



**REVISED AGENDA  
NEWTON TOWN COUNCIL  
HYBRID REGULAR MEETING  
NOVEMBER 28, 2022  
7:00pm**

Please click this URL to join.

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**I. PLEDGE OF ALLEGIANCE**

**II. ROLL CALL**

**III. OPEN PUBLIC MEETINGS ACT STATEMENT**

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

At this point in the meeting, the Town Council welcomes comments from any member of the public on any topic. To help facilitate an orderly meeting and to permit the opportunity for anyone who wishes to be heard, speakers are asked to take one turn at the microphone and please limit their comments to 3 minutes. The Clerk will keep time. If reading from a prepared statement, please provide a copy and email a copy to the Clerk's Office after making your comments so it may be properly reflected in the minutes. Council may choose to comment after the entire public portion has concluded. **Please state your name and address for the record.**

**V. POLICE DEPARTMENT PROMOTIONAL CEREMONY**

- a. John Flanagan – Sergeant
- b. Jared Zappa – Sergeant

**VI. COUNCIL & MANAGER REPORTS**

- a. Town Manager Russo
- b. Councilman Couce
- c. Councilman Dickson
- d. Councilwoman Diglio
- e. Deputy Mayor Teets
- f. Mayor Schlafter

**VII. UNFINISHED BUSINESS**

**VIII. ORDINANCES**

- a. 2<sup>nd</sup> Reading and Public Hearing  
Ordinance 2022-24

An Ordinance to Amend, Revise, and Supplement Chapter 213 of the Town Code, Entitled "Property Maintenance" to Add Article IV, "Lead-Based Paint Testing"

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

Ordinance 2022-25

An Ordinance to Amend, Revise, and Supplement the Town Code of the Town of Newton, Chapter 228, Entitled "Sewer and Water", Article IV "Water and Sewer Rates", Most Notably Section 228-19, Entitled "Billing and Collecting"

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

Ordinance 2022-26

An Ordinance to Establish Minimum and Maximum Salaries and Wages for Officers and Employees of the Town of Newton for Calendar Year 2023

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

Ordinance 2022-27

An Ordinance to Amend, Revise, and Supplement Chapter 100 of the Town Code of the Town of Newton, Entitled "Fees and costs", Most Notably Section 100-2 "Peddling and soliciting"; Section 100-5 "Special sales"; Section 100-10 "Clothing bins"; Section 100-13 "Animals"; Section 100-14 "Taxicabs and limousines"; and Section 100-24 "Miscellaneous Fees and charges"; and Other Related Town Code Provisions

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

Ordinance 2022-28

Bond Ordinance Providing an Appropriation of \$97,150 for Various Capital Improvements in and by the Town of Newton, in the County of Sussex, New Jersey and Authorizing the Issuance of \$92,150 Bonds or Notes of the Town for Financing Part of the Appropriation

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

Ordinance 2022-29

Bond Ordinance Reappropriating \$90,421 Proceeds of Obligations Not Needed for Their Original Purposes for Improvements for Various Other Capital Items By the Town of Newton, New Jersey

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

Introduction

Ordinance 2022-30

An Ordinance Amending, Revising, and Supplementing Chapter 213 of the Town Code of the Town of Newton, Entitled "Property Maintenance", More Specifically Adding a New Article V, Entitled "Business and Residential Rental Unit Registration and Liability Insurance"

## IX. CONSENT AGENDA

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

- |  |   |
|--|---|
| <p><b>a.</b> Resolution #258-2022*</p> <p><b>b.</b> Resolution #259-2022*</p> <p><b>c.</b> Resolution #260-2022*</p> <p><b>d.</b> Resolution #261-2022*</p> <p><b>e.</b> Resolution #262-2022*</p> <p><b>f.</b> Resolution #263-2022*</p> <p><b>g.</b> Resolution #264-2022*</p> <p><b>h.</b> Resolution #265-2022*</p> <p><b>i.</b> Resolution #266-2022*</p> <p><b>j.</b> Resolution #267-2022*</p> <p><b>k.</b> Resolution #268-2022*</p> <p><b>l.</b> Resolution #269-2022*</p> <p><b>m.</b> Resolution #271-2022*</p> | <p>To Cancel Trust Police Outside Service Escrow Balances</p> <p>Accept as Final and Complete the Proposed Resurfacing of Dunn Place Project and Authorize Final Paperwork Be Prepared</p> <p>Resolution Rejecting All Bids for Chemical Supply Bid Newton Water/Sewer Utilities Bid #16-2022</p> <p>Authorize Credits Due Water and Sewer Utility Accounts</p> <p>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)</p> <p>Approval of a Renewal Application for Taxicab Owner's License for Doragail Spicer t/a DADS Taxi &amp; Limo</p> <p>Approval of a Renewal Application for Taxicab Driver's License for Doragail Spicer</p> <p>Approval of a Renewal Application for Taxicab Driver's License for Glenn T. Spicer</p> <p>Resolution Authorizing Award of Bid 11R-2022, Camera and Panic Button Installation Bid to Commercial Technology Contractors Inc.</p> <p>Amendment to the Capital Budget</p> <p>Approve 2022 Appropriation Transfers</p> <p>Approve Bills and Vouchers</p> <p>Authorizing Negotiations for Department of Public Works Vehicle Bids</p> |
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**X. DISCUSSION**

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

**XII. COUNCIL & MANAGER COMMENTS**

**XIII. EXECUTIVE SESSION**

- a. Resolution #270-2022

A Resolution Providing for a Meeting Not Open to the Public in Accordance with the Provisions of the New Jersey Open Public Meetings Act, N.J.S.A. 10:4-12

- i. Personnel – Town Manager’s Annual Review

**XIV. ADJOURNMENT**

**TOWN OF NEWTON**

**ORDINANCE 2022-24**

**AN ORDINANCE TO AMEND, REVISE, AND SUPPLEMENT  
CHAPTER 213 OF THE TOWN CODE, ENTITLED "PROPERTY  
MAINTENANCE" TO ADD ARTICLE IV, "LEAD-BASED PAINT  
TESTING"**

**WHEREAS**, the Town maintains Town Code Chapter 213, entitled Property Maintenance, and specifically the enforcement of the Property Maintenance and related codes; and

**WHEREAS**, pursuant to P.L. 2021, c.182 (N.J.S.A. 52:27D-437.6), all municipalities are required to inspect every single-family, two (2) family, and multiple rental dwelling built prior to 1978, located within the municipality at tenant turnover for lead-based paint hazards; and

**WHEREAS**, the Department of Community Affairs has proposed regulations to implement P.L. 2021, c.182 (N.J.S.A. 52:27D-437.6), which are anticipated to be effective in October 2022; and

**WHEREAS**, it is in the best interests of the residents of the Town of Newton to amend the Town Code at this time to require inspections for lead-based paint in residential rental dwellings to conform to this new State law;

**NOW, THEREFORE BE IT ORDAINED**, by the Mayor and Town Council of the Town of Newton, County of Sussex, State of New Jersey, that it does hereby amend, revise, and supplement Chapter 213 of the Town Code, entitled "Property Maintenance", to add a new Article IV, entitled "Lead-Based Paint Testing," as follows:

[Brackets] mean deletions; Underlines mean additions

**Section 1.** Chapter 213 of the Town Code is hereby amended as follows by the addition of a new Article IV, entitled "Lead-Based Paint Inspections".

**ARTICLE IV LEAD-BASED PAINT INSPECTIONS**

**§ 213-15 Inspections For Lead-Based Paint.**

A. Definitions. The following shall have the meaning as used in and in accordance with N.J.S.A. 52:27D-437.6 and N.J.A.C. 5:28A-1.1, *et seq.*

"Dust wipe sampling" means a sample collected by wiping a representative surface and tested, in accordance with a method approved by the United States Department of Housing and Urban Development (HUD) and as conducted pursuant to N.J.A.C. 5:28A-2.3.

"Dwelling" means a building containing a room or rooms, or suite, apartment, unit, or space that is rented and occupied, or intended to be rented and occupied, for sleeping and dwelling purposes by one or more persons.

" Dwelling unit " means a unit within a building that is rented and occupied, or intended to be rented and occupied, for sleeping and dwelling purposes by one or more persons.

" Multiple dwelling " means any building or structure and any land appurtenant thereto, and any portion thereof, in which three (3) or more dwelling units are occupied or intended to be occupied by three (3) or more persons living independently of each other. " Multiple dwelling " also means any group of ten (10) or more buildings on a single parcel of land or on contiguous parcels under common ownership, in each of which two (2) dwelling units are occupied, or intended to be occupied, by two (2) persons or households living independently of each other, and any land appurtenant thereto, and any portion thereof. " Multiple dwelling " does not include those buildings and structures that are excluded pursuant to *N.J.S.A. 55:13A-3(k)*.

" Periodic lead-based paint inspection " means the initial inspection of all applicable dwelling units at the earlier of two years from the effective date of P.L. 2021, c. 182, (July 22, 2022) [*N.J.S.A. 52:27D-437.6*], or tenant turnover and, thereafter, the earlier of three (3) years or upon tenant turnover, consistent with *N.J.A.C. 5:28A-2.1*, for the purposes of identifying lead-based paint hazards in dwellings subject to this Article.

" Property Maintenance Code Official " means the Town of Newton Property Maintenance Code Official, any enforcement officer appointed by the Town of Newton, pursuant to *N.J.S.A. 40:48-2.3 et seq.*, or any other statutory authorization to perform inspections of any Building or other code, any enforcement officer authorized to enforce the Town of Newton Property Maintenance Code or Health Code, or their designee.

" Remediation " means interim controls or lead abatement work undertaken in conformance with this Article to address lead-based paint hazards.

" Tenant turnover " means the time at which all existing occupants vacate a dwelling unit, and all new tenants move into the dwelling unit or the time at which a new tenant enters a vacant dwelling unit.

- B. Inspections Authorized. In accordance with *N.J.S.A. 52:27D-437.6* and *N.J.S.C. 5:28A-1.1 et. seq.*, the Town shall designate an outside agency, retained by the Town pursuant to law, and the Town empowers said outside agency to conduct the lead-based paint inspections for all applicable multiple dwelling units offered for rent to determine the presence of lead based paint pursuant to this Chapter of the Town Code and/or the provisions of *N.J.S.A 52:27D-437.6* and *N.J.S.C. 5:28A-1.1 et. seq.*
- C. Lead-Based Paint Inspection. Inspections for lead-based paint in multiple dwelling units shall be governed by the standards set forth in *N.J.S.A. 52:27D-437.1 et seq.*, and *N.J.S.A. 55:13A-1 et seq.* A dwelling unit in a single-family, two (2) family, or multiple rental dwelling shall not be subject to inspection and evaluation for the presence of lead-based paint hazards if the unit:

1. has been certified to be free of lead-based paint;
2. was constructed during or after 1978;
3. is in a multiple dwelling that has been registered with the Department of Community Affairs as a multiple dwelling for at least ten (10) years, either under the current or a previous owner and has no outstanding lead violations from the most recent cyclical inspection performed on the multiple dwelling under the "Hotel and Multiple Dwelling Law," P.L. 1967, c.76 (N.J.S.A. 55:13A-1 et seq.);
4. is a single-family or two (2) family seasonal rental dwelling which is rented for less than six (6) months duration each year by tenants that do not have consecutive lease renewals; or
5. has a valid lead-safe certification. Lead-safe certifications are valid for two years from the date of issuance pursuant to N.J.A.C. 5:28A-2.4.

#### **§ 213-16 Owner Required to Obtain Inspection.**

The owner, landlord, and/or agent of every single-family, two (2) family, and/or multiple dwelling unit offered for rental shall be required to obtain an inspection of the unit for lead-based paint hazards as required in this Article, or at tenant turnover, whichever is earlier. If a landlord, owner, and/or agent so chooses, a dwelling unit owner or landlord may directly hire a licensed lead evaluation contractor to conduct the periodic lead-based paint inspections for lead-based paint. Inspections shall be performed as per the timetable set forth below.

#### **§ 213-17 When Lead-Based Paint Inspections Are Required.**

- A. The initial inspection for all single-family, two (2) family, and multiple dwellings subject to this Article shall be upon tenant turnover or within two (2) years of the effective date of P.L. 2021, c. 182 (July 22, 2022), whichever is sooner.
- B. Thereafter, all such dwelling units shall be inspected for lead-based paint hazards every three (3) years or upon tenant turnover, whichever is earlier, except that an inspection shall not be required at tenant turnover if the dwelling unit owner has a valid lead-safe certification for the dwelling unit.
- C. The next periodic lead-based paint inspection shall be counted from the most recent periodic lead-based paint inspection which resulted in a valid lead-safe certification.

#### **§ 213-18 Lead-Based Paint Inspections by Dust Wiping Method.**

A licensed lead evaluation contractor shall collect samples by dust wiping surfaces, including floors, interior windowsills, and other similar surfaces, and tested, in accordance with methods approved by the State of New Jersey and/or the United States Department of Housing and Urban Development. A visual assessment may also be undertaken during the course of the dust wipe sampling.

**§ 213-19 Notice of Inspection to be Given.**

Whenever any multiple dwelling unit is scheduled for a tenant turnover, the then-current landlord, owner, and/or agent shall provide written notice to the Municipal Clerk that an inspection is needed at least twenty (20) calendar days prior to the scheduled date of the tenant turnover.

