

July 27, 2020

A special meeting of the Town Council (via Zoom) of the Town of Newton was held on the above date at 11:00 am. Present were Mr. Dickson, Mrs. Le Frois, Mayor Diglio, and Municipal Clerk, Lorraine A. Read, Town Manager, Mr. Thomas S. Russo, Jr. and Deputy Town Manager, Terri Oswin. Mr. Schlaffer and Deputy Mayor Flynn were excused.

Mayor Diglio then made the following declaration "in accordance with the Open Public Meetings Act, notice of this Special meeting was given to the two newspapers of record and posted on the official bulletin board on July 23, 2020."

Mayor Diglio led the Pledge of Allegiance to the flag and the Municipal Clerk called the roll.

**OPEN TO THE PUBLIC**

At this time, Mayor Diglio read the following statement:

*"At this point in the meeting, the Town Council welcomes comments from any member of the public on any topic. To help facilitate an orderly meeting and to permit the opportunity for anyone who wishes to be heard, speakers are asked to take one turn at the microphone and please limit their comments to 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."*

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

**ORDINANCES** –

Mayor Diglio directed the Clerk to read aloud the following Ordinance relative to introduction of same.

**ORDINANCE 2020-18**

**ORDINANCE APPROPRIATING \$20,000 FROM THE WATER SEWER CAPITAL FUND BALANCE IN ORDER TO PROVIDE FOR THE REPLACEMENT OF A SEWER MAIN SECTION ON LOWER SPRING STREET IN AND BY THE TOWN OF NEWTON, IN THE COUNTY OF SUSSEX, NEW JERSEY**

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

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

**BE IT RESOLVED** by the Town Council of the Town of Newton that the above Ordinance be introduced for the first reading, with hearing on the same to be held on Monday, August 10, 2020.

**CONSENT AGENDA**

Mayor Diglio read the following statement:

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

Mr. Russo reviewed the consent agenda items.

**RESOLUTION #176-2020\***

**APPROVE FIREWORKS DISPLAY AT MEMORY PARK**

**WHEREAS**, a Resolution of the local Governing Body is required by the New Jersey Department of Labor, Division of Workplace Standards, to grant permission for the public display of fireworks; and

**WHEREAS**, Firework Extravaganza of Paramus, NJ has submitted a proposal to the Sussex County Fire Marshal for a fireworks display with a copy of the permit application, certificate of insurance, site diagram, and other pertinent information, in conjunction with a fireworks display that will take place at Memory Park, Moran Street, Newton, New Jersey on Saturday, August 8, 2020 as part of the "Concert Under the Stars" event; and

**WHEREAS**, the Sussex County Fire Marshal, Virgil R. Rome, Jr., has advised the application for said fireworks display is complete and in order;

**NOW, THEREFORE BE IT RESOLVED**, by the Town Council of the Town of Newton that permission is granted for a fireworks display during the "Concert Under the Stars" event to take place on August 8, 2020 and that said fireworks display will be provided by Fireworks Extravaganza of Paramus, NJ; and

**BE IT FURTHER RESOLVED** that a certified original of this Resolution be forwarded to the Sussex County Fire Marshal, Virgil R. Rome, Jr.

**RESOLUTION #177-2020\***

**AUTHORIZE SUBMISSION OF A STRATEGIC PLAN FOR THE MUNICIPAL ALLIANCE FOR GRANT CYCLE JULY 2020-JUNE 2021**

**WHEREAS**, the Governor's Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey;

**WHEREAS**, The Town Council of the Town of Newton, County of Sussex, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and

**WHEREAS**, the Town Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and

**WHEREAS**, the Town Council has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Sussex;

**NOW, THEREFORE BE IT RESOLVED**, by the Town of Newton, County of Sussex, State of New Jersey hereby recognizes the following:



**RESOLUTION #179-2020\***

**TO CANCEL A TRUST POLICE OUTSIDE SERVICE ESCROW BALANCE**

**WHEREAS**, there is balance in the Trust - Police Escrow for Outside Services since December 2018:

#711229 MISC/CONTRACTORS \$1,040.49

**WHEREAS**, in 2017 and 2018 refunds were issued for all vendors associated with this account, since then it has been dormant; and

**WHEREAS**, it is desirous to cancel this balance since it has had no activity since February 2017 and prior;

**NOW, THEREFORE BE IT RESOLVED**, by the Town Council of the Town of Newton, that the above listed balance totaling \$1,040.49 in the Trust Police Outside Service Fund is canceled to Current Operations.

