

July 12, 2021  
(VIA ZOOM)

The regular meeting of the Town Council of the Town of Newton was held, via Zoom, on the above date at 7:00 pm. Present were Mr. Couce, Mrs. Diglio, Deputy Mayor Schlaffer, Mrs. Teets, Mayor Dickson, and Thomas S. Russo, Jr, Town Manager. Eric Bernstein, Esq., Town Attorney was also present.

Mayor Dickson then made the following declaration "in accordance with the Open Public Meetings Act, notice of this Regular meeting was given to the two newspapers of record and posted on the official bulletin board." Mr. Bernstein advised this meeting is being conducted via Zoom and has been advertised as required by law.

Mayor Dickson led the Pledge of Allegiance to the flag and the Deputy Municipal Clerk called the roll. Upon motion of Mrs. Diglio, seconded by Mrs. Teets and unanimously carried, the minutes for June 28, 2021 Regular meeting were approved.

### **OPEN TO THE PUBLIC**

At this time, Mayor Dickson 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 Municipal 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."*

Peg Baldini, 10 Barry Lane questioned why this meeting was being held virtually. She said she would like the meetings to be a hybrid in-person and virtual for the future. She also questioned Ordinance 2021-16, when the project was previously discussed at the October 28, 2019 meeting the original cost \$2,820,000 and now it is \$3,803,300. She would like to know why there is an increase.

Dr. Ludmilla Mecaj, 9 Madison Street also would like to know the reason for the increase on the Sparta Avenue Pump Station project in Ordinance 2021-16. She also questioned Ordinance 2021-15 and asked is it related to Ordinance 2021-16.

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

### **COUNCIL & MANAGER REPORTS**

**Town Manager Russo** – Mr. Russo stated tonight's meeting has a fairly light agenda, and he and the Mayor discussed it and decided to go virtual. He asked Monica Miebach, CFO to address the concerns on the increase in the Sparta Avenue Pump Station project.

July 12, 2021  
(VIA ZOOM)

Ms. Miebach explained she conferred with the Sewer Engineer, Fred Margron and he stated the original project estimates were based on pre-COVID pricing. He advised to add an additional 15% for the increase in costs. She also stated Ordinance 2021-15 is not related to 2021-16.

**Councilwoman Teets** – Read from a prepared statement:

"I attended the **Miss Newton Contest** on July 7<sup>th</sup>. Congratulations to Miss Newton 2021 Alexa Dodd.

And Little Mr. Newton Michael Randy Francisco, and Little Miss. Newton Veronica Velez

All the contestants did a wonderful job, and it is exciting to hear that we have future doctors, nurses, engineers and teachers who all love school and our Town. A special thanks to the host, Mr. Thomas Russo, Jr, Kat Walker who organized the event, Kimberly Williams for videography duties, Roy from DPW, the rec commission and rec supervisor Sherri Kaylani, as well as our judges, Sandy Diglio, Maureen Cuff and Rachel Bucci our scorekeeper Terri Oswin, as well as our retiring clerk, Lorraine Read. It is always great to see the Town employees and volunteers coming together to make an event great, especially in a very short timeline. I wish all our contestants the best of luck at the 2021 state fair.

Congratulations to **Lt. Monaco on his upcoming retirement**, effective November 1<sup>st</sup>, 2021.

I would like to thank our DPW, Police Department, Dispatchers, Fire Department and Newton First Aid and Rescue Squad for their efforts during the **storm on July 6<sup>th</sup>**. I know you answered an insane number of calls in a very short time and I know the DPW crews are still working on the clean up efforts. We all appreciate all of their efforts.

I attended the **Fillet of Soul Concert at Memory Park** this past Saturday. It was a nice night and it was fun seeing people of all ages dancing and having fun. The next concert is on August 14<sup>th</sup>, featuring Luke & The Troublemakers. I hope everyone spreads the word for this free, fun, family friendly event. I would also like to thank Kimberly Williams and of course our hardworking DPW crew.

**Town wide garage sale and sidewalk sale is scheduled for August 6 – 8<sup>th</sup>**. Residents must submit an application for the three day event to the clerk's office prior to July 28<sup>th</sup>.

I am happy to see that **The Farmer's Daughter Restaurant and Retail Shop** is planning to open soon on Spring Street. For those who know me and know my lack of culinary skills, I will likely be one of the first in line on opening day!

Another upcoming event is the Outdoor Movie Night on July 30<sup>th</sup> at 8:00 PM so mark your calendar for that as well."

**Councilwoman Diglio** – Councilwoman Diglio stated she also attended the Miss Newton, Little Mr. and Miss Newton contests where she had the honor to serve as a judge. She wishes Alexa Dodd luck in the Queen of Fair contest as she represents Newton. She also attended the Fillet of Soul concert and wanted to thank Kimberly Williams and the rest of the staff for the great event.

**Councilman Couce** – Councilman Couce echoed the sentiments Councilwomen Teets and Diglio on the Fillet of Soul concert this past weekend. He asked maybe we could look into ways to get the word out to the residents, possibly using the police message board as in the past. Mr. Couce also wanted to acknowledge the quick response by Sgt. D'Annibile the night of the concert. He was performing a traffic stop and noticed a car on fire in Mavis Tire Center. His response minimized the damage to the structure and the other cars nearby.

July 12, 2021  
(VIA ZOOM)

**Deputy Mayor Schlaffer** – nothing to report at this time.

**Mayor Dickson** – Mayor Dickson read from a prepared statement:

“Thank you to our DPW and emergency responders who dealt with the storms we had last week. Thank you to all those JCP&L crews, tree removal crews, and Planet Network crews for all their hard work to get service restored to our residents. During my calls with JCP&L they had crews mobilized quickly and were prepared to handle any further issues from the tropical storm. I saw a lot of posts on Facebook of neighbors helping out neighbors and was yet another great example of how in times of need the community comes together.

Unfortunately I couldn't make it to this past Saturday's night's concert in the park but from what I saw on Facebook it looked like those who were in attendance had a great time. I encourage residents to come out and enjoy our next concert in the park on Aug 14th. Luke and the Troublemakers will perform and fireworks will follow the concert. Also don't forget about our two movies in the park which on July 30<sup>th</sup> will feature Disney Pixar's Onward, and on August 27<sup>th</sup> Disney's Raya: The Last Dragon. All of these events are free.”

**UNFINISHED BUSINESS** – None.

**RESOLUTION**

**RESOLUTION 149-2021**

**Resolution of the Town of Newton, County of Sussex, State of New Jersey, Cancelling a Certain Funded Appropriation Balance Previously Adopted by the Town of Newton for a Sewer Utility Project in the Amount of \$560,300**

**WHEREAS**, the Town of Newton, Sussex County, New Jersey (the "**Town**") previously adopted Ordinance No. 2017-8 ("**Ordinance No. 8**") for the purpose of funding Sparta Avenue Pump Station improvements of the Town as more fully specified in Ordinance No. 8 (the "**Sewer Utility Project**"); and

**WHEREAS**, as of the date hereof, the Town has completed the preliminary stage of the Sewer Utility Project and a portion of the funded appropriation in the amount of **\$560,300** was not needed to pay the cost of the Sewer Utility Project and remains unexpended as of the date hereof; and

**WHEREAS**, the Town now desires to cancel such appropriation and transfer the funded balance under Ordinance No. 8 to the Water and Sewer Capital Improvement Fund of the Town.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE TOWN OF NEWTON, COUNTY OF SUSSEX, STATE OF NEW JERSEY, as follows:**

**Section 1.** The funded appropriation under Ordinance No. 8 in the amount of **\$560,300** is hereby cancelled and such funded balance shall be and hereby is transferred to the Water and Sewer Capital Improvement Fund of the Town as such funds are no longer needed to pay the cost of the Sewer Utility Project authorized under Ordinance No. 8.

**Section 2.** All resolutions or proceedings, or parts thereof, in conflict with the provisions of this Resolution are to the extent of such conflict hereby repealed.