**§ 213-20 Time for Inspections.**

All inspections and reinspections shall take place within fifteen (15) calendar days of the requested inspection. Inspection fees shall be paid prior to the inspection. No inspections or reinspections shall take place unless all fees are paid. Scheduled inspections or reinspections may be canceled by the Municipal Clerk, unless the completed application and required fees have been received by the Town at least twenty-four (24) hours prior to the scheduled inspection or on the last working day prior to the scheduled inspection. Every inspection where the landlord, tenant, owner, or agent has failed to provide access for inspection shall be deemed a failed inspection.

**§ 213-21 Identification of Lead-Based Paint Hazard.**

If a lead-based paint hazard is identified in an inspection of one of the dwelling units in a building consisting of two (2) or more dwelling units, then the lead contractor shall inspect the remainder of the building's dwelling units, with the exception of those dwelling units that have been certified to be free of lead-based paint or which have a valid lead-safe certification.

**§ 213-22 Inspection Certification to be Supplied.**

The licensed lead evaluation contractor shall supply a copy of the lead safe certification to the landlord, owner, and/or agent of the dwelling. A copy shall also be provided to the Municipal Clerk at the time it is issued. If a lead evaluation contractor or permanent local agency finds that a lead-based paint hazard exists in a dwelling unit, they shall notify the New Jersey State Department of Community Affairs, Division of Local Government Services for review of the findings, in accordance with the Lead Hazard Control Assistance Act.

**§ 213-23 Responsibility for Remediation of Lead-Based Paint.**

The owner of the dwelling unit shall be responsible for remediation of the lead-based paint hazard. Remediation must be conducted consistent with the requirements at N.J.A.C. 5:28A-2.5 and such remediation shall be documented to the Municipal Clerk.

## § 213-24 Fees for inspections.

1. a. There shall be a fee of Seven Hundred Fifty (\$750.00) Dollars for an initial unit inspected at a multiple family dwelling unit during a single mobilization. For each and every additional unit inspected at a multiple family dwelling unit during a single mobilization, the fee shall be Six Hundred (\$600.00) Dollars per unit. If during a single mobilization, if the inspector is not granted access to one (1) or more dwelling units at the time of the appointment, an additional charge of Four Hundred (\$400.00) Dollars shall be charged to each and every unit where access is not granted.  
  
b. As to re-inspection there shall be a Six Hundred (\$600.00) Dollar fee for an initial unit re-inspection at a multiple family dwelling unit for a single mobilization each and every time a re-inspection occurs. There shall be a Four Hundred Fifty (\$450.00) Dollar fee for every additional unit re-inspected at a multiple family dwelling unit during a single mobilization each and every time a re-inspection occurs. If during a single mobilization, if the inspector is not granted access for re-inspection for one (1) or more dwelling units at the time of the appointment, an additional charge of Four Hundred (\$400.00) Dollars shall be charged to each and every unit where access is not granted each and every time a re-inspection occurs.
2. An additional Twenty (\$20.00) Dollar fee shall be assessed in accordance with *N.J.S.A. 52:27D-437.6* and *N.J.A.C. 5:28A-2.2*, to be deposited into the Lead Hazard Control Assistance Act Fund under the administration of the New Jersey State Department of Community Affairs.
3. All fees shall be nonrefundable if the applicant fails to cancel the requested inspection at least forty-eight (48) hours prior to a scheduled inspection. This is separate and apart from the non-access fee set forth above. Said fee shall be dedicated to meeting the costs of implementing and enforcing this Article for lead-based paint inspections and shall not be used for any other purpose.
4. A dwelling landlord, owner, and/or agent may directly hire a certified lead evaluation contractor who is certified to provide lead paint inspection services by the Department of Community Affairs to satisfy the requirements of this Article and the requirements of *N.J.S.A. 52:27D-437.6* and *N.J.A.C. 5:28A-1.1, et seq.*, in which case no additional lead-based paint inspection fee shall be paid; provided, however, that the additional Twenty (\$20.00) Dollar fee shall still be assessed in accordance with *N.J.S.A. 52:27D-437.6* and *N.J.A.C. 5:28A-2.2*, payable to the Town, to be deposited into the Lead Hazard Control Assistance Act Fund under the administration of the New Jersey State Department of Community Affairs.

### **§ 213-25 Owner Responsibility for Record-Keeping.**

The landlord, owner, and/or agent of a dwelling that is subject to this Article shall provide to the tenant and to the Town evidence of a valid lead-safe certification obtained pursuant to this Article at the time of tenant turnover. The owner shall also affix a copy of any such certification as an exhibit to the tenant's lease.

1. The owner of a multiple dwelling that is subject to this Article shall provide evidence of a valid lead-safe certification obtained pursuant to this Article, as well as evidence of the most recent tenant turnover, at the time of any cyclical inspection performed pursuant to the Hotel and Multiple Dwelling Law, N.J.S.A. 55:13A-1 *et seq.*
2. The owner of a dwelling that is subject to this Article shall maintain a record of the lead-safe certification, which shall include the name or names of a unit's tenants, if the inspection was conducted during a period of tenancy.
3. The owner of any dwelling subject to this Article shall inform the Town of all tenant turnover activity to ensure any required inspection may be scheduled.
4. The owner of a dwelling shall provide a copy of this Article, and any lead-safe certifications issued pursuant thereto, along with the accompanying guidance document, Lead-Based Paint in 23 Rental Dwellings, to any prospective owners of the dwelling during a real estate transaction, settlement, or closing.

### **§ 213-26 Municipal Enforcement Powers to be Exercised by All Authorized Persons.**

Pursuant to N.J.S.A. 52:27D-437.6 and N.J.A.C. 5:28A-4.1, the Municipal Clerk is authorized to conduct investigations and issue penalties in order to enforce a multiple dwelling landlord's, owner's, and/or agent's failure to comply with this Article.

1. The owner of the dwelling shall first be given a period of thirty (30) calendar days to cure any violation by conducting the required inspection or initiating any required remediation efforts.
2. If the owner of the dwelling has not cured the violation within that time period, they shall be subject to a penalty, not to exceed One Thousand (\$1,000) Dollars per week, until the required inspection has been conducted or the remediation efforts have been initiated.
3. Remediation efforts shall be considered to be initiated when the dwelling owner has hired a lead abatement contractor or other qualified party to perform lead-hazard control methods.

**Section 2.** The Town Manager, and any and all other Town officials, are hereby directed and authorized to perform all acts necessary to effectuate the purposes of this Ordinance.

**Section 3.** Should any section, paragraph, sentence, clause, or phrase of this Ordinance be declared unconstitutional or invalid for any reason by any Court of competent jurisdiction, such provision(s) shall be deemed severable, and the remaining portions of this Ordinance shall remain in full force and effect.

**Section 4.** All ordinances or parts of ordinances or resolutions that are inconsistent with the provisions of this Ordinance are repealed to the extent of such inconsistency.

**Section 5.** This Ordinance will take effect after passage and publication according to law.

### **NOTICE**

**TAKE NOTICE** the above Ordinance was introduced at a regular meeting of the Town Council of the Town of Newton conducted on Monday, November 14, 2022. It was adopted, after final reading and public hearing thereon, at a meeting of the Newton Town Council conducted at 7:00 pm on Monday, November 28, 2022, in the Council Chambers at the Newton Municipal Building, 39 Trinity Street, Newton, New Jersey, and shall take effect in accordance with law.

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Teresa A. Oswin, RMC  
Municipal Clerk

# TOWN OF NEWTON

## ORDINANCE 2022-25

### AN ORDINANCE TO AMEND, REVISE AND SUPPLEMENT THE TOWN CODE OF THE TOWN OF NEWTON, CHAPTER 228, ENTITLED "SEWER AND WATER", ARTICLE IV "WATER AND SEWER RATES", MOST NOTABLY SECTION 228-19, ENTITLED "BILLING AND COLLECTING"

**WHEREAS**, the Town of Newton ("Town") periodically reviews various provisions of the Town Code, including issues as to the billing and collecting of sewer and water charges in the Town and the Town now wishes to amend the process for billing and collecting of said services in these circumstances.

**NOW, THEREFORE, BE IT ORDAINED** by the Mayor and Town Council of the Town of Newton, County of Sussex, State of New Jersey that the Mayor and Town Council wish to amend, revise, and supplement Chapter 228 of the Town Code of the Town of Newton, most notably paragraph A of Section 228-19, entitled "Billing and collecting" as follows:

"§228-19 Billing and collecting.

The Water and Sewer Department of the Town of Newton will prepare bills setting forth water, sewer and other Department charges and send them to its customers through the U.S. Postal System. Bills that are not delivered by the U.S. Postal System shall, nevertheless, remain due and owing. The amount of such nondelivered bills shall, upon request, be made available to customers either in person, in writing or by telephone.

- A. All accounts will be billed quarterly on the [25]15<sup>th</sup> day of February, May, August, and November. Bills must be paid on or before the 15<sup>th</sup> day of March, June, September, and December. All bills not paid within thirty (30) calendar days after the billed date, March [25] 15, June [25] 15, September [25] 15, and December [25] 15 are subject to a ten (10%) percent penalty, which shall be added to the amount of the bill and collected as other charges. Should the due date fall on a weekend or legal holiday observed by the Town of Newton, the due date will be extended to the next business day."

[Brackets] mean deletions; Underlines mean additions

**NOW, THEREFORE, BE IT FURTHER ORDAINED** that:

- (1) All ordinances or parts of ordinance which are inconsistent with the terms of this Ordinance be and the same are hereby repealed to the extent of their inconsistencies.
- (2) This Ordinance shall take effect immediately upon due passage and publication in accordance with law.

**NOTICE**

**TAKE NOTICE** the above Ordinance was introduced at a regular meeting of the Town Council of the Town of Newton conducted on Monday, November 14, 2022. It was adopted, after final reading and public hearing thereon, at a meeting of the Newton Town Council conducted at 7:00 pm on Monday, November 28, 2022, in the Council Chambers at the Newton Municipal Building, 39 Trinity Street, Newton, New Jersey, and shall take effect in accordance with law.

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Teresa A. Oswin, RMC  
Municipal Clerk

# TOWN OF NEWTON

## ORDINANCE 2022-26

### **AN ORDINANCE TO ESTABLISH MINIMUM AND MAXIMUM SALARIES AND WAGES FOR OFFICERS AND EMPLOYEES OF THE TOWN OF NEWTON FOR CALENDAR YEAR 2023**

**WHEREAS**, N.J.S.A. 40A:9-165 permits a municipality to determine salaries, wages, or compensation to be paid to the officers and employees of the municipality; and

**WHEREAS**, the Town Council and Town Manager have made a careful examination of the salaries, wages, and compensation appropriate to compensate said Town employees and officers;

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

**Section 1.** The minimum and maximum hourly and annual salary ranges for each officer and employee of the Town of Newton are hereby fixed for calendar year 2023 as shown in Schedules "A" and "B" attached hereto in accordance with §25-12 of the Code of the Town of Newton.

**Section 2.** Any officer or employee of the Town of Newton who is at any time receiving less than the maximum compensation or salary as hereinabove provided may be given a single increment of salary increase during the calendar year by the Town Manager at his discretion.

**Section 3.** The Town Manager of the Town of Newton may hire any new employee at any hourly or annual rate between the minimum and maximum salary provided for such office or position.

**Section 4.** Those employees at wage Level 9 serving in the position of Deputy Municipal Court Administrator may be compensated with a stipend of \$55.00 in lieu of 2 hours compensatory time for each court related call-out with written certification.

**Section 5.** Those officers and employees at wage Level 17 shall be paid their annual salary in equal quarterly payments during the last pay period of each quarter.

**Section 6.** All ordinances or parts of ordinances which may be inconsistent with the terms of this Ordinance are, to the extent of such inconsistency, hereby repealed.

**Section 7.** If any chapter, article, division, section, subsection, paragraph, sentence, clause, or provision of the Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect all remaining portions of the Ordinance.

**Section 8.** This Ordinance shall take effect twenty (20) days after final passage, approval, and publication after adoption by the Town Council and shall be effective January 1, 2023.

**NOTICE**

**TAKE NOTICE** the above Ordinance was introduced at a regular meeting of the Town Council of the Town of Newton conducted on Monday, November 14, 2022. It was adopted, after final reading and public hearing thereon, at a meeting of the Newton Town Council conducted at 7:00 pm on Monday, November 28, 2022, in the Council Chambers at the Newton Municipal Building, 39 Trinity Street, Newton, New Jersey, and shall take effect in accordance with law.