**RESOLUTION #180-2020\***

**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.

**TOWN BILLS**

2042 3861 - A ROYAL FLUSH, INC.	346.11
2043 3006 - AG CHOICE, LLC.	216.00
2044 921 - AIRGAS EAST	9.90
2045 4321 - ALL ACCESS STAGING & PRODUCTIONS, INC.	250.00
2046 32 - B & R UNIFORM, INC.	714.90
2047 192 - CAMPBELL'S SMALL ENGINE INC.	183.31
2048 163 - CENTURYLINK COMMUNICATIONS, INC.	63.55
2049 163 - CENTURYLINK COMMUNICATIONS, INC.	41.32
2050 163 - CENTURYLINK COMMUNICATIONS, INC.	4,051.41
2051 2843 - CHELBUS CLEANING CO., INC.	2,899.00
2052 4138 - CONSTELLATION NEWENERGY -GAS DIV	3,342.24
2053 4147 - CONVERGINT TECHNOLOGIES, LLC.	6,996.00
2054 2361 - CSS LLC.	816.00
2055 106 - ELIZABETHTOWN GAS	1,052.22
2056 225 - FEDERAL EXPRESS	31.15
2057 4323 - FIREWORKS EXTRAVAGANZA	4,500.00
2058 807 - FRANK SEMERARO CONSTRUCTION, INC.,	750.00
2059 2313 - GRAVITY DESIGN WORKS, INC.	480.00
2060 232 - HAMBURG PLUMBING SUPPLY CO INC	36.98
2061 3876 - HOLLAND COMPANY, INC.	6,609.90
2062 3235 - J. CALDWELL & ASSOCIATES, LLC.	
PO 57445 PB CONSULT-JUN 2020 390.00	
PO 57447 WEIS - JUN ESCROW 130.00	
PO 57451 BEYOND THE WALK-JUN ESCROW 650.00	
PO 57452 LANDMARK/SPARTA-JUN REDEV. ESCROW 1,170.00	
PO 57453 THORLABS-JUN ESCROW 130.00	2,990.00
2063 113 - JCP&L	
PO 57399 STREET LIGHTING -JUNE 6,125.38	
PO 57427 TOWN BLDG'S ELECTRIC -JUNE 3,950.62	
PO 57429 W/S ELECTRIC -JUNE 11,602.43	21,678.43

