

June 13, 2022

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

Mayor Schlaffer 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 on January 3, 2022."

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

### **APPROVAL OF MINUTES**

Upon motion by Mrs. Teets, seconded by Mr. Couce and carried, the minutes for the May 23, 2022 Regular and June 3, 2022 Special meetings were approved as presented. Mrs. Diglio abstained from the June 3, 2022 minutes.

### **PRESENTATION**

- a. Promotion of Sgt. Joseph D'Annibale to Lieutenant – Oath of Office

Mr. Russo read the following statement:

*"Joseph D'Annibale was born and raised in the Town of Newton. Joseph currently lives in the Town of Newton with his wife, Joanna and daughter, Meadow.*

*He attended the Newton School District and graduated from Newton High School in 2001.*

*Shortly after he began working for the Newton Department of Public Works as a part time employee. Joe was then hired as full-time employee in September of 2001.*

*In January of 2004, He was hired by the Stillwater Police Department and attended the Morris County Police Academy.*

*In February of 2005, he was hired by the Blairstown Police Department. In 2006 the Blairstown Police Department went through a series of layoffs. Joe's goal was always to become a Newton Police Officer. He volunteered to be laid off and a fellow officer was able to keep his job in Blairstown.*

*He was then hired by Newton Police Chief, John Tomasula, in April of 2006 where he served as a patrolman for the next five years.*

*In April of 2011, Chief Michael Richards assigned Joe to the Detective Bureau. During this time in the Detective Bureau, Joe has been involved in many assignments which include, Evidence Custodian, Police Liaison to the Newton School District, and Firearms Instructor. Joe considers the time and experience in the Detective Bureau to be a solid foundation as he continues his career.*

*In February of 2020, Joe was promoted to Police Sergeant by then, acting Police Chief, Robert Osborn. He was placed in charge of a patrol squad where he was the direct supervisor of three patrolman. He is now the Lead Firearms Instructor for the Newton Police Department. In his time as sergeant, he was awarded a Congressional Certificate of Recognition by Congressman Josh Gottheimer as a "Hometown Hero" for observing a fire within a closed business, as he forced entry and extinguished the fire. Joe was also*

*given a Visions lifesaving award from the Newton Medical Center for a CPR save during his time as sergeant.*

*With this promotion, Joe will take on the role of the Support Services Lieutenant. He is excited and looking forward to this leadership role in the department. He is looking forward to working alongside Chief VanNieuwland and Lieutenant Muller again, as they all worked in the Detective Bureau together in years past."*

Mayor Schlaffer administered the oath of office to Lt. D'Annibale as his wife Joanna and daughter Meadow stood by his side. Joanna then pinned on his badge. Chief VanNieuwland stated Joe's training and experience will be a great help in molding the new officers. His vast knowledge of technology is a real asset. He is looking forward to working closely with Joe again along with Lt. Muller as they did in the Detective Bureau years ago. He went on to state he believes we have the best department in the County.

Lt. D'Annibale thanked his family and friends for coming tonight. He also thanked the Mayor, Town Council, Town Manager, and Chief and he is looking forward to working in this position.

**b.** Police Officer Erik Soroka – Oath of Office

Mr. Russo read the following statement:

*"Erik Soroka has been a Sussex County resident since his parents moved here from Bergen County when he was 9. He grew up on Fairview Ave in Newton and used to love fishing with his friends at the College or Pine Street Park. Now, nearly 25 years later, Erik and his wife Lauren live a few blocks away from Pine Street Park where they walk regularly around the same pond with their dog Belle.*

*Erik is a 2004 graduate of Newton High School. Before graduating he worked at Newton Shop Rite and was a dedicated member of the Newton First Aid Squad. It was his love of emergency medicine that led him to pursue a career as a Paramedic with Saint Clare's Health. He worked for Saint Clare's full time for four years until he realized he wanted to help his community from a law enforcement perspective. He was accepted to the Alternate Route Program at Morris County Police Academy, eventually graduating in 2015. He started his career in policing in Mansfield Township Warren County. During that time, he became a certified field training officer mentoring the future generation of officers. In 2020 Erik and his wife were finally able to move back to Newton. This opened the door for Erik to be hired by Newton Police Department earlier this year.*

*During his career as a police officer Erik has been dedicated to community events. He received the Mothers Against Drunk Driving Award and has participated in multiple outreach programs including Coffee with a Cop, Trunk or Treat and representing his former department at First Responder's Night Out. He continues to maintain his paramedic license and still volunteers on the First Aid Squad.*

*Erik is very excited to make this transition to Newton Police Department and appreciates the welcome he has received from all the members of the organization."*

Mayor Schlaffer administered the oath of office to Patrolman Soroka as his mom Cathy Lindquist and wife Lauren stood by his side. Lauren then pinned on his badge.

Erik thanked the Mayor, Town Council, Town Manager, and the Chief for this opportunity. He is looking forward to working with this department.