ATTEST:

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Teresa A. Oswin, RMC  
Municipal Clerk

**TOWN OF NEWTON  
ORDINANCE 2022-26  
SCHEDULE "A"**

<u>LEVEL</u>	<u>HOURLY</u>		<u>35 HRS / WK</u>		<u>40 HRS / WK</u>		<u>IRREGULAR HOURS ANNUALIZED</u>
	<u>MIN</u>	<u>MAX</u>	<u>MIN</u>	<u>MAX</u>	<u>MIN</u>	<u>MAX</u>	
1	\$15.00	\$22.00	\$27,300	\$40,040	\$24,960	\$39,520	
2	\$15.50	\$23.00	\$28,210	\$41,860	\$26,000	\$41,600	
3	\$16.00	\$28.00	\$29,120	\$50,960	\$27,040	\$52,000	
4	\$16.50	\$31.00	\$30,030	\$56,420	\$28,080	\$58,240	
5	\$17.00	\$36.00	\$30,940	\$65,520	\$29,120	\$74,880	
6	\$17.50	\$38.00	\$31,850	\$69,160	\$30,160	\$79,040	
7	\$18.00	\$39.00	\$32,760	\$70,980	\$31,200	\$81,120	
8	\$18.50	\$41.00	\$33,670	\$74,620	\$32,240	\$85,280	
9	\$19.00	\$50.00	\$34,580	\$91,000	\$33,280	\$104,000	
10	\$20.00	\$55.00	\$36,400	\$100,100	\$35,360	\$114,400	
11			\$38,000	\$105,000	\$37,500	\$145,000	
12			\$45,000	\$110,000	\$55,000	\$160,000	
13			\$50,000	\$115,000	\$60,000	\$175,000	
14			\$65,000	\$135,000	\$75,000	\$180,000	
15			\$70,000	\$165,000	\$80,000	\$195,000	
16							\$500 - \$9,000
17							\$2,500 - \$10,000
18							\$3,000 - \$45,000
19							\$10,000 - \$75,000

**TOWN OF NEWTON  
ORDINANCE 2022-26  
SCHEDULE "B"**

**LEVEL 1**

Intern  
Recreation Assistant

**LEVEL 2**

Lifeguard  
Swim Instructor

**LEVEL 3**

Clerk Typist  
Custodian  
Keyboarding Clerk I  
School Traffic Guard  
Secretary

**LEVEL 4**

Assistant Pool Manager  
Code Enforcement Officer Trainee  
Keyboarding Clerk II  
Public Safety Telecommunicator Trainee  
Recreation Leader  
Senior Clerk Typist

**LEVEL 5**

Assessing Clerk  
Building Grounds Maintenance Worker  
Fire Prevention Inspector  
Laborer  
Police Clerk  
Pool Manager  
Records Support Technician  
Recreation Enforcement Officer  
Sewer Laborer  
Water Laborer  
Water Meter Reader  
Water/Sewer Collector

**LEVEL 6**

Account Supervisor/Treasurer  
Equipment Operator  
Omnibus Operator  
Public Safety Telecommunicator  
Public Works Repairer  
Recycling Foreman  
Road Repairer  
Sewer Repairer  
Sewer Repairer 1/Water Repairer 1  
Truck Driver  
Water Repairer

**LEVEL 7**

Code Enforcement Officer  
Park Caretaker  
Parking Meter Enforcer  
Payroll Clerk  
Senior Public Safety Telecommunicator  
Senior Sewer Repairer  
Senior Water Repairer  
Sewer Repairer 2  
Sewer Repairer 2/Water Repairer 2  
Special Police Officer  
Water Repairer 2

**LEVEL 8**

Administrative Assistant  
Court Attendant  
Road Foreman  
Sewer Foreman  
Sewer Repairer Supervisor/Water Repairer Supervisor  
Street Foreman  
Supervising Public Safety Telecommunicator  
Violations Clerk  
Water Foreman

**LEVEL 9**

Assistant Director of Public Works  
Assistant Public Works Supervisor  
Assistant Water/Sewer Supervisor  
Certified Tax Collector/Tax Search Officer  
Deputy Municipal Court Administrator  
Planning/Zoning Administrator  
Sewer Plant Operator  
Sewer Plant Operator/Water Plant Operator  
Water Plant Operator

**LEVEL 10**

Code Enforcement Director  
Director of Public Works  
Finance Director  
Municipal Clerk  
Municipal Court Administrator  
Municipal Department Head  
Public Works Supervisor  
Water/Sewer Supervisor

**LEVEL 11**

Police Patrolman

**LEVEL 12**

Police Sergeant

**LEVEL 13**

Police Lieutenant  
Water/Sewer Superintendent

**LEVEL 14**

Chief Financial Officer

**LEVEL 15**

Police Chief  
Town Manager

**LEVEL 16**

Assistant Right-to-Know Coordinator  
Deputy Municipal Clerk  
Deputy Registrar  
Deputy Right-to-Know Coordinator  
Right-to-Know Coordinator

**LEVEL 17**

Council Member  
Deputy Mayor  
Mayor

**LEVEL 18**

Building Subcode Official/Inspector  
Deputy Code Enforcement Officer  
Deputy Emergency Management Coordinator  
Electrical Subcode Official/Inspector  
Emergency Management Coordinator  
Fire Subcode Official  
Plumbing Subcode Official/Inspector  
Recreation Coordinator  
Registrar of Vital Statistics  
Zoning Officer

**LEVEL 19**

Community Development Director  
Deputy Town Manager  
Human Resources Director  
Municipal Department Head  
Recreation Supervisor  
Tax Assessor

[Brackets] mean deletions; Underlines mean additions

## TOWN OF NEWTON

### ORDINANCE 2022-27

**AN ORDINANCE TO AMEND, REVISE, AND SUPPLEMENT CHAPTER 100 OF THE TOWN CODE OF THE TOWN OF NEWTON, ENTITLED "FEES AND COSTS", MOST NOTABLY SECTION 100-2 "PEDDLING AND SOLICITING"; SECTION 100-5 "SPECIAL SALES"; SECTION 100-10 "CLOTHING BINS"; SECTION 100-13 "ANIMALS"; SECTION 100-14 "TAXICABS AND LIMOUSINES"; AND SECTION 100-24 "MISCELLANEOUS FEES AND CHARGES"; AND OTHER RELATED TOWN CODE PROVISIONS**

**WHEREAS**, the Mayor and Town Council have reviewed various fees charged by the Town to the various persons/businesses doing business with the Town and wish to amend, revise, and supplement various provisions of Chapter 100 of the Town Code, entitled "Fees and Costs", most notably Section 100-2 "Peddling and soliciting"; Section 100-5 "Special sales"; Section 100-10 "Clothing bins"; Section 100-13 "Animals"; Section 100-14 "Taxicabs and limousines"; and Section 100-24 "Miscellaneous fees and charges"; and other related Town Code provisions;

**NOW, THEREFORE BE IT ORDAINED**, by the Mayor and Town Council of the Town of Newton, County of Sussex, State of New Jersey that the Town Code of the Town of Newton, County of Sussex, State of New Jersey, most notably Chapter 100 of the Town Code, entitled "Fees and Costs" and other related Town Code provisions, is hereby amended, revised, and supplemented as to the Sections of Chapter 100 (and related Town Code provisions) set forth below as follows:

- A. § 100-2 Peddling and Soliciting (Chapter 206)
  - A. Peddlers, hawkers, and vendors (§206-3)
    - (1) Daily rate:
      - (a) License fee (traveling): [~~\$70~~] \$50
      - (b) License fee (stationary): [~~\$300~~] \$200
    - (2) Annual rate:
      - (a) License fee (traveling food vendor): [~~\$350~~] \$200 plus food handler's permit.
  - C. Annual food truck permit fee. [Starting January 1, 2022] [The fee shall be [~~\$100~~] \$200 per year with no limit on the number of said permits that may be issued.

[Brackets] mean deletions; Underlines mean additions

- B. §100-5 Special Sales (Chapter 222)
  - B. Garage sale (§222-13B) [~~\$15~~] \$20
- C. §100-10 Clothing Bins (Chapter 82):
  - Charitable bins (§82-3):
    - A. Initial permit: [~~\$25~~] \$50
    - B. Renewal permit: [~~\$25~~] \$30
- D. §100-13 Animals (Chapter 57)
  - A. License and registration (§57-10)
    - (1) Neutered dog: [~~\$15~~] \$16 per dog
    - (2) Non-neutered dog [~~\$18~~] \$20 per dog
    - (3) Cat license (neutered or non-neutered): [~~\$12~~] \$15 per cat
    - (4) Replacement dog/cat tag: [~~\$2~~] \$5 each
  - C. Impounding and destruction of certain dogs and cats: (§57-14)
    - [(1) Destruction of any unclaimed dog or cat at the request of the owner: \$3]
    - (1) Destruction or surrender of any dog or cat at the request of the owner: \$300.
    - (2) Expenses incurred by reason of any dog's or cat's detention, including maintenance: not to exceed [~~\$4~~] \$100 for the first (1<sup>st</sup>) day and [~~\$1~~] \$50 per day for each additional day, and [~~\$2~~] \$50 for picking up each dog or cat.
  - D. Additional fees and/or charges:
    - (1) Microchipping: \$25
    - (2) Trap rental: \$15 per week
    - (3) Adoption fees:
      - (a) Kittens (under 12 months of age): \$125
      - (b) Cats (over 12 months of age): \$150
      - (c) Dogs: \$300
- E. §100-14 Taxicabs and Limousines (Chapter 283):
  - A. Taxicab owner's license (§283-4G):
    - (1) Initial application: [~~\$550~~] \$600
    - (2) Renewal application: [~~\$300~~] \$325
    - (3) Each vehicle: [~~\$50~~] \$100
  - B. Taxicab driver's license (§283-5A (11)):
    - (1) Initial application: [~~\$50~~] \$100
    - (2) Renewal application [~~\$30~~] \$50

[Brackets] mean deletions; Underlines mean additions

- F. § 100-24 Miscellaneous fees and charges:
- A. Swimming pool:
- (3) Swim lessons:
- (a) Residents: [\$125] \$175 for eight (8) thirty (30) minute lessons.
- (b) Nonresidents: [\$150] \$200 for eight (8) thirty (30) minute lessons.
- (4) Birthday parties: [\$300] \$350 for the first (1<sup>st</sup>) ten (10) guests; [\$5] \$10 for each additional guest. Pizza, soda, and ice cream are included.
- (5) Water fitness class: Ten (\$10) drop-in-fee or Thirty-Five (\$35) for four (4) classes.
- D. Certified copies of licenses and certificates issued by the Bureau of Vital Statistics:
- (1) Marriage certificate: [\$15] \$20 first (1<sup>st</sup>) copy, \$5 each additional copy.
- (2) Birth certificate: [\$15] \$20 first (1<sup>st</sup>) copy, \$5 each additional copy.
- (3) Death certificate: [\$15] \$20 first copy, \$5 each additional copy.
- (4) Correction to birth certificates, marriage certificates, or death certificates [\$25] \$30
- (5) Domestic partnership, per copy: [\$15] \$20
- (6) Civil union: [\$15] \$20 first (1<sup>st</sup>) copy, \$5 each additional copy.
- P. Cannabis application and license review fee. Any person applying to be permitted to operate a cannabis business under the laws of the State of New Jersey and Town Code of the Town of Newton in the Town of Newton, County of Sussex, State of New Jersey, shall pay an annual fee of [\$2,500] \$5,000 to have the Town and its professionals review said application and license annually in order to operate a cannabis business in the Town of Newton. Said annual fee shall apply to all six (6) marketplace classes of licenses, including cultivation, manufacturer, wholesaler, distributor, retailer, and delivery. This fee is payable annually and shall not be prorated.

**BE IT FURTHER ORDAINED**, any provision of Chapter 100 and its Sections of the Newton Town Code which are not enumerated herein shall remain in their current form.

**BE IT FURTHER ORDAINED**, should any part or portions 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 thereto other than the part held invalid. All ordinances or parts of ordinances which are inconsistent with this Ordinance shall be repealed as to their inconsistencies only.

This Ordinance shall take effect on January 1, 2023.

[Brackets] mean deletions; Underlines mean additions

**NOTICE**

**TAKE NOTICE** the above Ordinance was introduced at a regular meeting of the Town Council of the Town of Newton conducted on Monday, November 14, 2022. It was adopted, after final reading and public hearing thereon, at a meeting of the Newton Town Council conducted at 7:00 pm on Monday, November 28, 2022, in the Council Chambers at the Newton Municipal Building, 39 Trinity Street, Newton, New Jersey, and shall take effect in accordance with law.

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Teresa A. Oswin, RMC  
Municipal Clerk

# TOWN OF NEWTON

## ORDINANCE 2022-28

### **BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$97,150 FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE TOWN OF NEWTON, IN THE COUNTY OF SUSSEX, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$92,150 BONDS OR NOTES OF THE TOWN FOR FINANCING PART OF THE APPROPRIATION**

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

#### SECTION 1:

The improvement described in Section 3 of this Bond Ordinance (the "Improvement") is hereby authorized to be undertaken by the Town of Newton, in the County of Sussex, New Jersey (the "Town") as a general improvement. For the said Improvement there is hereby appropriated the amount of \$97,150, consisting of \$5,000 as the down payment (the "Down Payment") required by the Local Bond Law of the State of New Jersey, constituting Chapter 2 of Title 40A of the New Jersey Statutes, as amended and supplemented (the "Local Bond Law"). The Down Payment is now available by virtue of provision in one or more previously adopted budgets for down payments or capital improvement purposes.

#### SECTION 2:

In order to finance the additional cost of the Improvement and the Grant not covered by application of the Down Payment, negotiable bonds of the Town are hereby authorized to be issued in the principal amount of \$92,150 pursuant to the provisions of the Local Bond Law (the "Bonds"). In anticipation of the issuance of the Bonds and to temporarily finance said Improvement or purposes, negotiable bond anticipation notes of the Town are hereby authorized to be issued in the principal amount not exceeding \$92,150 pursuant to the provisions of the Local Bond Law (the "Bond Anticipation Notes" or "Notes").