2064 3772 - JK HVAC SERVICE, LLC.	255.69
2065 2532 - LADDEY, CLARK & RYAN, LLP	136.00
2066 352 - LUBRICATION ENGINEERS INC	170.16
2067 1566 - MAIN POOL & CHEMICAL COMPANY, INC.	4,963.00
2068 263 - MCMANIMON, SCOTLAND & BAUMANN, LLC	1,200.00
2069 62 - MGL FORMS - SYSTEMS, LLC.	1,121.35
2070 4320 - MICHAEL & DANIELLE HELLER	1,000.00
2071 409 - MINISINK PRESS INC	380.00
2072 1621 - NJ DIV ALCOHOL BEVERAGE CONTR	36.00
2073 1407 - PASSAIC VALLEY SEWERAGE COMM.	7,845.60
2074 64 - PELLOW, HAROLD & ASSO, INC.	
PO 57433 SAMARITAN INN-MAY ESCROW 97.50	
PO 57437 NEWTON COMMONS-MAY ESCROW 162.50	
PO 57442 PB CONSULT-MAY 2020 617.50	
PO 57449 KWESELAIT-MAY ESCROW 163.25	
PO 57450 THORLABS-MAY ESCROW 1,927.13	16,844.73
2075 4204 - PLANET NETWORKS INC.	679.80
2076 4272 - PRO TECH FIRE SAFETY LLC	205.00
2077 4126 - PROFESSIONAL CONSULTING INC.	5,625.00
2078 4034 - R & J CONTROL INC.	
PO 56470 B: QTRLY MAIN STP/ WTP/ DPW/ FH GENERATO 1,158.75	
PO 56470 B: QTRLY MAIN STP/ WTP/ DPW/ FH GENERATO 991.25	
PO 57017 Replace Battery/TH cust #8383 269.42	
PO 57407 Replace Battery/DPW/NFD cust #8383 398.62	2,818.04
2079 4203 - RAPID PUMP	7,750.00
2080 4152 - RUSSELL REID WASTE & DISPOSAL., INC.	8,947.72
2081 61 - S K PAPER SHRED PO 56423 B PAPER SHREDDING 120.00 120.00	
2082 3660 - SCHENCK, PRICE, SMITH, & KING, LLP	567.00
2083 611 - SEBRING AUTO PARTS, INC.	109.80
2084 2145 - SEELY BROTHERS, INC.	122.00
2085 951 - SERVICE ELECTRIC CABLE TV, INC. PO 56283 B: DIGITAL CONVERTERS & DTA'S	
121.35 121.35	
2086 2257 - STAPLES	
PO 57363 HR - Payroll Binders / Office Supplies 96.12	
PO 57393 HR - Payroll Binders / Office Supplies 39.95	
PO 57414 Office Spls W/S acct #6011 1000 7104 68 48.94	185.01
2087 2113 - SUSSEX COUNTY MAILING SERVICE	1,204.48
2088 3897 - SYNCHRONY BANK	
PO 57346 Badge holders for Town Manager 19.91	
PO 57423 COVID Supplies Cust #53794 73.80	
PO 57440 BATTERIES POLICE 9.99	
PO 57446 POLICE SUPPLIES WINDOW FILM 114.00	217.70
2089 4197 - TOPOLOGY NJ, LLC.	3,473.75
2090 2880 - TRACTOR SUPPLY	99.99
2091 1151 - TREASURER, STATE OF NEW JERSEY	720.00
2092 2476 - TREASURER, STATE OF NJ -BURIAL	5.00
2093 2781 - TRIMBOLI & PRUSINOWSKI, LLC.	2,159.00
2094 1469 - UNIVERSAL SUPPLY GROUP INC.	258.09
2095 1280 - VERIZON WIRELESS, INC.	1,989.66
2096 1819 - VOGEL, CHAIT, COLLINS, SCHNEIDER, PC,	
PO 57432 SAMARITAN INN-JUN ESCROW 585.00	
PO 57434 THORLABS-JUN ESCROS 15.00	
PO 57435 N COVENANT RC-JUN ESCROW 60.00	
PO 57436 NEWTON COMMONS-JUN ESCROW 75.00	
PO 57438 NEWTON BOE-JUN ESCROW 240.00	
PO 57441 PB CONSULT-JUNE 2020 2,820.00	
PO 57448 BEYOND THE WALK-JUN ESCROW 435.00	4,230.00
2097 3893 - W.CAMPBELL SUPPLY OF SUSSEX CTY LLC	
PO 57417 TRUCK NJ Inspect/ PM Serv cust #27674 1,097.10	1,097.10
2098 633 - WEIS MARKETS, INC.	43.19
2099 382 - WELDON ASPHALT COMPANY, INC.	8,543.45

**TOTAL TOWN BILLS**

**\$143,303.08**

**Summary By Account**

**ACCOUNT DESCRIPTION CURRENT YR APPROP. YEAR NON-BUDGETARY CREDIT**

101257 DUE S/NJ - BURIAL FEE		5.00			
101299 Due to Clearing 0.00					56,201.69
1050200 TOWN MANAGER'S OFFICE - OTHER EXPENSES	144.91				
1051200 TOWN CLERK'S OFFICE - OTHER EXPENSES	1,271.63				
1053200 HUMAN RESOURCE - OTHER EXPENSES	136.07				
1058200 LEGAL SERVICES - OTHER EXPENSES	1,298.00				
1061200 BUILDINGS & GROUNDS - OTHER EXPENSES	5,839.07				
1062200 PLANNING BOARD - OTHER EXPENSES	3,827.50				
1064200 COMMUNITY DEVELOPMENT - OTHER EXPENSES	160.00				
1074200 POLICE DEPARTMENT - OTHER EXPENSES	838.89				
1080200 ROAD REPAIR & MAINT - OTHER EXPENSES	8,653.25				
1083300 VEHICLE MAINTENANCE - OTHER EXPENSES	1,097.10				
1085200 OCCUPATIONAL HEALTH - OTHER EXPENSES	816.00				
1089200 UTILITY EXP/BULK PURCH - OTHER EXPENSES	18,443.87				
1091200 PARKS & PLAYGROUNDS - OTHER EXPENSES	629.41				
1092200 CELEBRATION OF PUBLIC EVENTS - OE	4,500.00				
1094575 STATE OF EMERGENCY - CORONAVIRUS	1,544.99				
1095200 CAPITAL IMPROVEMENTS - OTHER EXPENSES	6,996.00				