**Section 3.** This Resolution shall take effect immediately.

A motion was made by Mrs. Diglio to approve the **RESOLUTION #149-2021**, seconded by Mr. Schlaffer and roll call resulted as follows:

July 12, 2021  
(VIA ZOOM)

Mr. Couce	Yes	Mrs. Diglio	Yes
Mrs. Teets	Yes	Deputy Mayor Schlaffer	Yes
	Mayor Dickson	Yes	

## **ORDINANCES** –

Mayor Dickson directed the Deputy Clerk to read aloud the following Ordinance relative to final adoption.

### **ORDINANCE #2021-13**

**AN ORDINANCE TO AMEND, REVISE, AND SUPPLEMENT ORDINANCE NO. 2021-12, “AN ORDINANCE AMENDING, REVISING, AND SUPPLEMENTING SECTIONS 320-2C “PERMITTED USES”, 320-3 “DEFINITIONS” AND 320-28 “CONDITIONAL USES” OF THE ZONING CODE OF THE TOWN OF NEWTON OF NEWTON TO REGULATE THE CULTIVATION, PROCESSING, SALES, AND DISTRIBUTION OF LEGAL CANNABIS WITHIN THE TOWN OF NEWTON”**

**WHEREAS**, the Town Council of the Town of Newton introduced Ordinance 2021-12 to regulate legal cannabis as to the processing, sales, and distribution within the Town of Newton as per P.L. 2021, c. 16 (“New Jersey Cannabis Regulatory, Enforcement Assistance and Marketplace Modernization Act”) at its meeting on June 14, 2021; and,

**WHEREAS**, as part of the ordinance process, Ordinance No. 2021-12 was referred to the Town Planning Board for its review and consideration; and

**WHEREAS**, the Town Planning Board was generally accepting of the proposed Ordinance, with two (2) changes the Board unanimously wanted to see in the proposed ordinance, which the Town Council wishes to consider subsequent to the adoption of Ordinance No. 2021-12 and which the Town Council desires to make an overall part of its regulation of legal cannabis within the Town.

**NOW, THEREFORE BE IT ORDAINED**, by the Town Council of the Town of Newton, County of Sussex, State of New Jersey, that Ordinance No. 2021-12 is hereby amended, revised, and supplemented as follows:

#### **SECTION 1**

Section 320-28 “Conditional Uses” shall be further revised as to Section M “Cannabis Retailer” as follows:

“(7) Hours of Operation: Hours of Operations for Cannabis Retailers shall be limited generally to daytime and early evening hours [no earlier than] from 9:00 a.m., [no later than] to 9:00 p.m., Monday through Saturday.

Add a new provision to Section 320-28 “Conditional Uses” in subsection N “Cannabis Delivery” by creating a new subsection (9), which shall read as follows:

“(9) Hours of Operation: Hours of Operations for Cannabis Delivering businesses shall be from 9:00 a.m. to 9:00 p.m., Monday through Saturday.

[Brackets] mean deletions; Underlines means additions

Revised Section 320-28 “Conditional Uses”, Subsection O “Cannabis Cultivator, Manufacturer, Wholesaler, or Distributor Subsection “(5) “Odor Control” shall be further amended, revised, and supplemented as follows:

“(5) Odor Control. The facility shall provide an air treatment system with sufficient odor absorbing ventilation and exhaust systems such that [and] any odor generated inside the facility and outside the facility [is] shall not be detectable by a person of reasonable sensitivity at the property line of the subject property. [Odor from the facility shall be monitored on an annual basis at the discretion of the Town by a licensed, qualified contractor chosen by the Town.] Any and all odor control devices, needs, and systems shall be paid for by the facility owner and/or the facility tenant and shall not be the financial responsibility of the Town. Odor from the facility shall be monitored, on an annual basis, at the discretion of the Town by a licensed, qualified contractor chosen by the Town and paid for by the facility owner, and/or the facility tenant and shall not be the financial responsibility of the Town.

Add a new provision to Section 320-28 “Conditional Uses” in subsection O “Cannabis Cultivator, Manufacturer, Wholesaler, or Distributor” by adding a new subsection (6), which shall read as follows:

“(6) Hours of Operation: Hours of Operations for Cannabis Cultivator, Manufacturer, Wholesaler, or Distributor shall be from 9:00 a.m. to 9:00 p.m., Monday through Saturday.

[Brackets] mean deletions; Underlines means additions

## **SECTION 2**

### **SEVERABILITY AND REPEALER**

Should any part or provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, the same shall not affect the validity of this Ordinance as a whole or any part thereof other than the part held invalid.

## **SECTION 3**

### **NOTICE**

The Town Clerk is hereby directed to give notice of the second (2<sup>nd</sup>) reading of this Ordinance pursuant to law. Since the Planning Board has already commented on the proposals that make up this Ordinance, and unanimously approved the same, there is no need for a referral back to the Planning Board, but there shall be notice to those municipalities and the Sussex County Planning Board pursuant to N.J.S.A. 40:55D-15. Upon adoption of this Ordinance, after public hearing, the Town Clerk is further directed to publish notice of the passage and to file a copy of this Ordinance, as finally adopted, with the Sussex County Planning Board, as required by N.J.S.A. 40:55D-16.

## **SECTION 4**

### **EFFECTIVE DATE**

This Ordinance shall take effect immediately upon adoption and publication with law.

Mayor Dickson opened the meeting to the public.

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

July 12, 2021  
(VIA ZOOM)

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

Mr. Couce	Yes	Mrs. Diglio	Yes
Mrs. Teets	Yes	Deputy Mayor Schlaffer	Yes
	Mayor Dickson	Yes	

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

Mayor Dickson directed the Deputy Clerk to read aloud the following Ordinance relative to final adoption.

#### **ORDINANCE #2021-14**

**AN ORDINANCE AUTHORIZING THE TOWN OF NEWTON TO IMPLEMENT THE FIVE-YEAR EXEMPTION AND ABATEMENT LAW, GRANTING TAX EXEMPTIONS FOR CERTAIN IMPROVEMENTS TO, AND CONSTRUCTION OF, RESIDENTIAL DWELLINGS, CERTAIN IMPROVEMENTS TO MULTIPLE DWELLINGS, CERTAIN IMPROVEMENTS TO INDUSTRIAL STRUCTURES, AND CERTAIN IMPROVEMENTS TO COMMERCIAL STRUCTURES, ALL WITHIN THE DOWNTOWN HISTORIC DISTRICT, AND SUPERSEDING ANY OTHER ORDINANCE GRANTING SUCH EXEMPTIONS**

**WHEREAS**, the Five-Year Exemption and Abatement Law, N.J.S.A. 40A:21-1 *et seq.* (the "**Exemption Law**") enables municipalities which contain an area that has been designated as an area in need of rehabilitation pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 *et seq.* (the "**Redevelopment Law**"), to provide for the short-term exemption or abatement of local property taxes imposed upon eligible dwellings, commercial, and industrial structures within such rehabilitation area; and

**WHEREAS**, on April 23, 2007, the Town of Newton (the "**Town**") designated certain properties within its borders as an area in need of rehabilitation in accordance with the Redevelopment Law (the "**Rehabilitation Area**"); and

**WHEREAS**, Section 20A-1 *et seq.* of the Newton Municipal Code (the "**Historic Preservation Ordinance**") provides the Town may create one or more historic districts; and

**WHEREAS**, the Historic Preservation Ordinance further provides that proposed construction, improvements, relocation, or renovation of properties lying within such historic districts may be subject to review by the Newton Historic Preservation Advisory Commission under certain circumstances, in addition to review by the Town Planning Board, where appropriate; and

**WHEREAS**, at this time, the Town has designated one historic district within its boundaries (as set forth at Exhibit A attached hereto, as may be thereafter amended or supplemented, the "**Downtown Historic District**"); and