#### SECTION 3:

(a) The Improvements authorized and the purposes for which obligations are to be issued are as follows:

Improvements	Appropriation and Estimated Cost	Estimated Maximum Amount of Bonds or Notes	Period of Useful Life
(1) Acquisition of security cameras and panic buttons, all as shown on and in accordance with the plans and specifications thereon on file in the office of the Clerk and hereby approved.	\$69,650	\$66,065	5 Years
(2) Renovation of the Department of Public Works building, including all work and materials necessary therefor and incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file in the Office of Engineering.	\$27,500	\$26,085	15 Years
<b>TOTAL ALL PURPOSES</b>	<b>\$97,150</b>	<b>\$92,150</b>	

(b) The estimated maximum amount of Bonds or Notes to be issued for the purpose of financing a portion of the cost of the Improvement is \$92,150.

(c) The estimated cost of the Improvement is \$97,150 which amount represents the initial appropriation made by the Town.

#### SECTION 4:

All Bond Anticipation Notes issued hereunder shall mature at such times as may be determined by the municipal finance officer of the Town (the "Chief Financial Officer"); provided that no Note shall mature later than one year from its date. The Notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with Notes issued pursuant to this ordinance, and the signature of the Chief Financial Officer upon the Notes shall be conclusive evidence as to all such determinations. All Notes issued hereunder may be renewed from time to time subject to the provisions of Section 8(a) of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the Notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the Town Council of the Town at the meeting next succeeding the date when any sale or delivery of the Notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate, and the maturity schedule of the Notes sold, the price obtained and the name of the purchaser.

#### SECTION 5:

The capital budget of the Town is hereby amended to conform with the provisions of this Ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey is on file with the Town Clerk and is available for public inspection.

#### SECTION 6:

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

(a) The Improvement described in Section 3 of this Bond Ordinance is not a current expense and is a capital improvement or property that the Town may lawfully make or acquire as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of the Improvement, within the limitations of the Local Bond Law, taking into consideration the respective amounts of all obligations authorized for such purpose, according to the reasonable life thereof computed from the date of the Bonds authorized by this Bond Ordinance, is 7.79 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Town Clerk and a complete executed duplicate thereof has been filed in the office of the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey. Such statement shows that the gross debt of the Town, as defined in the Local Bond Law, is increased by the authorization of the Bonds and Notes provided in this Bond Ordinance by \$92,150 and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$2,000 for items of expense listed in and permitted under Section 20 of the Local Bond Law is included in the estimated cost of the Improvements, as indicated herein.

#### SECTION 7:

Any funds or grant monies received for the purpose described in Section 3 of this Ordinance shall be used for financing said Improvement by application thereof either to direct payment of the cost of said Improvement or to the payment or reduction of the authorization of the obligations of the Town authorized therefor by this Bond Ordinance. Any such funds received may, and all such funds so received which are not required for direct payment of the cost of said Improvement shall, be held and applied by the Town as funds applicable only to the payment of obligations of the Town authorized by this Bond Ordinance.

SECTION 8:

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

SECTION 9:

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

SECTION 10:

This Bond Ordinance constitutes a declaration of official intent under Treasury Regulation Section 1.150-2. The Town reasonably expects to pay expenditures with respect to the Improvement prior to the date that Town incurs debt obligations under this Bond Ordinance. The Town reasonably expects to reimburse such expenditures with the proceeds of debt to be incurred by the Town under this Bond Ordinance. The maximum principal amount of debt expected to be issued for payment of the cost of the Improvement is \$92,150.

SECTION 11:

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

**NOTICE**

**TAKE NOTICE** the above Ordinance was introduced at a regular meeting of the Town Council of the Town of Newton conducted on Monday, November 14, 2022. It was adopted, after final reading and public hearing thereon, at a meeting of the Newton Town Council conducted at 7:00 pm on Monday, November 28, 2022, in the Council Chambers at the Newton Municipal Building, 39 Trinity Street, Newton, New Jersey, and shall take effect in accordance with law.

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Teresa A. Oswin, RMC  
Municipal Clerk

# TOWN OF NEWTON

## ORDINANCE 2022-29

### BOND ORDINANCE REAPPROPRIATING \$90,421 PROCEEDS OF OBLIGATIONS NOT NEEDED FOR THEIR ORIGINAL PURPOSES FOR IMPROVEMENTS FOR VARIOUS OTHER CAPITAL ITEMS BY THE TOWN OF NEWTON, NEW JERSEY

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

#### SECTION 1:

Pursuant to N.J.S.A. 40A:2-39, it is hereby determined that \$90,421 of the bond proceeds of obligations originally made available pursuant to the following ordinance of the Town of Newton, County of Sussex, New Jersey is no longer necessary for the purposes for which the obligations previously were authorized. Each amount is listed under the column, "Balance to be Reappropriated," and is further described by reference to the number of the bond ordinance pursuant to which such amounts have been made available, the original appropriation made by the bond ordinance, and the description of the improvement for which such amounts originally were appropriated.

The total amount of \$90,421, consisting of \$87,104 of bond proceeds and \$3,317 of capital moneys to be reappropriated are made available as follows:

<u>Ordinance Number</u>	<u>Appropriation</u>	<u>Original Description of Improvement</u>	<u>Balance to be Reappropriated</u>
2022-14	\$10,000	Improvements to Dunn Place, including all work and materials necessary therefor and incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file in the Office of Engineering.	\$1,257.00
2022-14	\$20,000	Demolition Barrett Avenue (house), including all work and materials necessary therefor and incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file in the Office of Engineering.	\$2,060.00
2022-14	\$39,450.50	Acquisition of Police Sport Utility Vehicle, all as shown on and in accordance with the plans and specifications thereon on file in the office of the Clerk and hereby approved.	\$604.00

<u>Ordinance Number</u>	<u>Appropriation</u>	<u>Original Description of Improvement</u>	<u>Balance to be Reappropriated</u>
2022-14	\$100,000	Road improvements to Smith Street and Grand Avenue, including sidewalk, curbing, milling, paving, drainage, sewer, and other miscellaneous improvements and including all work and materials necessary therefor and incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file in the Office of Engineering.	\$37,000.00
2022-14	\$240,000	Road improvements to E. Clinton Street, Lawnwood Avenue and Nelson Street, including sidewalk, curbing, milling, paving, drainage, sewer, and other miscellaneous improvements and including all work and materials necessary therefor and incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file in the Office of Engineering.	\$49,500.00

**SECTION 2:**

The total amount of \$90,421 referred to in Section 1 above is hereby reappropriated as follows:

Acquisition of a portion of the cost of a Dodge RAM Truck and the Acquisition of an Additional Dodge RAM Truck	\$63,900.00
Renovations of the Department of Public Works Building	\$26,521.00

**SECTION 3:**

The capital budget of the Town is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey is on file with the Municipal Clerk and is available for public inspection.

SECTION 4:

The useful life of the improvements described in Section 2 above is 7.93 years.

SECTION 5:

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

**NOTICE**

**TAKE NOTICE** the above Ordinance was introduced at a regular meeting of the Town Council of the Town of Newton conducted on Monday, November 14, 2022. It was adopted, after final reading and public hearing thereon, at a meeting of the Newton Town Council conducted at 7:00 pm on Monday, November 28, 2022, in the Council Chambers at the Newton Municipal Building, 39 Trinity Street, Newton, New Jersey, and shall take effect in accordance with law.

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Teresa A. Oswin, RMC  
Municipal Clerk

# TOWN OF NEWTON

## ORDINANCE 2022-30

### **AN ORDINANCE AMENDING, REVISING, AND SUPPLEMENTING CHAPTER 213 OF THE TOWN CODE OF THE TOWN OF NEWTON, ENTITLED "PROPERTY MAINTENANCE", MORE SPECIFICALLY ADDING A NEW ARTICLE V, ENTITLED "BUSINESS AND RESIDENTIAL RENTAL UNIT REGISTRATION AND LIABILITY INSURANCE"**

**WHEREAS**, pursuant to N.J.S.A. 40:48-1 and N.J.S.A. 40:48-2, the governing body of a municipality may make, amend, repeal, and enforce such other ordinances, regulations, rules, and by-laws not contrary to the laws of this State or of the United States, as it may deem necessary and proper for the good of government, order, and protection of person and property and for the preservation of the public health, safety, and welfare of the municipality and its inhabitants and as may be necessary to carry into effect the powers and duties conferred and imposed by this subtitle, or by any law; and

**WHEREAS**, the Town of Newton is authorized to regulate buildings used for sleeping, lodging, and occupancy for purposes including, but not limited to, boarding houses, rooming houses, rental housing, or other living units/arrangements, pursuant to N.J.S.A. 40:52-1 *et seq.*; and

**WHEREAS**, the Legislature of the State of New Jersey adopted P.L. 2022, C. 1368, on August 5, 2022, and said law was signed by the Governor on August 8, 2022, mandating that businesses and residential rental units have premises liability insurance for negligent acts and omissions for such particular property and premises in amounts required therein; and

**WHEREAS**, by such legislation, the Town is mandated to enact an Ordinance to implement said insurance requirements and provide for annual registration of certificates of insurance required by said law;

**NOW, THEREFORE BE IT ORDAINED**, by the Town Council of the Town of Newton, County of Sussex, State of New Jersey that the Town Code of the Town of Newton is hereby amended, revised, and supplemented as to Chapter 213 of the Town Code, entitled "Property Maintenance", by more specifically adding a new Article V entitled "Business and Residential Rental Unit Registration and Liability Insurance" to the Town Code, which shall read as follows:

§ 213 of the Town Code of the Town of Newton is hereby amended as follows:

**Deletions shown by ~~strikeout~~; additions shown by underline.**

## **ARTICLE V BUSINESS AND RESIDENTIAL UNIT REGISTRATION AND LIABILITY INSURANCE**

### **§ 213-27 Definitions.**

The following words and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

#### **Business**

Any person or entity offering and/or engaged in buying, selling, storing, and/or transferring merchandise, goods, real property, personal property, moneys, services, and/or other items who do so for a fee, price, retainer, commission, percentage, and/or other means of compensation for the purpose, stated or otherwise, of realizing a profit or other gain.

#### **Certificate of Insurance**

A proof of current liability insurance insuring against negligent acts and omissions for a particular property and premises in an amount required in Town Code § 213-29(A) or § 213-29(B) issued by an insurance company and stating coverage for a particular property and premises.

#### **Owner**

A person as defined in Town Code § 1-15 who owns, possesses, or has the right to control through any agency agreement any residential rental unit or units, or who owns or possesses a business which owns or possesses any residential rental unit or units.

#### **Residential Rental Unit**

Any single-family residence, apartment, studio, condominium, and/or other dwelling designed to be occupied by one or more persons and rented, leased and/or otherwise offered for use by other than the owner for one (1) or more nights in a Calendar Year.

### **§ 213-28 Annual Registration Of Businesses And Residential Rental Units.**

All persons who own, possess, or control any business or residential rental unit or units located within the Town of Newton shall annually register each and every said business or residential unit or units with the Municipal Clerk of the Town of Newton in such form as may be required by the Town of Newton from time to time.

- A. All businesses or residential units shall be registered with the Municipal Clerk no later than February 25<sup>th</sup> of the first full Calendar Year after this Ordinance shall become effective. Thereafter, all businesses or residential units shall be registered with the Municipal Clerk no later than January 30<sup>th</sup> of each Calendar Year.
  
- B. The annual fee for registering as a business or as a residential rental unit owner with the Town of Newton is Two Hundred Dollars (\$200.00) per business or residential rental unit per year; provided however, that the registration fee for a new business or new residential rental unit which is registered after July 1<sup>st</sup> of its first Calendar Year registration shall be One Hundred Dollars (\$100.00) for the first part of a year.

**Deletions shown by ~~strikeout~~; additions shown by underline.**

- C. A residential rental unit owner shall be required to register all residential units owned by that owner every year when registering as a residential unit owner with the Municipal Clerk.
- D. There shall be a late fee of Twenty-Five Dollars (\$25.00) for every registration which is submitted after January 30<sup>th</sup> of each Calendar Year.
- E. All residential rental units located in any residential setting which is regulated, registered, or otherwise subject to the jurisdiction of the New Jersey Department of Community Affairs Bureau of Housing Inspections are exempt from this requirement.

**§ 213-29 Liability Insurance Required.**

The owner of a business, owner of a rental unit or units, and/or the owner of a multi-family home of four (4) or fewer units, one of which is owner occupied, shall annually register the certificate of insurance demonstrating a certificate of insurance with the Town of Newton as follows:

- A. Except as provided in subsection B of this section, the owner of a business or the owner of a rental unit or units shall maintain liability insurance for negligent acts and omissions in an amount of no less than \$500,000 for combined property damage and bodily injury to or death of one or more persons in any one accident or occurrence.
- B. The owner of a multifamily home which is four (4) or fewer units, one (1) of which must be owner-occupied, shall maintain liability insurance for negligent acts and omissions in an amount of no less than \$300,000 for combined property damage and bodily injury to or death of one (1) or more persons in any one (1) accident or occurrence.

