Terminals and Accessories from Gold Type Business Machines through New Jersey State Contract Purchasing and Property A89980
- k. Resolution #153-2020\* To Cancel Grant Appropriated Reserve Balance in the Federal and State Grant Fund – Wellness Tobacco Free Grant
- l. Resolution #154-2020\* Award Bid for Proposed Construction of ADA Ramps on Halsted Street & Madison Street-Section II Project
- m. Resolution #156-2020\* Authorizing a Purchase of Two (2) 2020 Ford Utility Police Interceptor, Police Pursuit Vehicles through Cranford Police Cooperative Purchasing System
- n. Resolution #158-2020\* Approve Bills and Vouchers for Payment
- o. Application(s)\* A Membership Application from Shawn Snedeke, 100 Swartswood Road, Apt. 115, Newton, NJ 07860 into the Newton Fire Department

**XI. DISCUSSION**

**XII. OPEN TO THE PUBLIC (3 minutes each)**

**XIII. COUNCIL & MANAGER COMMENTS**

**XIV. EXECUTIVE SESSION**

**XV. ADJOURNMENT**



SIX YEAR CAPITAL PROGRAM 2020 - 2025  
SUMMARY OF ANTICIPATED FUNDING SOURCES AND AMOUNTS

Project	2 Estimated Total Cost	3 Budget Appropriation		4 Capital Improv. Fund	5 Capital Surplus	6 Grants In Aid-Other Funds	7 Bonds and Notes			
		Current Year	Future Years				General	Self-Liquid.	Assessment	School
Major Repair & Replacement Parts for Second Clarifier at the Second Stage Pump Station	\$ 360,000.00			\$278,500.00		\$ 81,500.00				
Total All Projects	\$ 360,000.00			\$278,500.00		\$ 81,500.00				

**BE IT FURTHER RESOLVED**, that two certified copies of this resolution be filed forthwith in the Office of the Director of Local Government Services.

**IT IS HEREBY CERTIFIED** this is a true copy of a resolution amending the capital budget section adopted by the Town Council on the 22nd day of June, 2020.

\_\_\_\_\_  
Teresa A. Oswin, RMC  
Deputy Municipal Clerk

Approved \_\_\_\_\_, 2020

\_\_\_\_\_  
DIRECTOR OF LOCAL GOVERNMENT SERVICES

**Town of Newton**  
**Resolution #157-2020**  
**Amendment to the Capital Budget**

**WHEREAS**, the local capital budget for the year 2020 was adopted on the 27th day of April, 2020; and  
**WHEREAS**, it is desired to amend said capital budget section,  
**NOW, AND THEREFORE BE IT RESOLVED**, by the Town Council of the Town of Newton, County of Sussex, the following amendment to the adopted capital budget section of the Capital Fund be made.

Recorded Vote (Insert Names)

(	(	(	(
(	(	(	Abstain (
(	(	(	(
Ayes (	Nays (	(	(
(	(	(	Absent (
(	(	(	(

**CAPITAL BUDGET (Current Year Action)**

2020

Project	1	2	3	4	Planned Funding Services for Current Year 2020						Total Funded In Future Year
					5a	5b	5c	5d	5f		
Project Num.	Project Num.	Est. Total Cost	Amt. Res. In Prior Years	2020 Budget Appropriation	Capital Improvement Fund	Capital Surplus	Grants in Aid/Other Fund	Debt Authorized			
Pool Repairs		2020-13	\$ 15,000.00				\$ 15,000.00				
Total All Projects			\$ 15,000.00				\$ 15,000.00				

**SIX YEAR CAPITAL PROGRAM 2020 TO 2025**  
**ANTICIPATED PROJECT SCHEDULE AND FUNDING REQUIREMENTS**

Project	1	2	3	4	5	Funding Amounts Per Year				
						2020	2021	2022	2023	2024
Project Num.	Project Num.	Est. Total Cost	Estimated Completion Time	Capital Improvement Fund Budget						
Pool Repairs		2020-13	\$ 15,000.00	2020		\$ 15,000.00				
Total All Projects			\$ 15,000.00			\$ 15,000.00				

SIX YEAR CAPITAL PROGRAM 2020 - 2025  
SUMMARY OF ANTICIPATED FUNDING SOURCES AND AMOUNTS

Project	2 Estimated Total Cost	3 Budget Appropriation		4 Capital Improv. Fund	5 Capital Surplus	6 Grants In Aid-Other Funds	7 Bonds and Notes				
		Current Year	Future Years				General	Self-Liquid.	Assessment	School	
Pool Repairs	\$ 15,000.00					\$ 15,000.00					
Total All Projects	\$ 15,000.00					\$ 15,000.00					

**BE IT FURTHER RESOLVED**, that two certified copies of this resolution be filed forthwith in the Office of the Director of Local Government Services.

IT IS HEREBY CERTIFIED that this is a true copy of a resolution amending the capital budget section adopted by the Town Council on the 22nd day of June, 2020.

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Teresa A. Oswin, RMC  
Deputy Municipal Clerk

Approved \_\_\_\_\_, 2020

\_\_\_\_\_  
DIRECTOR OF LOCAL GOVERNMENT SERVICES

**TOWN OF NEWTON**  
**Ordinance 2020-8**

**BOND ORDINANCE PROVIDING FOR THE  
IMPROVEMENT OF HALSTED STREET AND MADISON  
STREET, SECTION II, IN AND BY THE TOWN OF  
NEWTON, IN THE COUNTY OF SUSSEX, NEW JERSEY,  
APPROPRIATING \$245,000 THEREFOR, INCLUDING A  
\$175,000 NEW JERSEY DEPARTMENT OF  
TRANSPORTATION GRANT, AND AUTHORIZING THE  
ISSUANCE OF \$70,000 BONDS OR NOTES OF THE TOWN  
TO FINANCE PART OF THE COST THEREOF**

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

**Section 1.** The improvement described in Section 3(a) of this bond ordinance is hereby authorized to be undertaken by the Town of Newton, in the County of Sussex, New Jersey (the "Town") as a general improvement. For the improvement or purpose described in Section 3(a), there is hereby appropriated the sum of \$245,000, including \$175,000 awarded as a New Jersey Department of Transportation grant. No down payment is required pursuant to N.J.S.A. 40A:2-11(c) since this bond ordinance involves a project funded with a grant from the New Jersey Department of Transportation as described herein.

**Section 2.** In order to finance the cost of the improvement or purpose not covered by the grant, negotiable bonds are hereby authorized to be issued in the principal amount of \$70,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

**Section 3.** (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is the improvement of Halsted Street and Madison Street, Section II, including milling, paving, striping, bicycle safe grates, signs and traffic controls, ADA ramps and work, equipment, materials, and other related or incidental costs.

(b) The estimated maximum amount of bonds or bond anticipation notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

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

**Section 5.** The Town hereby certifies it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Town is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

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

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

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 15 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows the gross debt of the Town as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$70,000, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$49,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

**Section 7.** The Town hereby makes the following covenants and declarations with respect to obligations determined to be issued by the Chief Financial Officer on a tax-exempt basis. The Town hereby covenants that it will comply with any conditions subsequent imposed by the Internal Revenue Code of 1986, as amended (the "Code"), in order to preserve the exemption from taxation of interest on the obligations, including, if necessary, the requirement to rebate all net investment earnings on the gross proceeds above the yield on the obligations. The Chief Financial Officer is hereby authorized to act on behalf of the Town to deem the obligations authorized herein as bank qualified for the purposes of Section 265 of the Code, when appropriate. The Town hereby declares the intent of the Town to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3 of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of Treasury Regulations §1.150-2 or any successor provisions of federal income tax law.

**Section 8.** The grant moneys received for the purpose described in Section 3 hereof shall be applied to direct payment of the cost of the improvement.

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

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

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

### NOTICE

**TAKE NOTICE** that the above Ordinance was introduced at a regular meeting of the Town Council of the Town of Newton conducted on Monday, June 8, 2020. It was adopted, after final reading and public hearing thereon, at a regular meeting of the Newton Governing Body conducted at 7:00pm on Monday, June 22, 2020 in the Council Chambers at the Newton Municipal Building, 39 Trinity Street, Newton, New Jersey, and shall take effect according to law.

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Lorraine A. Read, RMC  
Municipal Clerk

# TOWN OF NEWTON

## Ordinance 2020-9

**BOND ORDINANCE PROVIDING FOR THE INSTALLATION AND RECONSTRUCTION OF SIDEWALKS ALONG MILL STREET IN AND BY THE TOWN OF NEWTON, IN THE COUNTY OF SUSSEX, NEW JERSEY, APPROPRIATING \$500,000 THEREFOR, INCLUDING A \$400,000 SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT, AND AUTHORIZING THE ISSUANCE OF \$100,000 BONDS OR NOTES OF THE TOWN TO FINANCE PART OF THE COST THEREOF**

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

**Section 1.** The improvement described in Section 3(a) of this bond ordinance is hereby authorized to be undertaken by the Town of Newton, in the County of Sussex, New Jersey (the "Town") as a general improvement. For the improvement or purpose described in Section 3(a), there is hereby appropriated the sum of \$500,000, including \$400,000 awarded as a Small Cities Community Development Block grant. No down payment is required pursuant to N.J.S.A. 40A:2-11(c) since this bond ordinance involves a project funded with a Small Cities Community Development Block grant as described herein.

**Section 2.** In order to finance the cost of the improvement or purpose not covered by the grant, negotiable bonds are hereby authorized to be issued in the principal amount of \$100,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

**Section 3.** (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is the installation and reconstruction of sidewalks along Mill Street, including signs, curbs, ADA ramps, a new wall, guide rails and related materials, equipment, work, and costs.

(b) The estimated maximum amount of bonds or bond anticipation notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

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

**Section 5.** The Town hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Town is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

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

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

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 10 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Town as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$100,000, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$100,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

**Section 7.** The Town hereby makes the following covenants and declarations with respect to obligations determined to be issued by the Chief Financial Officer on a tax-exempt basis. The Town hereby covenants that it will comply with any conditions subsequent imposed by the Internal Revenue Code of 1986, as amended (the "Code"), in order to preserve the exemption from taxation of interest on the obligations, including, if necessary, the requirement to rebate all net investment earnings on the gross proceeds above the yield on the obligations. The Chief Financial Officer is hereby authorized to act on behalf of the Town to deem the obligations authorized herein as bank qualified for the purposes of Section 265 of the Code, when appropriate. The Town hereby declares the intent of the Town to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3 of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of Treasury Regulations §1.150-2 or any successor provisions of federal income tax law.

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

**Section 9.** The Chief Financial Officer of the Town is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Town and to execute such disclosure document on behalf of the Town. The Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Town pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of

holders and beneficial owners of obligations of the Town and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Town fails to comply with its undertaking, the Town shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

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

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

#### **NOTICE**

**TAKE NOTICE** that the above Ordinance was introduced at a regular meeting of the Town Council of the Town of Newton conducted on Monday, June 8, 2020. It was adopted, after final reading and public hearing thereon, at a regular meeting of the Newton Governing Body conducted at 7:00pm on Monday, June 22, 2020 in the Council Chambers at the Newton Municipal Building, 39 Trinity Street, Newton, New Jersey, and shall take effect according to law.

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Lorraine A. Read, RMC  
Municipal Clerk

# TOWN OF NEWTON

## Ordinance 2020-10

### **BOND ORDINANCE PROVIDING FOR THE MEMORY PARK DRAINAGE IMPROVEMENT PROJECT IN AND BY THE TOWN OF NEWTON, IN THE COUNTY OF SUSSEX, NEW JERSEY, APPROPRIATING \$555,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$555,000 BONDS OR NOTES OF THE TOWN TO FINANCE PART OF THE COST THEREOF**

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

**Section 1.** The improvement described in Section 3(a) of this bond ordinance is hereby authorized to be undertaken by the Town of Newton, in the County of Sussex, New Jersey (the "Town") as a general improvement. For the improvement or purpose described in Section 3(a), there is hereby appropriated the sum of \$555,000. Pursuant to N.J.S.A. 40A:2-11(c), no down payment is provided for the costs of the improvement since the project described in Section 3(a) hereof is being funded by the New Jersey Infrastructure Bank (the "NJIB").

**Section 2.** In order to finance the cost of the improvement or purpose, negotiable bonds are hereby authorized to be issued in the principal amount of \$555,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

**Section 3.** (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is the Memory Park Drainage Improvement Project, consisting of the improvement of drainage at the Babe Ruth League Baseball Field located at Memory Park, including grey and green infrastructure to improve the environment and safeguard public health and safety, and work, materials, equipment, and costs necessary therefor or incidental thereto.

(b) The estimated maximum amount of bonds or bond anticipation notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

**Section 4.** All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer; provided that no bond anticipation note shall mature later than one year from its date, unless such bond anticipation notes are permitted to mature at such later date in accordance with the provisions of the New Jersey Infrastructure Trust Act, N.J.S.A. 58:11B-1 ("NJIT Act"). The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of Section 8.1 of the Local Bond Law and, as applicable, the provisions of the NJIT Act. The Chief Financial Officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

**Section 5.** The Town hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Town is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

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

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

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

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Town as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$555,000, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$190,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

**Section 7.** The Town hereby makes the following covenants and declarations with respect to obligations determined to be issued by the Chief Financial Officer on a tax-exempt basis. The Town hereby covenants that it will comply with any conditions subsequent imposed by the Internal Revenue Code of 1986, as amended (the "Code"), in order to preserve the exemption from taxation of interest on the obligations, including, if necessary, the requirement to rebate all net investment earnings on the gross proceeds above the yield on the obligations. The Chief Financial Officer is hereby authorized to act on behalf of the Town to deem the obligations authorized herein as bank qualified for the purposes of Section 265 of the Code, when appropriate. The Town hereby declares the intent of the Town to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3 of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of Treasury Regulations §1.150-2 or any successor provisions of federal income tax law.

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

**Section 9.** The Chief Financial Officer of the Town is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Town and to execute such disclosure document on behalf of the Town. The Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Town pursuant

to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Town and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Town fails to comply with its undertaking, the Town shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

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

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

### **NOTICE**

**TAKE NOTICE** that the above Ordinance was introduced at a regular meeting of the Town Council of the Town of Newton conducted on Monday, June 8, 2020. It was adopted, after final reading and public hearing thereon, at a regular meeting of the Newton Governing Body conducted at 7:00pm on Monday, June 22, 2020 in the Council Chambers at the Newton Municipal Building, 39 Trinity Street, Newton, New Jersey, and shall take effect according to law.

