



**AGENDA
NEWTON TOWN COUNCIL
REGULAR HYBRID MEETING
MAY 28, 2025
7:00pm**

Please click this URL to join:

<https://us02web.zoom.us/j/83897818208?pwd=b1I2VDYvL0VleVRlemRVVnRrT3ZBZz09>

Webinar ID: 838 9781 8208 Passcode: 594036

Or join by phone: Dial: US: +1 312 626 6799 or +1 929 205 6099 or +1 301 715 8592 or +1 346 248 7799 or +1 669 900 6833 or +1 253 215 8782

I. PLEDGE OF ALLEGIANCE

II. ROLL CALL

III. OPEN PUBLIC MEETINGS ACT STATEMENT

IV. APPROVAL OF MINUTES

- a. May 12, 2025 – Regular Meeting

V. OPEN TO THE PUBLIC (3 minutes each)

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

VI. COUNCIL & MANAGER REPORTS

- a. Town Manager Russo – Proclamations: Eagle Scout – Edward James Muldoon
Eagle Scout – Matteo Pascale
Eagle Scout – Chase Michael Vince-Cruz
Mental Health Awareness Month
Tick Borne Disease Awareness Month
National Nurses Week
National Police Week
- b. Councilmember Couce
c. Councilmember Diglio
d. Councilmember Teets
e. Deputy Mayor Dickson
f. Mayor Le Frois

VII. UNFINISHED BUSINESS

VIII. ORDINANCES

- a. 2nd Reading and Public Hearing Ordinance 2025-12

An Ordinance to Amend, Revise, and Supplement the Town Code of the Town of Newton, County of Sussex, State of New Jersey, Most Notably Chapter 105, Entitled "Filming", Section 105-1, Entitled "Definitions", Section 105-3 Entitled "Issuance of Permits", and Chapter 100, Entitled "Fees and Costs", Section 100-8, Entitled "Filming (Chapter 105)"

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

- b. Introduction Ordinance 2025-13

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 100-19, Entitled "Utilities", Especially Section 100-19A, Entitled "Water Connection Fees" (Chapter 228, §228-3c) and Section 100-19J, Entitled "Sewer Connection" (Chapter 228, §228-16)

Ordinance 2025-14

An Ordinance to Amend, Revise, and Supplement Chapter 30 of the Town Code, of the Town of Newton, County of Sussex, State of New Jersey, Entitled "Police Department", Most Notably Section 30-1, Entitled "Department Established; Composition"

Ordinance 2025-15

An Ordinance to Amend, Revise, and Supplement Chapter 30 of the Town Code, Entitled "Police Department", Most Notably Section 30-5, Entitled "Qualifications and Appointment of Members of Department"

Ordinance 2025-16

An Ordinance to Amend, Revise, and Supplement Chapter 213 of the Town Code, Entitled "Article II, Property Maintenance Code", Most Notably, Section 213-7, Entitled "Certificate of Smoke Detector and Carbon Monoxide Alarm Compliance"

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.

- a. Resolution #149-2025*

Approve Fireworks Display at Memory Park for Newton Day 2025

- b. Resolution #150-2025*

Resolution Awarding Professional Engineering Services Related to the Merriam Avenue & Sussex Street Pump Station Consolidation

- c. Resolution #151-2025* A Resolution of the Mayor and Council of the Town of Newton, in the County of Sussex, State of New Jersey Adopting Fourth Round Affordable Housing Spending Plan
- d. Resolution #152-2025* A Resolution of the Mayor and Council of the Town of Newton, in the County of Sussex, State of New Jersey to Appropriate Funds or Bond in the Event of a Shortfall of Funding for the Town's Affordable Housing Programs
- e. Resolution #153-2025* A Resolution of the Mayor and Council of the Town of Newton, in the County of Sussex, State of New Jersey Appointing a Municipal Housing Liaison
- f. Resolution #154-2025* A Resolution of the Mayor and Council of the Town of Newton, in the County of Sussex, State of New Jersey Adopting the "Affirmative Marketing Plan" for the Town of Newton
- g. Resolution #155-2025* A Resolution of the Mayor and Council of the Town of Newton, in the County of Sussex, State of New Jersey Endorsing the 2025 Housing Element and Fair Share Plan as Adopted by the Planning Board
- h. Resolution #156-2025* Authorize an Agreement with CGP&H, LLC for Administrative Agent Services Related to Affordable Housing Requirements for July 1, 2025 Through June 30, 2026
- i. Resolution #157-2025* Authorize the Award of a Required Disclosure Contract to Trojan Technologies
- j. Resolution #158-2025* Authorize Union County Cooperative Pricing Agreement
- k. Resolution #159-2025* Approval of Weldon Asphalt Co. Through Union County Cooperative Purchasing
- l. Resolution #160-2025* Appointment of Jessica Kibblewhite as a Member of the Advisory Recreation Commission
- m. Resolution #161-2025* Resolution Authorizing the Release of the Performance Guarantee Posted by Thorlabs, Inc. – Quantum Realm, Block 20.01, Lot 1 and Block 22.04, Lots 3 & 6
- n. Resolution #162-2025* Insertion of Special Items of Revenue in the 2025 Town of Newton Budget Pursuant to N.J.S.A. 40A:4-87 (C. 159, PL 1948)
- o. Resolution #163-2025* Reappointment of Kent Hardmeyer to the Advisory Shade Tree Commission
- p. Resolution #164-2025* Approve Bills and Vouchers

X. OPEN TO THE PUBLIC (3 minutes each)

XI. COUNCIL & MANAGER COMMENTS

XII. EXECUTIVE SESSION

a. Resolution #165-2025

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. Attorney-Client Privilege -
Redevelopment

XIII. ADJOURNMENT

Office of the Mayor

Newton, New Jersey

Proclamation

Edward James Muldoon

Eagle Scout

WHEREAS, Edward Muldoon has been a member of Troop 85 the last five years, earning the status of Eagle Scout; and

WHEREAS, he has pushed himself to higher limits developing leadership, character, and citizenship. He has developed a passion for hiking and backpacking, accumulating over 500 miles on the Appalachian Trail, White Mountains of New Hampshire, and Philmont Scout Ranch in Cimarron, New Mexico; and

WHEREAS, Edward has held leadership roles in the Troop, most recently being elected as Senior Patrol Leader by his peers, in which he was in charge of running the Troop. He has participated in numerous service projects for the betterment of the community including road cleanups, cemetery flag replacements, and fellow Eagle Projects. For his Eagle Project, Edward restored an animal paddock in need of repair at Tamerlaine Sanctuary and Preserve providing the animals a safe enclosure to be in; and

WHEREAS, we, the Town Council of the Town of Newton, recognize the many hours Edward devoted to attaining the status of Eagle Scout, working with diligence, and making sacrifices in order to achieve this highly coveted position;

NOW, THEREFORE BE IT PROCLAIMED, that we, the Mayor and Town Council of the Town of Newton do hereby recognize and extend our sincere congratulations to Edward James Muldoon for having achieved the status of Eagle Scout, an honor for both him and for those who have guided him, with best wishes for a bright and successful future.

*In witness whereof I have hereunto set my
Hand and caused this seal to be affixed.*

Attest: _____

Date: _____

Office of the Mayor

Newton, New Jersey

Proclamation

Matteo Pascale

Eagle Scout

WHEREAS, Matteo Pascale is a member of Troop 85, earning the status of Eagle Scout on September 1, 2024; and

WHEREAS, as part of his scouting experience, Matteo held a number of leadership positions including Troop Guide and Junior Assistant Scoutmaster. He has earned 26 merit badges, has been awarded the National Outdoor Award for Camping with 50 nights of camping, has completed the Appalachian Trail in NJ, and has had numerous high adventure hikes totaling more than 100 miles including hiking in the White Mountains of New Hampshire summiting Mount Washington. Matteo is a member of Woapalanne Lodge 43 of the Order of the Arrow, Scouting's honor society; and

WHEREAS, for his Eagle Project, Matteo restored the entryway at the Hurdstown United Methodist Church. With the help of six scouts and five adults he refurbished and painted the handicap entrance to the church; replacing boards, sanding the deck and ramp, and repainting the front and back doors; and

WHEREAS, we, the Town Council of the Town of Newton, recognize the many hours Matteo devoted to attaining the status of Eagle Scout, working with diligence, and making sacrifices in order to achieve this highly coveted position;

NOW, THEREFORE BE IT PROCLAIMED, that we, the Mayor and Town Council of the Town of Newton do hereby recognize and extend our sincere congratulations to Matteo Pascale for having achieved the status of Eagle Scout, an honor for both him and for those who have guided him, with best wishes for a bright and successful future.

*In witness whereof I have hereunto set my
hand and caused this seal to be affixed.*

Attest: _____

Date: _____

Office of the Mayor

Newton, New Jersey

Proclamation

Chase Michael Vince-Cruz

Eagle Scout

WHEREAS, Chase Michael Vince-Cruz has been a member of Troop 85 the last five years, earning the status of Eagle Scout. He served as a Troop Guide, Patrol Leader, and Assistant Senior Patrol Leader. He participated in numerous activities including camping, hiking, backpacking, and yearly summer camps. He was elected into the Order of the Arrow (Scouting's honor society), and earned the National Outdoor Award for Camping and the Presidential Active Lifestyle Award, along with earning the 200 Degrees of Frost Award for winter camping; and

WHEREAS, he volunteered for numerous activities, including service projects for road clean ups, placing flags at the Newton cemeteries, helping his fellow scouts' Eagle projects, and marching in Newton parades. During his Boy Scout years, he earned a total of 37 merit badges. For Chase's Eagle project, he constructed an informational kiosk at the historic Huntsville Burial Ground in Green Township, NJ. This burial ground dates back to the 1780's and some of those buried are veterans from the War of 1812 and the Civil War. This burial ground was abandoned many years ago, however, it is now being maintained by volunteers and donations through the Green Township Historical Society; and

WHEREAS, we, the Town Council of the Town of Newton, recognize the many hours Chase devoted to attaining the status of Eagle Scout, working with diligence, and making sacrifices in order to achieve this highly coveted position;

NOW, THEREFORE BE IT PROCLAIMED, that we, the Mayor and Town Council of the Town of Newton do hereby recognize and extend our sincere congratulations to Chase Michael Vince-Cruz for having achieved the status of Eagle Scout, an honor for both him and for those who have guided him, with best wishes for a bright and successful future.