**c.** Police Officer Peter Vex – Oath of Office

Mr. Russo read the following statement:

*“Patrolman Peter Vex is 30 years old and spent his early years living in Lake Hiawatha before moving to Vernon Township. Peter attended Vernon Township High School and graduated in 2010. He still currently resides in Vernon Township with his beautiful girlfriend, Briana. Peter's father, Michael Vex, and mother, Jonne Vex both have since retired from their careers in the automotive industry and with BASF respectively. Peter is the oldest of two boys with a brother, Justin Vex. Justin is currently serving as a Senior Airman with the United States Air Force and is an Assistant Dedicated Crew Chief on an F-22 Raptor.*

*Coming from an automotive background, Peter's career in Law Enforcement began when he was hired by the Sussex County Sheriff's Office Bureau of Corrections as a Corrections Officer in 2017. He attended Morris County Public Safety Training Academy, graduating in April 2018 with the Academic Award. During that time, Peter learned how to assist people in crisis, medical emergencies, and proper search techniques.*

*In 2018, Peter was hired by the Sussex County Sheriff's Office Bureau of Law Enforcement as a Sheriff's Officer. He attended Passaic County Police Academy, graduating in March 2019 as a squad leader. During his time with the Bureau of Law Enforcement, Peter was assigned to the Courts and Transports unit. He received training in Crisis Intervention from the Sussex County Prosecutor's Office, Field Force Operations from the Department of Homeland Security, and a Tactical Trauma Medical course. Peter would like to thank Sheriff Strada, and the men and women of the Sussex County Sheriff's Office for these opportunities.*

*Peter was fortunate enough to be hired by Newton Police Department in March 2022, where he looks forward to protecting and serving the residents in the Town of Newton for many years to come. He would also like to thank Chief VanNieuwland, Town Manager Thomas Russo, and the Council for this incredible opportunity.”*

Mayor Schlaffer administered the oath of office to Patrolman Vex as his mom, Jonne, dad Michael, girlfriend, Briana D'Angelo stood by his side. His girlfriend then pinned on his badge. Peter thanked the Mayor, Town Council, Town Manager, and the Department and everyone that came out tonight, especially his family.

**d.** Police Officer Niko Grello – Oath of Office

Mr. Russo read the following statement:

*“Niko Anthony Grello is 26 years old and a resident of Andover, NJ. He is the son of Joseph and Darlene Grello and has a brother, Joseph, and a sister, Danielle. Niko attended Florence M. Burd elementary school and then Long Pond middle school in Andover, NJ. He then attended Newton High School where he was on the football team and wrestling team and graduated in 2014. Niko attended college at Johnson and Wales University in Providence, RI and graduated in 2018 with a bachelor's degree in Criminal Justice. On June 9<sup>th</sup>, 2022 Niko graduated from the 98th Basic Police Training Class at the Morris County Public Safety Training Academy Alternate Route Program.”*

Mayor Schlaffer administered the oath of office to Patrolman Grello as family stood by his side. His girlfriend, Lisa Bartone then pinned on his badge. Niko thanked the Mayor, Town Council, Town Manager, and the Department and everyone that came out tonight especially his family. Niko thanked everyone for coming, the Town Manager, Town Council and the Chief. He feels blessed to be here.

**e. Special Officer Daisy Negron – Oath of Office**

Mr. Russo read the following statement:

*“Daisy Negron was born in Dover and raised in Wharton, NJ. She attended Morris Hills High School as well as Morris County School of Technology where her focus was culinary arts. After high school, Daisy worked as she pursued her degree in Criminal Justice at County College of Morris.*

*In 2007, Daisy was accepted into the Essex County Police Academy through the Essex County Sheriff's Department, Deputy Division. After graduating the police academy as a Class II Special Officer, she remained with the Essex County Sheriff's Department for 1.5 years. She was then hired by the Parsippany Troy- Hills Police Department as a Class II Special Officer.*

*While working a fulltime job and part-time as a SLEO II, Daisy attended and obtained her certificate of the National Academy of Emergency Dispatch of the United States of America and began working as a full time Public Safety Telecommunicator for the last 14 years for the Parsippany Troy- Hills Police Department.*

*When Daisy is not keeping busy with work, you can find her baking cakes for her coworkers or in the garden.*

*Daisy has found that life is about seeing the glass half full and appreciating the little things.”*

Mayor Schlaffer administered the oath of office to Special Officer Negron as her boyfriend, Anthony Jannace stood by her side. Her boyfriend then pinned on his badge. Daisy thanked everyone especially the Lieutenants and Sergeants for being so welcoming.

Chief VanNieuwland thanked the Town Council and Town Manager for their support of his department. He went on to say this is a great department and we are fortunate to have hired Erik, Peter, and Daisy because they already have some experience. In the past two weeks we have lost 50 years of experience due to retirements. The Police Academy gives you training but having their experience will really help the department and newer officers. Mr. Grello came knocking on the door to the police department looking for a job. It says a lot about a person who puts themselves through the alternate route program. You must put yourself through on your own, you have to pay your own way while not getting paid while attending the academy. He did

about 26 weeks on his own then he came knocking on our door looking for a job. We did an extensive background check on him and spoke to his family and friends and he is great guy. We are fortunate to have him. We have the best police department in the County, and he is proud to be their Chief.

**BREAK**– 5 mins.

**OPEN TO THE PUBLIC**

At this time, Mayor Schlaffer 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. Please state your name and address for the record.”*

Mayor Schlaffer opened the meeting to the public in attendance.