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Lorraine A. Read, RMC  
Municipal Clerk

## TOWN OF NEWTON

### ORDINANCE 2020-11

**BOND ORDINANCE APPROPRIATING \$360,000 CONSISTING OF \$81,500 FROM THE RESERVE FOR SECOND CLARIFIER AND \$278,500 FROM THE CAPITAL IMPROVEMENT FUND TO PROVIDE FOR MAJOR REPAIRS AND PARTS REPLACEMENTS FOR THE CLARIFIER AT THE SECOND STAGE PUMP STATION 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 AS FOLLOWS:**

Section 1. \$360,000 consisting of \$81,500 from the Reserve for Second Clarifier and \$278,500 from the Capital Improvement Fund is hereby appropriated to provide for major repairs and parts replacements for the clarifier at the Second Stage Pump Station 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. This project was included in the capital budget described as "Previously Final Settling Tank Drive".

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

#### NOTICE

**TAKE NOTICE** that the above Ordinance was introduced at a regular meeting of the Town Council of the Town of Newton conducted on Monday, June 22, 2020. It will be considered for adoption, after final reading and public hearing thereon, at a regular meeting of the Newton Governing Body to be conducted at 7:00pm on Monday, July 13, 2020 in the Council Chambers at the Newton Municipal Building, 39 Trinity Street, Newton, New Jersey, and shall take effect according to law.

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Teresa A. Oswin, RMC  
Deputy Municipal Clerk

## **TOWN OF NEWTON**

### **ORDINANCE 2020-12**

#### **BOND ORDINANCE OF THE TOWN OF NEWTON, IN THE COUNTY OF SUSSEX, NEW JERSEY, PROVIDING FOR ACQUISITION OF SUVS FOR THE POLICE DEPARTMENT, APPROPRIATING \$93,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$88,500 BONDS OR NOTES OF THE TOWN TO FINANCE PART OF THE COST THEREOF**

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

Section 1. The improvement described in Section 3(a) of this bond ordinance is hereby authorized to be undertaken by the Town of Newton, in the County of Sussex, New Jersey (the "Town") as a general improvement. For the improvement or purpose described in Section 3(a), there is hereby appropriated the sum of \$93,000, including the sum of \$4,500 as the down payment required by the Local Bond Law. The down payment is now available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount of \$88,500 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is the acquisition of SUVs for the Police Department, including any equipment and costs related or incidental thereto.

(b) The estimated maximum amount of bonds or bond anticipation notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

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

Section 5. The Town hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Town is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

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

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

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 5 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Town as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$88,500, and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$10,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

Section 7. The Town hereby makes the following covenants and declarations with respect to obligations determined to be issued by the Chief Financial Officer on a tax-exempt basis. The Town hereby covenants that it will comply with any conditions subsequent imposed by the Internal Revenue Code of 1986, as amended (the "Code"), in order to preserve the exemption from taxation of interest on the obligations, including, if necessary, the requirement to rebate all net investment earnings on the gross proceeds above the yield on the obligations. The Chief Financial Officer is hereby authorized to act on behalf of the Town to deem the obligations authorized herein as bank qualified for the purposes of Section 265 of the Code, when appropriate. The Town hereby declares the intent of the Town to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3 of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of Treasury Regulations §1.150-2 or any successor provisions of federal income tax law.

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

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

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

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

#### **NOTICE**

**TAKE NOTICE** that the above Ordinance was introduced at a regular meeting of the Town Council of the Town of Newton conducted on Monday, June 22, 2020. It will be considered for adoption, after final reading and public hearing thereon, at a regular meeting of the Newton Governing Body to be conducted at 7:00pm on Monday, July 13, 2020 in the Council Chambers at the Newton Municipal Building, 39 Trinity Street, Newton, New Jersey, and shall take effect according to law.

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Teresa A. Oswin, RMC  
Deputy Municipal Clerk

# TOWN OF NEWTON

## ORDINANCE 2020-13

### ORDINANCE OF THE TOWN OF NEWTON, IN THE COUNTY OF SUSSEX, NEW JERSEY CANCELLING \$15,000 FROM RESERVE FOR SENIOR/TEEN CENTER TO GENERAL CAPITAL FUND BALANCE AND REAPPROPRIATING IT FOR MISCELLANEOUS MAJOR REPAIRS FOR THE TOWN POOL

**BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF NEWTON, IN THE COUNTY OF SUSSEX, NEW JERSEY** as follows:

**Section 1.** It is hereby determined that \$15,000 available in the Reserve for Senior/Teen Center of the Town of Newton, in the County of Sussex, New Jersey (the "Town") is no longer needed for that purpose and is hereby cancelled to the General Capital Fund Balance.

**Section 2.** The \$15,000 made available pursuant to Section 1 hereof is hereby reappropriated from the General Capital Fund Balance to provide for miscellaneous major repairs for the Town pool.

**Section 3.** 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 purpose authorized herein is 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 4.** This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by law.

### NOTICE

**TAKE NOTICE** that the above Ordinance was introduced at a regular meeting of the Town Council of the Town of Newton conducted on Monday, June 22, 2020. It will be considered for adoption, after final reading and public hearing thereon, at a regular meeting of the Newton Governing Body to be conducted at 7:00pm on Monday, July 13, 2020 in the Council Chambers at the Newton Municipal Building, 39 Trinity Street, Newton, New Jersey, and shall take effect according to law.

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Teresa A. Oswin, RMC  
Deputy Municipal Clerk

**TOWN OF NEWTON**  
**ORDINANCE 2020-14**

**AN ORDINANCE ADOPTING A REDEVELOPMENT PLAN  
FOR BLOCK 10.01, LOT 4, COMMONLY KNOWN AS 121  
WATER STREET**

**WHEREAS**, the *Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq.* (the "Act"), authorizes municipalities to determine whether certain parcels of land in the municipality constitute areas in need of redevelopment; and

**WHEREAS**, on February 26, 2018, the Town of Newton (the "Town") adopted Resolution #69-2018 designating Block 10.01, Lot 4, commonly known as 121 Water Street as an area in need of redevelopment in accordance with the Act (the "Redevelopment Area"); and

**WHEREAS**, in accordance with the Act, the Town prepared a proposed redevelopment plan for the Redevelopment Area (the "Plan"); and

**WHEREAS**, the Town Council by Resolution #139-2020 adopted on June 8, 2020, referred the Plan to the Planning Board for its review and comment in accordance with *N.J.S.A. 40A:12A-7(e)* of the Act; and

**WHEREAS**, at a duly noticed and constituted public meeting of the Planning Board held on June 17, 2020, Annie Hindenlang, P.P., A.I.C.P. (the "Planning Consultant") presented the Plan and further addressed any questions and comments presented by the Planning Board; and

**WHEREAS**, after due consideration of the Plan, testimony regarding the Plan, and discussion of the foregoing, the Planning Board determined the Plan is consistent with the Town's Master Plan and recommended the Town adopt the Plan as set forth in written correspondence from the Board to the Town Council; and

**WHEREAS**, the Town wishes to adopt the Plan attached hereto as Exhibit A (the "Redevelopment Plan");

**NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND TOWN COUNCIL OF THE TOWN OF NEWTON, IN THE COUNTY OF SUSSEX, AS FOLLOWS:**

**Section 1.** The Town hereby adopt the Redevelopment Plan attached hereto as Exhibit A.

**Section 2.** The zoning map of the Town of Newton is hereby amended to incorporate the provisions of the Redevelopment Plan, and to delineate the boundaries of the Redevelopment Area, as set forth in the Redevelopment Plan.

**Section 3.** This Ordinance shall take effect as provided in law.

**NOTICE**

**TAKE NOTICE** that the above Ordinance was introduced at a regular meeting of the Town Council of the Town of Newton conducted on Monday, June 22, 2020. It will be considered for adoption, after final reading and public hearing thereon, at a regular meeting of the Newton Governing Body to be conducted at 7:00pm on Monday, July 13, 2020 in the Council Chambers at the Newton Municipal Building, 39 Trinity Street, Newton, New Jersey, and shall take effect according to law.

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Teresa A. Oswin, RMC  
Deputy Municipal Clerk

**EXHIBIT A**

**REDEVELOPMENT PLAN**

**On File in the Municipal Clerk's Office**

**Or**

**[www.newtontownall.com/planning](http://www.newtontownall.com/planning)**



## *Memorandum*

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**To:** Town Council  
Tiena Cofoni, Esq.

**Cc:** Planning Board

**FROM:** Kathy Citterbart, Planning Board Secretary

**DATE:** June 19, 2020

**RE:** **121 Water Street Redevelopment Plan**

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As directed by the Town Council in Resolution No. 139-2020, the Planning Board met on June 17, 2020, to conduct the review required by N.J.S.A. 40A:12A-7(e) of the Proposed Redevelopment Plan for Block 10.01, Lot 4, commonly known as 121 Water Street.

The Planning Board did not find any inconsistencies with the Master Plan of the Town, and had no recommendations concerning the Plan. Please consider this letter as the report required by N.J.S.A. 40A:12A-7.



**TOWN OF NEWTON**  
**RESOLUTION #143-2020**

June 22, 2020

**“Insertion of Special Items of Revenue in the 2020 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 received a grant award in the amount of \$25,811.00 from the State of New Jersey Department of Law and Public Safety;

**NOW, THEREFORE BE IT RESOLVED**, that we the Town Council of the Town of Newton hereby request the Director of the Division of Local Government Services approve the insertion of the following items in the 2020 Budget of the Town of Newton which is now available as revenue from:

Miscellaneous Revenues:

Section F: Special Items of Revenue  
Public and Private Revenues Off-set with Appropriations:  
Safe & Secure Grant ..... \$25,811.00

General Appropriations:

(A) Operations - Excluded from CAPS  
Public and Private Programs Off-Set by Revenues:  
Safe & Secure Grant ..... \$25,811.00

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

**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, June 22, 2020.

\_\_\_\_\_  
Teresa A. Oswin, RMC  
Deputy Municipal Clerk



**TOWN OF NEWTON**  
**RESOLUTION #144-2020**

June 22, 2020

**“Award the Contract for the Proposed Improvements to Halsted Street & Madison Street – Section II to Tilcon, New York, Denville Line Painting, and Campbell Foundry, through the Morris County Cooperative Pricing Council”**

**WHEREAS**, the Governing Board of the Town of Newton adopted Resolution #85-2016 on June 13, 2016 in an effort to save budgeted monies and improve services for itself by renewing membership in the Morris County Cooperative Pricing Council; and

**WHEREAS**, Tilcon New York, 9 Entin Road, Parsippany, New Jersey was awarded Contract #6, Road Surfacing in the Morris County Co-Op's portion for municipalities with regard to Resurfacing of Roads; and

**WHEREAS**, Denville Line Painting, Inc., 2 Green Pond Road, Rockaway, New Jersey was awarded Contract #36, Traffic Striping on Roadways in the Morris County Co-op; and

**WHEREAS**, Campbell Foundry Company, 800 Bergen Street Harrison, New Jersey was awarded Contract #14, Catch Basins + Manhole Castings in the Morris County Co-op; and

**WHEREAS**, the Town Engineer, Harold E. Pellow, has recommended Tilcon New York, Denville Line Painting, Inc., and Campbell Foundry Company, be retained for the Improvements to Halsted Street & Madison Street – Section II Project in the Town of Newton, based on the Morris County Cooperative Pricing Council contract pricing;

To be awarded to Tilcon New York through the Morris County Co-op	\$138,475.65
To be awarded to Denville Line Painting through the Morris County Co-op	\$7,347.74
To be awarded to Campbell Foundry Co. through the Morris County Co-op	\$854.00

**Total Cost through Morris County Co-Op for the Project** **\$146,677.39**

**WHEREAS**, the Chief Financial Officer as require by N.J.S.A. 40A:4-5, N.J.A.C. 5:34-5.1 et seq., hereby certifies funds are available from::

Capital Fund –Ord. #2020-8 Road Improvements – Halsted Street & Madison Street Account #30919141

**NOW, THEREFORE BE IT RESOLVED**, by the Town Council of the Town of Newton, that the contract for the Improvements to Halsted Street & Madison Street – Section II Project in the Town of Newton is hereby awarded to Tilcon New York in the amount of \$138,475.65, Denville Line Painting, in the amount of \$7,347.74 and Campbell Foundry, in the amount of \$854.00 based on the Morris County Cooperative Pricing Council bid results in the amount of \$146,677.39, this award shall be subject to Ordinance 2020-8 taking effect.