*In witness whereof I have hereunto set my
hand and caused this seal to be affixed.*

Attest: _____

Date: _____

Office of the Mayor

Newton, New Jersey

Proclamation

Mental Health Awareness

May 2025

WHEREAS, mental health is important for our individual well-being and vitality, as well as that of our families, communities, and businesses; and

WHEREAS, all Americans experience times of difficulty and stress in their lives; and

WHEREAS, mental illness is a biologically based brain disorder that cannot be overcome through “will power” and is not related to a defect in a person’s character or intelligence; and

WHEREAS, mental health recovery not only benefits individuals with mental health disorders by focusing on their abilities to live, work, learn, and fully participate and contribute to our society, but also enriches the culture of community life; and

WHEREAS, the Town of Newton is committed to inspiring hope, empowering people, and strengthening our community and its members;

*NOW THEREFORE, WE, the Mayor and Town Council of the Town of Newton, hereby proclaim May 2025 as **Mental Health Awareness** month in the Town of Newton and call upon our community to commit to increasing awareness and understanding of mental illness and the need for appropriate and accessible services for all people with mental illness to promote recovery and restoration.*

*In witness whereof I have hereunto set my
Hand and caused this seal to be affixed.*

Attest: _____

Date: _____

Office of the Mayor

Newton, New Jersey

Proclamation

Tick-Borne Disease Awareness Month

May 2025

WHEREAS, from 2004-2018, vector-borne diseases in humans have more than doubled in the United States with Lyme disease accounting for 83% of all reported tick-borne diseases; and

*WHEREAS, Lyme Disease continues to be the most commonly reported vector-borne disease in the United States caused by the bacterium *Borrelia burgdorferi*, and is transmitted by the common blacklegged tick found primarily in the Northeast and upper Midwest regions of the United States; and*

WHEREAS, approximately 476,000 Americans are diagnosed and treated for Lyme disease each year with 95% of confirmed Lyme disease cases reported from 16 high-incidence jurisdictions, including New Jersey; and

WHEREAS, the risk of contracting a tick-borne disease can be year-round, the nymphal ticks, which are the size of a poppy seed, are most active in the spring and summer months; and

WHEREAS, most tick-borne diseases can be treated successfully with a few weeks of antibiotics. It is the responsibility of every community to educate the public about the symptoms of tick-borne diseases and what steps to take to prevent tick bites including using insect repellent, removing ticks promptly, applying pesticides, and reducing tick habitats;

*NOW THEREFORE, WE, the Mayor and Town Council of the Town of Newton, hereby proclaim **May 2025** as Tick-Borne Disease Awareness Month, and encourage community members to help spread tick-borne disease awareness and prevention education.*

*In witness whereof I have hereunto set my
Hand and caused this seal to be affixed.*

Attest: _____

Date: _____

Office of the Mayor

Newton, New Jersey

Proclamation

National Nurses Week

WHEREAS, nurses in the United States comprise our nation's largest health care profession; and

WHEREAS, the depth and breadth of the nursing profession meets the different and emerging health care needs of the American population in a wide range of settings; and

WHEREAS, a renewed emphasis on primary and preventive health care will require the better utilization of all of our nation's nursing resources; and

WHEREAS, professional nursing has been demonstrated to be an indispensable component in the safety and quality of care of hospitalized patients; and

WHEREAS, the demand for nursing services will be greater than ever because of the aging of the American population, the continuing expansion of life-sustaining technology, and the explosive growth of home health care services; and

WHEREAS, nurses will be needed in the future to meet the increasingly complex needs of health care consumers in this community; and

WHEREAS, the cost-effective, safe and quality health care services provided by nurses will be an ever more important component of the U.S. health care delivery system in the future;

*NOW, THEREFORE, WE, the Mayor and Town Council of the Town of Newton, hereby proclaim May 6-12, 2025 as **National Nurses Week** in Newton, NJ. We encourage all residents of this community join us in honoring the nurses who care for all of us.*

*In witness whereof I have hereunto set my
Hand and caused this seal to be affixed.*

Attest: _____

Date: _____

Office of the Mayor

Newton, New Jersey

Proclamation

National Police Week

May 11-17, 2025

WHEREAS, there are more than 900,000 law enforcement officers serving in communities across the United States, including the dedicated members of the Newton Police Department; and

WHEREAS, there have been nearly 60,000 assaults against law enforcement officers each year, resulting in approximately 17,000 injuries; and

WHEREAS, since the first recorded death in 1786, more than 21,000 law enforcement officers in the United States have made the ultimate sacrifice and been killed in the line of duty, including Chief John D. Kinney of the Newton Police Department, who died in the line of duty on November 29, 1934; and

WHEREAS, the names of these dedicated public servants are engraved on the walls of the National Law Enforcement Officers Memorial in Washington, DC; and

WHEREAS, the service and sacrifice of all officers killed in the line of duty will be honored during the National Law Enforcement Officers Memorial Fund's 37th Annual Candlelight Vigil, on the evening of May 13, 2025; and

WHEREAS, the Candlelight Vigil is part of National Police Week, which takes place this year on May 11-17; and

WHEREAS, May 15 is designated as Peace Officers Memorial Day, in honor of all fallen officers and their families and U.S. flags are flown at half-staff;

THEREFORE, BE IT RESOLVED that the Newton Town Council formally designates **May 11-17, 2025**, as "**Police Week**" in the Town of Newton, and publicly salutes the service of law enforcement officers in our community and in communities across the nation.

*In witness whereof I have hereunto set my
hand and caused this seal to be affixed.*

Attest: _____

Date: _____

~~Strikethrough language denotes proposed stricken language and underlined language denotes new proposed language to the Ordinance.~~ *

TOWN OF NEWTON

ORDINANCE 2025-12

AN ORDINANCE TO AMEND, REVISE, AND SUPPLEMENT THE TOWN CODE OF THE TOWN OF NEWTON, COUNTY OF SUSSEX, STATE OF NEW JERSEY, MOST NOTABLY CHAPTER 105, ENTITLED "FILMING", SECTION 105-1, ENTITLED "DEFINITIONS", SECTION 105-3 ENTITLED "ISSUANCE OF PERMITS", AND CHAPTER 100, ENTITLED "FEES AND COSTS", SECTION 100-8, ENTITLED "FILMING (CHAPTER 105)"

WHEREAS, the Mayor and Town Council recently adopted Ordinance No. 2025-3, which addressed certain aspects of the Town Code related to filming within the Town; and

WHEREAS, the Town wants to make additional changes to Chapter 105, Section 105-1 of the Town Code to encourage even more filming applicants within the Town of Newton; and

WHEREAS, the Town of Newton ("Town") has also determined that there is a need to amend, revise, and supplement Chapter 100, entitled "Fees and Costs", namely, Section 100-8, entitled "Filming (Chapter 105)";

NOW, THEREFORE BE IT ORDAINED, by the Mayor and Town Council, County of Sussex, State of New Jersey that the Mayor and Town Council does hereby amend, revise, and supplement Chapter 105 entitled "Filming", Section 105-1, entitled "Definitions" of the Town Code of the Town of Newton as follows:

§ 105-1 Definitions

As used in this Chapter, the following terms shall have the meanings indicated:

COMMERCIAL FILM – A film taped that is to be broadcast on television, cable television, streaming service, or theatrical release.

FILMING – The taking of still or motion pictures either on film, streaming service, or videotape or similar recording medium, for commercial or educational purposes intended for viewing on television, in theaters, or for institutional uses. The provisions of this chapter shall not be deemed to include the "filming" of news stories within the Town of Newton.

~~Strikethrough language denotes proposed stricken language and underlined language denotes new proposed language to the Ordinance.~~ *

~~*Strikethrough language denotes proposed stricken language and underlined language denotes new proposed language to the Ordinance.*~~

MAJOR MOTION PICTURE – Any film which is financed and/or distributed by a major motion picture studio, including but not limited to the following: NBC Universal, including Peacock; Warner Bros. Discovery, including New Line Cinema, HBO, DC Studios, and Castle Rock Entertainment; Paramount; including Miramax, MTV Films, Showtime, Skydance, DreamWorks, and Nickelodeon Movies; Walt Disney Studios, including 20th Century Studios, Searchlight Pictures, Hulu, and Marvel Studios; Sony Pictures, including Columbia Pictures, Screen Gems, and Tristar Pictures; Amazon MGM Studios; Netflix Studios; A 24; and, any other film for which the budget is at least \$20,000,000; or, any recurrent weekly television series programming.

NONPROFIT FILM – that is used for educational or charitable purposes.

~~OTHER FILM – A film or tape that cannot be categorized as a commercial film or a non-profit film.~~

PUBLIC LANDS – Any and every public street, highway, sidewalk, square, public park or playground, or any other public space within the Town which is within the jurisdiction and control of the Town of Newton.

BE IT FURTHER ORDAINED, by the Mayor and Town Council, County of Sussex, State of New Jersey that the Mayor and Town Council does hereby amend, revise, and supplement Chapter 105 entitled "Filming", Section 105-3, entitled "Issuance of permits" of the Town Code of the Town of Newton as follows:

§ 105-3 Issuance of permits.

- D. The posting of a cash bond of not more than \$1,000 is required. The exact amount of the maintenance bond will be determined by the Town Manager to protect the Town and to ensure that the location utilized will be left after filming in a satisfactory condition, free of debris, rubbish and equipment, and that due observance of all Town ordinances, laws and regulations will be followed. Within ~~seven~~ ten days of the completion of filming, the Town will return the bond, if there has been no damage to public property or public expense caused by the filming.

BE IT FURTHER ORDAINED by the Mayor and Town Council of the Town of Newton, County of Sussex, State of New Jersey that Chapter 100 of the Newton Town Code, entitled "Fees and Costs", Section 100-8, entitled "Filming (Chapter 105)", be amended, revised, and/or supplemented to now read as follows:

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§ 100-8. Filming (Chapter 105).