**WHEREAS**, the Downtown Historic District is wholly within the Rehabilitation Area; and

**WHEREAS**, the Town believes the historic preservation of the properties within the Downtown Historic District is of great importance to the Town as a whole; and

**WHEREAS**, the Town, in recognizing improvements to or construction of properties within the Downtown Historic District to historic standards may be more costly than such improvements or construction would be otherwise, previously adopted Ordinance 2011-15 (the "**2011 Ordinance**") to encourage such investment in the Downtown Historic

July 12, 2021  
(VIA ZOOM)

District by alleviating a portion of the costs of such improvements or construction in certain circumstances; and

**WHEREAS**, the Town duly adopted Ordinance 2016-10 (the "**2016 Ordinance**"), which extended the exemption set forth in the 2011 Ordinance for five (5) additional years; and

**WHEREAS**, in accordance with Section 10 of the 2016 Ordinance, said ordinance was to lapse, unless readopted, on September 30, 2021, and no exemptions were to be granted after September 30, 2021, without such re adoption; and

**WHEREAS**, the Town believes the historic preservation of the properties within the Downtown Historic District continues to be of great importance to the Town as a whole and that the granting of short-term tax exemptions would continue to encourage much-needed private investment in the Downtown Historic District; and

**WHEREAS**, the Town now desires to readopt the 2016 Ordinance for an additional five (5) years, in accordance with Section 4 of the Exemption Law;

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

**Section 1.** General.

The recitals set forth above are incorporated herein as if set forth in length.

**Section 2.** Definitions.

All terms utilized in this ordinance not specifically defined herein shall conform to the meanings set forth in the Exemption Law. For ease of reference, the definitions set forth in the Exemption Law as of the date of the adoption of this Ordinance are attached hereto as Exhibit B. However, if the definitions set forth in the Exemption Law shall be subsequently amended, then the Exemption Law, and not Exhibit B, shall control.

**Section 3.** Statement of Purpose.

The Town hereby determines to utilize the authority granted under Article VIII, Section 1, paragraph 6 of the New Jersey Constitution to establish the eligibility of certain dwellings, commercial structures, and industrial structures for exemptions, as provided in this ordinance and as permitted by the Exemption Law, throughout the Downtown Historic District.

**Section 4.** Exemptions Authorized to be Implemented by Tax Assessor.

The Town hereby determines to provide for the exemption from taxation of certain improvements and certain new construction occurring within the Downtown Historic District. To the extent that a property owner shall apply to the Town's Tax Assessor (the "**Tax Assessor**") within the time period prescribed by the New Jersey Department of Treasury in accordance with the Exemption Law, which currently requires submission within thirty (30) calendar days following completion of the improvements or construction for which the exemption is sought, and shall provide documentation to the Tax Assessor, in a form and manner acceptable to the Tax Assessor and consistent with the Exemption Law, of compliance with this section, such property owner shall be entitled to the relevant exemption enumerated herein without any need for action by the Town Council.

(a) Residential - Improvements. The Town hereby determines to provide for the exemption from taxation of certain improvements made to dwellings, on the following terms and conditions:

(1) The term "dwelling," for purposes of this Section 4(a), shall include condominium residential units but not cooperative type residential properties.

(2) The term "dwelling," for purposes of this Section 4(a), shall not include "multiple dwellings," as defined by the Exemption Law.

(3) Only dwellings that are more than twenty (20) years old shall be eligible for exemption.

(4) The term "improvements," for purposes of this subsection, shall mean a modernization, rehabilitation, renovation, alteration, or repair which produces a physical change in an existing building or structure that improves the safety, sanitation, decency, or attractiveness of the structure as a place for human habitation, and which does not change its permitted use.

(5) To the extent that a dwelling shall comply with the requirements set forth at subsections (1) through (5), above, in determining the value of real property for each dwelling unit, the Town shall regard the first \$15,000 in the Tax Assessor's full and true value of improvements for each dwelling unit primarily and directly affected by the improvements as not increasing the value of the property for a period of five (5) years, notwithstanding the value of the property to which the improvements are made is increased thereby. During the exemption period, the assessment on any property pursuant to this paragraph shall not be less than the assessment thereon existing immediately prior to the improvements, except if there is damage to the dwelling through action of the elements sufficient to warrant a reduction.

(b) Residential - New Construction. The Town hereby determines to provide for an exemption of 30% of the Tax Assessor's full and true value for a period of five (5) years following construction of new dwellings. The term "dwelling," for purposes of this Section 4(b), shall include condominium residential units but not cooperative type residential units, and shall not include multiple dwellings. This exemption is to be granted notwithstanding the value of the property upon which the construction occurs is increased thereby.

(c) Residential - Multiple Dwellings - Improvements.

(1) The Town hereby determines to provide for an exemption of 100% of the Tax Assessor's full and true value for a period of five (5) years following the construction of improvements to multiple dwellings. The term "multiple dwelling" shall have that meaning ascribed to it by the Exemption Law. The definition of "multiple dwelling" set forth in the Exemption Law as of the date of adoption of this ordinance is set forth at Exhibit B, attached hereto.

(2) This exemption is to be granted notwithstanding the value of the property upon which the construction occurs is increased thereby. During the exemption period, the assessment on any property pursuant to this Section 4(c) shall not be less than the assessment thereon existing immediately prior to the improvements, except if there is damage to the multiple dwelling through action of the elements sufficient to warrant a reduction.

(d) Commercial - Improvements. The Town hereby determines to provide for the exemption from taxation of certain improvements made to commercial structures, on the following terms and conditions:

(1) For purposes of this ordinance, the term "commercial structure" relates to office, retail and like uses, but does not include multiple dwellings.

(2) For purposes of this ordinance, the term "commercial structure" shall include a structure which contains both residential units and some other commercial use (for example, retail), provided the structure is not part of a condominium or cooperative regime and further provided the structure does not qualify as a multiple dwelling under the Exemption Law.

(3) To the extent that improvements to a commercial structure shall comply with the requirements set forth at subsections (1) and (2), above, the Town hereby determines to provide for an exemption of 100% of the Tax Assessor's full and true value for a period of five (5) years following the construction of the improvements. This exemption is to be granted notwithstanding that the value of the property upon which the construction of the improvement occurs is increased thereby.

(e) Industrial - Improvements. The Town hereby determines to provide for the exemption from taxation of certain improvements made to industrial structures, on the following terms and conditions:

(1) Improvements must be made to both the interior and exterior of a structure in order to qualify for exemption under this section.

(2) Only improvements with a cost of less than \$1,000,000 shall be eligible for exemption under this section.

(3) No less than 25% of the improvement cost shall be attributable to the exterior improvements.

(4) To the extent that improvements to an industrial structure shall comply with the requirements set forth at subsections (1) through (3), above, the Town hereby determines to provide for an exemption of 100% of the Tax Assessor's full and true value for a period of five (5) years following the construction of the improvements. This exemption is to be granted notwithstanding that the value of the property upon which the construction of the improvement occurs is increased thereby.

(5) To the extent that improvements to a commercial structure do not comply with one or more of subsections (1) through (3), above, a property owner is not eligible for exemption under this section but may apply to the Town for consideration of the proposed exemption in accordance with Section 5 hereof.

**Section 5. Exemptions Requiring Application to the Town Council.**

(a) Exemptions for Which Application is Required. The Town hereby determines that any property owner seeking exemption from taxation with respect to industrial improvements which do not meet the requirements of Section 4(e)(1) through Section 4(e)(3), respectively, shall make application to the Town Council in accordance with this section, within thirty (30) calendar days following completion of the improvements or construction for which the exemption is sought. However, nothing in this ordinance shall prohibit a property owner who has made more than \$1,000,000 in industrial improvements which otherwise comply with the applicable requirements of Section 4 from foregoing exemption of the improvements in excess of \$1,000,000 and seeking instead an as of right exemption from the Tax Assessor to the limits permitted by Section 4 above.