**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, June 22, 2020.

\_\_\_\_\_  
Teresa A. Oswin, RMC  
Deputy Municipal Clerk

# EXECUTION OF CONTRACT

CONTRACT, Made this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_

BETWEEN Town of Newton, Municipal Building, 39 Trinity Street, Newton, NJ 07860

hereinafter called "OWNER"

and Tilcon New York, Inc., 9 Entin Road, Parsippany, NJ 07054

hereinafter called "CONTRACTOR"

## WITNESSETH:

1. That the CONTRACTOR shall pay the cost of the state sales tax and other applicable taxes and fees.
2. The CONTRACTOR shall perform all of the labor and furnish all the materials, tools and implements and will well and faithfully perform and complete the entire work of **Proposed Improvements to Halsted Street & Madison Street – Section II – Milling and Paving in the Town of Newton in the amount of \$138,475.65**, as based on the Morris County Cooperative Pricing Council's bids for Contract #6: Road Resurfacing for District #2 (copy attached). The Contract amount is broken down as follows:

Item No.	Description	Quantity	Morris County Co-op Bid	Contract
4	Milling, 2" Thick	10,685 Sq. Yd.	\$3.05	\$32,589.25
5	Hot Mix Asphalt 9.5M64, 2" Thick	1,356 Tons	\$74.40	\$100,886.40
6	Asphalt Price Escalation	Dollar (100%)	\$5,000.00	\$5,000.00
<b>TOTAL CONTRACT AMOUNT:</b>				<b>\$138,475.65</b>

3. The CONTRACTOR shall indemnify, hold and save harmless the its members and other officers of, from and against all loss, injury and damages to person or property in whatever form by reason of, arising out of, or in connection with this Contract or the Contract Documents, or the failure or neglect to keep, observe or perform any of their terms, covenants, agreements, provisions, or conditions, the aforesaid being in addition to any other right or remedy which the OWNER may have against the CONTRACTOR in law or equity or otherwise.
4. The CONTRACTOR covenants and agrees that, anything in this Contract in the Contract Documents to the contrary notwithstanding, or regardless of any matter, think, contingency or condition unforeseen or otherwise, present or future, the CONTRACTOR shall not be entitled to receive any additional or further sums of money than the amount in said Contract Documents provided: and the failure of the OWNER to insist upon strict performance of any of the terms, covenants, agreements, provisions or conditions in this Contract or in the Contract Documents, on any one or more instances, shall not be construed as a waiver or relinquishment for the future of any such terms, covenants, agreements, provisions and conditions, the same shall be and remain in full force, and effect; with power and authority on the part of the OWNER to enforce the same or cause the same to be enforced at any time, without prejudice to any other rights which the OWNER may have against the CONTRACTOR under this Contract or the Contract Documents.
5. This CONTRACTOR shall insure to the benefit of and be binding upon the parties hereto, their respective heirs, executors, administrators, successors and assigns, but it is expressly understood, covenanted and agreed that this Contract shall not be assigned, sold, sub-contracted, pledged, mortgaged or set over by the CONTRACTOR to any person, firm, corporation, or association, except upon the express written consent of the OWNER.
6. The CONTRACTOR shall pay prevailing wage rates as required in Chapter 150 L. 1963 (N.J.S.A. 34:11-56-25-et seq). AS AMENDED IN CHAPTER 64, LAWS 1974. The CONTRACTOR shall pay workmen not less than such prevailing wage rate. In the event it is found that any workmen, employed by the CONTRACTOR or any Subcontractor covered by said Contract, has been paid a rate of wages less than the prevailing wage required to be paid by such Contract, the OWNER may terminate the CONTRACTOR'S or

# EXECUTION OF CONTRACT

CONTRACT, Made this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_

BETWEEN Town of Newton, Municipal Building, 39 Trinity Street, Newton, NJ 07860

hereinafter called "OWNER"

and Denville Line Painting, Inc., 2 Green Pond Road, Rockaway, New Jersey 07866

hereinafter called "CONTRACTOR"

## WITNESSETH:

1. That the CONTRACTOR shall pay the cost of the state sales tax and other applicable taxes and fees.
2. The CONTRACTOR shall perform all of the labor and furnish all the materials, tools and implements and will well and faithfully perform and complete the entire work of **Proposed Improvements to Halsted Street & Madison Street – Section II – Line Striping in the Town of Newton in the amount of \$7,347.74**, as based on the Morris County Cooperative Pricing Council's bids for Contract #36: Traffic Striping on Roadways (copy attached). The Contract amount is broken down as follows:

Item No.	Description	Quantity	Morris County Co-op Bid	Contract
7	Crosswalk Stripes, 12" Wide, Long Life, Thermoplastic	885 Lin. Ft.	\$2.58	\$2,283.30
8	24" Stop Bar, Long Life, Thermoplastic	45 Lin. Ft.	\$5.16	\$232.20
9	Traffic Stripes, 4" Wide, Yellow, Long Life, Epoxy Resin	1,318 Lin. Ft.	\$0.30	\$395.40
10	Traffic Stripes, 6" Wide, Long Life, Thermoplastic	396 Lin. Ft.	\$1.29	\$510.84
11	Traffic Stripes, 8" Wide, Long Life, Thermoplastic	50 Lin. Ft.	\$1.72	\$86.00
12	Traffic Markings, Long Life, Thermoplastic	640 Sq. Ft.	\$6.00	\$3,840.00
<b>TOTAL CONTRACT AMOUNT:</b>				<b>\$7,347.74</b>

3. The CONTRACTOR shall indemnify, hold and save harmless the its members and other officers of, from and against all loss, injury and damages to person or property in whatever form by reason of, arising out of, or in connection with this Contract or the Contract Documents, or the failure or neglect to keep, observe or perform any of their terms, covenants, agreements, provisions, or conditions, the aforesaid being in addition to any other right or remedy which the OWNER may have against the CONTRACTOR in law or equity or otherwise.
4. The CONTRACTOR covenants and agrees that, anything in this Contract in the Contract Documents to the contrary notwithstanding, or regardless of any matter, think, contingency or condition unforeseen or otherwise, present or future, the CONTRACTOR shall not be entitled to receive any additional or further sums of money than the amount in said Contract Documents provided: and the failure of the OWNER to insist upon strict performance of any of the terms, covenants, agreements, provisions or conditions in this Contract or in the Contract Documents, on any one or more instances, shall not be construed as a waiver or relinquishment for the future of any such terms, covenants, agreements, provisions and conditions, the same shall be and remain in full force, and effect; with power and authority on the part of the OWNER to enforce the same or cause the same to be enforced at any time, without prejudice to any other rights which the OWNER may have against the CONTRACTOR under this Contract or the Contract Documents.
5. This CONTRACTOR shall insure to the benefit of and be binding upon the parties hereto, their respective heirs, executors, administrators, successors and assigns, but it is expressly understood,

# EXECUTION OF CONTRACT

CONTRACT, Made this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_

BETWEEN Town of Newton, Municipal Building, 39 Trinity Street, Newton, NJ 07860

hereinafter called "OWNER"

and Campbell Foundry Company, 800 Bergen Street, Harrison, NJ 07029

hereinafter called "CONTRACTOR"

## WITNESSETH:

1. That the CONTRACTOR shall pay the cost of the state sales tax and other applicable taxes and fees.
2. The CONTRACTOR shall perform all of the labor and furnish all the materials, tools and implements and will well and faithfully perform and complete the entire work of **Proposed Improvements to Halsted Street & Madison Street – Section II – Drainage Inlet Accessories in the Town of Newton in the amount of \$854.00**, as based on the Morris County Cooperative Pricing Council's bids for Contract #14: Catch Basins & Manhole Castings (copy attached). The Contract amount is broken down as follows:

Item No.	Description	Quantity	Morris County Co-op Bid	Contract
19	Bicycle Safe Grate	3 Units	\$188.00	\$564.00
20	Type "N" Curb Backs, 6"	2 Units	\$139.00	\$278.00
21	Curb Back Bolt Sets	2 Units	\$6.00	\$12.00
<b>TOTAL CONTRACT AMOUNT:</b>				<b>\$854.00</b>

3. The CONTRACTOR shall indemnify, hold and save harmless the its members and other officers of, from and against all loss, injury and damages to person or property in whatever form by reason of, arising out of, or in connection with this Contract or the Contract Documents, or the failure or neglect to keep, observe or perform any of their terms, covenants, agreements, provisions, or conditions, the aforesaid being in addition to any other right or remedy which the OWNER may have against the CONTRACTOR in law or equity or otherwise.
4. The CONTRACTOR covenants and agrees that, anything in this Contract in the Contract Documents to the contrary notwithstanding, or regardless of any matter, think, contingency or condition unforeseen or otherwise, present or future, the CONTRACTOR shall not be entitled to receive any additional or further sums of money than the amount in said Contract Documents provided: and the failure of the OWNER to insist upon strict performance of any of the terms, covenants, agreements, provisions or conditions in this Contract or in the Contract Documents, on any one or more instances, shall not be construed as a waiver or relinquishment for the future of any such terms, covenants, agreements, provisions and conditions, the same shall be and remain in full force, and effect; with power and authority on the part of the OWNER to enforce the same or cause the same to be enforced at any time, without prejudice to any other rights which the OWNER may have against the CONTRACTOR under this Contract or the Contract Documents.
5. This CONTRACTOR shall insure to the benefit of and be binding upon the parties hereto, their respective heirs, executors, administrators, successors and assigns, but it is expressly understood, covenanted and agreed that this Contract shall not be assigned, sold, sub-contracted, pledged, mortgaged or

**NEW JERSEY DEPARTMENT OF TRANSPORTATION  
DIVISION OF LOCAL AID AND ECONOMIC DEVELOPMENT**

**RECOMMENDATION OF AWARD  
STATE AID PROJECT**

**BE IT RESOLVED**

that the Newton Town Council hereby recommends to the New Jersey Department of Transportation that the contract for Proposed Improvements to Halsted Street & Madison Street – Section II – Line Striping in the Town of Newton, County of Sussex, be awarded to Denville Line Painting, Inc., 2 Green Pond Road, Rockaway, New Jersey 07866 in the amount of \$7,347.74 subject to the approval of the Department.

That the presiding officer of this body be and is hereby directed to sign for and on its behalf the contract in the prescribed form for said construction.

That the clerk of this body be and is hereby directed to seal said contract with the corporate seal of this body and to attest to the same.

**Approved by the Town of Newton on June 22, 2020.**  
(Name of Local Government) (Date of Award)

\_\_\_\_\_  
(Presiding Officer)

\_\_\_\_\_  
(Date)

\_\_\_\_\_  
(Clerk)

\_\_\_\_\_  
(Date)

(Affix Seal)

**NEW JERSEY DEPARTMENT OF TRANSPORTATION  
DIVISION OF LOCAL AID AND ECONOMIC DEVELOPMENT**

**RECOMMENDATION OF AWARD  
STATE AID PROJECT**

**BE IT RESOLVED**

that the Newton Town Council hereby recommends to the New Jersey Department of Transportation that the contract for Proposed Improvements to Halsted Street & Madison Street – Section II – Milling and Paving in the Town of Newton, County of Sussex, be awarded to Tilcon New York, Inc., 9 Entin Road, Parsippany, New Jersey 07054 in the amount of \$138,475.65 subject to the approval of the Department.

That the presiding officer of this body be and is hereby directed to sign for and on its behalf the contract in the prescribed form for said construction.

That the clerk of this body be and is hereby directed to seal said contract with the corporate seal of this body and to attest to the same.

**Approved by the Town of Newton on June 22, 2020 .**  
(Name of Local Government) (Date of Award)

\_\_\_\_\_  
(Presiding Officer)

\_\_\_\_\_  
(Date)

\_\_\_\_\_  
(Clerk)

\_\_\_\_\_  
(Date)

(Affix Seal)

**NEW JERSEY DEPARTMENT OF TRANSPORTATION  
DIVISION OF LOCAL AID AND ECONOMIC DEVELOPMENT**

**RECOMMENDATION OF AWARD  
STATE AID PROJECT**

**BE IT RESOLVED**

that the Newton Town Council hereby recommends to the New Jersey Department of Transportation that the contract for Proposed Improvements to Halsted Street & Madison Street – Section II – Drainage Inlet Accessories in the Town of Newton, County of Sussex, be awarded to Campbell Foundry Company, 800 Bergen Street, Harrison, New Jersey 07029 in the amount of \$854.00 subject to the approval of the Department.

That the presiding officer of this body be and is hereby directed to sign for and on its behalf the contract in the prescribed form for said construction.

That the clerk of this body be and is hereby directed to seal said contract with the corporate seal of this body and to attest to the same.

**Approved by the Town of Newton on June 22, 2020.**  
(Name of Local Government) (Date of Award)

\_\_\_\_\_  
(Presiding Officer)

\_\_\_\_\_  
(Date)

\_\_\_\_\_  
(Clerk)

\_\_\_\_\_  
(Date)

(Affix Seal)

## Terri Oswin

---

**From:** Mariruth Cook <mcook@hpellow.com> on behalf of Mariruth Cook  
**Sent:** Tuesday, June 2, 2020 11:37 AM  
**To:** trusso@newtontownhall.com; Terri Oswin  
**Cc:** Harold Pellow  
**Subject:** Proposed Improvements to Halsted Street & Madison Street - Section II  
**Attachments:** Information for Contracts to be Awarded.pdf; Form SA-22 - Recomm of Award State Aid - Tilcon New York.doc; Form SA-22 - Recomm of Award State Aid - Denville Line Painting.doc; Form SA-22 - Recomm of Award State Aid - Campbell Foundry Co.doc

Tom and Terri,

This e-mail serves as Harold's recommendation that the Newton Town Council award contracts to the following contractors at its June 22<sup>nd</sup> meeting for the above referenced project:

Using the Morris County Cooperative Pricing Council bids, as follows:

- Tilcon New York – Milling and Paving: \$138,475.65
- Denville Line Painting – Line Striping: \$7,347.74
- Campbell Foundry Co. – Drainage Inlet Accessories: \$854.00

The attached PDF (3 pages) contains drafts of only the contract cover pages for each contractor in order that the Council can view the cost breakdown for each contract. These contractors were awarded contracts by the Morris County Cooperative Pricing Council for 2020.

In addition, please have all three SA-22 forms executed and returned to our office.

Public Bid on June 17, 2020 at 11:00 AM for the Proposed Construction of ADA Ramps

After Harold's review of the bids received on June 17<sup>th</sup>, he will make a recommendation for an award of contract. Our office will forward his recommendation of award, along with the Summary of Bids, and Form SA-22 to your attention the afternoon of the 17<sup>th</sup>.

Our office will contact you on June 23<sup>rd</sup> to find out if awards were made to all four contractors. Then, we will prepare the contract documents to send to each contractor for signature. Once we receive the signed contracts from each contractor, we will forward them to you for execution.

Regards,

Mariruth A. Cook  
Executive Secretary  
**Harold E. Pellow & Associates, Inc.**  
17 Plains Road  
Augusta, NJ 07822-2009  
Phone: 973.948.6463, Ext. 200  
Fax: 973.948.2916  
[mcook@hpellow.com](mailto:mcook@hpellow.com)  
[www.hpellow.com](http://www.hpellow.com)





## TOWN OF NEWTON

### RESOLUTION #145-2020

June 22, 2020

### **“Resolution of Rejection, United Fire Protection for Fire Alarm Upgrade and Installation, Town of Newton Water Utility, Bid 4R-2020”**

**WHEREAS**, the Town advertised and received bids in a fair and open manner consistent with N.J.S.A.19:44A-204. et. Seq., on June 10,2020 at 11:00 A.M. for Bid# 4R-2020 Fire Alarm Upgrade and Installation, Town of Newton Water Utility; and

**WHEREAS**, United Fire Protection responded with a bid as follows:

NAME OF BIDDER	United Fire Protection
Installation and Equipment Lump Sum Price	\$156,040.00
Maintenance Costs Year 1	\$12,000.00
Maintenance Costs Year 2	\$12,000.00
Monitoring Costs Year 1	\$700.00
Monitoring Costs Year 2	\$721.00
Inspection and Testing Costs Year 1	\$10,800.00
Inspection and Testing Costs Year 2	\$11,124.00

**WHEREAS**, the New Jersey Local Publics Contract Law at N.J.S.A. 40A:11-13.2(a) “Rejection of bids; reasons”, allows for a contracting unit to reject all bids for lowest bid substantially exceeding the cost estimates for the goods or services; and

**WHEREAS**, the bid provided by United Fire Protection substantially exceeds the estimates of costs for goods for the bid service;

**NOW, THEREFORE BE IT RESOLVED**, by the Town Council of the Town of Newton, Sussex County, New Jersey that the recommendation of Sean Canning, the Town of Newton's Qualified Purchasing Agent is hereby accepted, and the bid response by United Fire Protection is hereby rejected under N.J.S.A. 40A:11-13.2 (a).