A. Application fee:

- (1) Commercial films: ~~\$85.00.~~ \$150.00.
- (2) Nonprofit films: no fee.
- ~~(3) Other films: \$35.00.~~

B. Daily filming fee payable in addition to the basic filming permit fee:

Commercial films are defined as films/productions with a budget of less than Twenty Million (\$20,000,000.00) Dollars.

- (1) Commercial films: ~~\$210.00.~~ \$150.00. (as amended herein)
- (2) Nonprofit films: no fee.
- ~~(3) Other films: \$35.00.~~
- (3) Major Motion Picture filming: \$500.00.

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.

(3) A copy of this Ordinance shall be provided to the New Jersey Motion Picture & Television Commission within ten (10) days of adoption.

NOTICE

TAKE NOTICE the above Ordinance was introduced at a regular meeting of the Town Council of the Town of Newton conducted on Monday, May 12, 2025. It was adopted, after final reading and public hearing thereon, at a meeting of the Newton Town Council conducted at 7:00 pm on Wednesday, May 28, 2025, in the Council Chambers at the Newton Municipal Building, 39 Trinity Street, Newton, New Jersey, and shall take effect in accordance with law.

Teresa A. Oswin, RMC
Municipal Clerk

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Strikethroughs mean deletions; Underlines mean additions

TOWN OF NEWTON

ORDINANCE 2025-13

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 100-19, ENTITLED "UTILITIES", ESPECIALLY SECTION 100-19A, ENTITLED "WATER CONNECTION FEES" (CHAPTER 228, §228-3c) AND SECTION 100-19J, ENTITLED "SEWER CONNECTION" (CHAPTER 228, §228-16)

WHEREAS, the Town of Newton, on an annual basis, reviews its Water and Sewer Fee Connection Rates through the Town Manager and Town Chief Municipal Finance Officer (CMFO); and

WHEREAS, such review has occurred and based upon a series of factors, the CMFO is recommending increases in the connection fees for both water and sewer;

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 Council wish to amend, revise, and supplement Chapter 100 of the Town Code, entitled "Fees and Costs", most notably Section 100-19A, entitled "Utilities", especially Section 100-19A, entitled "Water Connection Fees" (Chapter 228, §228-3c) and Section 100-19J, entitled "Sewer Connection" (§228-16) as follows:

A. As to Section 100-19A Water Connection Fees (§228-3c):

"(1) Residential, per dwelling unit: ~~\$5,058~~ \$5,537.

(2) Commercial: Charge will be ~~\$39.21~~ \$43.60 per gallon per day based on estimated usage, with a minimum charge of ~~\$5,058~~ \$5,537, plus labor and materials."

B. All other provisions of Section 100-19A shall remain in full force and effect.

C. As to Section 100-19J, entitled "Sewer Connection" (§228-16):

"(1) Residential, per dwelling unit: ~~\$6,550~~ \$6,769.

(2) Commercial and/or industrial:

<u>Charges Per Gallon Per Day</u>	<u>Minimum</u>
\$50.39 <u>\$52.88</u>	\$6,550 <u>\$6,769</u>

D. All other provisions of Section 100-19J shall remain in full force and effect.

Strikethroughs mean deletions; Underlines mean additions

~~Strikethroughs~~ mean deletions; Underlines mean additions

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

BE IT FURTHER ORDAINED, that 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 or parts of ordinances which are inconsistent with this Ordinance shall be repealed as to their inconsistencies only.

NOTICE

TAKE NOTICE the above Ordinance was introduced at a regular meeting of the Town Council of the Town of Newton conducted on Wednesday, May 28, 2025. 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, June 23, 2025, in the Council Chambers at the Newton Municipal Building, 39 Trinity Street, Newton, New Jersey, and shall take effect in accordance with law.

Teresa A. Oswin, RMC
Municipal Clerk

~~Strikethroughs~~ mean deletions; Underlines mean additions

[Brackets] mean deletions; Underlines mean additions

TOWN OF NEWTON

ORDINANCE 2025-14

AN ORDINANCE TO AMEND, REVISE, AND SUPPLEMENT CHAPTER 30 OF THE TOWN OF CODE, OF THE TOWN OF NEWTON, COUNTY OF SUSSEX, STATE OF NEW JERSEY, ENTITLED "POLICE DEPARTMENT", MOST NOTABLY SECTION 30-1, ENTITLED "DEPARTMENT ESTABLISHED; COMPOSITION"

WHEREAS, the Newton Police Chief has approached the Newton Town Manager for a change in the table of organization for the Newton Police Department and requested an ordinance be proposed to address a potential expansion of the Police Department;

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 does hereby amend, revise, and supplement Chapter 30 of the Town Code, entitled "Police Department", most notably Section 30-1, entitled "Department Established; Composition" as follows:

§30-1 Department Established; Composition

"The Police Department of the Town of Newton is hereby established and shall consist of a Chief of Police, a maximum of two (2) Police Lieutenants, a maximum of [~~five~~] six (6) Police Sergeants, a maximum of [~~sixteen~~] twenty (20) Patrol Officers, and such other special law enforcement officers, school crossing guards, and all other non sworn law enforcement employees that the Town Manager shall from time to time appoint."

NOW, THEREFORE BE IT FURTHER ORDAINED, that:

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

[Brackets] mean deletions; Underlines mean additions

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NOTICE

TAKE NOTICE the above Ordinance was introduced at a regular meeting of the Town Council of the Town of Newton conducted on Wednesday, May 28, 2025. 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, June 23, 2025, in the Council Chambers at the Newton Municipal Building, 39 Trinity Street, Newton, New Jersey, and shall take effect in accordance with law.

Teresa A. Oswin, RMC
Municipal Clerk

[Brackets] mean deletions; Underlines mean additions

TOWN OF NEWTON

ORDINANCE 2025-15

AN ORDINANCE TO AMEND, REVISE, AND SUPPLEMENT CHAPTER 30 OF THE TOWN CODE, ENTITLED "POLICE DEPARTMENT", MOST NOTABLY SECTION 30-5, ENTITLED "QUALIFICATIONS AND APPOINTMENT OF MEMBERS OF DEPARTMENT"

WHEREAS, after a review of recent New Jersey law and since the Town of Newton is a Civil Service municipality, the Town Police Chief and Town Manager wish to make a minor revision to the existing Town Code to take into account a change in the statutory cite in Section 30-5C to conform to the accurate citation;

NOW, THEREFORE BE IT ORDAINED, by the Mayor and Town Council of the Town of Newton, County of Sussex, State of New Jersey that Chapter 30 of the Town Code, entitled "Police Department", is hereby amended, revised, and supplemented, especially as to Section 30-5, entitled "Qualification and appointment of members of Department", which shall read as follows:

A. Section A shall remain as is.

B. Section B shall remain as is.

C. Section C shall be amended, revised, and supplemented as follows: "C. In addition to the eligibility list(s) provided by Civil Service for police candidates, the Town of Newton may also hire an individual ~~(or individuals) who has (have) successfully completed a police training course at a school approved and authorized by the New Jersey Police Training Commission, in accordance with N.J.S.A. 40A:14-1.3 N.J.S.A. 11A:4-1.3."~~ who successfully completes a full Basic Course for Police Officers training course at a school approved and authorized by the New Jersey Police Training Commission within nine (9) months from the date of hire as a temporary entry-level officer under the provisions of N.J.S.A. 11A:4-1.3. The Town has also met the requirements of N.J.S.A. 11:4-1.3c(1) in that it has adopted a conflict of interest policy and nepotism policy.

~~Strikethroughs~~ mean deletions; Underlines mean additions

NOW, THEREFORE BE IT FURTHER ORDAINED, that:

- A. Should any part and/or provision of this Ordinance be declared by a Court of competent jurisdiction to be invalid, the same shall not affect the validity of this Ordinance as a whole or any part thereof other than the part held invalid. All Ordinances or parts of Ordinances which are inconsistent with this Ordinance shall be repealed as to the inconsistencies only.
- B. This Ordinance shall take effect immediately upon adoption 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 Wednesday, May 28, 2025. 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, June 23, 2025, in the Council Chambers at the Newton Municipal Building, 39 Trinity Street, Newton, New Jersey, and shall take effect in accordance with law.

Teresa A. Oswin, RMC
Municipal Clerk

TOWN OF NEWTON

ORDINANCE 2025-16

AN ORDINANCE TO AMEND, REVISE AND SUPPLEMENT CHAPTER 213 OF THE TOWN CODE, ENTITLED "ARTICLE II, PROPERTY MAINTENANCE CODE", MOST NOTABLY, SECTION 213-7, ENTITLED "CERTIFICATE OF SMOKE DETECTOR AND CARBON MONOXIDE ALARM COMPLIANCE"

WHEREAS, the New Jersey State Legislature has amended various provisions of Title 52 of the New Jersey Statutes related to various aspects of fire safety, including as they relate to Certificate of Compliance inspections; and

WHEREAS, said changes eliminate the requirement for fire extinguishers to be present and inspected and replaced with a requirement that warning labels be present within eighteen (18) inches of the exterior electric meter and interior electric breaker panel whenever a residence/dwelling has a secondary power source, such as a permanent generator, solar panels, and/or battery electric storage boxes, warning of the dangers associated with secondary power sources; and

WHEREAS, the Town wishes to amend the applicable sections of the Town Code to comply with same;

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 is hereby amended, revised, and supplemented as to Chapter 213 of the Code entitled "Article II: Property Maintenance Code", most notably Section 213-7, entitled "Certificate of Smoke Detector and Carbon Monoxide" as follows:

"§213-7 Certificate of Smoke Detector and Carbon Monoxide Alarm Compliance"

Section A remains as is.