Sandy Hull, Layton, NJ read the following statement:

*“As you may know, the New Jersey and Pennsylvania Chapters of the Sierra Club have issued a proposal to change the designation of the Delaware Water Gap National Recreational Area to a National Park and Preserve. The proposal is being presented to various groups by John Donohue, former superintendent of the Recreation Area, in hopes of gathering support for the project.*

*The proposal offers no information on the National Park. No information on the size and location for the Lenape Preserve. No information on the location and curating of the Lenape Educational Center. No information on plans for infrastructure improvements such as bathrooms and parking lots. No information on funding. No information on visitation mitigation. No information on the potential change in the boundaries of the park. The list goes on.*

*Sussex and Warren Counties, the Townships of Montague, Fredon, Sandyston, Hampton, Lafayette, Stillwater, Frankford, and Sussex Borough in New Jersey, Milford Borough, Shohola, Dingmans, Lehman, and Delaware Townships on Pennsylvania have passed resolutions opposing this proposal until a plan is presented for public review and comment.*

*I have copies of the proposal and other information for each of the Council members. I hope you will read the material and consider passing a resolution in opposition of this proposed change until details such as environmental, agricultural, and economic impact statements and other requested information are available for public review and comment. When I asked Mr. Donohue if he was paid consultant to the Sierra Club or volunteer, he said no money has been exchanged.*

*National Preserves, as planned in this proposal, are open to "resource extraction." Mr. Donohue owns Three Rivers Environmental Consulting Company in Milford, Pennsylvania.*

*She also wanted to add four (4) Boards of Education in Sussex County, Kittatinny, Hampton, Sandyston and Montauge all formally oppose this resolution."*

Jayson Fisher, Gregg Court, Newton, came forth and stated he wanted to commend the Town of Newton and the Police Department, in this crazy world we have been living in for the past 5 years he has had many interactions with the men and women in the police department. It has always been a pleasure and they are always professional. It was nice to see how the Town supports the police. As a local business owner and resident, it means a lot that when he lays his head down at night knowing the Town is doing the right thing for the people of our community. Hats off to everyone. In that regard in light of the recent shootings he wanted to know has the Town done anything with regard to school safety. He grew up in Newton and when he went to school he used to hunt and was allowed to bring his guns to school, obviously things have changed since then. He knows it a much different world and he would like to know what the Town has done to help secure our schools. Has the Town done stuff proactively? He would be devastated if a shooting happened in his community. Has any consideration been given to security at these public meetings? He has seen in other towns where violence has occurred at some meetings. Lastly, he sent an email to all the Council members about a month ago about truck safety in Town and somethings to be changed and received read receipts from most of the Council. He stated he is a 1991 graduate of Newton High School, he employs 18 people in the community, he has program where he employs students with disabilities from Newton, Kittatinny, and other local schools. He donated the money for the new scoreboard at Memory Park and has donated various food items to many local food drives. He is not somebody from out of Town and the fact he did not get one single response or acknowledgement was extremely disappointing. I was just looking for some kind of an acknowledgement letting him know you heard what he had to say and would look into it. He asked if any of the Council saw his email or looked at any of the videos. His big concern as a professional drive and business owner is the increase in traffic, we are all seeing and the safety for people in cars and pedestrians. In particular, South Park Drive. We have all this new development going in, but nothing is being changed on the roadways. He can tell you as a professional driver

trying to make a right into ShopRite or George's Salvage is extremely challenging and dangerous. He made a simple suggestion to move the stop lines back 30 feet.

Mayor Schlaffer advised Mr. Fischer his time is up and there will be another public portion later in the meeting.

With no one else coming forth in person, Mayor Schlaffer opened the meeting up to those on Zoom.

There being no one else from the public to be heard either in person or on Zoom, Mayor Schlaffer closed the meeting to the public.

### **COUNCIL & MANAGER REPORTS**

**Town Manager Russo** – thanked everyone for their work on Newton Day. He then asked Mr. Fischer to give his phone number to the Clerk and he will have the Chief speak to him on what general steps have been taken with regards to school safety.

**Councilman Couce** – he attended the BOE presentation on the on-going Superintendent search. Their next meeting is tomorrow night in the NHS cafeteria. Newton Day was fantastic, it was nice to have it return after two years. It was probably the best one he has ever attended. He advised Mr. Fischer he did receive his email, thanked him for his concerns, and advised him the Town Council is a legislative body not an operational or executive body. While his email raised some valid concerns, he advised the roadways in question are not under the Towns purview. He would need to contact the County and the State. The Town Council are not technical experts in traffic management. That is something that would have to be referred to the Town Manager or County or State engineers. He is not trying to deflect responsibility, but they as a Council are not experts.

**Councilman Dickson** – on May 30<sup>th</sup> we were able to honor those that paid the ultimate sacrifice for our freedom. It was beautiful tribute, and he encourages everyone to attend next year. He wanted to thank Councilwoman Diglio, GNCC, the Town employees, VFW Post 5360, and the American Legion Post 86 along with the Girls Scouts & Boys Scouts that participated.

Newton Day was great! Thanks goes out to Councilwoman Diglio, Kimberly Williams and Tom Russo. Thanks also to the Newton FD, NFAS (their CPR game was a great idea) they all did a fantastic job. DPW did an awesome job cleaning up. The NPD did a great job too interacting with the community. Best police department in the State. They show great leadership and values.

**Councilwoman Diglio** – On May 30<sup>th</sup> the Memorial Day Parade was held and she wanted to thank the American Legion and VFW for their help in planning the event. On May 31<sup>st</sup> she attended the walk out for Sgt. Tosti. On June 1<sup>st</sup> she attended the Prime Time Seniors meeting. They are looking for members. They meet the 1<sup>st</sup> and 3<sup>rd</sup> Wednesday of the month at the Firehouse on Mill Street at 12:30pm. On June 6<sup>th</sup> she participated in the Neighbors Helping Neighbors event with Councilman Dickson. They cleaned up Central Plaza, both sides of Newton-Sparta Road by Quick Check, and then pulled weeds in the rain garden at Memory Park. On June 11<sup>th</sup> she spent the entire day and night working at Newton Day and she wanted to thank the DPW, Police, and municipal employees for all their help.

