



**AGENDA**  
**NEWTON TOWN COUNCIL**  
**NOVEMBER 9, 2009**  
**7:00 P.M.**

**I. PLEDGE OF ALLEGIANCE**

**II. ROLL CALL**

**III. OPEN PUBLIC MEETINGS ACT STATEMENT**

**IV. APPROVAL OF MINUTES** - OCTOBER 26, 2009 REGULAR MEETING

**V. OPEN TO THE PUBLIC**

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 LIMIT THEIR COMMENTS TO 5 MINUTES. 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.

**VI. COUNCIL & MANAGER REPORTS**

- a. RICH DAYERMANJIAN – APPEAL OF UTILITY ADVISORY BOARD DECISION

**VII. ORDINANCES**

- a. INTRODUCTION

ORDINANCE 2009-27

AN ORDINANCE TO AMEND CHAPTER 20 OF THE REVISED GENERAL ORDINANCES OF THE TOWN OF NEWTON

ORDINANCE 2009-28

AN ORDINANCE TO AMEND CHAPTER 10, TRAFFIC, OF THE TOWN OF NEWTON'S REVISED GENERAL ORDINANCES

ORDINANCE 2009-29

BOND ORDINANCE PROVIDING FOR CERTAIN IMPROVEMENTS WITHIN THE SPARTA AVENUE PLAN AREA IN THE TOWN OF NEWTON, COUNTY OF SUSSEX, NEW JERSEY, APPROPRIATING \$4,660,000 THEREFOR, AND AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$4,660,000 BONDS OR NOTES OF THE TOWN FOR FINANCING THE COST THEREOF

## VIII. OLD BUSINESS

## 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 #219-2009\* RESOLUTION PROVIDING FOR FINANCIAL SUPPORT TO THE MAIN STREET NEWTON, INC. ORGANIZATION FOR THE REMAINDER OF CALENDAR YEAR 2009
- b. RESOLUTION #220-2009\* CONTINUATION OF HEALTH BENEFITS FOR FULL-TIME NON-UNION EMPLOYEES WHO ARE NOT MEMBERS OF A COLLECTIVE NEGOTIATING ASSOCIATION
- c. RESOLUTION #221-2009\* AUTHORIZE AN AMENDMENT TO THE DEVELOPERS AGREEMENT WITH ROUTE 519 & NORTH PARK DRIVE, LLC, DATED JUNE 23, 2008, FOR BLOCK 303, LOT 26.05, FOR KOHL'S DEPARTMENT STORE, EXTENDING THE COMPLETION DATE TO JANUARY 31, 2010
- d. RESOLUTION #222-2009\* APPROVE CHANGE ORDER NO. 1 FOR THE VEHICLE WASH FACILITY PROJECT
- e. RESOLUTION #223-2009\* FINAL ACCEPTANCE OF THE VEHICLE WASH FACILITY PROJECT
- f. RESOLUTION #224-2009\* FINAL ACCEPTANCE OF THE RECYCLING TREATMENT SYSTEM FOR THE VEHICLE WASH FACILITY
- g. RESOLUTION #225-2009\* AUTHORIZE CREDITS DUE WATER AND SEWER UTILITY ACCOUNTS
- h. RESOLUTION #226-2009\* RESOLUTION OF THE TOWN OF NEWTON, IN THE COUNTY OF SUSSEX, NEW JERSEY, AUTHORIZING APPLICATION TO THE LOCAL FINANCE BOARD PURSUANT TO N.J.S.A. 40A:12A-37 AND N.J.S.A. 40A:12A-67(d)
- i. RESOLUTION #227-2009\* APPOINTMENT OF MR. RALPH CARCHIA TO THE ZONING BOARD OF ADJUSTMENT

- j.** RESOLUTION #228-2009\* RESOLUTION AND AGREEMENT FOR PROFESSIONAL SERVICES – LABOR RELATIONS
- k.** RESOLUTION #229-2009\* APPROVE 2009 APPROPRIATION TRANSFERS
- l.** RESOLUTION #230-2009\* AUTHORIZE AN AGREEMENT WITH MWH AMERICAS, INC. FOR AN AMMONIA EVALUATION FOR THE POSSIBLE MODIFICATIONS TO THE WASTEWATER TREATMENT PLANT
- m.** RESOLUTION #231-2009\* APPROVE BILLS AND VOUCHERS FOR PAYMENT
- n.** RESOLUTION #232-2009\* RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF NEWTON, IN THE COUNTY OF SUSSEX, NEW JERSEY, DESIGNATING A REDEVELOPER AND AUTHORIZING THE EXECUTION OF A REDEVELOPMENT AGREEMENT WITH RESPECT TO THE SPARTA PLAN AREA

**X. INTERMISSION**

**XI. DISCUSSION**

**XII. OPEN TO THE PUBLIC**

**XIII. COUNCIL & MANAGER COMMENTS**

**XIV. EXECUTIVE SESSION**

**XV. ADJOURNMENT**