### **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, June 22, 2020.

\_\_\_\_\_  
Teresa A. Oswin, RMC  
Deputy Municipal Clerk



## TOWN OF NEWTON

### RESOLUTION #146-2020

June 22, 2020

**“Transfer of School Monies for the Period  
from July 1, 2020 to December 31, 2020”**

**BE IT RESOLVED** by the Town Council of the Town of Newton that the Town Treasurer be authorized to turn over to the Treasurer of School Monies, as monies become available, \$7,194,377.00 to meet the obligations of the Newton Board of Education, in accordance with the Statutes and the request of the Board of Education of Newton.

Amount of Tax Voted (Inclusive of Debt Service)	\$13,372,969.00
Amount Received to Date	6,178,592.00
Amount of This Request	<u>7,194,377.00</u>
Balance Due Board of Education	0.00

### CERTIFICATION

**THIS IS TO CERTIFY** that the above is a true copy of a Resolution adopted by the Town Council of the Town of Newton at a regular meeting of said Governing Body conducted on Monday, June 22, 2020.

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Teresa A. Oswin, RMC  
Deputy Municipal Clerk



**TOWN OF NEWTON**  
**RESOLUTION #147-2020**

**June 22, 2020**

**“Award the Contract for the Proposed  
Guide Rail on Overlook Road to Road  
Safety Systems, LLC”**

**WHEREAS**, the Governing Body of the Town of Newton adopted Resolution #85-2016 on June 13, 2016 in an effort to save budgeted monies and improve services for itself by renewing its membership in the Morris County Cooperative Pricing Council; and

**WHEREAS**, Road Safety Systems, LLC, of 12 Park Drive, Shamong, New Jersey was awarded Contract #26, Beam Guide Rail Safety Ends in the Morris County Co-Op's winter contracts; and

**WHEREAS**, the Town Engineer, Harold E. Pellow, has recommended Road Safety Systems, LLC, be retained for the Proposed Guide Rail on Overlook Road Project in the Town of Newton, based on the Morris County Cooperative Pricing Council contract in the amount of \$9,225.00; and

**WHEREAS**, the Chief Financial Officer as require by N.J.S.A. 40A:4-5, N.J.A.C. 5:34-5.1 et seq., hereby certifies funds are available from:

Account #6089349 Improvements to Water Tower/Property.

**NOW, THEREFORE BE IT RESOLVED**, by the Town Council of the Town of Newton, that the contract for the Proposed Guide Rail on Overlook Road Project in the Town of Newton is hereby awarded to Road Safety Systems, Inc. in the amount of \$9,225.00 based on the Morris County Cooperative Pricing Council bid award for Contract #26, Beam Guide Rail Safety Ends.

**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, June 22, 2020.

---

Teresa A. Oswin, RMC  
Deputy Municipal Clerk

## Terri Oswin

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**From:** Mariruth Cook <mcook@hpellow.com> on behalf of Mariruth Cook  
**Sent:** Wednesday, June 10, 2020 11:21 AM  
**To:** trusso@newtontownhall.com; Terri Oswin; Adam Vough  
**Cc:** Harold Pellow  
**Subject:** Proposed Guide Rail on Overlook Road  
**Attachments:** First Page of Contract.pdf

Tom and Terri,

This e-mail serves as Harold's recommendation that the Newton Town Council award a contract to Road Safety Systems, LLC for the Proposed Guide Rail on Overlook Road in the amount of \$9,225.00 utilizing the Morris County Cooperative Pricing Council 2020 Contract #26 pricing. The attached PDF contains a draft of only the contract cover page in order that the Council can view the cost breakdown. Can this be placed on the agenda for the Town Council's June 22<sup>nd</sup> meeting? If so, our office will contact you on June 23<sup>rd</sup> to find out if an award was made to Road Safety Systems. Then, we will prepare the contract documents to send to them for signature. Once we receive the signed contract from them, we will forward it to you for execution.

Regards,

Mariruth A. Cook  
Executive Secretary  
**Harold E. Pellow & Associates, Inc.**  
17 Plains Road  
Augusta, NJ 07822-2009  
Phone: 973.948.6463, Ext. 200  
Fax: 973.948.2916  
[mcook@hpellow.com](mailto:mcook@hpellow.com)  
[www.hpellow.com](http://www.hpellow.com)





MORRIS COUNTY COOPERATIVE PRICING COUNCIL

A SHARED SERVICES SUCCESS STORY SINCE 1974

IDENTIFIER: 6MOCCP

# NOTIFICATION OF AWARD

## CONTRACT #26: BEAM GUIDE RAIL & SAFETY ENDS (INSTALLED)

Contract Period: January 1, 2020 - December 31, 2020

**Note:**

- All Purchase Orders should reference "MCCPC Contract #26"
- No minimum order requirements are allowed unless stated otherwise
- Prices are to remain firm for the term of the contract with no exceptions
- Vendor must acknowledge member request for a quote within three (3) business days
- Vendor must perform the work within fifteen (15) calendar days of receipt of order
- Vendor is required to maintain traffic in all directions at all times
- Prices are to include delivery, FOB destination and freight prepaid
- See Technical Specifications on website ([www.mccpc.org](http://www.mccpc.org)) for detailed product and installation information

**Vendor:** Road Safety Systems, LLC

**Address:** 12 Park Drive, Shamong, New Jersey 08088

**Contact Person:** John Flemming

**Title:** President

**Tel #:** 609-801-9332

**Fax #:** 609-801-9334

**E-Mail:** john@roadsafetysystem.com

**Response Time:** 14 days

**Note:** Please reference "MC20000" on all purchase orders

Items Awarded	Unit Price
1. Steel beam guide rail (6', 3" post spacing), installed:	
a. Galvanized steel:	\$35.00 / LF
b. Weathering (brown) steel:	\$26.00 / LF
c. Brown powder coated steel:	\$30.00 / LF
2. Tangent guide rail terminal, installed (total length 50')	
a. Galvanized steel:	\$3,000.00 / each
b. Weathering (brown) steel:	\$2,500.00 / each
c. Brown powder coated steel:	\$3,000.00 / each
3. Tangent guide rail terminal, installed (total length 37.5')	
a. Galvanized steel:	Not Available
b. Weathering (brown) steel:	Not Available
c. Brown powder coated steel:	Not Available
4. Tangent guide rail terminal, installed (total length 25')	
a. Galvanized steel:	\$3,500.00 / each
b. Weathering (brown) steel:	\$3,000.00 / each

Items Awarded	Unit Price
c. Brown powder coated steel:	\$3,500.00 / each
5. Beam guide rail element, installed (total length 25'):	
a. Galvanized steel:	\$150.00 / each
b. Weathering (brown) steel:	\$150.00 / each
c. Brown powder coated steel:	\$325.00 / each
6. Beam guide rail bridge attachment, installed:	\$2,000.00 / each
7. Reset beam guide rail with existing posts, installed:	\$15.00 / LF
8. Controlled release terminal, installed:	\$795.00 / each
9. Controlled release terminal anchorage, installed:	\$1,295.00 / each
10. Synthetic offset blocks, installed:	\$15.00 / each
11. Delineators, butterfly reflectors, installed:	\$10.00 / each
12. Delineators, 3M or equiv., LDS panels, 1-1/2" x 34":	\$5.00 / each
13. Additional beam guide rail post, 6' long, installed where post spacing needs to be reduced from that in Items 1, 2 and 3:	\$100.00 / each
14. Post-weldment mounted guide rail, extra cost, per post, installed, including anchor bolts, drilling and grouting in accordance with NJDOT specifications:	\$225.00 / each
15. Price for each extra length post when required for side slope installation:	\$25.00 / LF
16. Price per linear foot for the removal of existing beam guide rail and posts:	\$7.00 / LF
17. Price for the installation of beam guide rail anchorages:	\$825.00 / each
18. Price for the installation of beam guide rail elements (additional railing for obstruction guide rail) – comes in 12.5' sections:	\$100.00 / each
19. Price for the installation of rub rail – comes in 12.5' sections:	\$95.00 / each

# EXECUTION OF CONTRACT

CONTRACT, Made this \_\_\_\_\_ day of \_\_\_\_\_, 20 20

BETWEEN Town of Newton, Municipal Building, 39 Trinity Street, Newton, NJ 07860

hereinafter called "OWNER"

and Road Safety Systems, LLC, 12 Park Drive, Shamong, NJ 08088

hereinafter called "CONTRACTOR"

## WITNESSETH:

1. That the CONTRACTOR shall pay the cost of the state sales tax and other applicable taxes and fees.
2. The CONTRACTOR shall perform all of the labor and furnish all the materials, tools and implements and will well and faithfully perform and complete the entire work of **Proposed Guide Rail on Overlook Road in the Town of Newton in the amount of \$9,225.00**, as based on the Morris County Cooperative Pricing Council's bids for Contract #26: Beam Guide Rail & Safety Ends (Installed). The Contract amount is broken down as follows:

Item No.	Description	Quantity	Morris County Co-op Bid	Contract
1	Steel Beam Guide Rail, 6'-3" Post Spacing	75 Lin. Ft.	\$35.00	\$2,625.00
2	Tangent Guide Rail Terminal, 50' Length	2 Units	\$3,000.00	\$6,000.00
3	Additional Beam Guide Rail Posts to Reduce Spacing	6 Units	\$100.00	\$600.00
<b>TOTAL CONTRACT AMOUNT:</b>				<b>\$9,225.00</b>

3. The CONTRACTOR shall indemnify, hold and save harmless the its members and other officers of, from and against all loss, injury and damages to person or property in whatever form by reason of, arising out of, or in connection with this Contract or the Contract Documents, or the failure or neglect to keep, observe or perform any of their terms, covenants, agreements, provisions, or conditions, the aforesaid being in addition to any other right or remedy which the OWNER may have against the CONTRACTOR in law or equity or otherwise.
4. The CONTRACTOR covenants and agrees that, anything in this Contract in the Contract Documents to the contrary notwithstanding, or regardless of any matter, think, contingency or condition unforeseen or otherwise, present or future, the CONTRACTOR shall not be entitled to receive any additional or further sums of money than the amount in said Contract Documents provided: and the failure of the OWNER to insist upon strict performance of any of the terms, covenants, agreements, provisions or conditions in this Contract or in the Contract Documents, on any one or more instances, shall not be construed as a waiver or relinquishment for the future of any such terms, covenants, agreements, provisions and conditions, the same shall be and remain in full force, and effect; with power and authority on the part of the OWNER to enforce the same or cause the same to be enforced at any time, without prejudice to any other rights which the OWNER may have against the CONTRACTOR under this Contract or the Contract Documents.
5. This CONTRACTOR shall insure to the benefit of and be binding upon the parties hereto, their respective heirs, executors, administrators, successors and assigns, but it is expressly understood, covenanted and agreed that this Contract shall not be assigned, sold, sub-contracted, pledged, mortgaged or set over by the CONTRACTOR to any person, firm, corporation, or association, except upon the express written consent of the OWNER.



## TOWN OF NEWTON

### RESOLUTION #148-2020

June 22, 2020

**“Authorize the Award of a Required Disclosure Contract for Convergent Technologies Inc.”**

**WHEREAS**, the Town of Newton has a need to maintain and upgrade access and security systems through Convergent Technologies Inc., 429 Getty Avenue, Clifton, N.J. 07011, as a required disclosure contract pursuant to the provisions of N.J.S.A. 19:44A-20.4; and,

**WHEREAS**, the Sean Canning, Q.P.A., of the Canning Group, LLC has determined and certified in writing that the value of the acquisition will exceed \$17,500; and,

**WHEREAS**, the anticipated term of this contract is for the 2020 year (s); and

**WHEREAS**, on April 27, 2020, by the adoption of Resolution #114-2020 the Town Council authorized the award of a Required Disclosure Contract with Convergent Technologies, Inc., for an amount not to exceed \$22,500.00; and

**WHEREAS**, Convergent Technologies Inc., 429 Getty Avenue, Clifton, N.J. 07011, has submitted a proposal indicating they will provide the services for the installation of 2 new keyless entry card readers for an additional \$6,996.00; and

**WHEREAS**, Convergent Technologies Inc. 429 Getty Avenue, Clifton, N.J. 07011, has completed and submitted a Business Entity Disclosure Certification and Political Disclosure Contribution form, which certifies that Convergent Technologies Inc. 429 Getty Avenue, Clifton, N.J. 07011 has not made any reportable contributions to a political or candidate committee in the Town of Newton in the previous one year, and that the contract will prohibit Convergent Technologies Inc., 429 Getty Avenue, Clifton, N.J. 07011 from making any reportable contributions through the term of the contract, and

**WHEREAS**, the Chief Financial Officer as require by N.J.S.A. 40A:4-5, N.J.A.C. 5:34-5.1 et seq., hereby certifies funds are available for a new NOT TO EXCEED amount of \$30,000.00 and will be encumbered as follows:

<b>2020 CURRENT BUDGET – Cencom OE – Contractual</b>	<b>#1074317</b>	<b>\$23,000.00</b>
<b>Cap Imp – Equipment</b>	<b>#1095311</b>	<b>\$ 7,000.00</b>

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

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Council of the Town of Newton authorizes the Town Manager to enter into a contract with Convergint Technologies Inc., 429 Getty Avenue, Clifton, N.J. 07011 not to exceed \$30,000.00 for the 2020 calendar year; and

**BE IT FURTHER RESOLVED**, that the Business Disclosure Entity Certification, Political Contribution Disclosure, and Determination of Value remain on file in the Municipal Clerk's office with this resolution.