Section B is amended, revised, and supplemented as follows:

"Inspection. Every property owner requiring a certificate of compliance shall: i) request an inspection by the Town of Newton on the designated form; ii) pay the required inspection fee; and, iii) provide entry to the dwelling or dwelling unit and provide any assistance as may be required by the inspector. The Town Manager or the Town Manager's designated agent/representative shall conduct the inspection upon receipt of the inspection request and payment of the fee. If the inspection reveals compliance with the smoke detector and carbon monoxide

~~Strikethroughs~~ mean deletions; Underlines mean additions

alarm requirements, as set forth in N.J.A.C.5:70-4.19 or its successor regulation, and the requirement for a portable fire extinguisher or required by N.J.S.A. 52:27d-178.1 et. seq. and compliance with the requirement for a warning label within eighteen (18) inches of the exterior electric meter and a warning label within eighteen (18) inches of the interior electric breaker panel, whenever in both cases, the home has a secondary power source, such as, but not limited to, a permanent generator, solar panels, and/or battery electric storage boxes, such warning labels must warn of the dangers associated with secondary power sources. All of this is as per N.J.S.A. 52:27D-198.1 et. seq. or its successor statute, then the Town of Newton shall issue a certificate of compliance to the property owner.”

Section C remains as is.

Section D is amended, revised, and supplemented as follows:

“Violations and penalties. For violations of this section, regarding insufficient smoke detector and carbon monoxide alarm requirements, penalties shall be provided as set forth in N.J.A.C. 5:70-2.12. For each and every violation of the requirements for smoke detector and carbon monoxide alarm requirements, a property owner who has refused to abate such violation within five (5) calendar days after written notice shall have been served upon ~~him~~ the property owner, either by certified mail or personal service, shall be subject to a fine of not more than \$1,000.00 per violation per day. Each and every day that such violation continues after such notices shall be considered a separate and specific violation of this Section, For a violation of N.J.S.A 52:27D-198.1 et. seq., for failure to have appropriate required portable fire extinguishers, for failure to have the required warnings as to the outside electric meter and the inside electric breaker as to secondary power sources, as set forth in Section 213-7B above, a property owner shall be subject to a fine of not more than ~~\$100.00~~ \$250.00;

NOW, THEREFORE BE IT FURTHER ORDAINED, that:

- A. If any sentence, phrase, portion, subsection and/or section of this Ordinance is declared by a Court of competent jurisdiction to be unconstitutional and/or invalid, the remainder of the Ordinance shall remain in full force and effect.
- B. Any ordinance or portion of any ordinance which is inconsistent with the provisions of this Ordinance shall be replaced as to their inconsistencies only.
- C. This Ordinance shall take effect upon final adoption and will be published as required by law, as well as approval by any other governmental agencies, if applicable.

~~Strikethroughs~~ mean deletions; Underlines mean additions

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NOTICE

TAKE NOTICE the above Ordinance was introduced at a regular meeting of the Town Council of the Town of Newton conducted on Wednesday, May 28, 2025. 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, June 23, 2025, in the Council Chambers at the Newton Municipal Building, 39 Trinity Street, Newton, New Jersey, and shall take effect in accordance with law.

Teresa A. Oswin, RMC
Municipal Clerk

~~Strikethroughs~~ mean deletions; Underlines mean additions



TOWN OF NEWTON

RESOLUTION #149-2025

May 28, 2025

"Approve Fireworks Display at Memory Park for Newton Day 2025"

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

WHEREAS, International Fireworks, of Douglasville, PA has submitted a proposal for a fireworks display with a copy of the permit application, certificate of insurance, a site diagram, and other pertinent information, in conjunction with the fireworks display that will take place at Memory Park on Saturday, June 7, 2025 as part of the annual "Newton Day" celebration with a rain date of June 14, 2025; and

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

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that the Greater Newton Chamber of Commerce is granted permission for a fireworks display during the "Newton Day" celebration to take place on Saturday, June 7, 2025, with a rain date of June 14, 2025, and that said fireworks display will be provided by International Fireworks, of Douglasville, PA; and

BE IT FURTHER RESOLVED, that a certified original of this Resolution be forwarded to the New Jersey Department of Labor and Sussex County Fire Marshal Virgil Rome.

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 Wednesday, May 28, 2025.

Teresa A. Oswin, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #150-2025

May 28, 2025

“Resolution Awarding Professional Engineering Services Related to the Merriam Avenue & Sussex Street Pump Station Consolidation”

WHEREAS, the Town of Newton is in need of engineering services related to the Merriam Avenue & Sussex Street Pump Station Consolidation as a professional service in accordance with N.J.S.A. 40A:11-5(a)(1); and

WHEREAS, Suburban Consulting Engineers, 96 U.S. Highway 206, Suite 101, Flanders, New Jersey 07836, has provided a professional services proposal in the amount of \$11,680.00; and

WHEREAS, the Town desires to award these professional services and enter into a contract pursuant to N.J.S.A. 40A:11-5(a)(1) as a professional services agreement; and

WHEREAS, the Newton Chief Municipal Finance Officer has certified funds will be available as per the attached certification;

NOW, THEREFORE BE IT RESOLVED, by the Town of Newton, County of Sussex, that the Mayor be and is hereby authorized and directed to execute, and the Municipal Clerk to attest, an agreement between the Town of Newton, and Suburban Consulting Engineers, 96 U.S. Highway 206, Suite 101, Flanders, New Jersey 07836 for professional engineering services related to the Merriam Avenue & Sussex Street Pump Station Consolidation in the amount of \$11,680.00.

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 Wednesday, May 28, 2025.

Teresa A. Oswin, RMC
Municipal Clerk

TOWN OF NEWTON

CERTIFICATION OF THE AVAILABILITY OF FUNDS

(AS REQUIRED BY N.J.S.A. 40A:4-57, N.J.A.C. 5:345.1 et seq)

THIS IS TO CERTIFY THAT FUNDS ARE AVAILABLE AS FOLLOWS:

RESOLUTION # 150-2025

APPROVING: Suburban Consulting Engineers

**FOR THE PURPOSE OF: Professional Engineering Services
related to Merriam Avenue & Sussex Street Pump Station
Consolidation NJWB Program Support Services.**

IN THE AMOUNT OF: Not to exceed \$11,680.00

APPROPRIATED BY:

Water/Sewer Bond Ordinance # 2023-11

DATED: THIS 28th Day of May 2025

BY _____



THOMAS M. FERRY, CPA/RMA

CHIEF MUNICIPAL FINANCE OFFICER



TOWN OF NEWTON

RESOLUTION #151-2025

May 28, 2025

“A Resolution of the Mayor and Council of the Town of Newton, in the County of Sussex, State of New Jersey Adopting Fourth Round Affordable Housing Spending Plan”

WHEREAS, on March 20, 2024, Governor Murphy signed into law, P.L. 2024, c.2 which amended various provisions of the New Jersey Fair Housing Act (N.J.S.A. 52:27D-301 et seq. (“Amended FHA”)); and

WHEREAS, the Amended FHA sets forth that the Fourth Round period of affordable housing obligations shall run from July 1, 2025 through June 30, 2035 (“Fourth Round” or “Round Four”); and

WHEREAS, a municipality may not spend or commit to spend any affordable housing development fees, without first obtaining the approval of the expenditure as part of its compliance certification or by the New Jersey Department of Community Affairs (DCA); and

WHEREAS, the Governing Body of the Town of Newton, County of Sussex, State of New Jersey, adopted a development fee ordinance on July 28, 2008; and

WHEREAS, the development fee ordinance establishes an affordable housing trust fund that includes development fees, payments from developers in lieu of constructing affordable units on-site, barrier free escrow funds, rental income, repayments from affordable housing program loans, recapture funds, proceeds from the sale of affordable units, and/or any other funds collected for affordable housing purposes; and

WHEREAS, the Town of Newton has prepared a 2025 Affordable Housing Trust Fund Spending Plan, dated May 21, 2025; and

NOW THEREFORE, BE IT RESOLVED, by the Governing Body of the Town of Newton, County of Sussex, New Jersey, that the Town of Newton hereby adopts the 2025 Affordable Housing Trust Fund Spending Plan for the Town of Newton, dated May 21, 2025, prepared by J. Caldwell & Associates, LLC, which is attached hereto and incorporated herein.

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 Wednesday, May 28, 2025.

Teresa A. Oswin, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #152-2025

May 28, 2025

“A Resolution of the Mayor and Council of the Town of Newton, in the County of Sussex, State of New Jersey to Appropriate Funds or Bond in the Event of a Shortfall of Funding for the Town’s Affordable Housing Programs”

WHEREAS, on January 28, 2025, the Town of Newton (hereinafter “Newton” or “Town”) filed a Declaratory Judgment Complaint in Superior Court, Law Division seeking, among other things, a judicial declaration that its Housing Element and Fair Share Plan, to be amended as necessary, satisfies its “fair share” of the regional need for low- and moderate-income housing, pursuant to the “Mount Laurel doctrine;” and

WHEREAS, the Town filed the Declaratory Judgment Complaint pursuant to the amended Fair Housing Act which requires municipalities to submit a Housing Element and Fair Share Plan by June 30, 2025 in order to maintain immunity from builder’s remedy lawsuits; and

WHEREAS, the Town adopted a Housing Element and Fair Share Plan on or about May 21, 2025; and

WHEREAS, the Town has prepared a Spending Plan consistent with P.L.2008, c.46; and

WHEREAS, in the event funding sources as identified in the proposed Spending Plan prove inadequate to complete the affordable housing programs included in the Town’s Housing Element and Fair Share Plan and any future amendments thereof, and to the extent permitted by law, the Town shall provide sufficient funding to address any shortfalls;

NOW THEREFORE BE IT RESOLVED, that the Mayor and Town Council of the Town of Newton, County of Sussex, the State of New Jersey to the extent permitted by law, do hereby agree to appropriate funds or authorize the issuance of debt to fund any shortfall in its affordable housing program that may arise whether due to inadequate funding from other sources or for any other reason; and

BE IT FURTHER RESOLVED, the Town agrees to appropriate funds or authorize the issuance of debt within ninety (90) days of written notification by the Dispute Resolution Program or a court of competent jurisdiction; and

BE IT FURTHER RESOLVED, the Town may repay debt through future collections of development fees, as such funds become available.

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 Wednesday, May 28, 2025.