(b) Contents of Application. Applicants for an exemption under this section shall provide the Town Council and the Tax Assessor with the following information:

(1) A general description of the project for which exemption is sought, and an estimated schedule of completion for the project;

(2) A legal description of all real estate necessary for the project;

(3) Plans, drawings and other documents as may be required by the Town Council to demonstrate the structure and design of the project;

(4) A description of the number, classes and type of employees to be employed at the project site within two (2) years of completion of the project;

(5) A statement of the reasons for seeking an exemption on the project, and a description of the benefits to be realized by the Town and the property owner if an exemption is granted;

(6) Estimates of the cost of completing the project;

(7) A statement showing (i) the real property taxes currently being assessed at the project site; (ii) estimated tax payments that would be made annually by the property owner with respect to the project during the period of the exemption, and (iii) estimated tax payments that would be made by the property owner with respect to the project during the first full year following the termination of the exemption;

(8) A description of any lease agreements between the property owners and proposed users of the project, and a history and description of the users' businesses;

(9) A certification by the property owner listing (i) all properties within the Town owned by the property owner or in which the property owner has an interest and (ii) all agreements with the Town to which the property owner is a party; and

(10) Such other pertinent information as the Town may require.

(c) Review and Recommendation by Tax Assessor. Within thirty (30) days of receipt of the information set forth at Section 5(b), above, the Tax Assessor shall review

the information provided and shall provide written recommendations to the Town Council with respect to same.

(d) Action by Town Council. Within sixty (60) days of receipt of the Tax Assessor's recommendations, the Town Council shall consider the application for exemption, and shall by resolution either disapprove the exemption or approve an exemption of 100% of the value of the improvements for a five-year period following the completion of construction.

**Section 6.** Additional Exemptions When Property Already Subject to Exemption.

The Town hereby determines that an additional improvement or construction completed on a property already granted a previous exemption pursuant to this ordinance during the period in which the previous exemption is in effect, shall be eligible to qualify for an additional exemption under the standards identified in this ordinance. The additional improvement or construction shall be considered as separate for purposes of calculating the exemption, except the assessed value of any previous improvement or construction shall be added to the assessed valuation as it was prior to that improvement or construction for the purpose of determining the assessed value of the property for which any additional exemption is to be subtracted.

**Section 7.** Tax Delinquency.

No exemption shall be granted pursuant to this ordinance with respect to any property for which real estate taxes or other municipal charges are delinquent or remain unpaid, or for which penalties and interest for non-payment of taxes are due.

**Section 8.** Revaluation During Exemption Period.

In the event the Town implements a revaluation or reassessment during the exemption period for any property, any exemptions granted hereunder shall continue to apply but at a valuation level consistent with the revaluation or reassessment.

**Section 9.** Revision of Base Assessment During Exemption Period.

The granting of an exemption for a particular property shall not prejudice the right of the Town to appropriately examine and revise the assessment during the five-year exemption period in the event the base assessment is found to be improperly valued and assessed.

**Section 10.** Effective Date; Sunset Provision.

Upon final passage and publication as provided by law, this ordinance shall take effect on October 1, 2021, and shall authorize the Town to grant exemptions up to a five-year period. This ordinance shall lapse, unless readopted, on September 30, 2026, and no exemptions shall be granted after September 30, 2026, without such re-adoption.

**Section 11.** Prior Actions Superseded.

Any and all previous ordinances adopted by the Town relating to the Exemption Law are hereby superseded by this ordinance.

Mayor Dickson opened the meeting to the public.

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

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

July 12, 2021  
(VIA ZOOM)

Mr. Couce	Yes	Mrs. Diglio	Yes
Mrs. Teets	Yes	Deputy Mayor Schlaffer	Yes
	Mayor Dickson	Yes	

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

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

**ORDINANCE #2021-15**

**AN ORDINANCE PROVIDING FUNDING FOR VARIOUS WATER AND SEWER UTILITY IMPROVEMENTS FOR THE TOWN OF NEWTON AND APPROPRIATING \$485,000 FOR SUCH PURPOSE**

Mr. Russo read the intentions of this ordinance into the record. He stated this ordinance is for various sewer utility improvements including but not limited to chemical mitigation testing of a chlorine dioxide system at the Wastewater Treatment Plant, Pump Station Improvement Study for Sussex Street, Merriam Avenue, Woodside Avenue, Memory Park and Sparta Avenue pump stations, Electrical Plant Power Study at the Wastewater Treatment Plant, and Phase 1 of the Sewer Line Renovations.

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

Mr. Couce	Yes	Mrs. Diglio	Yes
Mrs. Teets	Yes	Deputy Mayor Schlaffer	Yes
	Mayor Dickson	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 9, 2021 via in-person meeting.

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

**ORDINANCE #2021-16**

**BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$3,803,300 FOR THE CONSTRUCTION OF SPARTA AVENUE PUMP STATION IN AND BY THE TOWN OF NEWTON, IN THE COUNTY OF SUSSEX, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$3,243,000 BONDS OR NOTES OF THE TOWN FOR FINANCING PART OF THE APPROPRIATION**

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

Mr. Couce	Yes	Mrs. Diglio	Yes
Mrs. Teets	Yes	Deputy Mayor Schlaffer	Yes
	Mayor Dickson	Yes	

July 12, 2021  
(VIA ZOOM)

**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 9, 2021 via in-person meeting.

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

**ORDINANCE 2021-17**

**AN ORDINANCE TO AMEND, REVISE, AND SUPPLEMENT CHAPTER 100 OF THE NEWTON TOWN CODE, ENTITLED "FEES AND COSTS" TO ADD A NEW SECTION, SECTION 100-25, ENTITLED "RECREATIONAL CANNABIS TAX" AND TAXING THE CULTIVATION, PROCESSING, DISTRIBUTION, AND RETAIL SALE OF LEGAL CANNABIS WITHIN THE TOWN OF NEWTON**

The aforementioned **ORDINANCE** was offered by Deputy Mayor Schlaffer, who moved its introduction, seconded by Mr. Couce and roll call resulted as follows:

Mr. Couce	Yes	Mrs. Diglio	Yes
Mrs. Teets	Yes	Deputy Mayor Schlaffer	Yes
	Mayor Dickson	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 9, 2021 via in-person meeting.

**CONSENT AGENDA**

Mayor Dickson 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 #150-2021\***

**"Concur with the Recommendation of the Utility Advisory Board in Allocating Water and Sewer Gallonage and Fees for Block 10.01, Lot 4"**

**WHEREAS**, at a special meeting of the Newton Utility Advisory Board conducted on June 29, 2021, Owen Dykstra, PE of Dykstra Associates, representing Water Street Holdings, LLC appeared before the Board to request an allotment of water and sewer gallonage for the construction of three 4-story buildings consisting of 100 apartments and three restaurant buildings for a Starbucks, Chipotle, and Panera Bread on Block 10.01, Lot 4; and

**WHEREAS**, Mr. Dykstra presented estimates on water and sewer usage for all the buildings and the Board review the estimates with the Town Water Engineer, David B. Simmons, Jr., P.E., L.S. , CME of Harold E. Pellow & Associates, Inc.; and

**WHEREAS**, Mr. Simmons submitted a report to the Board dated May 24, 2021 outlining all conditions for the project and his calculations for water and sewer gallonage allocation; and

July 12, 2021  
(VIA ZOOM)

**WHEREAS**, the Utility Advisory Board agrees with Mr. Simmons calculations as set forth below with a total cost \$1,141,568.65 for the water and sanitary sewer connection fees for the above described project as follow:

For the commercial component:

Water – 3260 gpd

Sanitary Sewer – 2445 gpd

For the residential component:

Water – 100 residential units @ \$3,759 per residential unit

Sanitary Sewer – 100 residential units @ \$6,011 per residential unit

Credit for Former G&H Building Service:

Water – 353 gpd

Sanitary Sewer – 353 gpd

**WHEREAS**, this approval is granted subject to the project being completed within 24 months of the date of this resolution;

**NOW, THEREFORE BE IT RESOLVED**, by the Town Council of the Town of Newton that this Governing Body hereby concurs with the recommendations of the Utility Advisory Board and conditionally approves the fees set forth above.