**CERTIFICATION**

**THIS IS TO CERTIFY** that the above is a true copy of a Resolution adopted by the Town Council of the Town of Newton at a regular meeting of said Governing Body conducted on Monday, June 22, 2020.

---

Teresa A. Oswin, RMC  
Deputy Municipal Clerk



## TOWN OF NEWTON

### Resolution #149-2020

June 22, 2020

#### **“Resolution of the Town Council of the Town of Newton Authorizing the Award of Repairs to the Final Clarifier at the Wastewater Treatment Plant Through Bid #9-2020”**

**WHEREAS**, the Town of Newton has a need to conduct repairs at the WWTP clarifier; and

**WHEREAS**, Bid #9-2020, Repairs to Final Clarifiers, were received on June 10, 2020 at 11:15 A.M. as follows:

VENDOR	PRICE
BR Welding, Inc.	\$348,500.00
Rapid Pump & Meter, Inc.	\$353,675.00
Iron Hills Construction	\$381,144.00
JEV Construction	\$408,000.00
CMS Construction	\$430,932.00
Fred Devens	\$526,000.00
PACT Two, LLC	\$560,000.00

**WHEREAS**, BR Welding, Inc., has provided a bid in the amount of \$348,500.00, deemed by Frederick Margron, P.E., REM, CEA, of Professional Consulting Inc., the Town Sewer Engineer, and Sean P. Canning of The Canning Group, the Town's Qualified Purchasing Agent, to be the lowest responsible bidder in accordance with the New Jersey Local Publics Contract Law (N.J.S.A.40A:11-1 et. Seq.); and

**WHEREAS**, the Chief Financial Officer as require by N.J.S.A. 40A:4-5, N.J.A.C. 5:34-5.1 et seq., hereby certifies funds are available in the amount of \$348,500.00 from:

Ordinance #2020-11

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

The Town Manager is hereby authorized to enter into a contract with BR Welding, Inc. for the amount of \$348,500.00 encompassing the scope of work and cost proposal as outlined within Bid #9-2020. This award shall be subject to Ordinance 2020-11 taking effect.

#### **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, June 22, 2020.

---

Teresa A. Oswin, RMC  
Deputy Municipal Clerk



Octagon 10 Office Center  
1719 Route 10, Suite 225  
Parsippany, New Jersey 07054

**Professional Consulting, Inc.**

Phone: 973.683.0044  
Fax: 973.683.0077

June 12, 2020

Mr. Thomas S. Russo, Jr., Town Manager  
Town of Newton  
39 Trinity Street  
Newton, NJ 07860

RE: Recommendation of Award - Bid No. 9-2020  
Repairs to the Final Clarifiers at the WWTP  
PCI No. 501-12

Dear Mr. Russo:

For the above referenced project, the Town of Newton received and opened public bids at 11:15 AM on June 10, 2020, at the Town Municipal Building. A summary of the seven (7) bids received are as follows:

br Welding, Inc.	\$348,500.00
Rapid Pump & Meter, Inc.	\$353,675.00
Iron Hills Construction	\$381,144.00
JEV Construction	\$408,000.00
CMS Construction	\$430,932.00
Fred Devens	\$526,000.00
PACT Two, LLC.	\$560,000.00

The original bid packages are in the Town's possession. As indicated above, br Welding is the apparent lowest bidder. We reviewed the bid package submitted by br Welding and have found it complete. We have spoken with a representative from the company to verify a clear understanding of the project's scope of work. And we have also contacted references that br Welding provided in their bid package and said references all indicated that the contractor had the ability to do the specified work in a satisfactory manner for this project.

We therefore recommend that the Town of Newton award the contract to br Welding in the amount of \$348,500.00, subject to the opinion of Township Counsel, upon their review of the bid packages. If you have any questions regarding this matter, please do not hesitate to contact us.

Sincerely,  
PROFESSIONAL CONSULTING, INC.

Frederick Margron, P.E.  
President

c: Sean P. Canning, QPA, MPA, Purchasing Agent (w/out enclosures)  
Ursula Leo, Esq. Town Attorney  
Monica Miebach, CFO



**TOWN OF NEWTON**  
**RESOLUTION #150-2020**

June 22, 2020

**“Authorizing Negotiations for Fire Alarm Upgrade and Installation for the Town of Newton Water Utility Under N.J.S.A. 40A:11-5(3)”**

**WHEREAS**, the Town of Newton publicly advertised and sought receipt of public bids on March 19, 2020 and again on June 10, 2020 at 11:00 A.M. for a total of two (2) times for Fire Alarm Upgrade and Installation Bid and Re-Bid; and

**WHEREAS**, the Town has duly advertised for bids on both occasions, wherein no bids were received on March 19, 2020 and one (1) bid was received on June 10, 2020 wherein the bid was over cost estimates; and

**WHEREAS**, the New Jersey State Local Publics Contract Law, N.J.S.A. 40A:11-5(3) allows for negotiations subsequent to two (2) rejected or non-received bids; and

**WHEREAS**, it is the desire of the Town to authorize the Qualified Purchasing Agent, Sean P. Canning, of The Canning Group, LLC to conduct the negotiations process; and

**WHEREAS**, it remains the desire of the Town of Newton to secure a contract with a local and economically efficient and qualified provider of the tenets as found within bid for Fire Alarm Upgrade and Installation Bid; and

**WHEREAS**, relief is available through the New Jersey Local Public Contract Law N.J.S.A.40A:11-5(3) and the Town desires to avail itself of this remedy through negotiations;

**NOW, THEREFORE BE IT RESOLVED**, by the Town Council of the Town of Newton, Sussex County, New Jersey that the Town's Qualified Purchasing Agent, and Water Engineer, are hereby authorized to enter into negotiations with contractors under the provisions of N.J.S.A. 40A:11- 5(3) which correspond to available funding for the project known as Fire Alarm Upgrade and Installation Bid.

**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, June 22, 2020.

---

Teresa A. Oswin, RMC  
Deputy Municipal Clerk

# THE CANNING GROUP LLC



45 S. Park Pl 183  
Morristown, N.J. 07960

June 11, 2020

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

**Re: Bid # 4R-2020 Fire Alarm Bid**

Dear Manager Russo,

On March 19, 2020 and again on June 10, 2020 at 11:00 A.M. the Town sought bids for the Fire Alarm and Upgrade bid at the Town of Newton Water Utility. No bids were received on March 19, 2020. On June 10, 2020 the following bids were received.

NAME OF BIDDER	United Fire Protection
<b>Installation and Equipment Lump Sum Price</b>	\$156,040.00
<b>Maintenance Costs Year 1</b>	\$12,000.00
<b>Maintenance Costs Year 2</b>	\$12,000.00
<b>Monitoring Costs Year 1</b>	\$700.00
<b>Monitoring Costs Year 2</b>	\$721.00
<b>Inspection and Testing Costs Year 1</b>	\$10,800.00
<b>Inspection and Testing Costs Year 2</b>	\$11,124.00

In evaluating the bids, it was determined that United Fire Protection provided for a bid that substantially exceeded the cost estimates for the project. I have included a resolution of rejection as well as a resolution authorizing negotiations. As we have now conducted two (2) public bids for the procurement, I would recommend that we conduct a negotiation for the procurement under the relief offered us at N.J.S.A.40A:11-5(3). Thank you.

Respectfully

Sean P. Canning, MPA, QPA  
Purchasing agent



**TOWN OF NEWTON**  
**Resolution #151-2020**

**June 22, 2020**

**“Resolution Permitting Temporary Outdoor Seating for Restaurants During the Pandemic Shutdown of Retail and Commercial Businesses in the Town of Newton”**

**WHEREAS**, restaurants are an integral part of the Town of Newton; and

**WHEREAS**, policies and measures to mitigate the spread of the COVID-19 virus have greatly affected the business model of restaurants with the expansion of outdoor seating being a method of balancing the need for social distancing with the need to have adequate space to feasibly reopen; and

**WHEREAS**, The Town desires to help its local businesses through this difficult time, and providing an expedited mechanism to permit an expansion of outdoor seating capacity for restaurants is a means to support local businesses; and

**WHEREAS**, restaurant owners are seeking guidance as to how they may safely resume dine-in service upon an eventual broadening of business activity allowable under state authority; and

**WHEREAS**, The Town supports temporary, practical measures that enable restaurants to augment their dine-in capabilities as a means to boost customer activity;

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

1. Outdoor seating will be temporarily permitted as an accessory use to a restaurant, fast-food restaurant, and drive-in restaurant as those terms are defined in the Town Zoning Ordinance. The temporary period shall be up to 120 days unless a longer or shorter time is established by an Executive Order issued by the Governor.

2. Outdoor restaurant seating will not require the filing of a Site Plan Application.

3. A Zoning Permit for Temporary Outdoor Restaurant Seating must be obtained prior to the creation of any outdoor seating. A drawing of the proposed outdoor restaurant seating area must accompany the Zoning Permit Application. This drawing shall show the location and size of all proposed tables and chairs and distances to other tables and chairs and distances from any other structures such as a host podium and serving stations. All distance separations shall comply with all applicable Executive Orders issued by the Governor of the State of New Jersey, as well as any other requirements, conditions, and/or limitations in any applicable Executive Orders. Where available, the sketch shall be superimposed upon an existing site plan drawing or survey.

4. The Town will waive the filing fee for a Zoning Permit for Temporary Outdoor Restaurant Seating seeking to create outdoor restaurant seating.

5. The Town will expedite the review of all Applications seeking to create outdoor restaurant seating.

6. No performance bond, maintenance bond, or engineering inspection fees will be required in connection with an approved outdoor restaurant seating plan.

7. The following standards are hereby created in connection with outdoor restaurant seating:

- a. The outdoor restaurant seating area may not exceed 1,000 square feet;
- b. Outdoor restaurant seating areas can be located upon public sidewalks where adequate provision is made for the pedestrian public, on relatively level grass areas, and in parking lots where an adequate number of parking stalls remain in the opinion of the Town Zoning Officer;
- c. Where outdoor seating is proposed to be created in a parking lot, bollards, or other protection structures shall be erected along the perimeters of the outdoor restaurant seating area in order to enhance public safety;
- d. Temporary lighting will be required if the outdoor restaurant seating area is proposed to be utilized after dusk;
- e. Landscaping of the perimeter of or within the outdoor restaurant seating area will not be required but may be proposed by the applicant;
- f. An awning or umbrellas may be utilized within an outdoor restaurant area, but tents shall not be permitted;
- g. Serving stations and a host podium may be located within an outdoor restaurant seating area provided a plexiglass or other similar partition is used;
- h. No change in grading will be permitted in order to create an outdoor restaurant seating area;
- i. The proposed hours of operation of the outdoor restaurant seating area will be included in the Temporary Outdoor Restaurant Seating Application;
- j. No outdoor restaurant seating area may be located within an approved delivery area/loading zone;
- k. Restaurants with existing outdoor seating areas may seek to expand the existing area;
- l. The proposed outdoor restaurant seating area may not affect the effective functioning of a prior approved site plan;
- m. The consumption of alcoholic beverages will continue to be regulated by the New Jersey Alcoholic Beverage Control Commission therefore all applicants are responsible for verifying their liquor license permits the serving of alcohol outdoors;
- n. In multi-tenanted properties, an approved outdoor restaurant seating area must be discontinued or reduced in size if other retail, personal service, and/or commercial

establishments are permitted to reopen and there is not then an adequate number of parking stalls available in the discretion of the Town Zoning Officer;

- o. An approved outdoor restaurant seating area must be discontinued or reduced in size if proper social distancing is not maintained or the restaurant establishment does not comply with applicable sanitary and cleaning standards, use of masks, or partitions, or other Executive Order requirements issued by the Governor;
- p. All outdoor seating areas must be closed by 11:00 p.m.;
- q. Additional provisions concerning such issues as the maximum number of people at a table; required minimum distances between tables; and standards for addressing patrons waiting to be seated will be formulated after the promulgation of the Governor's Executive Order permitting restaurants to reopen.

8. Any approvals granted prior to this action shall remain in effect.

#### **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, June 22, 2020.

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Teresa A. Oswin, RMC  
Deputy Municipal Clerk



**TOWN OF NEWTON**  
**RESOLUTION #152-2020**

June 22, 2020

**“Authorizing Purchase of Five (5) Mobile Data Terminals and Accessories from Gold Type Business Machines through New Jersey State Contract Purchasing and Property A89980”**

**WHEREAS**, a need exists for the acquisition of five (5) police mobile data terminals and accessories from Gold Type Business machines, through New Jersey State Contract A89980 in the amount of \$35,076.80; and

**WHEREAS**, the Town of Newton may, without advertising for bids, purchase such materials through the New Jersey State Purchase and Property State Contract A89980 through Gold Type Business Machines pursuant to N.J.S.A. 40A:11-12 and N.J.A.C. 5:34-7.29 et. Seq., and

**WHEREAS**, under the State contract award, the Vendors contained therein may participate in said purchases under state contract as approved by the Qualified Purchasing Agent; and

**WHEREAS**, the Chief Financial Officer certifies funds are available within the 2020 Current Fund budget in the amount of \$35,076.80:

Line Item: Capital: Police Equipment #1095339	\$35,000.00
Line Item: Police OE: New Equipment #1074246	\$76.80

**NOW, THEREFORE BE IT RESOLVED**, by the Newton Town Council that it authorizes the procurement of five (5) Mobil Data terminals and accessories from Gold Type Business Machines in the amount of \$35,076.80 without bidding pursuant to N.J.S.A. 40A: 11-12, through State Contract A89980.

