



AGENDA
NEWTON TOWN COUNCIL

JUNE 11, 2012

7:00 P.M.

- I. PLEDGE OF ALLEGIANCE**
- II. ROLL CALL**
- III. OPEN PUBLIC MEETINGS ACT STATEMENT**
- IV. APPROVAL OF MINUTES** - NONE
- 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. NEW JERSEY DEPARTMENT OF AGRICULTURE PRESENTATION ON INVASIVE PESTS
- b. PROCLAMATIONS
 - i. MICHAEL PAUL WOODROW
 - ii. RICHARD EDWARD GERDES

VII. ORDINANCES

- a. INTRODUCTION

ORDINANCE 2012-17

AN ORDINANCE AMENDING SECTION 320-2.C PERMITTED USES AND SECTION 320-3 DEFINITIONS AND SECTION 320-26 T-5 TRANSECT ZONE OF CHAPTER 320 FORM-BASED CODE OF THE TOWN OF NEWTON

ORDINANCE 2012-18

ORDINANCE REAPPROPRIATING \$20,000 PROCEEDS OF OBLIGATIONS NOT NEEDED FOR THEIR ORIGINAL PURPOSES IN ORDER TO PROVIDE FOR COURT ROOM RENOVATIONS AND APPURTENANCES FOR AND BY THE TOWN OF NEWTON, IN THE COUNTY OF SUSSEX, NEW JERSEY

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 #104-2012*
AUTHORIZE REFUND OF REDEMPTION MONIES TO OUTSIDE LIEN HOLDER FOR BLOCK 22.02, LOT 3 (FORMERLY BLOCK 1209, LOT 3)
- b. RESOLUTION #105-2012*
AUTHORIZE CREDITS DUE WATER AND SEWER UTILITY ACCOUNTS
- c. RESOLUTION #106-2012*
ACCEPT THE PROJECT FOR THE INSTALLATION OF SIDEWALKS AND CURBS ON VARIOUS INTERSECTIONS AS COMPLETE
- d. RESOLUTION #107-2012*
PAYMENT OF BILLS AND VOUCHERS
- e. RESOLUTION #108-2012*
CAPITAL BUDGET AMENDMENT
- f. APPLICATIONS*
AN APPLICATION FOR AN ON-PREMISE RAFFLE (TRICKY-TRAY) FROM THE DOMESTIC ABUSE SERVICES, INC. (DASI) 105 MAIN STREET, NEWTON TO BE HELD ON SATURDAY, OCTOBER 13, 2012 AT 3:00PM AT SUSSEX COUNTY COMMUNITY COLLEGE, ONE COLLEGE HILL ROAD, NEWTON

AN APPLICATION FOR AN ON-PREMISE RAFFLE (50/50) FROM SUSSEX COUNTY COMMUNITY COLLEGE FOUNDATION, ONE COLLEGE HILL ROAD, NEWTON TO BE HELD ON JUNE 28, 2012, JULY 5, 12, AND 26, 2012 AND AUGUST 2, 2012 AT SUSSEX COUNTY COMMUNITY COLLEGE, ONE COLLEGE HILL ROAD, NEWTON

APPLICATIONS FOR AN ON-PREMISE RAFFLE (TRICK-TRAY) AND (50/50) FROM CATHOLIC ACADEMY OF SUSSEX COUNTY, INC., 28 ANDOVER ROAD, SPARTA, NEW JERSEY TO BE HELD ON FRIDAY, SEPTEMBER 28, 2012 AT ST. JOSEPH REGIONAL SCHOOL, 20 JEFFERSON STREET, NEWTON

AN APPLICATION FOR AN OFF-PREMISE RAFFLE FROM CATHOLIC ACADEMY OF SUSSEX COUNTY, INC., 28 ANDOVER ROAD, SPARTA, NEW JERSEY TO BE HELD ON MAY 16, 2013 AT ST. JOSEPH REGIONAL SCHOOL, 20 JEFFERSON STREET, NEWTON

X. INTERMISSION

XI. DISCUSSION

XII. OPEN TO THE PUBLIC

XIII. COUNCIL & MANAGER COMMENTS

XIV. ADJOURNMENT

Office of the Mayor

Newton, New Jersey

Proclamation

Michael Paul Woodrow

WHEREAS, Michael Paul Woodrow, a member of Boy Scout Troop 85, Andover-Newton, NJ has earned the status of Eagle Scout; and

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

WHEREAS, Michael Paul Woodrow has served the Boy Scouts in an exemplary manner and is deserving of the honor bestowed upon him; and