Teresa A. Oswin, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #153-2025

May 28, 2025

“A Resolution of the Mayor and Council of the Town of Newton, in the County of Sussex, State of New Jersey Appointing a Municipal Housing Liaison”

WHEREAS, on March 20, 2024, Governor Murphy signed into law P.L. 2024, c.2 which amended various provisions of the New Jersey Fair Housing Act (N.J.S.A. 52:27D-301 et seq.) (“Amended FHA”); and

WHEREAS, under authorization of the New Jersey Fair Housing Act (N.J.S.A. 52:27D-301, et seq.) the Municipality is implementing a program to provide affordable housing units to low- and moderate-income households desiring to live within the Municipality; and

WHEREAS, at Title 5, Chapter 80, Subchapter 26 of the New Jersey Administrative Code, the State has promulgated affordability controls in regulations designed to implement the Act, by assuring that low- and moderate-income units that are created under the Act are occupied by low- and moderate-income households for an appropriate period of time (the “Rules”); and

WHEREAS, pursuant to N.J.A.C. 5:94-7 and N.J.A.C. 5:80-26.1 et. seq., the Town of Newton is required to appoint a Municipal Housing Liaison for the administration of the Town 's affordable housing program to enforce the requirements of N.J.A.C. 5:94-7 and N.J.A.C. 5:80-26.1 et. seq.; and

NOW, THEREFORE BE IT RESOLVED, by Mayor and Town Council of the Town of Newton in the County of Sussex, and the State of New Jersey that Thomas S. Russo, Jr., Town Manager, is hereby appointed by the Governing Body as the Municipal Housing Liaison for the administration of the affordable housing program.

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 Wednesday, May 28, 2025.

Teresa A. Oswin, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #154-2025

May 28, 2025

“A Resolution of the Mayor and Council of the Town of Newton, in the County of Sussex, State of New Jersey Adopting the “Affirmative Marketing Plan” for the Town of Newton”

WHEREAS, in accordance with the Fair Housing Act and the New Jersey Uniform Housing Affordability Controls (N.J.A.C. 5:80-26-1, et seq.), the Town of Newton is required to adopt an Affirmative Marketing Plan to ensure that all affordable housing units created, including those created by the Housing Element and Fair Share Plan within the municipality, are affirmatively marketed to very low, low, and moderate income households, particularly those living and/or working within Housing Region 1, the Affordable Housing Region encompassing the municipality;

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Governing Body of the Town of Newton, County of Sussex, State of New Jersey do hereby adopt the Affirmative Marketing Plan attached hereto as Exhibit A.

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 Wednesday, May 28, 2025.

Teresa A. Oswin, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #155-2025

May 28, 2025

“A Resolution of the Mayor and Council of the Town of Newton, in the County of Sussex, State of New Jersey Endorsing the 2025 Housing Element and Fair Share Plan as Adopted by the Planning Board”

WHEREAS, upon notice duly provided pursuant to N.J.S.A. 40:55D-13, the Planning Board of the Town of Newton, County of Sussex, State of New Jersey (the “Board”), adopted a Housing Plan Element and Fair Share Plan on May 21, 2025; and

WHEREAS, the Planning Board determined that the Housing Element and Fair Share Plan are consistent with the goals and objectives of the Town of Newton’s Master Plan and that adoption and implementation of the Housing Element and Fair Share Plan are in the public interest and protect public health and safety and promote the general welfare; and

WHEREAS, members of the public participated in the Planning Board hearing and provided their comments; and

WHEREAS, N.J.A.C. 5:97-2.1(a) requires the adoption of the Housing Element by the Planning Board and endorsement thereof by the Governing Body; and

WHEREAS, the Town Planning Board, by Resolution adopted May 21, 2025, adopted the Housing Element and Fair Share “Plan” prepared by the Town Planner, Jessica Caldwell, PP, AICP, of J. Caldwell & Associates, LLC, dated May 21, 2025;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton in the County of Sussex, State of New Jersey that the Town of Newton Council hereby endorses the Housing Element and Fair Share Plan as described in the preamble, and as adopted by the Town of Newton Planning Board on May 21, 2025. The Town Attorney shall file this Resolution away with the Plan, with the Superior Court of New Jersey, County of Sussex, as required by law.

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 Wednesday, May 28, 2025.

Teresa A. Oswin, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #156-2025

May 28, 2025

“Authorize an Agreement with CGP&H, LLC for Administrative Agent Services Related to Affordable Housing Requirements for July 1, 2025 Through June 30, 2026”

WHEREAS, the Town of Newton anticipates the need for an Administrative Agent to advise on affordable housing requirements for new developments within the Town of Newton; and

WHEREAS, CGP&H, LLC has submitted a proposal for continued Administrative Agent services, which is acceptable to the Newton Governing Body; and

WHEREAS, the anticipated term of this contract is one (1) year, July 1, 2025 through June 30, 2026; and

WHEREAS, the Newton Chief Municipal Finance Officer has certified funds will be available as per the attached certification;

NOW, THEREFORE BE IT RESOLVED, the Town Council of the Town of Newton hereby authorizes the execution of an agreement with CGP&H, LLC, for Administrative Agent services outlined in the proposal submitted by CGP&H, LLC.

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 Wednesday, May 28, 2025.

Teresa A. Oswin, RMC
Municipal Clerk

TOWN OF NEWTON

CERTIFICATION OF THE AVAILABILITY OF FUNDS

(AS REQUIRED BY N.J.S.A. 40A:4-57, N.J.A.C. 5:345.1 et seq)

THIS IS TO CERTIFY THAT FUNDS ARE AVAILABLE AS FOLLOWS:

RESOLUTION # 156-2025

APPROVING: CGP&H, LLC

FOR THE PURPOSE OF: Continued Administrative Agent Services related to Affordable Housing Requirements for the fiscal period July 1, 2025, to June 30, 2026.

IN THE AMOUNT OF: Not to exceed \$10,300.00

FUNDED BY: Housing Rehab Revolving Trust Fund.

DATED: THIS 28th Day of May 2025

BY _____


THOMAS M. FERRY, CPA/RMA

CHIEF MUNICIPAL FINANCE OFFICER



TOWN OF NEWTON

RESOLUTION #157-2025

May 28, 2025

“Authorize the Award of a Required Disclosure Contract to Trojan Technologies”

WHEREAS, the Town of Newton has a need for an aftermarket comprehensive service plan, technical support, and inspection for the microfiltration system of its water treatment facility and has obtained a professional services quote for service from Trojan Technologies, 839 NYS Route 13, Cortland, New York, 13045 as a Required Disclosure contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, the Qualified Purchasing Agent for the Town of Newton, Sean Canning, Q.P.A., has determined and certified in writing that the value of the acquisition will exceed \$17,500; and

WHEREAS, the anticipated term of this contract is for the 2025 year (s); and

WHEREAS, Trojan Technologies has provided a quote of \$40,700.00 in service costs for the 2025 year, in excess of the pay to play threshold of \$17,500; and

WHEREAS, Trojan Technologies has completed and submitted a Business Entity Disclosure Certification which certifies that Trojan Technologies has not made any reportable contributions to a political or candidate committee in the Town of Newton in the previous one year, and that the contract will prohibit Trojan Technologies from making any reportable contributions through the term of the contract; and

WHEREAS, the Newton Chief Municipal Finance Officer has certified funds will be available as per the attached certification;

NOW, THEREFORE BE IT RESOLVED, the Town Council of the Town of Newton authorizes the Newton Town Manager to enter into a contract with Trojan Technologies, 839 NYS Route 13, Cortland, New York, 13045 as a Required Disclosure contract pursuant to the provisions of N.J.S.A. 19:44A-20.5, for aftermarket comprehensive service plan, technical support, and inspection for the microfiltration system of its water treatment facility, for 2025 in the amount of \$40,700.00.

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 Wednesday, May 28, 2025.

Teresa A. Oswin, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #158-2025

May 28, 2025

“Authorize Union County Cooperative Pricing Agreement”

WHEREAS, N.J.S.A., 40A:11-1 et. seq. authorizes contracting units to enter into Cooperative Pricing Agreements; and

WHEREAS, the County of Union hereinafter referred to as “the Lead Agency” has offered voluntary participation in a renewal participation in a Cooperative Pricing System for the purchase of work, materials, and supplies; and

WHEREAS, the Town of Newton in the County of Sussex desires to participate in the Union County Cooperative Pricing Agreement;

NOW, THEREFORE BE IT RESOLVED, the Town Council of the Town of Newton, County of Sussex, State of New Jersey, authorizes the Town of Newton to participate in the Union County Cooperative Pricing Agreement and execute a Cooperative Pricing Agreement with the County of Union upon its approval by the Division of Local Government Services; and

BE IT FURTHER RESOLVED, the County of Union as Lead Agency is expected to comply with provisions of the Local Public Contracts Law (N.J.S.A. 40A:11-1 et. seq. and all of the provisions of the revised statutes of the State of New Jersey).

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 Wednesday, May 28, 2025.

Teresa A. Oswin, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #159-2025

May 28, 2025

"Approval of Weldon Asphalt Co. Through Union County Cooperative Purchasing"

WHEREAS, the Town of Newton has a need for asphalt supply for repair and maintenance of its public roadways; and

WHEREAS, the Town of Newton is a member of the Union County Cooperative Purchasing system; and

WHEREAS, the Union County Cooperative Purchasing system (UCCP-64-2024) has been organized and formed in accordance with New Jersey Law and Administrative codes of N.J.A.C. 5:34-7.3; and

WHEREAS, the Union County Cooperative Purchasing system offers as a competitively bid and priced contract Union County Co-op Freight On Board; and

WHEREAS, the Town of Newton's Qualified Purchasing Agent has concurred with the legality of the purchase in accordance with the New Jersey Local Public Contracts Law (N.J.S..40A:11-1 et. Seq.);

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

The Union County Cooperative system contract for Weldon Asphalt Co. Contract number Union County Co-op Road Materials Bid, is hereby approved for use by the Town of Newton Department of Public Works.

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 Wednesday, May 28, 2025.

Teresa A. Oswin, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #160-2025

May 28, 2025

“Appointment of Jessica Kibblewhite as a Member of the Advisory Recreation Commission”

WHEREAS, there is currently a vacancy on the Advisory Recreation Commission;
and

WHEREAS, Jessica Kibblewhite has been interviewed by the Town Council and expressed interest in serving as a member on the Commission;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that Jessica Kibblewhite is hereby appointed to five-year term as a member of the Advisory Recreation Commission, effective immediately with said term continuing to December 31, 2029.