**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, June 22, 2020.

---

Teresa A. Oswin, RMC  
Deputy Municipal Clerk



**GTBM**  
Better Solutions Every Day

QUOTE

**Gold Type Business Machines, Inc.**

351 Paterson Avenue  
East Rutherford, NJ 07073  
Phone: 201.935.5090  
Fax: 201.935.7022

**Date:**  
**Prepared by:**

May 28, 2020  
BM/AW

**TO:** Steven VanNieuwland | svannieuwland@newtonpolice.org  
**Newton Police Department**

NASPO Valuepoint. State of New Jersey Term Contract M0483  
NJ State Contract #89980 • Line #00001: Comm Code: 204-54-072692  
GSA #GS35F024BA NASPO ValuePoint Master Agreement # MNWNC-124  
NJ State Term Contract T0106 Lines 189 & 193 Blanket P.O. Contract lines 1-6

QTY	PART #	DESCRIPTION	MSRP	STATE DISCOUNT	PRICE	EXTENDED
5	FZ-55C0601VM	Win10 Pro, Intel Core i5-8365U 1.6GHz, vPro, 14.0in FHD 1000 nit Gloved Multi Touch, 512GB SSD, 8GB, Intel Wi-Fi, Bluetooth, TPM 2.0, Infrared Webcam, Emissive Backlit Keyboard, Flat	\$ 2,554.00	11%	\$ 2,273.06	\$ 11,365.30
5	DS-PAN-432	Docking Station with Power Supply for Panasonic's Toughbook 54 and 55 Rugged Laptop	\$ 1,167.28	11%	\$ 1,038.88	\$ 5,194.40
5	TA-2505-UNIB	Laptop Mount with Twin Arm, G.R.I.P. Tilt/Swivel and Telescopic Post with Under the Seat Base for the Following Vehicles: Chevrolet CAPRICE, IMPALA; Dodge CHARGER; Ford CROWN VICTORIA, EXPLORER, POLICE INTERCEPTORS SEDAN and UTILITY, TAURUS - (Specify Make, Model and Year)	\$ 569.50	11%	\$ 506.86	\$ 2,534.30
5	AP-UNIV	Universal Adaptor Plate (Vesa 75, Vesa 100, 2"x4")	\$ 57.75	11%	\$ 51.40	\$ 257.00
5	CG-X	Charge Guard Select	\$ 101.97	11%	\$ 90.75	\$ 453.75
5	RND	Antenna	\$ 150.00	11%	\$ 133.50	\$ 667.50
5	MA3-0900600M-NNA	CRADLEPOINT INC : 3-yr NetCloud Essentials for Mobile Routers (Prime) with support and 1BR900 router with Wi-Fi (600Mbps modem), no AC power supply or antennas, North America	\$ 1,119.00	11%	\$ 995.91	\$ 4,979.55
5	ET	ET Star Bundle- includes printer, bracket, cables, software and installation.	\$ 1,000.00		\$ 1,000.00	\$ 5,000.00
1	LABOR	Installation- (1) 2014, (1) 2016, (1) 2018 and (2) 2020 Ford Intceptors	\$ 3,200.00		\$ 3,200.00	\$ 3,200.00
<b>TOTAL PROJECT</b>						<b>\$ 33,651.80</b>
<b>OPTIONAL WARRANTY</b>						
5	CF-SVCLNTR-3YR	Panasonic Protection Plus 3 year no fault warranty	\$ 285.00		\$ 285.00	\$ 1,425.00



**TOWN OF NEWTON**  
**RESOLUTION #153-2020**

**June 22, 2020**

**“To Cancel Grant Appropriated Reserve  
Balance in the Federal and State Grant  
Fund – Wellness Tobacco Free Grant”**

**WHEREAS**, the Town of Newton received a grant in the amount of \$6,000.00 from the State of New Jersey Department of Health, Office of Tobacco Free, Nutrition and Fitness, Division of Community Health Services, Community Health and Wellness Unit for a one year agreement; and

**WHEREAS**, this amount was appropriated as special items of revenue in the 2019 Current Municipal Budget by Resolution #196-2019 on September 11, 2019 and transferred into the Federal and State Grant Fund in the same year; and

**WHEREAS**, the Project has not been expended, due to the very limited number of ways to spend the grant money, particularly since the municipality could not provide financial incentives to employees to quit smoking like other organizations; and

**WHEREAS**, there remains an unexpended balance in the grant fund of \$6,000.00; and

**WHEREAS**, it is necessary to formally cancel the grant appropriated reserve balance and refund monies to the proper authority;

**NOW, THEREFORE BE IT RESOLVED**, by a majority of the full membership of the Town Council of the Town of Newton, that we hereby cancel the following:

**Federal & State Grant Fund**

Appropriated Reserves – Wellness Tobacco Free Grant	#111249	\$6,000.00
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**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, June 22, 2020.

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Teresa A. Oswin, RMC  
Deputy Municipal Clerk



**TOWN OF NEWTON**  
**RESOLUTION #154-2020**

June 22, 2020

**“Award Bid for Proposed Construction of  
ADA Ramps on Halsted Street & Madison  
Street-Section II Project”**

**WHEREAS**, the Town of Newton publicly accepted and opened bids for the Proposed Construction of ADA Ramps on Halsted Street & Madison Street – Section II Project on Wednesday, July 17 2020 at 11:00 a.m. as follows:

<u>Name and Address of Bidder</u>	<u>Base Bid</u>
<b>Cifelli &amp; Son General Contracting, Inc.</b> 81 Franklin Avenue Nutley, NJ 07110	<b>\$35,847.50</b>
AA Berms, LLC P.O. Box 180 Belleville, NJ 07109	\$37,199.50
Tony's Concrete Construction Co., Inc. 316 E. Kinney Street Newark, NJ 07105	\$45,430.00
Diamond Construction 35 Beaverson Blvd. Suite 12C Brick, NJ 08723	\$48,731.30

**WHEREAS**, based on review of the bid documents, the Town Engineer, Harold E. Pellow of Harold E. Pellow & Associates, Inc., recommends awarding Proposed Construction of ADA Ramps on Halsted Street & Madison Street – Section II Project in his letter of recommendation dated June 17, 2020, to Cifelli & Son General Contracting, Inc., in the amount of \$35,847.50; and

**WHEREAS**, the Chief Financial Officer as require by N.J.S.A. 40A:4-5, N.J.A.C. 5:34-5.1 et seq., certifies funds are available as follows:

**Capital Fund Ordinance #2020-8**

**NOW, THEREFORE BE IT RESOLVED**, by the Town Council of the Town of Newton that the contract for the Proposed Construction of ADA Ramps Halsted Street & Madison Street – Section II Project is hereby awarded to Cifelli & Son General Contracting Inc., in the amount of \$35,847.50. This award shall be subject to Ordinance 2020-8 taking effect. A copy of this resolution and the proposed Contract is to be forwarded to Cifelli & Son Contracting, Inc., for execution.

**CERTIFICATION**

**THIS IS TO CERTIFY** that the above is a true copy of a Resolution adopted by the Town Council of the Town of Newton at a regular meeting of said Governing Body conducted on Monday, June 22, 2020.

---

Teresa A. Oswin, RMC  
Deputy Municipal Clerk



# HAROLD E. PELLOW & ASSOCIATES, INC.

CONSULTING ENGINEERS • PLANNERS • LAND SURVEYORS

Established 1969

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

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

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

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

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

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

June 17, 2020

VIA E-MAIL

**MEMORANDUM TO:** Mr. Thomas S. Russo, Jr., Newton Town Manager

**FROM:** Harold E. Pellow, P.E., L.S., Town Engineer

**SUBJECT:** RECOMMENDATION OF AWARD

Proposed Construction of ADA Ramps on Halsted Street & Madison Street – Sec. II  
HPA No. 20-032

Dear Tom,

I have reviewed the four (4) bids received on June 17, 2020 at 11:00 AM for the above referenced project and recommend the contract be awarded to Cifelli & Son General Contracting, Inc., 81 Franklin Avenue, Nutley, New Jersey 07110, whose low bid was \$35,847.50.

Enclosed herewith please find the following paperwork:

1. Form SA-41 - *Summary of Bids*. Retain for the Town's records.
2. Form SA-22 - *Recommendation of Award - State Aid Project*. Kindly have the Presiding Officer and Municipal Clerk sign this form, and then *return it to this office*. We will forward it to the New Jersey Department of Transportation.

Very truly yours,

Harold E. Pellow, P.E., L.S.  
**HAROLD E. PELLOW & ASSOCIATES, INC.**  
Town of Newton Engineer

HEP:mac  
\\SERVER2019\DOCS\PROJECTS\MUNICIPAL\NEWTON\COUNCIL\20-032 - HALSTED STREET & MADISON STREET - SEC. II\ADA RAMPS\RUSO2.DOC

Enclosures

New Jersey Department of Transportation  
Division of Local Aid and Economic Development  
Summary of Bids

<b>Project:</b> Proposed Construction of ADA Ramps on Halsted Street & Madison Street - Section II	<b>Contractor Name:</b> Cifelli & Son General Contracting, Inc.	<b>Contractor Name:</b> AA Berms, LLC	<b>Contractor Name:</b> Tony's Concrete Construction Company, Inc.	<b>Contractor Name:</b> Diamond Construction
<b>Municipality:</b> Town of Newton	<b>City:</b> Franklin Avenue	<b>City:</b> P.O. Box 180	<b>City:</b> 316 East Kinney Street	<b>City:</b> 35 Beaverson Blvd., Suite 12C
<b>County:</b> Sussex	<b>Street Address:</b> Nutley, NJ 07110	<b>Street Address:</b> Belleville, NJ 07109	<b>Street Address:</b> Newark, NJ 07105	<b>Street Address:</b> Brick, NJ 08723

Item #	Description	Quantity	Unit	ENGINEER'S ESTIMATE		City		State/Zip		City		State/Zip		City		State/Zip	
				Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount		
1	Mobilization	100%	LS	\$2,500.00	\$2,500.00	\$10,000.00	\$10,000.00										
2	Construction Signs	117.5	SF	\$25.00	\$2,937.50	\$5.00	\$587.50	\$94.50	\$3,780.00	\$1.00	\$117.50	\$94.50	\$3,780.00	\$94.50	\$3,780.00	\$0.01	\$1.18
3	Traffic Flaggers	40	HR.	\$94.50	\$3,780.00	\$20.00	\$2,880.00	\$20.00	\$2,880.00	\$20.00	\$2,880.00	\$20.00	\$2,880.00	\$94.50	\$3,780.00	\$0.01	\$1.44
13	Removal of Concrete Sidewalk	144	SY	\$45.00	\$6,480.00	\$5.00	\$865.00	\$3.00	\$519.00	\$20.00	\$3,460.00	\$20.00	\$3,460.00	\$0.01	\$1.73		
14	Removal of Concrete Curb	173	LF	\$30.00	\$5,190.00	\$65.00	\$8,905.00	\$90.00	\$12,330.00	\$120.00	\$16,440.00	\$108.00	\$14,796.00	\$50.00	\$8,650.00		
15	Concrete Sidewalk, 4" Thick, Reinforced	137	SY	\$120.00	\$16,440.00	\$30.00	\$5,190.00	\$36.00	\$6,228.00	\$35.00	\$6,055.00	\$300.00	\$3,900.00	\$500.00	\$6,500.00		
16	Concrete Curb	173	LF	\$60.00	\$10,380.00	\$250.00	\$3,250.00	\$250.00	\$3,250.00	\$300.00	\$3,900.00	\$7.00	\$490.00	\$0.01	\$0.70		
17	Detachable Warning Surface	13	Unit	\$300.00	\$3,900.00	\$2.00	\$140.00	\$1.00	\$70.00								
18	Sawcutting	70	LF	\$8.00	\$560.00	\$10.00	\$700.00	\$10.00	\$700.00								
22	Construction Cones	25	Unit	\$30.00	\$750.00	\$10.00	\$250.00	\$1.00	\$25.00								
<b>TOTAL ESTIMATED COST OF CONSTRUCTION:</b>					<b>\$52,917.50</b>		<b>\$35,847.50</b>		<b>\$37,199.50</b>		<b>\$45,430.00</b>		<b>\$48,731.30</b>				

I hereby certify that this is a true copy of the bids received on June 17, 2020 at 11:00 AM.

*Harold E. Peltow* (Engineer)

**NEW JERSEY DEPARTMENT OF TRANSPORTATION  
DIVISION OF LOCAL AID AND ECONOMIC DEVELOPMENT**

**RECOMMENDATION OF AWARD  
STATE AID PROJECT**

**BE IT RESOLVED**

that the Newton Town Council hereby recommends to the New Jersey Department of Transportation that the contract for Proposed Construction of ADA Ramps on Halsted Street & Madison Street – Section II in the Town of Newton, County of Sussex, be awarded to Cifelli & Son General Contracting, Inc., 81 Franklin Avenue, Nutley, New Jersey 07110 in the amount of \$35,847.50 subject to the approval of the Department.

That the presiding officer of this body be and is hereby directed to sign for and on its behalf the contract in the prescribed form for said construction.

That the clerk of this body be and is hereby directed to seal said contract with the corporate seal of this body and to attest to the same.

**Approved by the** \_\_\_\_\_ **on** \_\_\_\_\_  
(Name of Local Government) (Date of Award)

\_\_\_\_\_  
(Presiding Officer)

\_\_\_\_\_  
(Date)

\_\_\_\_\_  
(Clerk)

\_\_\_\_\_  
(Date)

(Affix Seal)



**TOWN OF NEWTON**  
**RESOLUTION #156-2020**

June 22, 2020

**“Authorizing a Purchase of Two (2) 2020 Ford Utility Police Interceptor, Police Pursuit Vehicles through Cranford Police Cooperative Purchasing System”**

**WHEREAS**, a need exists for the acquisition of two (2) Ford Utility Police Interceptor, pursuit vehicles for the Police Department; and

**WHEREAS**, the Town of Newton may, without advertising for bids, desire to purchase such vehicles under contract through the Cranford Police Cooperative Purchasing System ID # 47-CPCPS, pursuant to N.J.S.A. 40A:11-11; and

**WHEREAS**, the Town of Newton joined the Cranford Police Cooperative on October 14, 2009 through Resolution #201-2009; and

**WHEREAS**, the two (2) 2020 Ford Utility Police Interceptor, pursuit vehicles being purchased through the Cranford Police Cooperative Contract #47-CPCPS, Beyer Ford in the amount of \$45,506.24 each for a total of \$91,012.48: and

**WHEREAS**, the Chief Financial Officer as require by N.J.S.A. 40A:4-5, N.J.A.C. 5:34-5.1 et seq., certifies funds are available in the amount of \$91,012.48 from Ordinance 2020-12;

**NOW, THEREFORE BE IT RESOLVED**, by the Newton Town Council that it designates and authorizes the Town Manager and Chief Financial Officer to execute, attest, and deliver the Municipal Purchase to Beyer Ford for two (2) 2020 Ford Utility Police Interceptor, pursuit vehicles through Cranford Police Cooperative Purchasing Contract 47-CPCPS in the amount of \$45,506.24 each for a total of \$91,012.48. This award shall be subject to Ordinance 2020-12 taking effect.