#### **RESOLUTION #151-2021\***

**“Approval to Submit a Grant Application and Execute a Grant Contract with the New Jersey Department of Transportation for the East Clinton Street, Lawnwood Avenue, & Nelson Street Resurfacing Project”**

**NOW, THEREFORE BE IT RESOLVED**, that the Newton Town Council of the Town of Newton, County of Sussex, State of New Jersey formally approves the grant application for the above stated project; and

**BE IT FURTHER RESOLVED** that the Town Manager and/or Mayor and Municipal Clerk are hereby authorized to submit an electronic grant application identified as:

**MA-2022- E Clinton St., Lawnwood Ave., & Nels- 00073**

to the New Jersey Department of Transportation on behalf of the Town of Newton; and

**BE IT FURTHER RESOLVED** that the Town Manager and/or Mayor and Municipal Clerk are hereby authorized to sign the grant agreement on behalf of the Town of Newton and that their signatures constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement.

*The below signatures and the Town of Newton seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.*

#### **ATTEST AND AFFIX SEAL**

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

\_\_\_\_\_  
Matthew S. Dickson  
Mayor

\_\_\_\_\_  
Thomas S. Russo, Jr.  
Town Manager

July 12, 2021  
(VIA ZOOM)

**RESOLUTION #152-2021\***

**“Authorize Refund Due a Water and Sewer Utility Account”**

**WHEREAS**, on January 11, 2021 Block 19.02, Lot 4, also known as 12 Mount View Street, transferred ownership from Anderson Enterprises to Justin Norris; and

**WHEREAS**, a final water reading for the transfer of ownership was done on January 11, 2021; and

**WHEREAS**, a transmission error between the handheld reading device and the actual meter was ten times more than the actual usage on the meter; and

**WHEREAS**, Anderson Enterprises, LLC, the seller, is due a refund of \$3,706.79 due to the overstating of the usage for the final bill;

**NOW, THEREFORE BE IT RESOLVED**, by the Town Council of the Town of Newton that the Water and Sewer Collector is hereby authorized to issue a refund to Anderson Enterprises, LLC, 3799 US Route 46, Parsippany NJ 07054 in the amount of \$3,706.79.

**RESOLUTION #153-2021\***

**“Authorize Refund of Taxes; Block 22.10, Lot 9, for a 100% Disabled Veteran Exemption”**

**WHEREAS**, Lawrence Pittenger owns Block 22.10, Lot 9, also known as 49 Sussex Street, Newton, New Jersey; and

**WHEREAS**, the Municipal Tax Assessor has granted a 100% Disabled Veteran Tax Exemption on April 7, 2021 for the property owned by Lawrence Pittenger; and

**WHEREAS**, the property taxes for Block 22.10, Lot 9, are paid through the 2<sup>nd</sup> quarter of 2021 and a portion of the 2<sup>nd</sup> quarter taxes need to be refunded; and

**WHEREAS**, the Tax Collector has determined the amount of the portion of the 2<sup>nd</sup> quarter taxes to be refunded is \$1,375.46;

**NOW, THEREFORE BE IT RESOLVED**, by the Town Council of the Town of Newton that the Governing Body acknowledges a portion of the 2<sup>nd</sup> quarter taxes need be refunded; and

**BE IT FURTHER RESOLVED**, that the Treasurer be authorized to issue a check in the total amount of \$1,375.46 to Lawrence Pittenger, 49 Sussex St., Newton, NJ 07860.

**RESOLUTION #154-2021\***

**“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 2020 and 2021 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.

**List of Bills - CLEARING/CLAIMS**

Meeting Date: 07/12/2021 For bills from 06/29/2021 to 07/09/2021

4082	921 - AIRGAS USA, LLC	PO 59560 MIG/WELDING Spls/Bridge Work/Gates CUST	11.88	11.88
4083	4106 - ALL GAS & WELDING SUPPLY CO., INC.	PO 59559 MIG/WELDING Spls/Bridge Work/Gates CUST	206.02	206.02
4084	3251 - BADGER METER, INC.	PO 59148 B: Agreement Beacon Mobile Hosting/ Wate	162.90	162.90
4085	3905 - BLUE DIAMOND DISPOSAL INC.	PO 59588 B: POOL GARBAGE DISPOSAL/DUMPSTER SEASON	461.00	461.00
4086	1132 - BOONTON TIRE SUPPLY INC.	PO 59193 B: POLICE VEH MAINT	397.72	

July 12, 2021  
(VIA ZOOM)