**§ 213-30 Fee For Business Or Residential Rental Insurance Certificate.**

- A. The Municipal Clerk shall issue a business or residential insurance certificate to all duly registered businesses and/or residential rental unit owners upon submission of a completed registration form and payment of the required fee or fees.
- B. The fee for obtaining a business or residential rental insurance certificate from the Town of Newton is Fifty Dollars (\$50.00).

**§213-31 Violations; Penalties.**

- A. Any person, firm, or corporation that shall be convicted of a violation of a provision of this chapter shall, upon conviction thereof by any court authorized by law to hear and determine the matter, be subject to a fine not exceeding One Thousand Dollars (\$1,000.00) or imprisonment for a term not exceeding ninety (90) days, or both, as such court in its discretion may impose. Each day that such violation exists shall constitute a separate offense.

**Deletions shown by ~~strikeout~~; additions shown by underline.**

B. The Town may collect through a summary proceeding under N.J.S.A. 2A:58-10, et. seq. a fine of not less than Five Hundred (\$500.00) Dollars, but no more than Five Thousand Dollars (\$5,000.00) for failing to file with the Municipal Clerk a certificate of insurance registration as required by P.L. 2022, C. 1368.

**Section 2.** The Town Manager, Municipal Clerk, and any and all other Town officials, are hereby directed and authorized to perform all acts necessary to effectuate the purposes of this Ordinance.

**Section 3.** Should any section, paragraph, sentence, clause, or phrase of this Ordinance be declared unconstitutional or invalid for any reason by any Court of competent jurisdiction, such provision(s) shall be deemed severable, and the remaining portions of this Ordinance shall remain in full force and effect.

**Section 4.** All ordinances or parts of ordinances or resolutions that are inconsistent with the provisions of this Ordinance are repealed to the extent of such inconsistency.

**Section 5.** This Ordinance will take effect after passage and publication according to law.

#### **NOTICE**

**TAKE NOTICE** the above Ordinance was introduced at a regular meeting of the Town Council of the Town of Newton conducted on Monday, November 28, 2022. It will be considered for adoption, after final reading and public hearing thereon, at a meeting of the Newton Town Council to be conducted at 7:00 pm or as soon thereafter as the matter may be heard on Monday, December 12, 2022, in the Council Chambers at the Newton Municipal Building, 39 Trinity Street, Newton, New Jersey, and shall take effect in accordance with law.

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Teresa A. Oswin, RMC  
Municipal Clerk



## TOWN OF NEWTON

### RESOLUTION #258-2022

November 28, 2022 "To Cancel Trust Police Outside Service Escrow Balances"

**WHEREAS**, there is a balance in the Trust–Police Escrow for Outside Services as of October 31, 2022, in the following account:

#7112250      O/S Police – Misc. One Time      \$94.50

**WHEREAS**, the Town has not received a request for refund and attempts to contact the depositing company by phone or email have been unsuccessful; and

**WHEREAS**, it is desirous to cancel the balance since it has had no activity since 2020;

**NOW, THEREFORE BE IT RESOLVED**, by the Town Council of the Town of Newton, that the above listed balance totaling \$94.50 in the Trust Police Outside Service Fund be canceled to Current Operations.

#### CERTIFICATION

**THIS IS TO CERTIFY** the above is a true copy of a Resolution adopted by the Town Council of the Town of Newton at a regular meeting of said Governing Body conducted on Monday, November 28, 2022.

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Teresa A. Oswin, RMC  
Municipal Clerk



## TOWN OF NEWTON

### RESOLUTION #259-2022

**November 28, 2022 "Accept as Final and Complete the Proposed Resurfacing of Dunn Place Project and Authorize Final Paperwork Be Prepared"**

**WHEREAS**, the Town Council of the Town of Newton awarded a contract for the Proposed Resurfacing of Dunn Place through the Morris County Co-op by the adoption of Resolution #202-2022 on August 15, 2022:

Tilcon New York, Inc. \$8,418.00

**WHEREAS**, the Town Council approved Change Order No. 1 for Tilcon New York, Inc., for a decrease in the amount of \$1,203.06 for a new contract total of \$7,214.94 by the adoption of Resolution #253-2022 on November 14, 2022; and

**WHEREAS**, the Town Engineer, Harold E. Pellow, of Harold E. Pellow & Associates, Inc., recommends in his memo dated October 31, 2022, accepting the project as final and complete so the final paperwork can be prepared;

**NOW, THEREFORE BE IT RESOLVED**, by the Town Council of the Town of Newton that it hereby concurs with the Town Engineer's recommendation and accepts as final and complete the Proposed Resurfacing of Dunn Place Project; and

**BE IT FURTHER RESOLVED**, that a copy of Mr. Pellow's memo be attached to and made part of this Resolution.

### CERTIFICATION

**THIS IS TO CERTIFY** the above is a true copy of a Resolution adopted by the Town Council of the Town of Newton at a regular meeting of said Governing Body conducted on Monday, November 28, 2022.

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Teresa A. Oswin, RMC  
Municipal Clerk



## TOWN OF NEWTON

### RESOLUTION #260-2022

**November 28, 2022 “Resolution Rejecting All Bids for Chemical Supply Bid Newton Water/Sewer Utilities Bid #16-2022”**

**WHEREAS**, the Town of Newton received bids on November 10, 2022, at 10:00A.M. in response to Bid #16-2022 for Chemical Supply Bid for the Newton Water & Sewer utilities; and

**WHEREAS**, the Town received four (4) bids to wit:

NAME OF BIDDER	Holland Company Inc	Miracle Chemical Company	USALCO LLC	PVS Minibulk Inc.	JCI Jones Chemicals Inc
Bid Item 1 - Liquid sodium carbonate, as called for in the Specifications 90,000 gallons 15%	NO BID	NO BID	NO BID	NO BID	NO BID
Bid Item 2 - Bid Item 2 - Epic WWW 2400 24,000 – 26,000 GALLONS YEARLY	\$5.71/Gallon - \$137,040- \$148,450.00 - 1-3 days	NO BID	NO BID	NO BID	NO BID
Bid Item 3 - Liquid gas sulfur dioxide, as called for in the Specifications 10,950 pounds	NO BID	NO BID	NO BID	NO BID	\$1.5333/ gallon, \$16,789.64 - no days indicated
Bid Item 4 - Liquid hydrofl /Gas, as called for in Specifications 10,950 ponds	NO BID	NO BID	NO BID	NO BID	NO BID
Bid Item 5 - Liquid Sodium Hydroxide, as called for in Specifications 5,500 gallons 25%	NO BID	NO BID	NO BID	\$4.85/ Gallon, \$26,455.00 - 3-5 days	NO BID
Bid Item 6 - Liquid Hydrofluosilic Acid, as called for in Specifications 1,250 gallons	NO BID	NO BID	NO BID	NO BID	NO BID
Bid Item 7 - Liquid SodiumHypochlorite, as called for in Specifications 7,500 gallons	NO BID	\$6.999/ gallon, \$52,492.50 - 7 days	NO BID	\$4.31/ Gallon, \$32,325.00 - 3-5 days	NO BID

And

**WHEREAS**, the Town of Newton Water and Sewer Utility desires to substantially revise the term scope of the project affecting price; 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 #16-2022 Chemical Supply Bid are hereby rejected in accordance with the authority granted within N.J.S.A. 40A:11-13.2(d).

**CERTIFICATION**

**THIS IS TO CERTIFY** the above is a true copy of a Resolution adopted by the Town Council of the Town of Newton at a regular meeting of said Governing Body conducted on Monday, November 28, 2022.

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Teresa A. Oswin, RMC  
Municipal Clerk



## TOWN OF NEWTON

### RESOLUTION #261-2022

November 28, 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 HAVE BEEN OVERESTIMATED:**

<u>Account</u>	<u>Address</u>	<u>Amount</u>
97804	Barry Lane	\$71.07
1184550	Halsted Street	\$57.46
1820910	Smith Street	\$80.96
2324870	Glen Road	\$180.01
26496128	Water Street	\$308.56
195872	North Park Drive	\$1,755.62
25936	54A-15 Mill Street	\$1,053.60

**CERTIFICATION**

**THIS IS TO CERTIFY** the above is a true copy of a Resolution adopted by the Town Council of the Town of Newton at a regular meeting of said Governing Body conducted on Monday, November 28, 2022.

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Teresa A. Oswin, RMC  
Municipal Clerk



**TOWN OF NEWTON  
RESOLUTION #262-2022**

**November 28, 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 \$9,900.00 from the State of New Jersey, Department of Law & Public Safety, Division of Highway Traffic Safety, Drunk Driving Enforcement Fund (DDEF);

**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:
      - Drunk Driving Enforcement Fund ..... \$9,900.00
  
- General Appropriations:
  - (A) Operations - Excluded from CAPS
    - Public and Private Programs Off-Set by Revenues:
      - Drunk Driving Enforcement Fund ..... \$9,900.00

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

**CERTIFICATION**

**THIS IS TO CERTIFY** the above is a true copy of a Resolution adopted by the Town Council of the Town of Newton at a regular meeting of said Governing Body conducted on Monday, November 28, 2022.

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



## TOWN OF NEWTON

### RESOLUTION #263-2022

**November 28, 2022** “Approval of a Renewal Application for Taxicab Owner’s License for Doragail Spicer t/a DADS Taxi & Limo”

**WHEREAS**, the Code of the Town of Newton requires under **§283.2, License Required**, “No person shall operate a taxicab within the town unless both the owner and the driver of the taxicab are licensed under this chapter.” “All licenses issued under this chapter are deemed valid for one (1) year and requests for renewal must be submitted at least thirty (30) days prior to the expiration to the Chief of Police”; and

**WHEREAS**, the Police Department has completed the necessary investigation and submitted a letter advising the renewal Taxicab Owner’s License application is complete and accurate; and

**WHEREAS**, in accordance with **§283.6, Inspection of Vehicles**, “Before a vehicle is used as a taxicab within the Town it shall be inspected...to ascertain that it is in a safe, clean and sanitary condition and contains all safety devices required by law”;

**NOW, THEREFORE BE IT RESOLVED**, by the Town Council of the Town of Newton that it hereby approves the renewal Taxicab Owner's License application submitted by Doragail Spicer, 81 Skytop Road, Newton, NJ 07860, t/a D.A.D.S. Taxi & Limo, which shall expire November 28, 2023; and

**BE IT FURTHER RESOLVED**, the applicant must remain in compliance with all aspects of **Chapter 283**, of the Code of the Town of Newton, as well as, the provisions of N.J.R.S. 46:16.

### CERTIFICATION

**THIS IS TO CERTIFY** the above is a true copy of a Resolution adopted by the Town Council of the Town of Newton at a regular meeting of said Governing Body conducted on Monday, November 28, 2022.

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Teresa A. Oswin, RMC  
Municipal Clerk



## TOWN OF NEWTON

### RESOLUTION #264-2022

**November 28, 2022 "Approval of a Renewal Application for Taxicab Driver's License for Doragail Spicer"**

**WHEREAS**, the Code of the Town of Newton requires under **283-2, License Required**. "No person shall operate a taxicab within the town unless both the owner and the driver of the taxicab are licensed under this chapter." "All licenses issued under this chapter are deemed valid for one (1) year and requests for renewal must be submitted at least thirty (30) days prior to expiration to the Chief of Police"; and

**WHEREAS**, the Newton Police Department has completed the necessary investigation and submitted a letter advising the renewal Taxicab Driver's license application is complete and accurate; and

**NOW, THEREFORE BE IT RESOLVED**, by the Town Council of the Town of Newton that it hereby approves the application for the renewal Taxicab Driver's License submitted by Doragail Spicer, 81 Skytop Road, Newton, NJ 07860 and represents D.A.D.S. Taxi & Limo, which will expire on November 28, 2023.

### CERTIFICATION

**THIS IS TO CERTIFY** the above is a true copy of a Resolution adopted by the Town Council of the Town of Newton at a meeting of said Governing Body conducted on Monday, November 28, 2022.

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Teresa A. Oswin, RMC  
Municipal Clerk



## TOWN OF NEWTON

### RESOLUTION #265-2022

**November 28, 2022 "Approval of a Renewal Application for Taxicab Driver's License for Glenn T. Spicer"**

**WHEREAS**, the Code of the Town of Newton requires under **§283.2, License Required**. "No person shall operate a taxicab within the town unless both the owner and the driver of the taxicab are licensed under this chapter." "All licenses issued under this chapter are deemed valid for one (1) year and requests for renewal must be submitted at least thirty (30) days prior to expiration to the Chief of Police"; and

**WHEREAS**, the Newton Police Department has completed the necessary investigation and submitted a letter advising the renewal Taxicab Driver's license application is complete and accurate; and

**NOW, THEREFORE BE IT RESOLVED**, by the Town Council of the Town of Newton that it hereby approves the application for the renewal Taxicab Driver's License submitted by Glenn T. Spicer, 81 Skytop Road, Newton, NJ 07860 and represents D.A.D.S. Taxi & Limo, which will expire on November 28, 2023.

### CERTIFICATION

**THIS IS TO CERTIFY** the above is a true copy of a Resolution adopted by the Town Council of the Town of Newton at a meeting of said Governing Body conducted on Monday, November 28, 2022.