**Deputy Mayor Teets** – gave thanks to Mr. Russo, Councilwoman Diglio, Kimberly Williams, the GNCC, Town employees, and volunteers for their work on Newton Day. Everyone had a great positive attitude, and she is looking forward to next year. Congrats to Lt. D'Annibale and the new officers, we do have the best PD. Thank you to Sandy for all her time and effort on the Memorial Day Parade.

**Mayor Schlaffer** – advised Mrs. Hull they will review the documents she submitted. It is outside the Town limits, but we will take it under consideration. He felt Mr. Couce gave a well-rounded response to Mr. Fischer, and added he should send his email to the NJDOT and County Commissions, the more eyes on it the better. As far a school safety is concerned, he has school age children and has looked into this himself and he can assure him we are lucky to have our police department. As for safety at meetings, the police are right next door. Lastly, he wanted to thank everyone involved in making Newton Day a success.

**UNFINISHED BUSINESS** – None.

**ORDINANCES**

Mayor Schlaffer read aloud the following Ordinance relative to introduction.

**ORDINANCE #2022-15**

**BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$115,000 FOR VARIOUS WATER/SEWER IMPROVEMENTS IN AND BY THE TOWN OF NEWTON, IN THE COUNTY OF SUSSEX, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$109,000 BONDS OR NOTES OF THE TOWN FOR FINANCING PART OF THE APPROPRIATION**

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

Mr. Couce	Yes	Mr. Dickson	Yes
Mrs. Diglio	Yes	Deputy Mayor Teets	Yes
	Mayor Schlaffer	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, June 27, 2022 at 7:00 pm.

Mayor Schlaffer read aloud the following Ordinance relative to introduction.

**ORDINANCE NO. 2022-16**

**BOND ORDINANCE REAPPROPRIATING \$45,000 PROCEEDS OF OBLIGATIONS NOT NEEDED FOR THEIR ORIGINAL PURPOSES FOR IMPROVEMENTS TO THE DOG PARK BY THE TOWN OF NEWTON, NEW JERSEY**

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

Mr. Couce	Yes	Mr. Dickson	Yes
Mrs. Diglio	Yes	Deputy Mayor Teets	Yes
	Mayor Schlaffer	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, June 27, 2022 at 7:00 pm.

**CONSENT AGENDA**

Mayor Schlaffer 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 #149-2022\***

**“A Resolution of the Town of Newton Appointing the “Public Officer” as Defined by N.J.S.A. 55:19-80”**

**WHEREAS**, the Town Council of the Town of Newton, County of Sussex, State of New Jersey, has previously adopted an Ordinance for Rehabilitation of Abandoned Property, thereby assigning to itself the statutory powers granted to willing municipalities under the “Abandoned Properties Rehabilitation Act” (N.J.S.A. 55:19-78 et. seq.) and, in applicable portions of the “New Jersey Development Corporation Act,” N.J.S.A. 55:19-1 through 77 (said statutory provisions referred to herein collectively as the “Enabling Statues”); and

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**WHEREAS**, these Enabling Statues and the aforementioned Ordinance empower the Town of Newton to designate a "Public Officer," as that term is defined pursuant to the provisions of N.J.S.A. 55:19-80; and

**WHEREAS**, under said provisions, the Town of Newton decided to designate said Public Officer and to confer upon said Public Officer all of the powers set forth in the Enabling Statues and the aforementioned Ordinance; and

**WHEREAS**, on May 27, 2009, the Mayor and Town Council of the Town of Newton adopted Resolution #94-2009 which designated the Community Development Director as the "Public Officer" under the Enabling Statues. The duties and responsibilities of the Community Development Director have changed over the years and the current duties and responsibilities of the position no longer fit within the types of duties and responsibilities of the Public Officer;

**NOW, THEREFORE BE IT RESOLVED**, that the Mayor and Town Council of the Town of Newton, County of Sussex, State of New Jersey hereby appoint the Code Enforcement Director and the Zoning Officer to serve as "Public Officer(s)" for the purposes of implementing the powers and duties set forth in the Enabling Statues and the Newton Town Ordinance (Code) governing the rehabilitation of abandoned property. These appointments and designations shall be effective Monday, June 13, 2022.

**RESOLUTION #150-2022\***

**"Appointment of Jessica M. Vollero as Animal Control Officer for the Town of Newton"**

**WHEREAS**, N.J.S.A. 4:19-15.16b, states a Governing Body of a municipality shall appoint a certified Animal Control Officer who shall be responsible for animal control within the jurisdiction; and

**WHEREAS**, Jessica M. Vollero, has successfully satisfied the requirements pursuant to P.L. 1983 Chapter 525 as a Certified Animal Control Officer;

**NOW, THEREFORE BE IT RESOLVED**, that the Town Council of the Town of Newton hereby appoints Jessica M. Vollero as the Animal Control Officer for the Town of Newton effective February 1, 2022.

**RESOLUTION #151-2022\***

**"Insertion of Special Items of Revenue in the 2022 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 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 has received a payment in the amount of \$16,972.15 from the State of New Jersey Solid Waste Administration for a FY2022 Clean Communities Grant;

**NOW, THEREFORE BE IT RESOLVED**, that the Town Council of the Town of Newton hereby requests the Director of the Division of Local Government Services approve the insertion of the following items in the 2022 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:

State of New Jersey Clean Communities Grant ..... \$16,972.15

General Appropriations:

(A) Operations - Excluded from CAPS

Public and Private Programs Off-Set by Revenues:

State of New Jersey Clean Communities Grant ..... \$16,972.15

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

**RESOLUTION #153-2022\***

**“Authorize Credits Due Water and Sewer Utility Accounts”**

**WHEREAS**, the Water and Sewer Collector has determined the following Water and Sewer Utility Accounts are due credits for the reasons stated;