**TOTALS FOR CURRENT FUND 56,196.69 0.00 5.00 56,201.69**

**ACCOUNT DESCRIPTION CURRENT YR APPROP. YEAR NON-BUDGETARY CREDIT**

301299	Due to Clearing		0.00		18,550.60
3091817	ORD 2018-17 Prelim Plan/Redev \$50T fully	3,473.75			
3091914	ORD 2020 - 8 HALSTED & MADISON STS	1,810.88			
3091915	ORD 2020 - 9 CR 519 SIDEWALKS	13,265.97			

**TOTALS FOR CAPITAL 18,550.60 0.00 0.00 18,550.60**

601299	DUE TO CLEARING		0.00		61,674.41
6051200	W&S OPERATING - TOTAL OTHER EXPENSES	56,049.41			
6089293	W&S CAP IMPROVE - CAPITAL OUTLAY	5,625.00			

**TOTALS FOR WATER/SEWER UTILITY 61,674.41 0.00 0.00 61,674.41**

711210 RESERVE FOR RECYCLING		380.00			
711299 DUE TO CLEARING 0.00					4,538.25
711440 ENGINEER REVIEW FEES		2,988.25			
711700 REDEVELOPMENT ESCROW FEES		1,170.00			

**TOTALS FOR TRUST BILLS 0.00 0.00 4,538.25 4,538.25**

721299 DUE TO CLEARING	0.00		2,338.13		
721311 THORLABS - PL BD ESCROW (5/10)					2,072.13
721347 RES FOR NAT'L SELECTION -new constr					136.00
721362 WEISS #143					130.00

**TOTALS FOR DEVELOPERS ESCROW (Fund 72) 0.00 0.00 2,338.13 2,338.13**

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Total to be paid from Fund 10 CURRENT FUND	56,201.69
Total to be paid from Fund 30 CAPITAL	18,550.60
Total to be paid from Fund 60 WATER/SEWER UTILITY	61,674.41
Total to be paid from Fund 71 TRUST	4,538.25
Total to be paid from Fund 72 DEVELOPERS ESCROW (Fund 72)	2,338.13

201121 PAYROLL ACCOUNT 7/23 Grant Pay	996.03
206044 PAYROLL ACCOUNT 7/23 W/S Pay	38,030.50
201057 PAYROLL ACCOUNT 7/23 Current Payroll	186,069.19
207124 PAYROLL ACCOUNT 7/23 TRUST PAYROLL	2,818.00
203015 WELLS FARGO BANK, N.A. POOL BAN DUE - PRIN	381,431.97
203014 JP MORGAN CHASE BANK 2019 BAN PD - PRIN	2,192,880.55
42700 HAMPTON DINER PO# 57419 Lunch meeting	38.57
202103 CURRENT ACCOUNT 2019 funds to current	5,979.16
201056 CAPITAL ACCOUNT BAN Int Pool due 7-23-20	1,431.97
201055 CAPITAL ACCOUNT Interest due on BAN 7-23-20	42,880.55

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**TOTALS** **\$2,852,556.49**

**Totals by fund Previous Checks/Voids Current Payments Total**

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Fund 10 CURRENT FUND 230,420.28	56,201.69	<b>286,621.97</b>
Fund 11 FEDERAL/STATE GRANTS	996.03	<b>996.03</b>
Fund 21 DOG RESERVE	5,979.16	<b>5,979.16</b>
Fund 30 CAPITAL 2,574,312.52	18,550.60	<b>2,592,863.12</b>
Fund 60 WATER/SEWER UTILITY 38,030.50	61,674.41	<b>99,704.91</b>
Fund 71 TRUST 2,818.00	4,538.25	<b>7,356.25</b>
Fund 72 DEVELOPERS ESCROW (Fund 72)	2,338.13	<b>2,338.13</b>

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**BILLS LIST TOTALS** 2,852,556.49 143,303.08 **2,995,859.57**

Mrs. Oswin, Deputy Town Manager, updated the Council on the renovations of the Newton pool. She advised the plaster has been completed and the pool is now full of water. Mrs. Oswin noted the COVID-19 Pool plan submitted to the County Board of Health by Sherri Kaylani, Recreation Director, has been approved. Mr. Russo plans on a site visit to the pool on Thursday and will keep the Council updated on the grand reopening.

There being no further business to be discussed, upon motion of Mrs. Le Frois, seconded by Mr. Dickson and carried, the Council adjourned at 11:07 a.m.

Respectfully submitted,



Lorraine A. Read, RMC  
Municipal Clerk