Check#	Vendor	Description	Payment	Check Total
4087	3355 - BRAEN STONE SPARTA	PO 59535 B: POLICE VEH REPAIR	451.55	849.27
		PO 59432 B: Dense Grade Aggregates/Road&Water Rpr	706.94	
		PO 59432 B: Dense Grade Aggregates/Road&Water Rpr	1,843.11	2,550.05
4088	2124 - BUCKMAN'S INC.	PO 59467 B: POOL CHEMICALS 2021 SEASON	3,671.65	3,671.65
4089	2461 - CAESARS ATLANTIC CITY	PO 59371 NJLM 2 NIGHT STAY (11/16-11/18/21)	4,396.00	4,396.00
4090	3893 - CAMPBELL SUPPLY OF SUSSEX CTY LLC	PO 59514 Reflective Tape /MiscRPR	120.00	120.00
4091	163 - CENTURYLINK COMMUNICATIONS, INC.	PO 58406 B: ALARM CIRCUITS	125.85	125.85
4092	163 - CENTURYLINK COMMUNICATIONS, INC.	PO 59508 LOCAL PHONE SVC ACCT #310115975 JUNE	1,326.29	
		PO 59508 LOCAL PHONE SVC ACCT #310115975 JUNE	2,840.61	4,166.90
4093	3770 - CINTAS	PO 59146 DPW/WS: Water/Cooler/Cleaning (May-Dec 2	45.00	
		PO 59146 DPW/WS: Water/Cooler/Cleaning (May-Dec 2	45.00	
		PO 59241 B: FIRST AID SUPPLIES DPW/WS May - Decem	57.99	
		PO 59241 B: FIRST AID SUPPLIES DPW/WS May - Decem	68.11	216.10
4094	1632 - COOPER ELECTRIC SUPPLY CO.	PO 59553 TH LIGHTS ACCT #25723	1,135.76	1,135.76
4095	2361 - CSS INC.	PO 59543 PRE-EMPLOYMENT/POST ACC. Screenings - Ma	1,824.00	1,824.00
4096	286 - CURRENT ACCOUNT	PO 59524 STATUTORY EXCESS MONIES 2020 TO CURRENT-D	7,152.39	7,152.39
4097	768 - DEMPSEY UNIFORM & SUPPLY INC	PO 58687 DPW/ WS Uniforms, Mats/ Supplies 1/2021-	553.12	
		PO 58687 DPW/ WS Uniforms, Mats/ Supplies 1/2021-	576.56	1,129.68
4098	2136 - DRAEGER, INC.	PO 59504 SIMULATOR SOLUTION	120.00	120.00
4099	4436 - EDIBLE JERSEY LLC.	PO 59509 Half-page Ad - Fall 2021 Print Edition	780.00	
		PO 59509 Half-page Ad - Fall 2021 Print Edition	780.00	1,560.00
4100	2640 - FERGUSON ENTERPRISES LLC #3326	PO 59465 Water Supplies/ Flags/Valves/Curb Box	233.32	233.32
4101	4323 - FIREWORKS EXTRAVAGANZA	PO 59564 FIREWORKS FOR AFTER CONCERT/ AUGUST 14,	4,750.00	4,750.00
4102	373 - GALLS, LLC	PO 59501 CROSSING GUARD RAIN COATS ACCT #4794479	84.59	84.59
4103	230 - HAYEK'S MARKET INC.	PO 59548 Lunch - Oswin	20.44	20.44
4104	1866 - HOME DEPOT, INC.	PO 59454 B: POOL- Maintenance and supplies	391.42	
		PO 59561 May 2021	143.58	
		PO 59561 May 2021	484.75	
		PO 59561 May 2021	565.73	
		PO 59562 JUNE 2021	2,558.50	4,143.98
4105	1866 - HOME DEPOT, INC.	PO 59562 JUNE 2021	128.31	
		PO 59562 JUNE 2021	1,107.48	1,235.79
4106	332 - J & D SALES & SERVICE,LLC.	PO 59512 Air Compressor/H2O Filter Sensor Rpr	40.49	40.49
4107	3235 - J. CALDWELL & ASSOCIATES, LLC.	PO 59579 PB CONSULT-JUNE 2021	422.50	
		PO 59580 NATURAL SELECTION-JUNE ESCROW	65.00	
		PO 59581 HPC CONSULT-JUNE 2021	770.00	
		PO 59586 TEYMA-JUNE ESCROW	1,127.50	2,385.00
4108	113 - JCP&L	PO 59539 MORAN ST -JUNE	310.89	310.89
4109	3644 - JOHNNY ON THE SPOT, LLC.	PO 58897 Park Porta John Rental April - Nov 2021	541.25	541.25
4110	4396 - KIMBALL MIDWEST	PO 59519 Hydraulic Fittings/Snow Parts	1,761.22	1,761.22
4111	3711 - KKPR MARKETING & PUBLIC RELATIONS,	PO 58567 B: RECREATION SPECIAL EVENTS \$3750.00	1,002.50	1,002.50
4112	2532 - LADDEY, CLARK & RYAN, LLP	PO 58448 B: PROSECUTOR (\$31,000/12=\$2,583.33 Gree	2,874.99	
		PO 59527 FARM STORES-MAY ESCROW	1,026.00	
		PO 59528 AHS-MAY ESCROW	36.00	
		PO 59529 WATER ST HOLDINGS-MAY ESCROW	756.00	
		PO 59530 MERRIAM GA-MAY ESCROW	396.00	
		PO 59538 NAT SELECT BROOKSIDE URBAN RENEWAL	697.00	5,785.99
4113	266 - LAFAYETTE AUTO PARTS	PO 59554 Equip Main/Couplings/HydrHoses	60.46	60.46
4114	4227 - LAW OFFICE OF DANIEL P. AGATINO, LLC.	PO 58411 B: PUBLIC DEFENDER (13,500/12=\$1,125	1,333.33	1,333.33
4115	4343 - LEM PRODUCTS INC	PO 59329 Hydrant Identification Rings	2,790.29	2,790.29
4116	62 - MGL FORMS - SYSTEMS, LLC.	PO 59505 Minute Book (2021) CUST #N023	232.00	232.00
4117	4381 - MID-AMERICAN ELEVATOR CO., INC.	PO 59054 B: ELEVATOR MAINT (TH & POLICE) May - De	480.00	480.00
4118	53 - MONTAGUE TOOL & SUPPLY, INC.	PO 59556 ASPHALT/ Street REPAIR Spls	426.02	426.02
4119	3450 - MORRIS ASPHALT SUPPLY, LLC	PO 59555 ASPHALT/ Street REPAIR	3,034.02	3,034.02
4120	3339 - MUNI CLERKS ASSO OF NJ	PO 59565 T. Oswin - Membership 2021-2022	100.00	100.00
4121	4334 - NAME BADGES, INC.	PO 59523 Name badges - Council, Alcock, Oswin	40.91	

July 12, 2021  
(VIA ZOOM)

**List of Bills - CLEARING/CLAIMS**

Meeting Date: 07/12/2021 For bills from 06/29/2021 to 07/09/2021

Check#	Vendor	Description	Payment	Check Total
4122	4418 - NEGLIA ENGINEERING ASSOCIATES	PO 59523 Name badges - Council, Alcock, Oswin	40.91	81.82
4123	170 - NEWTON BOARD OF EDUCATION	PO 59240 Traffic Study for 121 Water St Redevelop	3,490.00	3,490.00
4124	336 - NEWTON TROPHY	PO 59369 SCHOOL TAX (JULY-DEC) 2021 -	1,551,950.16	1,551,950.16
4125	2701 - NJLM	PO 59506 Name Plates	20.00	20.00
4126	2835 - NJMEBF	PO 59507 NJLM Magazine Sub. Renewal	175.00	175.00
		PO 59544 MEDICAL/DENTAL - JULY	31,300.00	
		PO 59544 MEDICAL/DENTAL - JULY	113,193.97	
		PO 59544 MEDICAL/DENTAL - JULY	22,789.03	167,283.00
4127	2882 - ONE CALL CONCEPTS, INC.	PO 58516 B: ONE CALL MESSAGES	209.49	209.49
4128	4383 - OPTIMUM	PO 58409 B: DIGITAL CONVERTERS & DTA'S	121.35	121.35
4129	64 - PELLOW, HAROLD & ASSO, INC.	PO 59515 2021 MUNI STORMWATER GEN PERMIT	359.63	
		PO 59550 THORLABS-APR ESCROW	1,637.13	
		PO 59570 DENNIS LIBRARY-MAY ESCROW	65.00	
		PO 59571 PB CONSULT-MAY 2021	97.50	
		PO 59572 TEYMA-MAY ESCROW	97.50	
		PO 59573 AHS-MAY ESCROW	358.25	
		PO 59574 ENGINEERING -MAY	3,415.82	6,030.83
4130	64 - PELLOW, HAROLD & ASSO, INC.	PO 59574 ENGINEERING -MAY	3,017.52	
		PO 59575 SAMARITAN INN-MAY ESCROW	65.00	
		PO 59576 FARM POINTE HOUSTON-MAY	227.50	
		PO 59577 MERRIAM GATEWAY-MAY	650.75	
		PO 59578 NATURAL SELECTION-MAY ESCROW	975.00	
		PO 59589 WATER STREET HOLDINGS-MAY 2021	4,870.51	9,806.28
4131	4204 - PLANET NETWORKS INC.	PO 58412 B: POLICE INTERNET/WEB HOSTING/FIREWALL	1,359.72	
		PO 58449 B: INTERNET TH	159.95	
		PO 59339 B: INTERNET Water/Sewer Buildings ID#82	609.90	2,129.57
4132	57 - PRINTING CENTER, INC	PO 59520 Primary Election Costs	3,966.24	3,966.24
4133	121 - PUMPING SERVICES, INC.	PO 59526 Sussex Annex Basin Stormwater Pump/Inspe	1,181.90	1,181.90
4134	39 - QUILL CORPORATION	PO 59475 Paper for 2nd floor copier ACCT #618263	49.97	
		PO 59475 Paper for 2nd floor copier ACCT #618263	49.99	99.96
4135	251 - R.S. PHILLIPS STEEL LLC	PO 59517 Steel to build Trail Bridge/Base	797.40	797.40
4136	611 - SEBRING AUTO PARTS, INC.	PO 59197 B: Auto Spls/Rprs	5.65	
		PO 59197 B: Auto Spls/Rprs	120.98	126.63
4137	1489 - SMALLEY, JOHN H	PO 58447 B: 2021 SVC'S WTP (\$17,250/12=\$1,437.50	1,437.50	1,437.50
4138	1461 - SPARTA READY MIX, INC.	PO 59558 Concrete to build Trail Bridge/Footings	2,084.00	2,084.00
4139	316 - SPARTA TOWNSHIP TAX COLLECTOR	PO 59447 3rd QTR 2021 PROP TAX MORRIS LAKE	17,145.02	17,145.02
4140	4024 - SPECTROTEL	PO 58408 B: LOCAL/LONG DISTANCE PHONE (ACCT #37	603.21	603.21
4141	2257 - STAPLES	PO 58530 B: POLICE OFFICE SUPPLIES	359.72	
		PO 58933 DPW OFFICE SUPP'S GARAGE	90.33	
		PO 59376 B: OFFICE SUPPLIES	41.95	
		PO 59518 FINANCE OFFICE SUPP'S	79.91	
		PO 59518 FINANCE OFFICE SUPP'S	79.90	651.81
4142	2257 - STAPLES	PO 59531 FAX MACHINE IMAGING UNIT	64.59	
		PO 59584 DPW OFFICE SUPP'S GARAGE	139.30	
		PO 59584 DPW OFFICE SUPP'S GARAGE	234.03	437.92
4143	1982 - State of NJ, DCA ELSA	PO 59585 2021 ELEVATOR INSPECTION #1915-00118-001	334.00	334.00
4144	2056 - SUBURBAN PROPANE, LP.	PO 59542 PROPANE ACCT #2232-139164	3,467.45	3,467.45
4145	3442 - SUNLIGHT GENERAL	PO 59582 JUNE SOLAR BILL	1,030.08	
		PO 59582 JUNE SOLAR BILL	596.68	1,626.76
4146	102 - SUSSEX CAR WASH INC	PO 58526 B: POLICE CAR WASHES	168.00	168.00
4147	2310 - SUSSEX COUNTY ENGINEERING DIVISION	PO 59583 FD MVA - 6/5/2021 (Ladder vs. Traffic Si	2,639.62	2,639.62
4148	2113 - SUSSEX COUNTY MAILING SERVICE	PO 59453 Fall 2021 RECYCLING LETTERS MAILED	1,032.08	1,032.08
4149	130 - SUSSEX COUNTY P & H, INC.	PO 59182 B: PLUMBING SUPPLIES	15.40	15.40
4150	3897 - SYNCHRONY BANK	PO 59098 04/23/21 - Miscellaneous office supplies	48.87	
		PO 59474 June 2021 - tiaras for Miss & Little Mis	25.60	
		PO 59532 CENCOM BATTERY REPLACEMENT	79.51	
		PO 59534 Office Supplies - P/Z	99.12	
		PO 59551 Refreshments for 2021 Miss Newton Contes	77.96	
		PO 59563 Office Supplies - Town Manager's Office	31.71	
		PO 59563 Office Supplies - Town Manager's Office	31.71	394.48
4151	3851 - THE CANNING GROUP, LLC.	PO 58405 B: QPA PURCHASING 2021 (\$6,500/12=\$541.6	541.67	541.67
4152	217 - TIMMERMAN COMPANY, INC.	PO 59587 Sweeper Parts	1,596.03	1,596.03