**NOW, THEREFORE BE IT RESOLVED**, by the Town Council of the Town of Newton that the Water and Sewer Collector is hereby authorized to credit the following accounts for amounts billed incorrectly due to the reason(s) stated:

**CREDIT FOR ACCOUNTS THAT SHOULD BE INACTIVE:**

<u>Account</u>	<u>Address</u>	<u>Amount</u>
378	171 Spring St.	\$75.00
18223	169 Spring St. Apt. 1	\$75.00
27161	169 Spring St. Apt. 2	\$75.00
27179	169 Spring St. Apt. 3	\$75.00
27186	169 Spring St. Apt. 4	\$75.00
27193	169 Spring St. Apt. 5	\$75.00

**RESOLUTION #154-2022\***

**“Authorizing Contracts with Certain Approved Sussex County Cooperative Contract Vendors”**

**WHEREAS**, the Town of Newton may by resolution, and without advertising for bids or obtaining quotations, purchase any goods or services under the Sussex County Cooperative (N.J.S.A. 40A:11-11); and

**WHEREAS**, the Town has the need on a timely basis to purchase goods and services utilizing Sussex County Cooperative Contracts, duly authorized under law to extend contract pricing to local units, per N.J.A.C. 5:34-7 et. Seq.; and

**WHEREAS**, the Town intends to enter into contract for a 2024 Freightliner 108SD Conventional Chassis Materials authorized under Sussex County Cooperative Purchasing award in the amount of \$105,642.00; and

**WHEREAS**, the County of Sussex under bid BCF 11-24-20, has extended pricing authorized under the cooperative for the following companies and price units: Robert H. Hoover & Sons, 149 Gold Mine Road, Flanders, N.J. 07836; and

**WHEREAS**, the Chief Financial Officer certifies funding is available in the amount of \$105,642.00 from the adopted Ordinance #2022-14, after which includes the estoppel period;

**NOW, THEREFORE BE IT RESOLVED**, that the Town Council of the Town of Newton, authorizes the Town Manager to enter into a contract with approved Sussex County Cooperative Contracts extended to municipal units, pursuant to all conditions

of the individual State contracts to wit 2024 Freightliner 108SD Conventional Chassis through Robert H. Hoover & Sons in the amount of \$105,642.00.

**RESOLUTION #155-2022\***

**“Approval of Cooperative Purchasing Contract, Vehicle - BID #ESCNJ 20/21-55 to Cliffside Body Corporation”**

**WHEREAS**, there is a need for the purchase of the 2023 Freightliner 112 W/84" CA, for the Town of Newton Department of Public Works; and

**WHEREAS**, this freight body can be purchased through Educational Services Commission of New Jersey Cooperative Contract #ESCNJ 20/21-55; an

**WHEREAS**, this service has been awarded to Cliffside Body Corporation, 130 Broad Ave., Fairview, NJ 07022; and

**WHEREAS**, the Town of Newton can procure this through the ESCNJ cooperative contract under the authority of N.J.S.A. 40A:11-11 et. Seq; and

**WHEREAS**, the Chief Financial Officer certifies that funds are available with the adoption of Ordinance #2022-14, after which includes the estoppel period;

**NOW, THEREFORE BE IT RESOLVED**, by the Town Council of the Town of Newton, in the County of Sussex, State of NJ as follows: the Town Manager is authorized to enter into a contract with Cliffside Body Corporation, 130 Broad Ave., Fairview, NJ 07022 under the authority of ESCNJ 20/21-55, in the amount of \$85,171.00 for the purchase of the 2023 Freightliner 112 W/84" CA, at the Town of Newton Department of Public Works.

**RESOLUTION #156-2022\***

**“Resolution Rejecting All Bids for Surveillance System Bid #4-2022”**

**WHEREAS**, the Town of Newton received bids on May 25, 2022, at 9:00A.M. in response to Bid #4-2022 for Surveillance System Bid for the Town of Newton Pool; and

**WHEREAS**, the Town received three (3) bids to wit:

AVS	Convergint	ESSI
<b>\$8,831.81</b>	<b>\$15,995.16</b>	<b>No Bid</b>

and

**WHEREAS**, the Town desires to substantially revise the scope of the project; and

**WHEREAS**, the New Jersey Local Publics Contract Law at N.J.S.A. 40A:11-13.2(d) allows for rejection of bids by a contracting unit in such instances, to wit:

**40A:11-13.2. Rejection of bids; reasons**

*A contracting unit may reject all bids for any of the following reasons:*

*d. The contracting unit wants to substantially revise the specifications for the goods or services.*

**NOW, THEREFORE BE IT RESOLVED**, by the Town Council of the Town of Newton, County of Sussex, State of New Jersey, that any and all bids received for Bid #4-2022 for Surveillance System Bid are hereby rejected in accordance with the authority granted within N.J.S.A. 40A:11-13.2(d).