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 Wednesday, May 28, 2025.

Teresa A. Oswin, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #161-2025

May 28, 2025

“Resolution Authorizing the Release of the Performance Guarantee Posted by Thorlabs, Inc. – Quantum Realm, Block 20.01, Lot 1 and Block 22.04, Lots 3 & 6”

WHEREAS, the Municipal Land Use Law (N.J.S.A. 40:55D-53) permits the Town of Newton to release performance guarantees posted by developer(s) when said improvements have been certified as complete by the Town Engineer; and

WHEREAS, the developer, Thorlabs, Inc. – Quantum Realm, has posted a Forty-Three Thousand Sixty-Two Dollar (\$43,062.00) performance guarantee, which is to guarantee the public improvements portion of the project located in the Diller Avenue area of the site at Block 20.01, Lot 1 and Block 22.04, Lots 3 and 6; and

WHEREAS, David Simmons, Jr, P.E., of Harold E. Pellow & Associates, Inc., representing the Town Engineer, has advised the Town that the public improvements have been completed, and the Town Engineer recommends the release of the aforementioned performance guarantee in the amount of Forty-Three Thousand Sixty-Two Dollars (\$43,062.00);

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Town Council of the Town of Newton, County of Sussex, State of New Jersey that the performance guarantee posted by Thorlabs, Inc. – Quantum Realm in the amount of Forty-Three Thousand Sixty-Two Dollars (\$43,062.00) be released.

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 Wednesday, May 28, 2025.

Teresa A. Oswin, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #162-2025

May 28, 2025

“Insertion of Special Items of Revenue in the 2025 Town of Newton Budget Pursuant to N.J.S.A. 40A:4-87 (C. 159, PL 1948)”

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue and also approve the insertion of an item of appropriation of equal amount in the Budget of any Municipality, when such item shall have been made available by law, and the amount thereof was not determined at the time of the adoption of the Budget; and

WHEREAS, the Town of Newton has received a receipt in the amount of \$21,445.14 from the State of New Jersey Solid Waste Administration for a FY 2025 Clean Communities Grant;

NOW, THEREFORE BE IT RESOLVED, that the Town Council of the Town of Newton hereby requests the Director of the Division of Local Government Services approve the insertion of the following items in the 2025 Budget of the Town of Newton which is now available as revenue from:

Miscellaneous Revenues:

Section F: Special Items of Revenue

Public and Private Revenues Off-set with Appropriations:

State of New Jersey Clean Communities Grant \$21,445.14

General Appropriations:

(A) Operations - Excluded from CAPS

Public and Private Program's Off-Set by Revenues:

State of New Jersey Clean Communities Grant \$21,445.14

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

CERTIFICATION

THIS IS TO CERTIFY 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 Wednesday, May 28, 2025.

Teresa A. Oswin, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #163-2025

May 28, 2025

“Reappointment of Kent Hardmeyer to the Advisory Shade Tree Commission”

WHEREAS, Kent Hardmeyer has expressed interest in continuing to serve as a member of the Advisory Shade Tree Commission; and

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that the following reappointment be made to the Advisory Shade Tree Commission:

<u>Name</u>	<u>Term</u>	<u>Expiration Date</u>
Kent Hardmeyer	5 years	May 31, 2030

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 Wednesday, May 28, 2025.

Teresa A. Oswin, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #164-2025

May 28, 2025

“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 2024 and 2025 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 Wednesday, May 28, 2025.

Teresa A. Oswin, RMC
Municipal Clerk

List of Bills - CLEARING/CLAIMS

Meeting Date: 05/28/2025 For bills from 05/13/2025 to 05/23/2025

Check#	Vendor	Description	Payment	Check Total
13170	4897 - ABBEY GLEN	PO 67714 ACO ANIMAL CREMATION	430.00	430.00
13171	3897 - AMAZON CAPITAL SERVICES	PO 67850 Office and Break Room Supplies	16.24	
		PO 67850 Office and Break Room Supplies	8.75	
		PO 67851 NAME PLATES	15.07	
		PO 67892 W/S UPGRADES & ROLLER HOCKEY PLANTERS	1,209.03	
		PO 67892 W/S UPGRADES & ROLLER HOCKEY PLANTERS	1,334.98	
		PO 67895 Miss Newton Supplies	72.05	2,656.12
13172	3897 - AMAZON CAPITAL SERVICES	PO 67903 NAME PLATES	15.07	15.07
13173	3087 - BASSANI POWER EQUIPMENT	PO 67880 Mower/ PM Spring Service	556.04	556.04
13174	300 - BRIGHTSPEED	PO 66931 B: WOODSIDE AVE PS A/C #3010395888 @ \$42	119.70	119.70
13175	300 - BRIGHTSPEED	PO 66999 B: LOCAL PHONE SVC A/C #310115975	1,306.30	
		PO 66999 B: LOCAL PHONE SVC A/C #310115975	2,022.58	3,328.88
13176	4706 - CARLUCCI, MICHAEL	PO 67016 B: MUNICIPAL JUDGE (N \$40,205.00 + G \$3,	3,800.41	3,800.41
13177	3770 - CINTAS	PO 67252 B: Water Filtration/Cooler/Cleaning (J-D	135.00	
		PO 67252 B: Water Filtration/Cooler/Cleaning (J-D	45.00	180.00
13178	3609 - CLIFFSIDE BODY CORP.	PO 65963 Flatbed Body/ Rack Set/ Double Barn Door	14,582.00	14,582.00
13179	155 - COYNE CHEMICAL CORP., INC.	PO 67162 B: Sodium Bisulfite 38% @ \$.5833/lb - Ja	1,511.94	
		PO 67163 B: CP-837 ZINC @ \$1.8344/lb - Jan 1, 202	2,599.24	4,111.18
13180	286 - CURRENT ACCOUNT	PO 67899 W/S GAS/DIESEL REIMB 2024/2025	8,487.13	8,487.13
13181	3389 - CUSTOM BANDAG INC.	PO 67781 PD TIRES	2,406.00	2,406.00
13182	4386 - DECOTIIS, FITZPATRICK, COLE& GIBLIN, LLP	PO 67837 NEWTON 213 LLC - SHOP RITE	3,220.00	
		PO 67848 NEWTON 213 LLC - SHOP RITE February se	6,826.20	10,046.20
13183	2386 - DOMINICK'S PIZZA LLC	PO 67884 NFD Yearly Training/Dinner	108.30	108.30
13184	3000 - ELAN FINANCIAL SERVICES	PO 67861 T FERRY CPE'S CONTINUING ED & AWARDS CER	7.00	
		PO 67861 T FERRY CPE'S CONTINUING ED & AWARDS CER	353.35	360.35
13185	106 - ELIZABETHTOWN GAS	PO 67001 B: NATURAL GAS	1,977.15	
		PO 67001 B: NATURAL GAS	2,358.20	4,335.35
13186	4385 - ERIC M. BERNSTEIN & ASSOCIATES, LLC.	PO 67842 NEWTON 213 LLC - SHOP RITE	455.00	
		PO 67843 NEWTON 213 LLC - SHOP RITE	169.00	624.00
13187	1707 - FINKLE, DANIEL	PO 67788 Reimburse Adobe CC Annual Subscription F	359.88	
		PO 67805 TEXTBOOK REIMBURSEMENT	42.94	402.82
13188	4724 - GANNETT NEW YORK/NEW JERSEY LOCALIQ	PO 66987 B: ADVERTISING ACCT #704136	26.41	
		PO 66987 B: ADVERTISING ACCT #704136	47.40	
		PO 66987 B: ADVERTISING ACCT #704136	54.87	
		PO 66987 B: ADVERTISING ACCT #704136	19.53	
		PO 66987 B: ADVERTISING ACCT #704136	243.97	392.18
13189	4384 - GIBBONS P.C.	PO 67885 BOND ORD	150.00	
		PO 67885 BOND ORD	150.00	300.00
13190	4506 - GLENN C KIENZ	PO 67011 B: 2025 PLANNING BOARD ATTORNEY (800/MNT	800.00	800.00
13191	4398 - GLOBAL RECYCLING SOLUTIONS LLC	PO 67207 B: Recycling Collection: Jan to Dec 2025	1,318.62	1,318.62
13192	2313 - GRAVITY DESIGN WORKS, INC.	PO 67833 Town - Wide Garage Sale Banner date chan	60.00	
		PO 67901 English Alley Signage - NPP 2024 Budget	6,197.50	6,257.50
13193	232 - HAMBURG PLUMBING SUPPLY CO INC	PO 67882 Manhole Hook	48.00	48.00
13194	3804 - HAYDEE BALLESTER	PO 67010 B: COURT TRANSLATION	150.00	150.00
13195	230 - HAYEK'S MARKET INC.	PO 67867 Lunch/DPW Interviews - 4/24/25	43.23	43.23
13196	4337 - HFE SERVICES LLC	PO 67297 B: COMPUTER TECH IT SVC'S (NOT TO EXC	404.54	
		PO 67599 Replacement PC for Council Chambers/Cour	643.50	
		PO 67599 Replacement PC for Council Chambers/Cour	331.50	1,379.54
13197	332 - J & D SALES & SERVICE,LLC.	PO 67155 WATER RECYLC MAINT RENEW 1/2025 - 12/202	250.00	250.00
13198	3235 - J. CALDWELL & ASSOCIATES, LLC.	PO 67802 PLANNER -APR	930.00	
		PO 67802 PLANNER -APR	455.00	
		PO 67802 PLANNER -APR	5,647.50	
		PO 67802 PLANNER -APR	1,055.00	
		PO 67845 HISTORIC COMM - O	580.00	8,667.50
13199	113 - JERSEY CENTRAL POWER & LIGHT, INC.	PO 66993 B: ELECTRIC BLDG'S & STREET LIGHTING	13,922.11	
		PO 66994 B: W/S ELECTRIC	16,317.81	30,239.92
13200	3067 - JERSEY SHIRTS & DESIGNS	PO 67863 Pool Security Uniform	140.00	140.00
13201	3029 - Jesco Inc.	PO 67883 Machine/ Equip RPR ACCT #33521	356.83	356.83
13202	1774 - KAY PRINTING & ENVELOPE CO.INC.	PO 67849 BUILDING DEPARTMENT SUPPLIES - UCC FORMS	1,258.00	1,258.00
13203	4658 - LAW OFFICE OF ORLANDO R RODRIGUEZ, LLC.	PO 67014 B: 2025 PUBLIC DEFENDER ((N \$13,500. G \$	183.33	
		PO 67014 B: 2025 PUBLIC DEFENDER ((N \$13,500. G \$	1,125.00	1,308.33