July 12, 2021  
(VIA ZOOM)

**List of Bills - CLEARING/CLAIMS**

Meeting Date: 07/12/2021 For bills from 06/29/2021 to 07/09/2021

Check#	Vendor	Description	Payment	Check Total
4153	2675 - TIRE KING, INC.	PO 59516 Truck Tires&Rims/#	320.00	320.00
4154	4197 - TOPOLOGY NJ, LLC.	PO 59510 Redevelopment Services - May 2021	2,917.50	
		PO 59510 Redevelopment Services - May 2021	1,181.25	4,098.75
4155	2880 - TRACTOR SUPPLY	PO 59557 ParksSpIs cust #6035301203147200	131.97	131.97
4156	363 - TREASURER, STATE OF NEW JERSEY	PO 59214 2021-2026 TRANSPORTER REGISTRATION	2,134.00	2,134.00
4157	1151 - TREASURER, STATE OF NEW JERSEY	PO 59549 WATER ALLOCATION PERMIT 2020 RENEWAL PRO	116.18	116.18
4158	2781 - TRIMBOLI & PRUSINOWSKI, LLC.	PO 58732 B: SPECIAL ATTORNEY FOR LABOR RELATIONS	748.00	748.00
4159	4431 - TRYSTONE CAPITAL ASSETS LLC	PO 59446 PAYOFF OF TSC 2019-001	2,518.14	2,518.14
4160	4152 - UNITED SITE SERVICES, INC	PO 58483 B: SLUDGE REMOVAL CUST #74732	62,544.69	62,544.69
4161	1280 - VERIZON WIRELESS, INC.	PO 59541 CELL PHONES -JUNE	77.34	
		PO 59541 CELL PHONES -JUNE	189.07	266.41
4162	1158 - VISION SERVICE PLAN	PO 59537 VISION - MAY / JUN 2021	2,296.89	2,296.89
4163	1500 - WALMART	PO 59567 Refreshments for 2021 Miss Newton Contes	30.50	30.50
4164	4390 - WANTAGE TOWNSHIP	PO 58641 Animal Control 2/1/210-12/31/21 Contract	1,487.54	1,487.54
4165	477 - WATER & SEWER CAPITAL ACCOUNT	PO 59540 CURR MOVE ARP MONIES TO W/S CAPITAL LFRF	419,668.57	419,668.57
4166	2713 - WILLIAM GRENNILLE, LLC.	PO 59569 W/S COVERAGE JOE CARR JULY 3rd TO JULY 1	4,370.00	4,370.00
TOTAL			2,342,987.25	

Summary Account  
By

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
100133	INTERFUND RECEIVABLE - W&S CAPITAL			419,668.57	
101265	DUE NEWTON BOE - SCHOOL TAX PAYABLE			1,551,950.16	
101299	Due to Clearing			0.00	2,148,579.07
1050200	TOWN MANAGER'S OFFICE - OTHER EXPENSES	1,237.05			
1051200	TOWN CLERK'S OFFICE - OTHER EXPENSES	666.00			
1051500	ELECTIONS - OTHER EXPENSES	3,966.24			
1052200	TOWN COUNCIL - OTHER EXPENSES	803.00			
1054200	FINANCE ADMINISTRATION - OTHER EXPENSES	393.91			
1055200	ASSESSMENT OF TAXES - OTHER EXPENSES	314.00			
1058200	LEGAL SERVICES - OTHER EXPENSES	4,456.33			
1058200A	(2020) LEGAL SERVICES - OTHER EXPENSES		697.00		
1060200	ENGINEERING - OTHER EXPENSES	1,041.64			
1061200	BUILDINGS & GROUNDS - OTHER EXPENSES	3,011.83			
1062200	PLANNING BOARD - OTHER EXPENSES	933.12			
1063200	HISTORIC COMMISSION - OTHER EXPENSES	770.00			
1064200	COMMUNITY DEVELOPMENT - OTHER EXPENSES	314.00			
1066200	EMPLOYEE GROUP INSURANCE - OTHER EXPENSE	115,490.86			
1070200	FIRE DEPARTMENT - OTHER EXPENSES	314.00			
1074200	POLICE DEPARTMENT - OTHER EXPENSES	800.26			
1074300	COMMUNICATIONS CENTER - OTHER EXPENSES	1,503.82			
1078200	EMERGENCY MANAGEMENT - OTHER EXPENSES	628.00			
1080200	ROAD REPAIR & MAINT - OTHER EXPENSES	7,442.81			
1081200	SNOW REMOVAL - OTHER EXPENSES	1,086.65			
1082200	STORMWATER/FLOOD CONTROL - OTHER EXPENSE	1,181.90			
1082200A	(2020) STORMWATER/FLOOD CONTROL - OTHER EXPENSE		1,843.11		
1083200	RECYCLING/SANITATION - OTHER EXPENSES	68.39			
1083300	VEHICLE MAINTENANCE - OTHER EXPENSES	3,596.92			
1085200	OCCUPATIONAL HEALTH - OTHER EXPENSES	1,824.00			
1087200	RECREATION - OTHER EXPENSES	448.06			
1089200	UTILITY EXP/BULK PURCH - OTHER EXPENSES	8,197.13			
1090200	SWIMMING POOL - OTHER EXPENSES	5,526.57			
1091200	PARKS & PLAYGROUNDS - OTHER EXPENSES	818.24			
1092200	CELEBRATION OF PUBLIC EVENTS - OE	4,750.00			
1094798	INTERLOCAL - GREEN TWP COURT	499.99			
1095200	CAPITAL IMPROVEMENTS - OTHER EXPENSES	2,006.00			
1095200A	(2020) CAPITAL IMPROVEMENTS - OTHER EXPENSES		329.51		
TOTALS FOR	CURRENT FUND	174,090.72	2,869.62	1,971,618.73	2,148,579.07