**RESOLUTION #157-2022\***

**“Amendment to Resolution #144-2022, Refund of Redemption Monies to Outside Lien Holder for Block 21.08, Lot 13, also known as 15 Kory Road”**

**WHEREAS**, at the Municipal Tax Sale held on October 23, 2019 a lien was sold on Block 21.08, Lot 13, also known as 15 Kory Road, for 2018 delinquent taxes; and

**WHEREAS**, this lien, known as Tax Sale Certificate #2019-012 was sold to Christiana Trust cust for GSRAN-Z, LLC for a 0% redemption fee and a premium in the amount of \$22,400.00; and

**WHEREAS**, Resolution #144-2022 had previously listed the redemption amount at \$19,689.55, although the correct amount is \$18,956.20; and

**WHEREAS**, Title Agency of New Jersey, Inc. has affected the redemption of Certificate #2019-012 in the incorrect amount of \$19,689.55 and is now due a refund of \$733.35;

**NOW, THEREFORE BE IT RESOLVED**, by the Town Council of the Town of Newton that this Governing Body acknowledges Christiana Trust cust for GSRAN-Z, LLC is entitled to a redemption in the amount of \$18,956.20 as well as the return of the premium in the amount of \$22,400.00 and Title Agency of New Jersey, Inc. is entitled to a refund of \$733.35; and

**BE IT FURTHER RESOLVED**, that the Town Council of the Town of Newton confirms and acknowledges the Tax Collector shall issue a check, in the amount of \$18,956.20 for the redemption and a check in the amount of \$22,400.00 for the return of the premium for Certificate #2019-012 to Christiana Trust cust for GSRAN-Z, LLC, PO Box 71276, Philadelphia, PA 19176 and a check in the amount of \$733.35 for the refund to Title Agency of New Jersey Inc., 6 Prospect Village Plaza, Suite 200, Clifton, NJ 07013.

**RESOLUTION #158-2022\***

**“Renewal of Plenary Retail Consumption Licenses for 2022-2023”**

**BE IT RESOLVED**, by the Town Council of the Town of Newton, County of Sussex, State of New Jersey, that the following Plenary Retail Consumption Licenses are renewed for licensing year 2022-2023, effective July 1, 2022:

**No. 1915-33-001-006** be issued to Chenlin Chun Bo, Inc., t/a Chun Bo Chinese Restaurant, 66 Sparta Avenue, Newton, New Jersey; and

**No. 1915-33-002-009** be issued to B&M LLC, t/a O'Reillys Pub & Grill, 271 Spring Street, Newton, New Jersey; and

**No. 1915-33-003-008** be issued to L & P Concessions, LLC, t/a L & P Concessions, 234 Spring Street, Newton, New Jersey; and

**No. 1915-33-006-013** be issued to the Sizzle BBQ Argentinian Food LLC, 216 Woodside Avenue, Newton, New Jersey; and

**No. 1915-33-007-005** be issued to Apple Food Service of Newton, LLC., t/a Applebee's Neighborhood Grill & Bar, 6 North Park Drive, Newton, New Jersey; and

**No. 1915-33-008-006** be issued to Newton Sports Bar & Grill, LLC t/a Newton Sports Bar and Grill, 173 Spring Street, Newton, New Jersey; and

**BE IT FURTHER RESOLVED** by the Town Council of the Town of Newton, County of Sussex, State of New Jersey, that the following Plenary Retail Consumption License w/Broad Package Privilege be renewed for licensing year 2022-2023, effective July 1, 2022:

**No. 1915-32-005-012** be issued to Newton 830, LLC t/a ShopRite Wines & Spirits of Newton, 127 Water Street, (Route 206 N.) Newton, New Jersey.

**RESOLUTION #159-2022\***

**“Renewal of Club License”**

**BE IT RESOLVED**, by the Town Council of the Town of Newton, County of Sussex, State of New Jersey, that the following Club License be renewed for the licensing year 2022-2023, effective July 1, 2022:

**No. 1915-31-014-001** be issued to Newton Memorial Post 5360, Veterans of Foreign Wars, t/a Newton Memorial Post 5360, V.F.W., 85 Mill Street, Newton, New Jersey.

**RESOLUTION #160-2022\***

**“Authorizing the Mayor and the Municipal Clerk to Execute New Collective Bargaining Agreements with the Policemen’s Benevolent Association Local No. 138 and the Police Superior Officers’ Association”**

**WHEREAS**, the Town Manager and the representatives of Policemen's Benevolent Association, Local No. 138 and representatives of Police Superior Officers' Association of the Newton Police Department have entered into negotiations for a new collective bargaining agreement between the parties; and

**WHEREAS**, the Town Manager and both Associations have successfully negotiated five (5) year collective bargaining agreements covering calendar years 2022, 2023, 2024, 2025, and 2026; and

**WHEREAS**, said agreements for calendar years 2022, 2023, 2024, 2025, and 2026 have been ratified by the Policemen's Benevolent Association, Local No. 138, and the Police Superior Officers' Association;

**NOW, THEREFORE BE IT RESOLVED**, by the Mayor and Town Council of the Town of Newton, County of Sussex, State of New Jersey that they hereby approve the above-mentioned agreements and authorize the Mayor and Municipal Clerk to execute the new collective bargaining agreements, in duplicate, with the Policemen's Benevolent Association, Local No. 138 and the Police Superior Officers' Association, based upon the terms outlined in the attached May 23, 2022 Memorandums of Agreement (MOA's).