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Teresa A. Oswin, RMC  
Municipal Clerk



## TOWN OF NEWTON

### RESOLUTION #266-2022

**November 28, 2022** "Resolution Authorizing Award of Bid 11R-2022, Camera and Panic Button Installation Bid to Commercial Technology Contractors Inc."

**WHEREAS**, a need exists for the re bid for the project known as "Camera and Panic Button Installation Bid," Bid# 11R-2022; and

**WHEREAS**, the Town advertised and received bids in a fair and open manner consistent with N.J.S.A. 19:44A-20.5 and N.J.S.A. 40A:11-1 et. Seq.; and

**WHEREAS**, the Town received two (2) bids for "Camera and Panic Button Installation Bid", Bid# 11R-2022, on October 27, 2022, at 10:00A.M. to wit:

NAME OF BIDDER	Wojchik Electric Inc.	Commercial Technology Contractors Inc.
LUMP SUM	\$133,317.31	\$68,622.78

**WHEREAS**, the lowest apparent bidder was determined to be Commercial Technology Contractors Inc., 152 Huron Avenue, Clifton, New Jersey, 07013, with a bid of \$68,622.78; and

**WHEREAS**, the Chief of Police and Qualified Purchasing Agent have determined that Commercial Technology Contractors Inc., 152 Huron Avenue, Clifton, New Jersey, 07013, to be the lowest responsible bidder, consistent with N.J.S.A.40A:11-4.1.; and

**WHEREAS**, the Chief Financial Officer certifies funding in the amount of \$68,622.78 is available from: Ordinance # 2022-28 after adoption and estoppel period has been completed.

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

1. The Town Council of the Town of Newton hereby awards "Camera and Panic Button Installation Bid," Bid# 11R-2022 to Commercial Technology Contractors Inc., 152 Huron Avenue, Clifton, New Jersey, 07013, in the amount of \$68,622.78.
2. The Mayor, Town Manager, and Municipal Clerk are authorized to execute contracts with Commercial Technology Contractors Inc. consistent with all the tenets as contained within "Camera and Panic Button Installation Bid," Bid# 11R-2022.

#### CERTIFICATION

**THIS IS TO CERTIFY** the above is a true copy of a Resolution adopted by the Town Council of the Town of Newton at a regular meeting of said Governing Body conducted on Monday, November 28, 2022.

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

**Town of Newton  
Resolution #267-2022  
Amendment to the Capital Budget**

WHEREAS, the local capital budget for the year 2022 was adopted on the 28th day of March, 2022; and  
 WHEREAS, it is desired to amend said capital budget section;  
 NOW, AND THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton, County of Sussex, the following amendment(s) to  
 the adopted capital budget section of Capital Fund be made.

Recorded Vote (Insert Names)

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

**CAPITAL BUDGET (Current Year Action)  
2022**

1 Project	2 Project Num.	3 Est. Total Cost	4 Amt. Res. In Prior Years	Planned Funding Services for Current Year 2022						5f Debt Authorized	Total Funded In Future Year
				5a 2022 Budget Appropriation	5b Capital Improvement Fund	5c Capital Surplus	5d Grants in Aid/Other Fund				
	2022-28	\$ 97,150.00			\$ 5,000.00					\$ 92,150.00	
	2022-29	\$ 90,421.00									
<b>Total All Projects</b>		<b>\$ 187,571.00</b>			<b>\$ 90,421.00</b>	<b>\$ 5,000.00</b>				<b>\$ 92,150.00</b>	

**SIX YEAR CAPITAL PROGRAM 2022 TO 2027  
ANTICIPATED PROJECT SCHEDULE AND FUNDING REQUIREMENTS  
5. Funding Amounts Per Year**

1 Project	2 Project Num.	3 Est. Total Cost	4 Estimated Completion Time	5. Funding Amounts Per Year						
				2022	2023	2024	2025	2026	2027	
	2022-28	97,150.00	2022	\$ 92,150.00						
	2022-29	90,421.00		\$ 90,421.00						
<b>Total All Projects</b>		<b>\$ 187,571.00</b>		<b>\$ 182,571.00</b>	<b>\$ 5,000.00</b>					

SIX YEAR CAPITAL PROGRAM 2022 - 2027  
SUMMARY OF ANTICIPATED FUNDING SOURCES AND AMOUNTS

Project	2 Estimated Total Cost	3 Budget Appropriation		4 Capital Improv. Fund	5 Capital Surplus	6 Grants In Aid-Other Funds	7 Bonds and Notes			
		Current Year	Future Years				General	Self-Liquid.	Assessment	School
Various Security Upgrades	\$ 97,150.00			\$ 5,000.00			\$ 92,150.00			
Reappropriation Various Imp	\$ 90,421.00	\$ 90,421.00								
Total All Projects	\$ 187,571.00	\$ 90,421.00		\$ 5,000.00		\$ -	\$ 92,150.00			

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

IT IS HEREBY CERTIFIED that this is a true copy of a resolution amending the capital budget section adopted by the Town Council on the 28 day of November, 2022.

Trenton, New Jersey

Approved \_\_\_\_\_, 2022

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

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



## TOWN OF NEWTON

### RESOLUTION #268-2022

November 28, 2022 "Approve 2022 Appropriation Transfers"

**BE IT RESOLVED**, by the Town Council of the Town of Newton that the following 2022 appropriation transfers be approved effective this date:

<u>From</u> <u>CURRENT</u>	<u>To</u>	<u>Amount</u>
Court S&W 1059100	Manager S&W 1050100	7,000.00
Elections OE 1051500	Human Resource S&W 1053100	3,500.00
Group Insurance 1066200	Snow Removal S&W 1081100	5,000.00
	Clerk OE 1051200	5,000.00
	Engineer OE 1060200	15,000.00
	Planning/Zoning S&W 1062100	1.00
	Planning/Zoning OE 1062200	5,000.00
	Parks & Playgrounds S&W 1091100	4,000.00
<b>TOTAL CURRENT TRANSFERS</b>		<b><u>\$44,501.00</u></b>

### CERTIFICATION

**THIS IS TO CERTIFY** the above is a true copy of a Resolution adopted by the Town Council of the Town of Newton at a regular meeting of said Governing Body conducted on Monday, November 28, 2022.

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



## TOWN OF NEWTON

### RESOLUTION #269-2022

November 28, 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.

#### CERTIFICATION

**THIS IS TO CERTIFY** the above is a true copy of a Resolution adopted by the Town Council of the Town of Newton at a regular meeting of said Governing Body conducted on Monday, November 28, 2022.

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Teresa A. Oswin, RMC  
Municipal Clerk

## List of Bills - CLEARING/CLAIMS

Check#	Vendor	Description	Payment	Check Total
7191	2799 - AFLAC	PO 62521 Oct / Nov 2022- Vol Ben - Disability, H	3,708.92	3,708.92
7192	3006 - AG CHOICE, LLC.	PO 62325 BLANKET: 2022 VEGITATIVE/WASTE DISPOSAL:	455.00	455.00
7193	2141 - AIRMATIC COMPRESSOR SYSTEMS, INC.	PO 62207 OIL WATER SEPERATOR COMPRESSOR MORRIS LA	1,645.00	1,645.00
7194	4321 - ALL ACCESS STAGING & PRODUCTIONS, INC.	PO 62522 STAGE RENTAL FOR FALL FESTIVAL - OCTOBER	250.00	250.00
7195	3869 - AMERICAN FIDELITY ASSURANCE	PO 62500 Oct / Nov 2022 - Vol Benefits - LTD, Cri	1,124.44	1,124.44
7196	3868 - AMERICAN FIDELITY ASSURANCE COMPANY	PO 62501 FSA - Voluntary - Oct & Nov	1,308.32	1,308.32
7197	4544 - ARMSTRONG, KENNETH W.	PO 61416 MEDICARE PART B REIMB	1,020.60	1,020.60
7198	4596 - ATLANTIC COMFORT SYSTEMS	PO 62410 Townhall Server/ Rplmnt/ Phone Room	625.00	
		PO 62410 Townhall Server/ Rplmnt/ Phone Room	1,750.00	2,375.00
7199	32 - B & R UNIFORM, INC.	PO 62463 NPJ BADGES	519.80	519.80
7200	2518 - BABCOCK, DAWN	PO 61444 MEDICARE PART B REIMB	1,020.60	1,020.60
7201	3251 - BADGER METER, INC.	PO 60750 B: Agreement Beacon Mobile Hosting/ Wate	164.76	164.76
7202	3273 - BECHTEL, LISA	PO 62473 11/14/22 - Student Programs - Alliance F	120.00	120.00
7203	4214 - BESHADA, LEO	PO 61407 MEDICARE PART B REIMB	2,857.20	2,857.20
7204	190 - BOND, CHRISTOPHER	PO 61406 MEDICARE PART B REIMB	1,020.60	1,020.60
7205	1132 - BOONTON TIRE SUPPLY INC.	PO 62196 B: PD VHEICLE REPAIR	365.91	
		PO 62486 2014 Bus - Tensioner Belt & Tires	1,161.88	1,527.79
7206	300 - BRIGHTSPEED	PO 62260 B: LONG DISTANCE A/C #320421349 SEPT -D	71.55	71.55
7207	300 - BRIGHTSPEED	PO 62265 B: LOCAL PHONE SVC A/C #310115975 SEPT -	1,216.39	
		PO 62265 B: LOCAL PHONE SVC A/C #310115975 SEPT -	2,430.70	3,647.09
7208	300 - BRIGHTSPEED	PO 62308 B: WOODSIDE AVE PS A/C #3010395888 (fo	41.31	41.31
7209	4496 - BROWN KERRY	PO 62488 League Mileage etc.	108.75	108.75
7210	702 - C W A LOCAL 1032	PO 62503 Police Dispatch Dues - Oct / Nov 2022	506.03	506.03
7211	3459 - CASAMASSINA, LISA	PO 62472 11/14/22 - Student Programs - Alliance F	120.00	120.00
7212	77 - CCP INDUSTRIES, INC.	PO 62425 DPW/WS CONTRACTUAL JACKETS - 2022 Contra	560.82	
		PO 62425 DPW/WS CONTRACTUAL JACKETS - 2022 Contra	1,149.65	1,710.47
7213	2206 - CENTER FOR PREVENTION & COUNSELING, INC	PO 62474 11/9/22 - Student Programs - Alliance FY	800.00	800.00
7214	2551 - CLOUSE RONALD	PO 61405 MEDICARE PART B REIMB	1,891.20	1,891.20
7215	2628 - CONDOR CREATIONS	PO 62438 Flags of Honor pins.	98.50	98.50
7216	4420 - COOPER DARLENE	PO 61404 MEDICARE PART B REIMB	2,041.20	2,041.20
7217	2639 - COUNTY OF SUSSEX	PO 62434 4th Qtr Pilot 5% due to County	8,399.50	8,399.50
7218	155 - COYNE CHEMICAL CORP., INC.	PO 60869 B: CP-837 ZINC (@ 1.57 per LB)	1,159.00	
		PO 60870 B: Hydrofluosilicic Acid 23% (@ \$.49/lb.	866.25	2,025.25
7219	4500 - CRYSTAL MOUNTAIN SPRINGS	PO 61439 B: WATER DELV ACCT #1483	122.99	122.99
7220	2290 - CUMMINS DOUGLAS	PO 61403 MEDICARE PART B REIMB	1,020.60	1,020.60
7221	286 - CURRENT ACCOUNT	PO 62435 Cancel Bal in PD Escrow	94.50	94.50
7222	4386 - DECOTIIS, FITZPATRICK, COLE& GIBLIN, LLP	PO 62441 NEWTON 213 LLC August professional servi	1,155.00	
		PO 62458 REDEVELOPMENT -OCT	333.00	1,488.00
7223	2386 - DOMINICK'S PIZZA LLC	PO 62481 MEETING REFRESHMENTS	74.00	
		PO 62518 Refreshments for Training	71.80	145.80
7224	106 - ELIZABETHTOWN GAS	PO 60692 B: NATURAL GAS	2,214.38	
		PO 60692 B: NATURAL GAS	1,366.73	3,581.11
7225	225 - FEDERAL EXPRESS	PO 60847 B: EXPRESS MAIL ACCT #1344-0525-2	58.74	58.74
7226	4504 - FORD MOTOR CREDIT COMPANY INC	PO 62016 PAYMENT 2 OF 3 2021 FORD INTERCEPTOR	16,698.89	16,698.89
7227	4504 - FORD MOTOR CREDIT COMPANY INC	PO 62017 PAYMENT 2 OF 3 2021 FORD INTERCEPTOR	14,973.59	14,973.59
7228	4346 - FOVEONICS DOCUMENT SOLUTIONS	PO 57828 Document Scanning - Planning Department	5,544.78	5,544.78
7229	3318 - FREDON ANIMAL HOSPITAL	PO 62464 FELINES - ABANDONDED MEDICAL/BOARDING FE	306.35	306.35
7230	172 - FRISBIE, ARTHUR & RITA	PO 61479 MEDICARE PART B REIMB	2,041.20	2,041.20
7231	109 - FURGIUELE, CAMILLE	PO 61402 MEDICARE PART B REIMB	1,503.00	1,503.00
7232	373 - GALLS, LLC	PO 62095 OEM Duty Gear ACCT #4794479	763.53	763.53
7233	448 - GARRIS, JEAN	PO 61745 MEDICARE PART B REIMB	1,020.60	1,020.60
7234	4536 - GATEHOUSE MEDIA NEW YORK HOLDINGS , INC.	PO 62439 ADVERTISING -OCT	102.96	
		PO 62439 ADVERTISING -OCT	217.71	
		PO 62439 ADVERTISING -OCT	102.96	423.63
7235	4486 - GEDEON, JAMES F.	PO 62467 Entertainment for Holiday Event - 12/16/	375.00	375.00
7236	789 - GNCC	PO 61961 80th Anniversary - 1 ticket	42.00	42.00
7237	4627 - GRELO NIKO	PO 62368 UNIFORM REIMBURSEMENT	144.95	144.95
7238	490 - GRENNILLE, WILLIAM	PO 61401 MEDICARE PART B REIMB	2,041.20	2,041.20
7239	3456 - GRIFONE, MIKE	PO 62471 11/14/22 - Student Programs - Alliance F	90.00	90.00
7240	4419 - HAVENS DEBORAH	PO 61400 MEDICARE PART B REIMB	1,020.60	1,020.60
7241	3804 - HAYDEE BALLESTER	PO 60681 B: COURT TRANSLATION	140.00	140.00
7242	230 - HAYEK'S MARKET INC.	PO 62436 Flags of Honor Lunch #125	1,498.75	1,498.75