List of Bills - CLEARING/CLAIMS

Meeting Date: 05/28/2025 For bills from 05/13/2025 to 05/23/2025

Check#	Vendor	Description	Payment	Check Total
13204	4668 - LAW OFFICES OF CHIRAG D. MEHTA, LLC.	PO 67015 B: PROSECUTOR (N \$31,000 G \$2,250 F \$1,5	2,920.81	2,920.81
13205	4356 - LENOVO	PO 67585 CENCOM CROSSBAR EXTENDERS	657.00	657.00
13206	352 - LUBRICATION ENGINEERS INC	PO 67879 OIL /Gearbox CUST #C0530901 001	1,401.56	1,401.56
13207	4381 - MID-AMERICAN ELEVATOR CO., INC.	PO 67237 B: ELEVATOR MAINT (TH & POLICE) Jan - De	520.00	520.00
13208	409 - MINISINK PRESS INC	PO 67856 2025 Pool Forms and Mailings	1,121.00	1,121.00
13209	4377 - MODERN GROUP LTD.	PO 67871 Repair of Mini Excavator - HYUNDAI R35Z-	593.63	593.63
13210	53 - MONTAGUE TOOL & SUPPLY, INC.	PO 67852 SPEEDI DRY	143.92	143.92
13211	4284 - NEWTON AUTO BODY & RESTORATION,LLC	PO 67841 POLICE INTERCEPTOR REPAIR	3,449.95	3,449.95
13212	170 - NEWTON BOARD OF EDUCATION	PO 67012 SCHOOL TAX (JAN-JUNE) 2025-	1,155,370.92	1,155,370.92
13213	4154 - NEWTON HIGH SCHOOL	PO 67791 2025 Miss Newton Floral	70.00	70.00
13214	336 - NEWTON TROPHY	PO 67790 2025 trophies Miss Newton	150.00	150.00
13215	4350 - NW FINANCIAL GROUP LLC	PO 67840 SHOPERITE -JUNE/AUG 24'	1,462.50	
		PO 67853 MAR FINANCIAL ADVISORY	410.00	1,872.50
13216	2882 - ONE CALL CONCEPTS, INC.	PO 66986 B: ONE CALL MESSAGES	527.50	527.50
13217	4651 - PANERA, LLC.	PO 67866 5/19/25 - Working lunch	27.20	
		PO 67866 5/19/25 - Working lunch	14.65	41.85
13218	4656 - PAULUS, SOKOLOWSKI & SARTOR LLC	PO 65137 B - Pump Station Consolidation	1,917.50	
		PO 66247 SCADA/PLC REPLACEMENT PROJECT	1,025.00	
		PO 66876 SAND FILTER REHAB SAND FILTER	5,760.00	
		PO 66979 B: ALTERNATE SEWER ENGINEER	2,643.75	
		PO 67620 WWTP GENERATOR REPLACEMENT PROJECT BID &	6,655.88	18,002.13
13219	64 - FELLOW, HAROLD & ASSO, INC.	PO 64047 Fire House 1 Project	217.50	
		PO 66977 B: WATER ENGINEER (not to exceed \$55,000	2,437.40	
		PO 67844 Merriam Gateway Apts	218.25	
		PO 67846 Sussex Realty I,LL	36.25	
		PO 67847 ThorLabs	907.00	
		PO 67854 MAR ENGINEERING	1,535.00	
		PO 67854 MAR ENGINEERING	72.50	5,423.90
13220	64 - FELLOW, HAROLD & ASSO, INC.	PO 67854 MAR ENGINEERING	145.00	
		PO 67854 MAR ENGINEERING	2,439.40	
		PO 67891 R&D Networks LLC	725.00	
		PO 67900 ELIZABETHTOWN GAS	5,938.50	9,247.90
13221	4945 - PENNYROSE COFFEE CORP	PO 67864 Coffee with a cop snacks	256.04	256.04
13222	2788 - PENTELEDATA	PO 66997 B: INTERNET -DPW & STP (2 modems)	159.95	
		PO 66997 B: INTERNET -DPW & STP (2 modems)	159.95	319.90
13223	4944 - PUNCTUATED EQUILIBRIUM	PO 67860 REFUND PERFORMANCE BOND	43,062.00	43,062.00
13224	2828 - RYAN HERCO PRODUCTS CORP	PO 67721 Chemical Pumps ACCT #103262	738.40	738.40
13225	3660 - SCHENCK, PRICE, SMITH, & KING, LLP	PO 66976 B: TAX APPEAL ATTORNEY & SPECIAL CONFLIC	6,800.33	6,800.33
13226	55 - SCHMIDT'S WHOLESALE, INC	PO 67340 CLAMPS/ BALLS/ POWERSEAL CUST #600	1,512.78	1,512.78
13227	4830 - SEARCH GEEK SOLUTIONS LLC	PO 67759 SEO Plan - Implementation and monthly se	1,416.67	1,416.67
13228	4165 - SF MOBILE-VISION, INC.	PO 67858 NEXUS CLOUD SUBSCRIPTION	16,572.00	16,572.00
13229	3134 - SHOP RITE, INC.	PO 67865 Annual NFD Training Night - 5/19/25	34.17	34.17
13230	2257 - STAPLES	PO 67804 PD OFFICE SUPPLIES	167.43	
		PO 67877 Office Supplies: Morris Lake/ DPW	341.29	
		PO 67877 Office Supplies: Morris Lake/ DPW	341.29	850.01
13231	4144 - SUBURBAN CONSULTING ENGINEERS, INC.	PO 64237 B.ENGINEERING DESIGN MOORE'S BROOK	1,176.00	
		PO 66866 W/S PROJECTS CONSULTING	2,927.50	
		PO 67512 WTP CLEARWATER & HIGH ST STORAGE TANK CL	700.00	
		PO 67621 SPARTA AVE PUMP STATION TOPOGRAPHIC SURV	15,776.40	
		PO 67623 MORRIS LK CHEM RM REHAB & SCADA IMPROVEM	3,197.50	
		PO 67632 CONVEYANCE STSTEM IMPROVEMENTS PHASE i S	23,325.00	47,102.40
13232	2056 - SUBURBAN PROPANE, LP.	PO 67870 PROPANE ACCT #2232-546329	820.10	820.10
13233	2310 - SUSSEX COUNTY ENGINEERING DIVISION	PO 67876 Handicap Penalty 10"x12"	46.20	46.20
13234	130 - SUSSEX COUNTY P & H, INC.	PO 67136 B: PLUMBING SUPPLIES 2025	36.18	36.18
13235	371 - T.A. MOUNTFORD COMPANY, INC.	PO 67697 PRINTER TAX OFFICE	278.50	
		PO 67697 PRINTER TAX OFFICE	278.50	557.00
13236	4712 - TANKEL JESSICA	PO 67896 Balloons Miss Newton	99.00	99.00
13237	3851 - THE CANNING GROUP, LLC.	PO 67013 B: 2025 QPA ANN \$9,000	750.00	750.00
13238	2880 - TRACTOR SUPPLY	PO 67889 Machine Grease	69.98	69.98
13239	293 - TREASURER, PETTY CASH FUND	PO 67886 POOL CHANGE FUND	150.00	150.00
13240	1151 - TREASURER, STATE OF NEW JERSEY	PO 67872 Stormwater Discharge 7/1/2024-6/30/2025	2,000.00	2,000.00
13241	1151 - TREASURER, STATE OF NEW JERSEY	PO 67873 SURFACE WATER PERMIT (7/1/24-6/30/25) #5	2,300.00	2,300.00

List of Bills - CLEARING/CLAIMS

Meeting Date: 05/28/2025 For bills from 05/13/2025 to 05/23/2025

Check#	Vendor	Description	Payment	Check Total
13242	1151 - TREASURER, STATE OF NEW JERSEY	PO 67874 PROG ID #46681 ANNUAL SURFACE WATER WWTP	13,134.54	13,134.54
13243	219 - TRI-STATE RENTALS, INC.	PO 67789 Machine Parts CUST #206	190.38	190.38
13244	4579 - USPS	PO 67834 POSTAGE FOR POSTAGE MACH	8,000.00	
		PO 67834 POSTAGE FOR POSTAGE MACH	10,000.00	18,000.00
13245	1500 - WALMART	PO 67859 B: ACO KENNEL/MED SUPPLIES	145.92	
		PO 67862 Concessions Items for the Pool	1,892.22	
		PO 67881 Office Supplies: Trash Can	33.92	
		PO 67894 ACO SUPPLIES	100.64	2,172.70
13246	3758 - WALTER CHADWICK	PO 67887 CDL Physical	150.00	150.00
13247	1144 - WEINER LESNIAK	PO 67836 TEYMA	36.00	
		PO 67838 GOBAL VENTURE 284, LLC	54.00	
		PO 67839 R&D -APR	594.00	684.00
13248	3726 - WITMER PUBLIC SAFTEY GROUP, iINC.	PO 67552 PD WEAPONS Quote #237088	5,260.00	5,260.00
TOTAL				1,476,058.55