WHEREAS, for Michael's Eagle Scout Leadership Project he restored the Halsted Middle School Sign; and

WHEREAS, as part of his project, Michael also refinished the benches and spread mulch around the entrance to the school; and

WHEREAS, Michael Paul Woodrow serves as an example to youth through his high level of personal achievement, leadership and community service;

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 Michael Paul Woodrow 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: _____ June 3, 2012 _____

Office of the Mayor

Newton, New Jersey

Proclamation

Richard Edward Gerdes

WHEREAS, Richard Edward Gerdes, a member of Boy Scout Troop 85, Andover-Newton, NJ has earned the status of Eagle Scout; and

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

WHEREAS, Richard Edward Gerdes has served the Boy Scouts in an exemplary manner and is deserving of the honor bestowed upon him; and

WHEREAS, for Richard's Eagle Scout Leadership Project he renovated the Sectors closet by cleaning, painting and building shelves at the First Presbyterian Church of Newton; and

WHEREAS, as part of his project, Richard built a raised flower bed around the church's sign using Belgard retaining wall blocks; and

WHEREAS, Richard Edward Gerdes serves as an example to youth through his high level of personal achievement, leadership and community service;

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 Richard Edward Gerdes 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: _____ June 3, 2012 _____

**TOWN OF NEWTON
ORDINANCE 2012-17**

AN ORDINANCE AMENDING SECTION 320-2.C PERMITTED USES AND SECTION 320-3 DEFINITIONS AND SECTION 320-26 T-5 TRANSECT ZONE OF CHAPTER 320 FORM-BASED CODE OF THE TOWN OF NEWTON

WHEREAS, the Town of Newton approved and adopted the Chapter 320 Form-Based Code of the Town of Newton, which became effective May 2, 2012; and

WHEREAS, the Town of Newton received public comments following the adoption regarding Section 320—2.C Permitted Uses; and

WHEREAS, the public comments concerned uses on Spring Street which are not permitted on the first floor, particularly Artisinal Workshops; and

WHEREAS, the Town of Newton determined that Artisinal Workshops should be permitted on the first floor and that some additional minor changes to the Permitted Uses table at Section 320-2.C. were warranted provided that the definitions section be updated to address concerns raised by the Town Council; and

WHEREAS, it was noted by the Zoning Officer that under certain cases a Front Porch and Fence private frontage would be merited in the T-5 Transect Zone;

NOW THEREFORE BE IT ORDAINED, by the Town Council of the Town of Newton that Section 320-2.C Permitted Uses, Section 320-3 Definitions, and Section 320-26 be amended as follows:

Section 1: The permitted uses table for Transect Zones shall be replaced with the following table:

320-2.C PERMITTED USES

The following tables show permitted uses by Transect Zone and Special District. A mix of uses is permitted based on building types designated as such. Unless expressly permitted in the table, all other uses are deemed to be prohibited.

Permitted Uses Table – Transect Zones							
	Use	Transect					
	Government/Civic/Institutional	T-1	T-2	T-3	T-4	T-5	T-6
1	Private or parochial school	NP	NP	NP	P	P	P
2	Institutional Use	NP	NP	NP	P	P	P
3	General Hospital, Nursing Home Convalescent home	NP	NP	NP	P	P	NP
4	Community garden	P	P	P	P	P	P

Permitted Uses Table – Transect Zones							
Use		Transect					
5	Emergency services	NP	NP	P	P	P	P
6	Plaza/square/piazza	NP	NP	NP	P	P	P
7	Hospital/medical center	NP	NP	NP	NP	NP	NP
8	Cultural uses (museum/gallery/library)	NP	NP	NP	P	P	P
9	Park/Playground	P	P	P	P	P	P
10	House of worship	NP	P	P	P	P	P
11	All public buildings and uses	NP	NP	NP	P	P	P
12	Government or public utility use (not including storage uses and garages)	P	P	P	P	P	P
13	Governmental administrative/institutional uses	NP	NP	NP	P	P	P
14	Judicial	NP	NP	NP	NP	P	P
15	Law Enforcement	NP	NP	NP	P	P	P
16	Public works	P	P	P	P	P	P
17	Community Center/Senior Center	NP	P	P	P	P	P
18	Cemeteries	C	C	C	NP	NP	NP
	Commercial Retail Services	T-1	T-2	T-3	T-4	T-5	T-6
19	Antique Stores	NP	NP	NP	P	P	P
20	Appliance Stores	NP	NP	NP	P	P	P
21	Arts and Crafts Stores	NP	NP	NP	P	P	P
22	Bakeries	NP	NP	NP	P	P	P
23	Banks	NP	NP	NP	P	P	P
24	Beauty Salons, spas and barber shops	NP	NP	NP	P	P	P
25	Bed and breakfasts	NP	C	C	P	P	P
26	Auto Body Shops	NP	NP	NP	C	C	NP
27	Book Stores (excluding adult book stores)	NP	NP	NP	P	P	P
28	Camera and photographic supply stores	NP	NP	NP	P	P	P
29	Candy and Ice Cream Shops	NP	NP	NP	P	P	P
	Commercial Retail Services (cont.)	T-1	T-2	T-3	T-4	T-5	T-6
30	Clothing apparel and shoe stores	NP	NP	NP	P	P	P
31	Child care centers	NP	NP	P	P	P	PS
32	Coffee shops	NP	NP	NP	P	P	P
33	Computer supplies and software stores	NP	NP	NP	P	P	P
34	Cosmetic stores, beauty supply stores and perfumeries	NP	NP	NP	P	P	P