**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, June 22, 2020.

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Teresa A. Oswin, RMC  
Deputy Municipal Clerk



# BEYER FORD

170 Ridgedale Ave.  
Morristown, NJ 07960

Quote

To:	From: Brooks Buxton
	Phone/Fax: (973) 319-7009 / (973) 884-2650
	Vehicle Beyer Fleet
	Pick Up 31 Williams Parkway
	Location East Hanover, NJ 07936

**2020 POLICE INTERCEPTOR SUV  
CRANFORD  
CONTRACT #47-CPCPS, ITEM #1**

### Mechanical

Engine: 3.3L V6 Direct-Injection Hybrid System  
3.73 Axle Ratio  
Brakes – 4-Wheel Heavy-Duty Disc w/H.D.Callipers  
Column Shifter  
Drivetrain – All-Wheel-Drive  
Electric Power-Assist Steering (EPAS) – Heavy-Duty  
Engine Hour Idle Meter  
Engine Hour Meter  
Engine Oil Cooler  
Fuel Tank – 19-gallons  
H7 AGM Battery (800 CCA/80-amp)  
Suspension – independent front & rear  
Transmission – 10-speed automatic

### EXTERIOR

Antenna, Roof-mounted  
Cladding – Lower bodyside cladding MIC  
Door Handles – Black (MIC)  
Exhaust True Dual  
Front-Door-Lock Cylinders  
2nd Row, Rear Quarter and Liftgate Privacy Glass  
Grille – Black (MIC)  
Headlamps – Automatic, LED Low-and-High-Beam  
Pre-drilled hole for side marker police use  
Liftgate – Manual 1-Piece – Fixed Glass  
Mirrors – Black Caps, Power Electric Remote, Manual  
Spare – Full size 18" Tire w/TPMS  
Spoiler – Painted Black  
Tailgate Handle – (MIC)  
Tail lamps – LED  
Tires – 255/60R18 A/S BSW  
Wheel-Lip Molding – Black (MIC)  
Wheels – 18" x 8.0 painted black steel w/ hub cover  
Windshield – Acoustic Laminated

### INTERIOR/COMFORT

Cargo Hooks  
Climate Control – Dual-Zone Electronic AutoTemperature Control (DEATC)  
Power Door-Locks  
Rear-Door Handles and Locks Operable  
Fixed Pedals (Driver Dead Pedal)  
Floor – Flooring – Heavy-Duty Thermoplastic Elastomer  
Glove Box – Locking/non-illuminated  
Grab Handles – (1 – Front-passenger side, 2-Rear)  
Liftgate Release Switch located in overhead console  
Lighting  
Overhead Console  
Red/White Task Lighting in Overhead Console  
3rd row overhead map light

Driverside Spotlight (LED)  
Noise Suppression

### Interior

Mirror – Day/night Rear View  
Particulate Air Filter  
Powerpoints – (1) First Row  
Rear-door closeout panels  
Rear-window Defrost  
Scuff Plates – Front & Rear  
Seats  
Police Grade Cloth Trim, Dual Front Buckets  
Driver 6-way Power track (fore/aft. Up/down, tilt with manual recline, 2-way manual lumbar)  
Passenger 2-way manual track  
2nd Row Vinyl, 35/30/35 Split Bench Seat  
Speed (Cruise) Control  
Speedometer – Calibrated (includes digital readout)  
Steering Wheel – Manual / Tilt / Telescoping w/ 4-user configurable latching switches  
Sun visors, color-keyed, non-illuminated  
Universal Top Tray  
Windows, Power, 1-touch Up/Down with disable feature  
**SAFETY/SECURITY**  
AdvanceTrac® w/RSC® (Roll Stability Control™)  
Airbags, dual-stage driver & front-passenger, side seat, passenger-side knee, Roll Curtain Airbags and Safety Canopy  
Anti-Lock Brakes (ABS) with Traction Control  
Belt-Minder® (Front Driver / Passenger)  
Child-Safety Locks (capped)  
Individual Tire Pressure Monitoring System (TPMS)  
LATCH (Lower Anchors and Tethers for Children)  
Rearview Camera w/ viewable in 4.2" center stack.  
Seat Belts, Pretensioner/Energy-Management System w/adjustable height in 1st Row  
SOS Post-Crash Alert System™

### FUNCTIONAL

AM/FM / MP3 Capable / Clock / 4-speakers  
Bluetooth® Interface  
4.2" Color LCD Screen Center-Stack "Smart Display"  
Easy Fuel® Capless Fuel-Filler  
Ford Telematics™ – Includes Ford Modem and complimentary 2-year trial subscription  
Front door tether straps (driver/passenger)  
Power pigtail harness  
Recovery Hooks; two in front and trailer bar in rear  
Simple Fleet Key (w/o microchip; 4-keys)  
Two-way radio pre-wire  
Two (2) 50 amp battery ground circuits – power distribution junction block

### Additional Contract Specific Items

Dark Car Feature

Base Price \$ 33,567.00





## TOWN OF NEWTON

### RESOLUTION #158-2020

June 22, 2020

“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 2019 and 2020 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, June 22, 2020.

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Teresa A. Oswin, RMC  
Deputy Municipal Clerk

## List of Bills - CLEARING/CLAIMS

Meeting Date: 06/22/2020 For bills from 06/09/2020 to 06/18/2020

Check#	Vendor	Description	Payment	Check Total
1853	84 - ABCODE SECURITY INC.	PO 57247 FIRE #2 Service Call ACCT #7040158	80.00	80.00
1854	921 - AIRGAS EAST	PO 56349 B: CARON DIOXIDE	9.90	9.90
1855	4062 - ALL STATE TECHNOLOGY INC.	PO 56767 POOL RENOVATIONS	86,240.00	86,240.00
1856	3615 - ANN M ROSELLEN	PO 57172 MEDICARE PART B REIMB	867.60	867.60
1857	2757 - ATLANTIC TACTICAL INC.	PO 57185 Gear bag ACCT #203375	22.50	
		PO 57185 Gear bag ACCT #203375	22.49	44.99
1858	3251 - BADGER METER, INC.	PO 56496 Serv Agreement Beacon Mobile Hosting/ Wa	161.28	161.28
1859	4214 - BESHADA, LEO	PO 57155 MEDICARE PART B REIMB	867.60	867.60
1860	190 - BOND, CHRISTOPHER	PO 57178 MEDICARE PART B REIMB	723.00	723.00
1861	1132 - BOONTON TIRE SUPPLY INC.	PO 56388 B: PD VEHICLE REPAIR	653.65	
		PO 57219 W/S 07' RANGER COOLENT SYSTEM	136.65	790.30
1862	3355 - BRAEN STONE SPARTA	PO 57226 Sand MORRIS LAKE cust #NJSPA0909	86.57	86.57
1863	192 - CAMPBELL'S SMALL ENGINE INC.	PO 57227 Machine Rpr/Landscaping	271.04	
		PO 57274 COVID Supplies Cust #53794	649.99	921.03
1864	77 - CCP INDUSTRIES, INC.	PO 57196 Cleaning Supplies Cust #53794	2,622.00	2,622.00
1865	163 - CENTURYLINK COMMUNICATIONS, INC.	PO 56311 B: LONG DISTANCE	54.56	54.56
1866	163 - CENTURYLINK COMMUNICATIONS, INC.	PO 56344 B: WOODSIDE AVE PS	40.46	40.46
1867	163 - CENTURYLINK COMMUNICATIONS, INC.	PO 57287 LOCAL PHONE SERVICE	2,944.04	
		PO 57287 LOCAL PHONE SERVICE	1,235.90	4,179.94
1868	2697 - CIVIC PLUS INC	PO 57284 Civic Rec Program- Inv #200627	4,250.00	4,250.00
1869	2386 - DOMINICK'S PIZZA LLC	PO 57279 Lunch Meeting Russo & Oswin	27.40	27.40
1870	2290 - DOUGLAS CUMMINS	PO 57157 MEDICARE PART B REIMB	1,287.60	1,287.60
1871	50 - E.A. MORSE & COMPANY, INC.	PO 56924 JANITORIAL SUPPLIES CUST #373200	915.90	
		PO 57262 Cleaning Supplies Cust #53794	283.30	1,199.20
1872	106 - ELIZABETHTOWN GAS	PO 56308 B: NATURAL GAS DELIVERY (JAN-APR)	1,059.75	
		PO 56308 B: NATURAL GAS DELIVERY (JAN-APR)	477.91	1,537.66
1873	3124 - EXTRA TECH DATA SERVICES, LLC.	PO 57181 ZOOM PRO ACCTS NEWTON COURT	150.00	
		PO 57182 COVID-19 IT SVCS	810.00	960.00
1874	225 - FEDERAL EXPRESS	PO 56312 B: EXPRESS MAIL	60.02	60.02
1875	109 - FURGIUELE, CAMILLE	PO 57158 MEDICARE PART B REIMB	1,287.60	1,287.60
1876	490 - GRENNILLE, WILLIAM	PO 57159 MEDICARE PART B REIMB	1,735.20	1,735.20
1877	2435 - HAMPTON BODY WORKS, INC.	PO 57234 W/S 2017 F250 BODY REPAIR	3,839.40	3,839.40
1878	272 - HOLZHAUER, SCOTT	PO 56291 B: QTRLY MILEAGE REIMB -Tax Assessor	115.00	115.00
1879	173 - ILIFF, JOHN AND TERRY	PO 57160 MEDICARE PART B REIMB	1,735.20	1,735.20
1880	332 - J & D SALES & SERVICE, LLC.	PO 56541 RECYCL MAINT RENEW 1/2020-12/2020	190.00	
		PO 57248 TRK WASH 55 GAL Degreasing Detergent	425.00	615.00
1881	3235 - J. CALDWELL & ASSOCIATES, LLC.	PO 57232 AFFORDABLE HOUSING -MAY	260.00	
		PO 57233 COUNCIL BUSINESS -MAY	520.00	
		PO 57259 PB CONSULT-MAY 2020	195.00	
		PO 57260 THORLABS-MAY ESCROW	260.00	1,235.00
1882	2767 - JAMES J KILDUFF	PO 57162 MEDICARE PART B REIMB	795.60	795.60
1883	113 - JCPEL	PO 57270 STREET LIGHTING -MAY	6,326.72	
		PO 57285 TOWN BLDG'S ELECTRIC -MAY	5,030.35	11,357.07
1884	2618 - JMC ENVIRONMENTAL CONSULTANTS, INC.	PO 57272 UST REMEDIATION -5/31/20	347.50	347.50
1885	4173 - JORRITSMAN, BRUCE	PO 57187 MEDICARE PART B REIMB	1,711.20	1,711.20
1886	3778 - JP MONZO MUNIC CONSULTING, LLC	PO 57230 INTERNAL CONTROLS MIEBECH/SCHLOSSER	100.00	100.00
1887	3969 - KAYLANI, SHERRI	PO 56375 B: QTRLY MILEAGE REIMB -Recreation super	115.00	115.00
1888	276 - KAYS, PETER J.	PO 57161 MEDICARE PART B REIMB	1,301.40	1,301.40
1889	1442 - KITHCART, EILEEN	PO 57163 MEDICARE PART B REIMB	1,924.20	1,924.20
1890	2532 - LADDEY, CLARK & RYAN, LLP	PO 56285 B: PROSECUTOR McMeen (\$31,000/12=\$2,58	2,875.00	2,875.00
1891	2532 - LADDEY, CLARK & RYAN, LLP	PO 57282 LEGAL -APR	3,162.00	
		PO 57282 LEGAL -APR	816.00	3,978.00
1892	2278 - LANGUAGE LINE SERVICES, INC.	PO 56280 B: TRANSLATION SERVICES acct #902091005	39.10	39.10
1893	1011 - LASSO, ERVIN	PO 57164 MEDICARE PART B REIMB	867.60	867.60
1894	4227 - LAW OFFICE OF DANIEL P. AGATINO, LLC.	PO 56341 B: PUBLIC DEFENDER (13,500/12=\$1,125	1,333.33	1,333.33
1895	1566 - MAIN POOL & CHEMICAL COMPANY, INC.	PO 56399 B: LIQUID SODIUM HYPOCHLORITE/CHLORINE	973.50	973.50
1896	1141 - MCGUIRE, INC.	PO 57264 TRUCK - ADAM SERVICE/FUELSERV CUST #225	60.00	60.00
1897	263 - MCMANIMON, SCOTLAND & BAUMANN, LLC	PO 57257 GEN REDEVELOPMENT WATER ST -APR	1,311.50	
		PO 57265 2002 RELOCATION WTR TRANSMISSION LINE SP	946.00	
		PO 57266 MCGUIRE REDEVELOPMENT -APR	1,007.50	
		PO 57273 PATERSON AVE REDEVELOPMENT -JAN	492.00	3,757.00
1898	3948 - METZGAR, CLARENCE	PO 57165 MEDICARE PART B REIMB	867.60	867.60
1899	3047 - MICHAEL A PANDISCIA	PO 57168 MEDICARE PART B REIMB	1,590.60	1,590.60
1900	1231 - MILLER, JASON	PO 56351 B: QTRLY MILEAGE REIMB -OEM	115.00	115.00
1901	409 - MINISINK PRESS INC	PO 57198 Spring Public Newsletter Printing	2,110.00	2,110.00
1902	1884 - MORRIS, THOMAS & BULAH	PO 57167 MEDICARE PART B REIMB	1,681.20	1,681.20
1903	3166 - MOTT MACDONALD	PO 54343 STP WATER EFFECT RATIO STUDY	10,000.00	10,000.00
1904	4000 - NEC FINANCIAL SERVICES, LLC.	PO 56307 PHONE SYSTEM LEASE (FEB-JULY) (\$49,435/6	4,943.40	4,943.40
1905	116 - NEW JERSEY HERALD, INC.	PO 57268 MAY ADVERTISING	421.50	