## List of Bills - CLEARING/CLAIMS

Check#	Vendor	Description	Payment	Check Total
7243	4337 - HFE SERVICES LLC	PO 60678 B: COMPUTER TECHNOLOGY (not to exceed \$2	1,355.48	
		PO 60678 B: COMPUTER TECHNOLOGY (not to exceed \$2	869.48	
		PO 60818 2022 Cyber Gap Risk Assessment Project	1,760.00	3,984.96
7244	3876 - HOLLAND COMPANY, INC.	PO 60875 B: EPIC 2400 (\$85,800 @ \$3.30 PER GAL)	6,636.30	6,636.30
7245	1866 - HOME DEPOT, INC.	PO 60908 B: NPD PURCHASES	60.31	60.31
7246	1866 - HOME DEPOT, INC.	PO 62491 Nov Spls 2022	881.86	
		PO 62491 Nov Spls 2022	29.96	911.82
7247	4497 - HOUGH THERESA	PO 62468 11/14/22 - Student Programs - Alliance F	90.00	90.00
7248	173 - ILIFF, JOHN AND TERRY	PO 61399 MEDICARE PART B REIMB	2,041.20	2,041.20
7249	3235 - J. CALDWELL & ASSOCIATES, LLC.	PO 60815 B: PLANNER CONSULTANT SERVICES (not to	130.00	
		PO 62507 Oct professional review	260.00	390.00
7250	113 - JCP&L	PO 62483 TWN BLDGS -OCT	2,599.05	
		PO 62484 W/S ELECTRIC -OCT	4,136.49	6,735.54
7251	4173 - JORRITSM, BRUCE	PO 61398 MEDICARE PART B REIMB	3,006.00	3,006.00
7252	3778 - JP MONZO MUNIC CONSULTING, LLC	PO 62455 Webinar, Dec 28 Internal Controls, M.Mie	50.00	50.00
7253	276 - KAYS, PETER J.	PO 61397 MEDICARE PART B REIMB	1,020.60	1,020.60
7254	2767 - KILDUFF JAMES	PO 61396 MEDICARE PART B REIMB	978.60	978.60
7255	1442 - KITHCART, EILEEN	PO 61394 MEDICARE PART B REIMB	2,233.80	2,233.80
7256	1011 - LASSO, ERVIN	PO 61480 MEDICARE PART B REIMB	1,020.60	1,020.60
7257	4356 - LENOVO	PO 62357 ThinkCentre M70q Tiny PC for Radio Contr	576.01	576.01
7258	4012 - LEXIPOL	PO 62494 PD TRAINING	4,698.96	4,698.96
7259	3457 - LICATA, MARY	PO 62469 11/14/22 - Student Programs - Alliance F	90.00	90.00
7260	1566 - MAIN POOL & CHEMICAL COMPANY, INC.	PO 60867 B: LIQUID SODIUM HYPOCHLORITE/CHLORINE (	973.50	973.50
7261	3308 - MASON-WILLIAMS, KIMBERLY	PO 62479 2022 - NJLM CONFERENCE - NOV 15 - 17	217.99	217.99
7262	2865 - MILLS STEVE	PO 61395 MEDICARE PART B REIMB	1,020.60	1,020.60
7263	53 - MONTAGUE TOOL & SUPPLY, INC.	PO 62520 Recip Blades/Drill Bits	81.65	81.65
7264	1884 - MORRIS, THOMAS & BULAH	PO 61391 MEDICARE PART B REIMB	2,041.20	2,041.20
7265	4154 - NEWTON HIGH SCHOOL	PO 62489 Wreath and Centerpieces for Flags of Hon	75.00	75.00
7266	700 - NEWTON PATROLMANS ASSOCIATION	PO 62516 PBA DUES - OCT & NOV 2022	1,920.00	1,920.00
7267	1745 - NEWTON SUPERIOR OFFICERS	PO 62502 SOA DUES - OCT / NOV 2022	600.00	600.00
7268	2835 - NJMEBF	PO 62497 MEDICAL/DENTAL - NOV2022	138,367.92	
		PO 62497 MEDICAL/DENTAL - NOV2022	22,560.08	
		PO 62497 MEDICAL/DENTAL - NOV2022	34,625.00	195,553.00
7269	1762 - NJSACOP	PO 62429 CHIEF 2022 MEETING REG FEE	225.00	225.00
7270	1751 - OSWIN TERESA ANN	PO 62462 LEAGUE / ELECTION MILEAGE AND SUPPLIES	248.96	248.96
7271	3047 - PANDISCIA MICHAEL	PO 61390 MEDICARE PART B REIMB	2,041.20	2,041.20
7272	64 - PELLOW, HAROLD & ASSO, INC.	PO 62431 A VACCARIELLO -AUG	202.50	
		PO 62456 ENGINEERING CR 519 2021 & 2022	7,983.62	
		PO 62457 SMALL CITIES 2022	15,492.28	
		PO 62460 August services	67.50	
		PO 62461 TEYMA(Newton Cafe, Spring St September pr	660.00	
		PO 62509 Sept services	975.00	25,380.90
7273	2788 - PENTELEDATA	PO 60696 B: INTERNET ACCT #1871584	159.95	
		PO 60696 B: INTERNET ACCT #1871584	159.95	319.90
7274	4220 - Peter Bond	PO 62506 SANTA FOR TREE LIGHTING EVENT 12/2/22	300.00	300.00
7275	3587 - PHOENIX ADVISORS, LLC.	PO 62453 Secondary Market Disclosure 2022	1,700.00	1,700.00
7276	4204 - PLANET NETWORKS INC.	PO 60819 B: INTERNET Water/Sewer Buildings 2022	609.90	
		PO 60821 B: INTERNET est.\$339.90 x 12 =\$4077.90 I	199.95	809.85
7277	39 - QUILL CORPORATION	PO 60785 B: OFFICE SUPPLIES ACCT #6182634	1,223.33	1,223.33
7278	1274 - RANSNORTH, NANCY	PO 61388 MEDICARE PART B REIMB	1,020.60	1,020.60
7279	4203 - RAPID PUMP	PO 61254 WTP/Contractual Maintenance 2022	1,041.18	
		PO 61255 WTP/Contractual Maintenance 2022	1,090.47	2,131.65
7280	179 - READ, LORRAINE	PO 61389 MEDI Part B Reimb	1,020.60	1,020.60
7281	4425 - Reliance Standard Life Insurance Co	PO 62498 FIRE ACC/LIFE INS - Nov/Dec- 2022	401.41	401.41
7282	1112 - RICHARDS, JEAN	PO 61392 MEDICARE PART B REIMB	1,020.60	1,020.60
7283	4207 - RIMAGE CORPORATION	PO 62362 RETRANSFER RIBBON & RIBBON FOR BODY WORN	242.82	242.82
7284	1883 - ROMYNS, LARRY E.	PO 61393 MEDICARE PART B REIMB	1,993.20	1,993.20
7285	3615 - ROSELLEN ANN M	PO 61383 MEDICARE PART B REIMB	1,020.60	1,020.60
7286	3973 - Schlosser, Theresa	PO 60709 BANKING STIPEND 2022	150.00	150.00
7287	2145 - SEELY BROTHERS, INC.	PO 62437 Flags of Honor/Eagle Rplmnt	36.00	36.00
7288	3756 - SHACKLETON, JACKI	PO 60708 BANKING STIPEND 2022	150.00	150.00
7289	3134 - SHOP RITE, INC.	PO 62382 22/23 Alliance - Student Programs	186.02	186.02
7290	1489 - SMALLEY, JOHN H	PO 61384 MEDICARE PART B REIMB	2,041.20	2,041.20

List of Bills - CLEARING/CLAIMS

Check#	Vendor	Description	Payment	Check Total
7291	338 - SMITE, WILLIAM F	PO 61385 MEDICARE PART B REIMB	2,041.20	2,041.20
7292	2257 - STAPLES	PO 60782 B: OFFICE SUPPLIES	361.26	
		PO 60782 B: OFFICE SUPPLIES	33.99	
		PO 62352 NPD CHAIRS	1,449.95	
		PO 62430 VERBATIM DATA BLU-RAYS	1,399.80	3,245.00
7293	4440 - STORR TRACTOR COMPANY	PO 62282 Guard/ Spindle/ Bolt/ Washer	338.80	338.80
7294	4144 - SUBURBAN CONSULTING ENGINEERS, INC.	PO 62454 MEMORY PARK BABE RUTH BASEBALL FIELD -OC	1,077.50	1,077.50
7295	2056 - SUBURBAN PROPANE, LP.	PO 62487 PROPANE ACCT #2232-139164	1,270.97	1,270.97
7296	1214 - SUSSEX CO.ASSOC.-CHIEFS-POLICE	PO 62480 12/8/22 50th Anniversary Chief's Dinner	700.00	700.00
7297	3603 - SUSSEX COUNTY COMMUNITY COLLEGE	PO 62445 Practicum in Cyber Crime Course Registra	228.00	228.00
7298	229 - SUSSEX COUNTY ECONOMIC	PO 62466 2022 Mayors Reception	360.00	360.00
7299	1453 - SUSSEX COUNTY LOCK & SAFE,	PO 62447 2023 Ford - Spare Keys Made	340.00	340.00
7300	3897 - SYNCHRONY BANK	PO 62080 Sussex County Day Supplies	70.95	
		PO 62082 USB Cable, Radio charging bank, and Macr	209.96	
		PO 62093 Department SUPPLIES	70.19	
		PO 62101 Finance/Tax Office SUPPLIES	1,058.82	
		PO 62257 Replacement P Touch Label maker and tape	53.48	1,463.40
7301	3897 - SYNCHRONY BANK	PO 62422 FIRE DEPT Batteries	22.48	
		PO 62443 POLICE SUPPLIES	974.61	
		PO 62449 B: PD/DISPATCH SUPPLIES	931.35	
		PO 62450 Miscellaneous office supplies	142.64	2,071.08
7302	3897 - SYNCHRONY BANK	PO 62451 Replacement High Power Megaphone	114.95	114.95
7303	4493 - TASHJIAN ASHLEY	PO 62470 11/14/22 - Student Programs - Alliance F	90.00	90.00
7304	4278 - TEXAS LIFE INSURANCE COMPANY	PO 62504 Oct / Nov 2022 - Life Insurance	70.90	70.90
7305	4631 - THE ADAPTIVE WAY LLC	PO 62444 LAW ENFORCEMENT TRAINING	394.20	394.20
7306	676 - THE EQUITABLE	PO 62514 Equitable - Def Comp - Nov 23, 2022	5,270.00	5,270.00
7307	2675 - TIRE KING, INC.	PO 62465 Truck Tires #10 #17	3,860.00	3,860.00
7308	4197 - TOPOLOGY NJ, LLC.	PO 62478 TEYMA(Newton Cafe,Spring St November ser	2,397.94	2,397.94
7309	691 - TRANS WORLD ASSURANCE CO.	PO 62505 TWA - Voluntary Life - OCT/NOV 2022	800.00	800.00
7310	4305 - UGI ENERGY SERVICES LLC	PO 60693 B: NATURAL GAS	740.36	
		PO 60693 B: NATURAL GAS	1,769.57	2,509.93
7311	1257 - UNUM LIFE/DISABILITY INSUR	PO 62517 UNUM - Voluntary - LTD - OCT/NOV 2022	1,352.28	1,352.28
7312	2716 - UPSEU LOCAL 424J	PO 62515 DPW - Monthly Dues - OCT / NOV 2022	1,512.00	1,512.00
7313	3114 - VAN METER & ASSOC'S INC.	PO 62442 SUPERVISION COURSE	320.00	320.00
7314	2485 - VAN NIEUWLAND STEVE	PO 62476 REIMBURSEMENT 22/2023 MEMBERSHIP - IACOP	190.00	190.00
7315	1280 - VERIZON WIRELESS, INC.	PO 60694 B: CELL PHONES ACCT #882571077-0001	126.07	
		PO 60694 B: CELL PHONES ACCT #882571077-0001	1,674.88	1,800.95
7316	4258 - VIRGA, ANTHONY	PO 61417 MEDICARE PART B REIMB	1,020.60	1,020.60
7317	1158 - VISION SERVICE PLAN	PO 62499 VISION - OCT/ NOV 2022	2,483.62	2,483.62
7318	366 - WAGNER, WILLIAM	PO 61386 MEDICARE PART B REIMB	2,041.20	2,041.20
7319	1500 - WALMART	PO 62367 Refreshments Senior Lunch 2022	39.54	39.54
7320	1144 - WEINER LESNIAK	PO 62459 Sept services	27.00	27.00
7321	633 - WEIS MARKETS, INC.	PO 60836 FOOD SNOW STORMS 2022	151.27	151.27
7322	3726 - WITMER PUBLIC SAFTEY GROUP, iINC.	PO 62153 WEAPON CLEANING SUPPLIES QUO47312	63.28	63.28
7323	136 - ZENES, NANCY	PO 61387 MEDICARE PART B REIMB	1,020.60	1,020.60
	TOTAL			417,056.38