**RESOLUTION #161-2022\***

**“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 2021 and 2022 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**

<b>Check#</b>	<b>Vendor</b>	<b>Check Total</b>
6104	.....	1,840.95
6105	ALL ACCESS STAGING & PRODUCTIONS, INC. ....	250.00
6106	ALLIED 100 LLC .....	132.19
6107	AMERICAN FIDELITY ASSURANCE .....	562.22
6108	AMERICAN FIDELITY ASSURANCE COMPANY .....	654.16
6109	AMERICAN SOCIETY OF COMPOSERS, .....	403.75
6110	ANIMAL HOSPITAL OF SUSSEX COUNTY, INC.....	269.50
6111	ARMSTRONG, ADAM .....	275.00
6112	ARMSTRONG, KENNETH W. ....	1,020.60
6113	ATLANTIC TACTICAL INC. ....	1,937.60

6114	BABCOCK, DAWN .....	1,020.60
6115	BAGEL BISTRO .....	40.50
6116	BESHADA, LEO .....	2,857.20
6117	BOND, CHRISTOPHER .....	1,020.60
6118	BOONTON TIRE SUPPLY INC .....	209.30
6119	BRAEN STONE SPARTA .....	1,175.31
6120	BSN SPORTS CO., INC. ....	1,012.42
6121	BUCKMAN'S INC. ....	1,744.45
6122	C W A LOCAL 1032 .....	239.79
6123	CAMPBELL FOUNDRY CO. INC. ....	328.00
6124	CAMPBELL SUPPLY OF SUSSEX CTY LLC .....	5,894.11
6125	CAMPBELL'S SMALL ENGINE INC. ....	490.11
6126	CARR, JOSEPH .....	275.00
6127	CCP INDUSTRIES, INC. ....	1,107.11
6128	CENTURYLINK COMMUNICATIONS, INC. ....	125.85
6129	CENTURYLINK COMMUNICATIONS, INC .....	82.82
6130	CINTAS .....	701.75
6131	CLOUSE RONALD .....	1,891.20
6132	CONSTELLATION NEWENERGY -GAS .....	9,699.25
6133	CONVERGINT TECHNOLOGIES, LLC.....	16,050.00
6134	COOPER DARLENE .....	1,360.80
6135	COYNE CHEMICAL CORP., INC .....	2,878.75
6136	CRYSTAL MOUNTAIN SPRINGS .....	196.99
6137	CUMMINS DOUGLAS .....	1,020.60
6138	CURRENT ACCOUNT .....	9,000.00
6139	DEMPSEY UNIFORM & SUPPLY INC .....	1,434.03
6140	DOMINICK'S PIZZA LLC .....	205.85
6141	DRAEGER, INC. ....	68.00
6142	EARTHPLANTER LLC .....	3,125.00
6143	ENVIRONMENTAL RESOURCE ASSO. ....	160.24
6144	ERIC M. BERNSTEIN & ASSOCIATES, LLC.....	1,817.00
6145	ERIC M. BERNSTEIN & ASSOCIATES, LLC. ....	4,215.00
6146	ESO SOLUTIONS INC .....	1,933.00
6147	EXTEL COMMUNICATIONS, INC. ....	195.00
6148	FARMSIDE LANDSCAPE & DESIGN INC .....	.00
6149	FEDERAL EXPRESS .....	34.49
6150	FERGUSON ENTERPRISES LLC #3326 .....	886.09
6151	FIRST UNITED METHODIST CHURCH .....	100.00
6152	FOREMOST PROMOTIONS, INC. ....	559.35
6153	FRISBIE, ARTHUR & RITA .....	2,041.20
6154	FURGIUELE, CAMILLE .....	1,503.00
6155	GARDEN STATE LABORATORIES INC .....	2,007.00
6156	GATEHOSE MEDIA NEW YORK HOLDINGS , INC. ....	228.15
6157	GEBHARDT & KIEFER, P.C. ....	1,494.00
6158	GLOBAL HR RESEARCH .....	48.00
6159	GLOBAL RECYCLING SOLUTIONS LLC .....	70.85
6160	GRAVITY DESIGN WORKS, INC .....	475.00
6161	GRENNILLE, WILLIAM .....	2,041.20
6162	HACH COMPANY .....	1,513.04
6163	HAVENS DEBORAH .....	1,020.60
6164	HAYEK'S MARKET INC. ....	38.16
6165	HENDERSON PROMOS, LLC .....	1,940.50
6166	HOLLAND COMPANY, INC. ....	6,662.70
6167	HOLZHAUER & HOLENSTEIN, .....	2,500.00
6168	ILIFF, JOHN AND TERRY .....	2,041.20
6169	J. CALDWELL & ASSOCIATES, LLC. ....	9,072.50
6170	JCP&L .....	7,664.99
6171	JESSICA VOLLERO .....	94.50
6172	JORRITSMAN, BRUCE .....	3,006.00
6173	KAYS, PETER J .....	1,020.60
6174	KILDUFF JAMES .....	978.60
6175	KITHCART, BROCK .....	275.00
6176	KITHCART, EILEEN .....	2,233.80
6177	KUSTERS ZIMA CORPORATION .....	147.55