## List of Bills - CLEARING/CLAIMS

Meeting Date: 06/22/2020 For bills from 06/09/2020 to 06/18/2020

Check#	Vendor	Description	Payment	Check Total
		PO 57268 MAY ADVERTISING	170.00	591.50
1906	170 - NEWTON BOARD OF EDUCATION	PO 56417 SCHOOL TAX (JAN-JUNE) 2020 -Apr bal due	1,029,767.00	1,029,767.00
1907	240 - NEWTON FIRST AID SQUAD	PO 56436 B: 2020 CONTRIBUTION	6,250.00	6,250.00
1908	2882 - ONE CALL CONCEPTS, INC.	PO 56288 B: ONE CALL MESSAGES	74.36	74.36
1909	2216 - PALL CORPORATION	PO 56971 2020 SVC CONTRACT FILTERS WTP (NOT TO EX	14,510.00	14,510.00
1910	1407 - PASSAIC VALLEY SEWERAGE COMM.	PO 56368 B: SLUDGE DISPOSAL acct #12701	6,468.00	6,468.00
1911	64 - FELLOW, HAROLD & ASSO, INC.	PO 57220 MORRIS LAKE RESERVOIR WATER ALLOCATION I	448.00	
		PO 57221 2020 WATER CONSERVATION PLAN -APR	1,938.38	
		PO 57241 SAMARITAN INN-APR ESCROW	33.25	
		PO 57242 N COVENANT REF CHURCH-APR ESCROW	162.50	
		PO 57243 THORLABS-APR ESCROW	1,106.90	
		PO 57244 WEIS #143-APR ESCRW	325.00	
		PO 57245 KWEST/BULA-Jan ESCROW	260.75	
		PO 57249 NOUVELLE-JAN 2020 ESCROW	228.25	4,503.03
1912	64 - FELLOW, HAROLD & ASSO, INC.	PO 57250 WATER ST HOLDING-JAN 2020 ESCROW	260.00	
		PO 57252 BUILDPRO/PATERSON -APR ESCROW	260.00	
		PO 57253 PUNCTUATED EQUIL-JAN 2020 ESCROW	224.00	
		PO 57254 PB CONSULT-APR 2020	715.00	
		PO 57255 PB CONSULT-AN 2020	65.00	1,524.00
1913	2788 - PENTELEDATA	PO 56346 B: INTERNET	669.75	
		PO 56346 B: INTERNET	399.85	1,069.60
1914	2212 - PROCESS TECH SALES AND SERVICE	PO 57275 STABL/TURB/20.ONTU	1,275.95	1,275.95
1915	4126 - PROFESSIONAL CONSULTING INC.	PO 56448 B: 2020 SEWER ENGINEER	2,325.00	2,325.00
1916	39 - QUILL CORPORATION	PO 56389 B: OFFICE SUPPLIES CUST #6182634	72.48	72.48
1917	1274 - RANSNORTH, NANCY	PO 57169 MEDICARE PART B REIMB	867.60	867.60
1918	4137 - RAZZANO ANTHONY M	PO 56293 B: QTRLY MILEAGE REIM -Depty Fire Cheif	115.00	115.00
1919	1112 - RICHARDS, JEAN	PO 57170 MEDICARE PART B REIMB	867.60	867.60
1920	1883 - ROMYNS, LARRY E.	PO 57171 MEDICARE PART B REIMB	1,657.20	1,657.20
1921	2551 - RONALD CLOUSE	PO 57156 MEDICARE PART B REIMB	1,615.20	1,615.20
1922	1872 - RR DONNELLEY	PO 57001 Vital Statistics Safety Paper #1960	367.50	
		PO 57150 Vital Statistic Safety Paper CUST #1960	73.50	441.00
1923	4152 - RUSSELL REID WASTE & DISPOSAL., INC.	PO 56408 B: SLUDGE REMOVAL CUST #74732	7,376.60	7,376.60
1924	3660 - SCHENCK, PRICE, SMITH, & KING, LLP	PO 56446 B: 2020 CONFLICT ATTORNEY (NO	78.75	78.75
1925	2301 - SCREEN CREATION PLUS	PO 57223 T-SHIRTS DPW/WS	1,024.00	1,024.00
1926	951 - SERVICE ELECTRIC CABLE TV, INC.	PO 56283 B: DIGITAL CONVERTERS & DTA'S	121.35	121.35
1927	3993 - SLOAN, JAMES P.	PO 56273 B: 2020 JUDGE (\$36,414.00/12=\$3,034.50	3,451.17	3,451.17
1928	1489 - SMALLEY, JOHN H	PO 56303 B: 2020 SVC'S WTP (\$17,000/12=\$1,416.67	1,416.66	
		PO 57173 MEDICARE PART B REIMB	1,735.20	3,151.86
1929	338 - SMITH, WILLIAM F	PO 57174 MEDICARE PART B REIMB	1,735.20	1,735.20
1930	2257 - STAPLES	PO 56275 B: W/S OFFICE SUPP'S	12.26	
		PO 56391 B: OFFICE SUPPLIES	50.39	62.65
1931	273 - STATE TREASURER	PO 57276 CTC RECERTIFICATION J. SHACKLETON	50.00	50.00
1932	2865 - STEVE MILLS	PO 57166 MEDICARE PART B REIMB	825.60	825.60
1933	3442 - SUNLIGHT GENERAL	PO 57229 DPW/STP ELECTRIC -MAY	644.50	
		PO 57229 DPW/STP ELECTRIC -MAY	1,144.64	1,789.14
1934	102 - SUSSEX CAR WASH INC	PO 56313 B: PD CAR WASHES	104.00	104.00
1935	3248 - SWANK MOTION PICTURES	PO 57077 Outdoor Movie License for July/Aug	480.00	480.00
1936	3897 - SYNCHRONY BANK	PO 57225 BOAT PUMP/ Equip Morris Lake	42.84	
		PO 57280 WEB CAM	59.49	
		PO 57281 FLOTATION DEVICES BOAT MORRIS LAKE	54.99	
		PO 57286 Wall Display Rack - Planning/Zoning mate	79.31	236.63
1937	1218 - TCTANJ	PO 56972 WEBINAR 6/16-6/17 SCHLOSSER/SHACKLETON	100.00	
		PO 56972 WEBINAR 6/16-6/17 SCHLOSSER/SHACKLETON	100.00	200.00
1938	3851 - THE CANNING GROUP, LLC.	PO 56343 B: QPA PURCHASING 2020 (\$7,500/12=\$625/m	625.00	625.00
1939	4197 - TOPOLOGY NJ, LLC.	PO 55325 CAF: CONFLICT PLANNER REDEVEL BL#10.01	550.00	550.00
1940	2880 - TRACTOR SUPPLY	PO 57224 Disinfective Sprayers	75.98	75.98
1941	4018 - USA HOIST CO., INC.	PO 56347 B: ELEVATOR MAINT	1,865.00	1,865.00
1942	1280 - VERIZON WIRELESS, INC.	PO 57271 CELL PHONES -MAY	248.27	
		PO 57271 CELL PHONES -MAY	1,471.73	1,720.00
1943	4258 - VIRGA, ANTHONY	PO 57175 MEDICARE PART B REIMB	578.40	578.40
1944	1819 - VOGEL, CHAIT, COLLINS, SCHNEIDER, PC,	PO 57235 KWESELAIT-MAY ESCROW	15.00	
		PO 57236 NEWTON COMMONS-MAY ESCROW	375.00	
		PO 57237 SAMARITAN INN-MAY ESCROW	247.50	
		PO 57238 WEIS #143-MAY ESCROW	75.00	
		PO 57239 THORLABS-MAY ESCROW	90.00	
		PO 57240 PB CONSULT-MAY 2020	1,702.50	2,505.00
1945	2635 - W.B. MASON, INC.	PO 57207 Toner for K. Cittbart's printer	90.69	90.69
1946	366 - WAGNER, WILLIAM	PO 57176 MEDICARE PART B REIMB	1,735.20	1,735.20

## List of Bills - CLEARING/CLAIMS

Meeting Date: 06/22/2020 For bills from 06/09/2020 to 06/18/2020

Check#	Vendor	Description	Payment	Check Total
1947	3726 - WITMER PUBLIC SAFTEY GROUP, iINC.	PO 57256 TOOL REPAIR	475.00	475.00
1948	136 - ZENES, NANCY	PO 57177 MEDICARE PART B REIMB	867.60	867.60
TOTAL				1,276,186.15

**Summary By Account**

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
101265	DUE NEWTON BOE - SCHOOL TAX PAYABLE			1,029,767.00	
101299	Due to Clearing			0.00	1,115,974.25
1050200	TOWN MANAGER'S OFFICE - OTHER EXPENSES	2,159.89			
1051200	TOWN CLERK'S OFFICE - OTHER EXPENSES	842.12			
1054200	FINANCE ADMINISTRATION - OTHER EXPENSES	50.00			
1055200	ASSESSMENT OF TAXES - OTHER EXPENSES	115.00			
1056200	COLLECTION OF TAXES - OTHER EXPENSES	200.00			
1058200	LEGAL SERVICES - OTHER EXPENSES	6,949.08			
1061200	BUILDINGS & GROUNDS - OTHER EXPENSES	7,804.30			
1062200	PLANNING BOARD - OTHER EXPENSES	2,768.19			
1063200	HISTORIC COMMISSION - OTHER EXPENSES	6.90			
1064200	COMMUNITY DEVELOPMENT - OTHER EXPENSES	520.00			
1066200	EMPLOYEE GROUP INSURANCE - OTHER EXPENSE	23,730.60			
1070200	FIRE DEPARTMENT - OTHER EXPENSES	590.00			
1074200	POLICE DEPARTMENT - OTHER EXPENSES	39.10			
1074300	COMMUNICATIONS CENTER - OTHER EXPENSES	122.87			
1076200	AID TO FIRST AID ORGANIZATION - OTHER EX	6,250.00			
1078200	EMERGENCY MANAGEMENT - OTHER EXPENSES	115.00			
1080200	ROAD REPAIR & MAINT - OTHER EXPENSES	1,639.00			
1083300	VEHICLE MAINTENANCE - OTHER EXPENSES	817.65			
1084200	BOARD OF HEALTH - OTHER EXPENSES	73.50			
1087200	RECREATION - OTHER EXPENSES	115.00			
1089200	UTILITY EXP/BULK PURCH - OTHER EXPENSES	18,322.75			
1090200	SWIMMING POOL - OTHER EXPENSES	4,250.00			
1091200	PARKS & PLAYGROUNDS - OTHER EXPENSES	271.04			
1094575	STATE OF EMERGENCY - CORONAVIRUS	4,504.09			
1094798	INTERLOCAL - GREEN TWP COURT	3,951.17			
<b>TOTALS FOR CURRENT FUND</b>		<b>86,207.25</b>	<b>0.00</b>	<b>1,029,767.00</b>	<b>1,115,974.25</b>
301299	Due to Clearing			0.00	89,948.50
3091516	ORD 2015-16 VARIOUS \$970T	1,007.50			
3091709	ORD 2017-9 VARIOUS \$1,405	347.50			
3091817	ORD 2018-17 Prelim Plan/Redev \$50T fully	2,353.50			
3091909	ORD 2019-9 POOL	86,240.00			
<b>TOTALS FOR CAPITAL</b>		<b>89,948.50</b>	<b>0.00</b>	<b>0.00</b>	<b>89,948.50</b>
601299	DUE TO CLEARING			0.00	65,930.25
6051200	W&S OPERATING - TOTAL OTHER EXPENSES	55,930.25			
6051200A	(2019) W&S OPERATING - TOTAL OTHER EXPE		10,000.00		
<b>TOTALS FOR WATER/SEWER UTILITY</b>		<b>55,930.25</b>	<b>10,000.00</b>	<b>0.00</b>	<b>65,930.25</b>
711216	RESERVE FOR POAA (Parking Offense Adjud.			150.00	
711299	DUE TO CLEARING			0.00	1,435.50
711440	ENGINEER REVIEW FEES			1,285.50	
<b>TOTALS FOR TRUST</b>		<b>0.00</b>	<b>0.00</b>	<b>1,435.50</b>	<b>1,435.50</b>
721299	DUE TO CLEARING			0.00	2,637.65
721311	THORLABS - PL BD ESCROW (5/10)			1,456.90	
721350	KWEST/BULA (3/19) Kweselait			260.75	
721353	PATERSON/BUILD PRO (9/19)			260.00	
721359	WATER ST HOLDING (10/19)			260.00	

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
721362	WEISS #143			400.00	
<b>TOTALS FOR</b>	<b>DEVELOPERS ESCROW (Fund 72)</b>	<b>0.00</b>	<b>0.00</b>	<b>2,637.65</b>	<b>2,637.65</b>
751220	RESERVES FOR COMMERCIAL DEVELOPMENT			260.00	
751299	DUE TO CLEARING			0.00	260.00
<b>TOTALS FOR</b>	<b>HOUSING TRUST FUND (COAH) (Fund 75)</b>	<b>0.00</b>	<b>0.00</b>	<b>260.00</b>	<b>260.00</b>

Total to be paid from Fund 10 CURRENT FUND	1,115,974.25
Total to be paid from Fund 30 CAPITAL	89,948.50
Total to be paid from Fund 60 WATER/SEWER UTILITY	65,930.25
Total to be paid from Fund 71 TRUST	1,435.50
Total to be paid from Fund 72 DEVELOPERS ESCROW (Fund 72)	2,637.65
Total to be paid from Fund 75 HOUSING TRUST FUND (COAH) (Fund 75)	260.00
	<b>1,276,186.15</b>

Checks Previously Disbursed

201047	PAYROLL ACCOUNT	6/11 Current Pay	178,166.65	6/09/2020
201118	PAYROLL ACCOUNT	6/11 Grant Pay	1,174.29	6/09/2020
206039	PAYROLL ACCOUNT	6/11 W/S Pay	38,955.61	6/09/2020
207120	PAYROLL ACCOUNT	6/11 Trust Pay	3,480.00	6/08/2020
42698	NEWTON PIZZA	PO# 57217 Lunch Staff	45.00	6/04/2020
			<b>221,821.55</b>	

Totals by fund	Previous Checks/Voids	Current Payments	Total
Fund 10 CURRENT FUND	178,211.65	1,115,974.25	<b>1,294,185.90</b>
Fund 11 FEDERAL/STATE GRANTS	1,174.29		<b>1,174.29</b>
Fund 30 CAPITAL		89,948.50	<b>89,948.50</b>
Fund 60 WATER/SEWER UTILITY	38,955.61	65,930.25	<b>104,885.86</b>
Fund 71 TRUST	3,480.00	1,435.50	<b>4,915.50</b>
Fund 72 DEVELOPERS ESCROW (Fund 72)		2,637.65	<b>2,637.65</b>
Fund 75 HOUSING TRUST FUND (COAH) (Fund 75)		260.00	<b>260.00</b>
<b>BILLS LIST TOTALS</b>	<b>221,821.55</b>	<b>1,276,186.15</b>	<b>1,498,007.70</b>