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
100137	INTERFUND RECEIVABLE - PARK AUTHORITY			38.01	
101110	Accounts Payable			3,394.85	
101299	Due to Clearing			0.00	270,270.84
104490	TOTAL MISC REVENUE NOT ANTICIPATED			8,399.50	
1050200	TOWN MANAGER'S OFFICE - OTHER EXPENSES	3,101.60			
1051200	TOWN CLERK'S OFFICE - OTHER EXPENSES	646.68			
1051500	ELECTIONS - OTHER EXPENSES	8.98			
1052200	TOWN COUNCIL - OTHER EXPENSES	615.00			
1054200	FINANCE ADMINISTRATION - OTHER EXPENSES	2,050.00			
1055200	ASSESSMENT OF TAXES - OTHER EXPENSES	42.00			

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
1056200	COLLECTION OF TAXES - OTHER EXPENSES	185.89			
1059200	MUNICIPAL COURT - OTHER EXPENSES	140.00			
1061200	BUILDINGS & GROUNDS - OTHER EXPENSES	292.86			
1062200	PLANNING BOARD - OTHER EXPENSES	311.25			
1062200A	(2021) PLANNING BOARD - OTHER EXPENSES		2,149.93		
1063200	HISTORIC COMMISSION - OTHER EXPENSES	130.00			
1064200	COMMUNITY DEVELOPMENT - OTHER EXPENSES	217.99			
1066200	EMPLOYEE GROUP INSURANCE - OTHER EXPENSE	177,575.14			
1069200	OTHER INSURANCE PREMIUMS - OTHER EXPENSE	401.41			
1070200	FIRE DEPARTMENT - OTHER EXPENSES	222.48			
1074200	POLICE DEPARTMENT - OTHER EXPENSES	43,346.48			
1074300	COMMUNICATIONS CENTER - OTHER EXPENSES	1,810.05			
1078200	EMERGENCY MANAGEMENT - OTHER EXPENSES	1,777.50			
1080200	ROAD REPAIR & MAINT - OTHER EXPENSES	2,384.55			
1081200	SNOW REMOVAL - OTHER EXPENSES	151.27			
1083200	RECYCLING/SANITATION - OTHER EXPENSES	455.00			
1083300	VEHICLE MAINTENANCE - OTHER EXPENSES	5,727.79			
1087200	RECREATION - OTHER EXPENSES	1,818.74			
1089200	UTILITY EXP/BULK PURCH - OTHER EXPENSES	11,774.88			
1092200	CELEBRATION OF PUBLIC EVENTS - OE	768.01			
1095200	CAPITAL IMPROVEMENTS - OTHER EXPENSES	333.00			
<b>TOTALS FOR</b>	<b>CURRENT FUND</b>	<b>256,288.55</b>	<b>2,149.93</b>	<b>11,832.36</b>	<b>270,270.84</b>
111200	APPROPRIATED RESERVES FOR GRANTS			3,346.02	
111299	Due to Clearing			0.00	3,346.02
<b>TOTALS FOR</b>	<b>FEDERAL/STATE GRANTS</b>	<b>0.00</b>	<b>0.00</b>	<b>3,346.02</b>	<b>3,346.02</b>
211200	RESERVE FOR ANIMAL CONTROL			306.35	
211299	DUE TO CLEARING			0.00	306.35
<b>TOTALS FOR</b>	<b>DOG RESERVE</b>	<b>0.00</b>	<b>0.00</b>	<b>306.35</b>	<b>306.35</b>
301299	Due to Clearing			0.00	24,771.11
3091915	ORD 2020 - 9 CR 519 SIDEWALKS	23,475.90			
3091978	ORD 2020-10 MEMORY PARK (BABE R FIELD)	1,077.50			
3092203	ORD 2022-14 VAR CAP IMP.	185.34			
3092207	ORD 2022-21 amending ORD 20-10 MEMORY PK	10.53			
3092208	ORD 2022-22 EV CHG STATION	21.84			
<b>TOTALS FOR</b>	<b>CAPITAL</b>	<b>24,771.11</b>	<b>0.00</b>	<b>0.00</b>	<b>24,771.11</b>
601299	DUE TO CLEARING			0.00	71,992.15
6051200	W&S OPERATING - TOTAL OTHER EXPENSES	71,992.15			
<b>TOTALS FOR</b>	<b>WATER/SEWER UTILITY</b>	<b>71,992.15</b>	<b>0.00</b>	<b>0.00</b>	<b>71,992.15</b>
711220	RESERVE O/S EMPLOYMENT OFF-DUTY POLICE *			94.50	
711299	DUE TO CLEARING			0.00	3,439.44
711440	ENGINEER REVIEW FEES			3,344.94	
<b>TOTALS FOR</b>	<b>TRUST</b>	<b>0.00</b>	<b>0.00</b>	<b>3,439.44</b>	<b>3,439.44</b>
721299	DUE TO CLEARING			0.00	2,197.50
721311	THORLABS - PL BD ESCROW (5/10)			67.50	
721371	NEWTON 213 LLC - SHOP RITE			2,130.00	
<b>TOTALS FOR</b>	<b>DEVELOPERS ESCROW (Fund 72)</b>	<b>0.00</b>	<b>0.00</b>	<b>2,197.50</b>	<b>2,197.50</b>

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
811241	UNION DUES - PBA			2,520.00	
811242	UNION DUES - IUE #911			1,512.00	
811243	UNION DUES - CWA #1032			506.03	
811261	DEFERRED COMP - EQUITABLE			5,270.00	
811272	TWA SAVINGS PLAN			800.00	
811275	AFA LTD			607.44	
811276	AFA Med FSA			475.00	
811278	AFA Life Ins.			517.00	
811279	AFA Texas Life			70.90	
811280	AFA - DEPENDENT CARE FSA			833.32	
811282	UNUM DISABILITY INS.			1,352.28	
811284	HEALTH INS. EMPLOYEE			22,560.08	
811287	AFLAC DISABILITY Post Tax			1,949.16	
811288	AFLAC ACCIDENT Pre Tax			1,029.72	
811289	AFLAC HOSPITAL Pre Tax			463.44	
811290	AFLAC CANCER Pre Tax			266.60	
811299	Due to Clearing			0.00	40,732.97
<b>TOTALS FOR</b>	<b>PAYROLL</b>	<b>0.00</b>	<b>0.00</b>	<b>40,732.97</b>	<b>40,732.97</b>

Total to be paid from Fund 10 CURRENT FUND	270,270.84
Total to be paid from Fund 11 FEDERAL/STATE GRANTS	3,346.02
Total to be paid from Fund 21 DOG RESERVE	306.35
Total to be paid from Fund 30 CAPITAL	24,771.11
Total to be paid from Fund 60 WATER/SEWER UTILITY	71,992.15
Total to be paid from Fund 71 TRUST	3,439.44
Total to be paid from Fund 72 DEVELOPERS ESCROW (Fund 72)	2,197.50
Total to be paid from Fund 81 PAYROLL	40,732.97
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	417,056.38

Checks Previously Disbursed

42748	JOSEPH D CALABRESE	PO# 60695	B: LOGISTICS FOR SPECIAL EVENTS	125.00	11/21/2022
221088	JP MORGAN CHASE BANK		INT paym 2021 REF of 2010 RAB Bond	5,700.00	11/15/2022
221089	JP MORGAN CHASE BANK		INT pay 21 REF of 2010 RAB Bonds (	21,059.86	11/15/2022
221090	JP MORGAN CHASE BANK		INT paym 21 REF of 12 RBC (cap)	4,863.58	11/15/2022
221093	PAYROLL ACCOUNT		11/23 CURRENT PAYROLL	200,313.77	11/23/2022
221141	PAYROLL ACCOUNT		11/23 GRANT PAYROLL	908.86	11/23/2022
226048	JP MORGAN CHASE BANK		INT paym 21 REF of 2012 RBC (WS Ca	59,234.13	11/15/2022
226050	PAYROLL ACCOUNT		11/23 W/S PAYROLL	47,505.56	11/23/2022
227140	PAYROLL ACCOUNT		11/23 TRUST PAYROLL	11,682.00	11/23/2022
228182	PUBLIC EMPLOYEE RETIRE SYSTEM		Oct PERS to State	17,000.00	11/17/2022
228183	POLICE & FIRE RETIREMENT SYSTEM		Oct PFRS to State	17,000.00	11/17/2022
				-----	
				385,392.76	

Totals by fund	Previous Checks/Voids	Current Payments	Total
Fund 10 CURRENT FUND	232,062.21	270,270.84	502,333.05
Fund 11 FEDERAL/STATE GRANTS	908.86	3,346.02	4,254.88
Fund 21 DOG RESERVE		306.35	306.35
Fund 30 CAPITAL		24,771.11	24,771.11
Fund 60 WATER/SEWER UTILITY	106,739.69	71,992.15	178,731.84
Fund 71 TRUST	11,682.00	3,439.44	15,121.44
Fund 72 DEVELOPERS ESCROW (Fund 72)		2,197.50	2,197.50
Fund 81 PAYROLL	34,000.00	40,732.97	74,732.97
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<b>BILLS LIST TOTALS</b>	<b>385,392.76</b>	<b>417,056.38</b>	<b>802,449.14</b>



## TOWN OF NEWTON

### RESOLUTION #271-2022

**November 28, 2022 "A Resolution Authorizing Negotiations for Department of Public Works Vehicle Bids"**

**WHEREAS** the Town publicly advertised and sought receipt of public bids on October 28, 2022, and November 23, 2022, at 10:00am, for a total of two (2) public bids for the project known as "Department of Public Works Vehicle Bid"; and

**WHEREAS**, the Town has duly advertised for bids on both occasions, wherein the initial bid was rejected, and no bids were received for the re-bid; and

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

**WHEREAS** it is the desire of the Town to authorize the Town Manager and/or his designee to conduct the negotiations process; and

**WHEREAS** it remains the desire of Town of Newton to secure a contract with a local and economically efficient and qualified provider of the tenets as found within bid for 17-2022 and 17R-2022; and

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

**NOW THEREFORE BE IT RESOLVED**, by the Town Council of the Town of Newton, Sussex County, that the Town Manager and/or his designee are hereby authorized to enter into negotiations with contractors under the provisions of N.J.S.A. 40A:11-5(3) which correspond to available funding for the project known as Department of Public Works Vehicle Bid.

This Resolution shall take effect immediately.

### CERTIFICATION

**THIS IS TO CERTIFY** the above is a true copy of a Resolution adopted by the Town Council of the Town of Newton at a regular meeting of said Governing Body conducted on Monday, November 28, 2022.

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Teresa A. Oswin, RMC  
Municipal Clerk



## TOWN OF NEWTON

### RESOLUTION #270-2022

**November 28, 2022** “A Resolution Providing for a Meeting Not Open to the Public in Accordance with the Provisions of the New Jersey Open Public Meetings Act, N.J.S.A. 10:4-12”

**WHEREAS**, the Town Council of the Town of Newton is subject to certain requirements of the Open Public Meetings Act, N.J.S.A. 10:4-6, et seq.; and

**WHEREAS**, the Open Public Meetings Act, N.J.S.A. 10:4-12, provides that an Executive Session, not open to the public, may be held for certain specific purposes when authorized by Resolution; and

**WHEREAS**, it is necessary for the Town Council of the Town of Newton to discuss in a session not open to the public certain matters relating to the item(s) authorized by N.J.S.A. 10:4-12b and designated below:

- i. Personnel – Town Manager's Annual Review

**NOW, THEREFORE BE IT RESOLVED**, by the Town Council of the Town of Newton, assembled in public session on November 28, 2022, that an Executive Session closed to the public shall be held on November 28, 2022, at \_\_\_\_\_ in the Town of Newton Municipal Building, 39 Trinity Street, Newton, NJ, for the discussion of matters relating to the specific item(s) designated above.

It is anticipated that the deliberations conducted in closed session may be disclosed to the public upon the determination of the Town Council that the public interest will no longer be served by such confidentiality.

### CERTIFICATION

**THIS IS TO CERTIFY** the above is a true copy of a Resolution adopted by the Town Council of the Town of Newton at a regular meeting of said Governing Body conducted on Monday, November 28, 2022.

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Teresa A. Oswin, RMC  
Municipal Clerk