6178	LASSO, ERVIN .....	1,020.60
6179	LEYMAN ROY .....	275.00
6180	LEYMAN, JUSTIN .....	275.00
6181	LOU'S GLASS .....	2,300.00
6182	MAIN POOL & CHEMICAL COMPANY, INC .....	396.00
6183	MCCULLOUGH TREE EXPERTS LLC .....	840.00
6184	MCGARRY DUSTIN .....	275.00
6185	MGL FORMS - SYSTEMS, LLC. ....	662.00
6186	MID-AMERICAN ELEVATOR CO., INC. ....	490.00
6187	MILLENNIUM STRATEGIES LLC .....	2,500.00
6188	MILLS STEVE .....	1,020.60
6189	MINISINK PRESS INC .....	252.00
6190	MONTAGUE TOOL & SUPPLY, INC .....	40.48
6191	MORRIS, THOMAS & BULAH .....	2,041.20
6192	NEC FINANCIAL SERVICES, CORP .....	4,944.40
6193	NEWTON PATROLMANS ASSOCIATION .....	900.00
6194	NEWTON PIZZA .....	38.28
6195	NEWTON SUPERIOR OFFICERS .....	420.00
6196	NEXGEN POWER EQUIPMENT INC. ....	375.00
6197	NJ DEPT OF ENVIRONMENTAL PROTECTION .....	400.00
6198	NJ MUNICIPALITIES .....	175.00
6199	NJMEBF .....	187,007.00
6200	NORTHERN RAIN .....	140.75
6201	ONE CALL CONCEPTS, INC. ....	151.93
6202	OPTIMUM .....	115.65
6203	OSWIN TERESA ANN .....	70.20
6204	PANDISCIA MICHAEL .....	2,041.20
6205	PASSAIC VALLEY SEWERAGE COMM. ....	7,959.00
6206	PELLOW, HAROLD & ASSO, INC. ....	15,482.72
6207	PLANET NETWORKS INC. ....	1,519.67
6208	PROFESSIONAL CONSULTING INC. ....	10,653.00
6209	QUILL CORPORATION .....	161.29
6210	QUILL CORPORATION .....	83.98
6211	RACHLES/MICHELE'S OIL COMPANY, INC. ....	11,630.44
6212	RANSNORTH, NANCY .....	1,020.60
6213	RAPID PUMP .....	49,261.99
6214	READ, LORRAINE .....	1,020.60
6215	RICHARDS, JEAN .....	1,020.60
6216	RIMAGE CORPORATION .....	114.53
6217	ROMYNS, LARRY E. ....	1,993.20
6218	ROSELLEN ANN M .....	1,020.60
6219	ROWETT, ERIK .....	275.00
6220	S/NJ TOXICOLOGY LABORATORY .....	135.00
6221	SCMUA .....	2,613.20
6222	SERFILCO, LTD .....	1,558.84
6223	SMALLEY, JOHN H .....	2,041.20
6224	SMITH, WILLIAM F .....	2,041.20
6225	SPARTA POSTMASTER .....	530.00
6226	SPARTA TOWNSHIP .....	500.00
6227	SPECTROTEL .....	582.90
6228	STAPLES .....	140.46
6229	STORR TRACTOR COMPANY .....	561.92
6230	STRAWAY, RICHARD A. JR. ....	275.00
6231	STRAWAY, THOMAS .....	275.00
6232	SUBURBAN PROPANE, LP. ....	3,734.15
6233	SUI ACCOUNT .....	10,300.00
6234	SUMMIT SOUNDZ ENTERTAINMENT LLC .....	2,500.00
6235	SUNLIGHT GENERAL .....	1,627.37
6236	SUSSEX CAR WASH INC .....	304.00
6237	SUSSEX COUNTY ENGINEERING DIVISION .....	499.22
6238	SWANK MOTION PICTURES .....	655.00
6239	SYNCHRONY BANK .....	986.17
6240	T.A. MOUNTFORD COMPANY, INC. ....	79.00
6241	TAYLOR OIL CO., INC. ....	5,818.58

6242	TEXAS LIFE INSURANCE COMPANY .....	35.45
6243	THE EQUITABLE .....	10,090.00
6244	TIMMERMAN COMPANY, INC. ....	188.43
6245	TIRE KING, INC. ....	80.00
6246	TRACTOR SUPPLY .....	41.14
6247	TREASURER, PETTY CASH FUND .....	150.00
6248	TRIMBOLI & PRUSINOWSKI, LLC. ....	1,164.00
6249	UNITED FIRE PROTECTION CORP. ....	1,414.00
6250	UNITED SITE SERVICES .....	541.25
6251	UNITED SITE SERVICES, INC .....	9,644.05
6252	UNUM LIFE/DISABILITY INSUR .....	676.14
6253	UPSEU LOCAL 424J .....	588.00
6254	VANDERGROEF JASON .....	275.00
6255	VERIZON WIRELESS, INC. ....	256.75
6256	VIRGA, ANTHONY .....	1,020.60
6257	VISION SERVICE PLAN .....	1,177.23
6258	VOUGH ADAM .....	275.00
6259	W.B. MASON, INC. ....	130.82
6260	WAGNER, WILLIAM .....	2,041.20
6261	WEIS MARKETS, INC. ....	15.98
6262	WHITE JOE .....	275.00
6263	WISTUBA, TRAVIS .....	275.00
6264	ZENES, NANCY .....	1,020.60
<hr/> <b>TOTAL</b> .....		<b>514,763.03</b>

Mayor Schlaffer asked if any member of the Council would like to pull a Resolution for discussion.

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

Mr. Couce (Abstain on #149-2022)	Yes	Mr. Dickson	Yes
Mrs. Diglio	Yes	Deputy Mayor Teets (Abstain on #160-2022 and Checks #6193, 6195)	Yes
	Mayor Schlaffer	Yes	

**OPEN TO THE PUBLIC**

Mayor Schlaffer opened the meeting to the public.

There being no one else from the public to be heard in person, the Mayor opened the meeting up to Zoom attendees.

There being no one from the public to be heard either in person or on Zoom, Mayor Schlaffer closed the meeting to the public.

**DISCUSSION** – None.

**COUNCIL MANAGER COMMENTS**

Deputy Mayor Teets gave a shout out to all the Newton High School and Halsted School graduates. She offered congratulations and hope they all enjoy their summer.

June 13, 2022

Mayor Schlaffer thanked the Fire Department for leaving their drill and coming tonight to show support for the Police Department. The two department's support of each other gives a great family feeling.

**EXECUTIVE SESSION** – None.

**ADJOURMENT**

There being no further business to be conducted, upon motion of Mrs. Teets seconded by Mr. Couce and unanimously carried, the regular meeting was adjourned at 8:05 pm.

Respectfully submitted,



Teresa A. Oswin, RMC  
Municipal Clerk