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
01-201-20-100-200	TOWN MANAGER'S OFFICE - OTHER EXPENSES	782.73			
01-201-20-105-200	HUMAN RESOURCE - OTHER EXPENSES	185.70			
01-201-20-120-200	TOWN CLERK'S OFFICE - OTHER EXPENSES	6,906.19			
01-201-20-130-200	FINANCE ADMINISTRATION - OTHER EXPENSES	340.35			
01-201-20-150-200	ASSESSMENT OF TAXES - OTHER EXPENSES	1,200.00			
01-201-20-155-200	LEGAL SERVICES - OTHER EXPENSES	6,343.72			
01-201-20-165-200	ENGINEERING - OTHER EXPENSES	767.65			
01-201-20-175-200	HISTORIC COMMISSION - OTHER EXPENSES	580.00			
01-201-21-180-200	PLANNING BOARD - OTHER EXPENSES	830.14			
01-201-21-181-200	COMMUNITY DEVELOPMENT - OTHER EXPENSES	930.00			
01-201-22-195-200	INSPECTION OF BUILDINGS - OTHER EXPENSES	1,258.00			
01-201-25-240-200	POLICE DEPARTMENT - OTHER EXPENSES	22,042.37			
01-201-25-250-200	COMMUNICATIONS CENTER - OTHER EXPENSES	657.00			
01-201-25-252-200	EMERGENCY MANAGEMENT - OTHER EXPENSES	359.88			
01-201-25-255-200	FIRE DEPARTMENT - OTHER EXPENSES	143.92			
01-201-26-290-200	ROAD REPAIR & MAINT - OTHER EXPENSES	1,642.02			
01-201-26-298-200	STORMWATER/FLOOD CONTROL - OTHER EXPENSE	3,680.43			
01-201-26-305-200	RECYCLING/SANITATION - OTHER EXPENSES	1,318.62			
01-201-26-310-200	BUILDINGS & GROUNDS - OTHER EXPENSES	861.29			
01-201-26-315-200	VEHICLE MAINTENANCE - OTHER EXPENSES	5,855.95			
01-201-27-331-200	OCCUPATIONAL HEALTH - OTHER EXPENSES	150.00			
01-201-27-340-200	ANIMAL CONTROL - OE	676.56			
01-201-28-370-200	RECREATION - OTHER EXPENSES	647.09			
01-201-28-371-200	SWIMMING POOL - OTHER EXPENSES	1,411.00			
01-201-28-375-200	PARKS & PLAYGROUNDS - OTHER EXPENSES	556.04			
01-201-31-460-200	UTILITY EXP/BULK PURCH - OTHER EXPENSES	18,462.84			
01-201-42-107-100	INTERLOCAL - FREDON TWP COURT	450.00			
01-201-42-108-100	INTERLOCAL - GREEN TWP COURT	520.83			
01-201-43-490-200	MUNICIPAL COURT - OTHER EXPENSES	471.75			
01-201-44-900-000	CAPITAL IMPROVEMENTS - OTHER EXPENSES	278.50			
01-207-55-000-000	DUE NEWTON BOE - SCHOOL TAX PAYABLE			1,155,370.92	
01-260-05-100	DUE TO CLEARING			0.00	1,235,681.49
TOTALS FOR	CURRENT FUND	80,310.57	0.00	1,155,370.92	1,235,681.49
02-213-41-000	RESERVE FEDERAL/STATE GRANTS			8,069.17	
02-260-05-100	Due to Clearing			0.00	8,069.17
TOTALS FOR	STATE AND FEDERAL GRANTS	0.00	0.00	8,069.17	8,069.17

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
04-215-55-908-000	ORD 2022-13 SIDEWALKS RT 206/WATER ST			652.50	
04-215-55-913-000	ORD 22-21 amendORD 20-10 MEM PK ORD 23-2 NJIB			1,176.00	
04-215-55-918-000	ORD 2023-7 VAR CAP IMP.			16,907.48	
04-215-55-926-000	ORD 2024-11 VAR CAP IMP			109.50	
04-215-55-930-000	ORD 2024-18 HVAC, SUPP ORD 24-11			19.53	
04-215-55-934-000	ORD 2025-06 MEMORY PARK BOARDWALK			150.00	
04-260-05-100	Due to Clearing			0.00	19,015.01
TOTALS FOR	GENERAL CAPITAL	0.00	0.00	19,015.01	19,015.01
08-215-55-901-000	ORD 2017-8 SPARTA AVE PUMP STATION (SWR)			10.85	
08-215-55-902-000	ORD 2018-14 WATER TANK IMPR \$105T			12.09	
08-215-55-903-000	ORD 2020-7 DIGESTER & PRI SLUDGE PUMP-NJIB			103.54	
08-215-55-910-000	ORD 2023-3 SPARTA AVE PS - NJIB			15,776.40	
08-215-55-912-000	ORD 2023-8 WATER IMP NJIB			4,922.50	
08-215-55-913-000	ORD 2023-11 SEWER IMP. NJIB			33,930.00	
08-215-55-919-000	ORD 2024-9 VAR WS IMP. FF			145.00	
08-215-55-921-000	ORD 2024-25 WATER IMP amend Ord 2023-08 NJIB			11.47	
08-215-55-923-000	ORD 2025-05 SUPPL APPROP VAR SEWER IMP-NJIB			6,911.90	
08-260-05-100	DUE TO CLEARING			0.00	61,823.75
TOTALS FOR	WATER/SEWER UTILITY CAPITAL	0.00	0.00	61,823.75	61,823.75
09-201-56-501-200	W&S OPERATING - TOTAL OTHER EXPENSES	73,646.42			
09-203-56-501-200	(2024) W&S OPERATING - TOTAL OTHER EXPENSES		5,406.89		
09-260-05-100	DUE TO CLEARING			0.00	79,053.31
TOTALS FOR	WATER/SEWER UTILITY	73,646.42	5,406.89	0.00	79,053.31
31-260-05-100	DUE TO CLEARING			0.00	54,588.22
31-286-56-100-000	PERFORMANCE BONDS			43,062.00	
31-286-56-102-000	ENGINEER REVIEW FEES			8,509.00	
31-287-56-107	RES RECREATION (ALL)			1,892.22	
31-287-56-117	RESERVE FOR MUNIC PUBLIC DEFENDER			1,125.00	
TOTALS FOR	TRUST	0.00	0.00	54,588.22	54,588.22
33-260-05-100	DUE TO CLEARING			0.00	12,132.70
33-286-56-109-000	NEWTON 213 LLC - SHOP RITE			12,132.70	
TOTALS FOR	DEVELOPERS ESCROW	0.00	0.00	12,132.70	12,132.70
35-260-05-100	DUE TO CLEARING			0.00	5,694.90
35-296-56-001-000	RESERVES FOR COMMERCIAL DEVELOPMENT			5,694.90	
TOTALS FOR	HOUSING TRUST	0.00	0.00	5,694.90	5,694.90

Total to be paid from Fund 01 CURRENT FUND	1,235,681.49
Total to be paid from Fund 02 STATE AND FEDERAL GRANTS	8,069.17
Total to be paid from Fund 04 GENERAL CAPITAL	19,015.01
Total to be paid from Fund 08 WATER/SEWER UTILITY CAPITAL	61,823.75
Total to be paid from Fund 09 WATER/SEWER UTILITY	79,053.31
Total to be paid from Fund 31 TRUST	54,588.22
Total to be paid from Fund 33 DEVELOPERS ESCROW	12,132.70
Total to be paid from Fund 35 HOUSING TRUST	5,694.90

	1,476,058.55

Checks Previously Disbursed

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
13164	PRIME TIME NEWTON SENIORS	PO# 67777	2025 Contribution	3,500.00	5/12/2025
13165	CINTAS	Multiple:		2,176.89	5/21/2025
13166	HARBOR FREIGHT	PO# 67869	DPW Gloves/ Ear plugs	117.89	5/21/2025
13167	HOME DEPOT, INC.	Multiple:		3,484.02	5/21/2025
13168	JCI JONES CHEMICALS, INC	Multiple:		3,936.86	5/21/2025
13169	JOHNNY ON THE SPOT, LLC.	PO# 67387	B: PORT-A-JOHNS/ PARKS	1,671.04	5/21/2025
42830	JOHNNY ON THE SPOT, LLC.	PO# 67250	B: PORT-A-JOHNS TWN EVENTS	265.50	5/12/2025
42831	ZOOM VIDEO COMMUNICATIONS,INC	PO# 67751	Zoom for Court May 2025-May 2026 A	199.90	5/13/2025
250136	ELAVON, INC.	PO# 66988	B: COURT MERCHANT FEE	222.73	5/14/2025
250137	JP MORGAN CHASE BANK	PO# 67831	21' REF BONDS OF 2010 & 2012	394,523.16	5/14/2025
250138	PAYROLL ACCOUNT		5/22 CURRENT PAYROLL	229,188.63	5/22/2025
250219	PAYROLL ACCOUNT		5/22 GRANT PAY	528.09	5/22/2025
250925	JP MORGAN CHASE BANK	PO# 67831	21' REF BONDS OF 2010 & 2012	426,978.43	5/14/2025
250926	PAYROLL ACCOUNT		5/22 W/S PAYROLL	47,416.54	5/22/2025
253117	PAYROLL ACCOUNT		5/22 TRUST PAYROLL POLICE O/S 435	43,500.00	5/22/2025

					1,157,709.68

Totals by fund	Previous Checks/Voids	Current Payments	Total
Fund 01 CURRENT FUND	633,403.76	1,235,681.49	1,869,085.25
Fund 02 STATE AND FEDERAL GRANTS	528.09	8,069.17	8,597.26
Fund 04 GENERAL CAPITAL	958.07	19,015.01	19,973.08
Fund 08 WATER/SEWER UTILITY CAPITAL		61,823.75	61,823.75
Fund 09 WATER/SEWER UTILITY	479,319.76	79,053.31	558,373.07
Fund 31 TRUST	43,500.00	54,588.22	98,088.22
Fund 33 DEVELOPERS ESCROW		12,132.70	12,132.70
Fund 35 HOUSING TRUST		5,694.90	5,694.90

BILLS LIST TOTALS	1,157,709.68	1,476,058.55	2,633,768.23
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TOWN OF NEWTON

RESOLUTION #165-2025

May 28, 2025

“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. Attorney-Client Privilege – Redevelopment

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton, assembled in public session on May 28, 2025, that an Executive Session closed to the public shall be held on May 28, 2025 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 Wednesday, May 28, 2025.

Teresa A. Oswin, RMC
Municipal Clerk