July 12, 2021  
(VIA ZOOM)

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
111200	APPROPRIATED RESERVES FOR GRANTS			120.00	
111299	Due to Clearing			0.00	120.00
<b>TOTALS FOR</b>	<b>FEDERAL/STATE GRANTS</b>	<b>0.00</b>	<b>0.00</b>	<b>120.00</b>	<b>120.00</b>
211200	RESERVE FOR ANIMAL CONTROL			1,487.54	
211237	INTERFUND PAYABLE - CURRENT FUND			7,152.39	
211299	DUE TO CLEARING			0.00	8,639.93
<b>TOTALS FOR</b>	<b>DOG RESERVE</b>	<b>0.00</b>	<b>0.00</b>	<b>8,639.93</b>	<b>8,639.93</b>
301299	Due to Clearing			0.00	5,801.38
3092005	ORD 2020-23 TRAIL GRANT PH 3 FF	5,801.38			
<b>TOTALS FOR</b>	<b>CAPITAL</b>	<b>5,801.38</b>	<b>0.00</b>	<b>0.00</b>	<b>5,801.38</b>
601299	DUE TO CLEARING 0.00				133,565.73
6051200	W&S OPERATING - TOTAL OTHER EXPENSES 130,068.50				
6051200A	(2020) W&S OPERATING - TOTAL OTHER EXPENSES 706.94				
6089293	W&S CAP IMPROVE - CAPITAL OUTLAY 2,790.29				
<b>TOTALS FOR</b>	<b>WATER/SEWER UTILITY 132,858.79 706.94 0.00</b>				<b>133,565.73</b>
711210	RESERVE FOR RECYCLING 1,032.08				
711299	DUE TO CLEARING 0.00				8,780.97
711380	RESERVE TAX LIEN TRUST 1,018.14				
711385	RESERVE PREMIUM TRUST 1,500.00				
711440	ENGINEER REVIEW FEES 5,230.75				
<b>TOTALS FOR</b>	<b>TRUST</b>	<b>0.00</b>	<b>0.00</b>	<b>8,780.97</b>	<b>8,780.97</b>
721299	DUE TO CLEARING 0.00				14,711.14
721311	THORLABS - PL BD ESCROW (5/10) 1,637.13				
721347	RES FOR NAT'L SELECTION -new constr(1/19 1,040.00				
721359	WATER ST HOLDING (10/19) 7,608.01				
721368	WATER ST HOLDINGS,LLC REDEV 4,426.00				
<b>TOTALS FOR</b>	<b>DEVELOPERS ESCROW (Fund 72)</b>	<b>0.00</b>	<b>0.00</b>	<b>14,711.14</b>	<b>14,711.14</b>
811284	HEALTH INS. EMPLOYEE 22,789.03				
811299	Due to Clearing 0.00				22,789.03
<b>TOTALS FOR</b>	<b>PAYROLL</b>	<b>0.00</b>	<b>0.00</b>	<b>22,789.03</b>	<b>22,789.03</b>
Total to be paid from Fund 10 CURRENT FUND				2,148,579.07	
Total to be paid from Fund 11 FEDERAL/STATE GRANTS					120.00
Total to be paid from Fund 21 DOG RESERVE					8,639.93
Total to be paid from Fund 30 CAPITAL					5,801.38
Total to be paid from Fund 60 WATER/SEWER UTILITY					133,565.73
Total to be paid from Fund 71 TRUST					8,780.97
Total to be paid from Fund 72 DEVELOPERS ESCROW (Fund 72)					14,711.14
Total to be paid from Fund 81 PAYROLL					22,789.03
				2,342,987.25	

Checks Previously Disbursed

216035 PAYROLL ACCOUNT Water Sewer Cash 42,222.02 7/07/2021

July 12, 2021  
(VIA ZOOM)

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
217127	PAYROLL ACCOUNT	Trust Cash		16,992.00	7/07/2021
211125	PAYROLL ACCOUNT	Grant Cash		836.38	7/07/2021
211056	PAYROLL ACCOUNT	Gross Payroll		290,515.94	7/07/2021
211057	ELAVON, INC.	June's Court CC Fees		128.58	7/07/2021
217101	ELAVON - ON LINE FEES	ELAVON ONLINE FEES		49.78	7/02/2021
42730	SALON FIG	PO# 59533 2021 Miss Newton Runner-up Prize		100.00	7/06/2021
211055	US BANK OPER.CTR/TRUST MGMT	Int Payment due 2021 Refunding of		14,724.42	7/01/2021
23251	CURRENT ACCOUNT	LEGAL-NEWTON TOWN CTR		689.00	6/30/2021
23249	CURRENT ACCOUNT	2021 CONTRACTUAL AGREEMENT		11,250.00	6/30/2021
23248	CURRENT ACCOUNT	PARKING AUTH REIMB CURRENT ACCOUNT		852.55	6/30/2021
4081	GRINDS AND GREENS	Multiple:		300.75	6/29/2021
Totals by fund				Previous Checks/Voids Current Payments Total	378,661.42

Fund 10 CURRENT FUND	305,619.32	2,148,579.07	<b>2,454,198.39</b>
Fund 11 FEDERAL/STATE GRANTS	836.38	120.00	<b>956.38</b>
Fund 21 DOG RESERVE		8,639.93	<b>8,639.93</b>
Fund 30 CAPITAL		5,801.38	<b>5,801.38</b>
Fund 60 WATER/SEWER UTILITY	42,372.39	133,565.73	<b>175,938.12</b>
Fund 62 PARKING AUTHORITY	12,791.55		<b>12,791.55</b>
Fund 71 TRUST	17,041.78	8,780.97	<b>25,822.75</b>
Fund 72 DEVELOPERS ESCROW (Fund 72)		14,711.14	<b>14,711.14</b>
Fund 81 PAYROLL		22,789.03	<b>22,789.03</b>
<b>BILLS LIST TOTALS</b>	<b>378,661.42</b>	<b>2,342,987.25</b>	<b><u>2,721,648.67</u></b>

The Deputy Clerk presented a Junior Fireman membership application from Isarah Perrelli, 133 Carriage Lane, Newton, NJ into the Newton Fire Department.

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

Mr. Couce	Yes	Mrs. Diglio	Yes
Mrs. Teets	Yes	Deputy Mayor Schlafler	Yes
	Mayor Dickson	Yes	

**DISCUSSION – None**

**OPEN TO THE PUBLIC**

Mayor Dickson opened the meeting to the public.

Dr. Ludmilla Mecaj, 9 Madison Street, thanked the Council for the concert and movie nights at Memory Park. She questioned tickets are required as they were last year. She also stated she is looking forward to the Town-Wide Garage Sale. She inquired if there were rain dates for these events.

Peg Baldini, 10 Barry Lane asked how many phases are there for the sewer line project in Ordinance 2021-15

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

July 12, 2021  
(VIA ZOOM)

**COUNCIL & MANAGER COMMENTS**

Mr. Russo stated he would check on the rain dates and report them at the next meeting.

**EXECUTIVE SESSION – None**

There being no further business to be conducted, upon motion of Mrs. Diglio, seconded by Mrs. Teets and unanimously carried, the regular meeting was adjourned at 7:30 pm.

Respectfully submitted,



Teresa A. Oswin, RMC  
Deputy Municipal Clerk