Permitted Uses Table – Transect Zones							
Use		Transect					
35	Delicatessens	NP	NP	NP	P	P	P
36	Department stores	NP	NP	NP	P	P	P
37	Diners, cafes and restaurants	NP	NP	NP	P	P	P
38	Drug stores	NP	NP	NP	P	P	P
39	Electronics, audio and cell phone stores	NP	NP	NP	P	P	P
40	Farmers' Market	P	P	P	P	P	P
41	Florists	NP	NP	NP	P	P	P
42	Food (health) and supplement stores	NP	NP	NP	P	P	P
43	Furniture stores	NP	NP	NP	P	P	P
44	Garden supply stores	NP	NP	NP	P	P	P
45	Gas stations	NP	NP	NP	C	C	NP
46	Grocery stores and specialty food stores	NP	NP	NP	P	P	P
47	Hobby, toy and game stores	NP	NP	NP	P	P	P
48	Home goods, furnishings and accessories stores	NP	NP	NP	P	P	P
49	Hotels (excluding extended stay/efficiencies/single room occupancies)	NP	NP	NP	NP	P	P
50	Jewelers and watch stores (excluding pawn shops)	NP	NP	NP	P	P	P
51	Luggage and leather goods	NP	NP	NP	P	P	P
52	Meat markets	NP	NP	NP	P	P	P
53	Motor vehicle sales	NP	NP	NP	C	C	NP
54	Musical instruments and supplies stores	NP	NP	NP	P	P	P
55	Optical goods stores	NP	NP	NP	P	P	P
56	Package goods stores/ liquor stores	NP	NP	NP	P	P	P
57	Paint, wallpaper, and/or hardware stores	NP	NP	NP	P	P	P
58	Pet grooming, pet shops and pet supplies	NP	NP	NP	P	P	P
59	Pharmacies	NP	NP	NP	P	P	P
	Commercial Retail Services (cont.)	T-1	T-2	T-3	T-4	T-5	T-6
60	Photographers and picture framers	NP	NP	NP	P	P	P
61	Recreational facilities, i.e. gym, bowling alley	NP	NP	NP	P	P	P
62	Souvenir shops	NP	NP	NP	P	P	P

Permitted Uses Table – Transect Zones							
Use		Transect					
63	Sports and recreation stores (excluding gun stores)	NP	NP	NP	P	P	P
64	Stationery, office supply and card stores	NP	NP	NP	P	P	P
65	Taverns and bars	NP	NP	NP	P	P	P
	Business/Office/Professional	T-1	T-2	T-3	T-4	T-5	T-6
66	General and professional offices	NP	NP	NP	P	P	PS*
67	Business services	NP	NP	NP	P	P	P
68	Laboratory (medical/dental)	NP	NP	NP	P	P	NP
69	Office (dental, medical, veterinary, administrative)	NP	NP	NP	P	P	PS*
70	Photo or art studios	NP	NP	NP	P	P	P
71	Home occupations	NP	C	C	P	P	PS
72	Professional occupations	NP	C	C	P	P	P
73	Licensed Taxicab Business Office	NP	NP	NP	C	C	NP
	Light Industrial	T-1	T-2	T-3	T-4	T-5	T-6
74	Research and development	NP	NP	NP	P	NP	NP
75	Warehouse and storage	NP	NP	NP	NP	NP	NP
76	Light manufacturing	NP	NP	NP	NP	NP	NP
77	Product filling and assembly	NP	NP	NP	NP	NP	NP
78	Artisanal workshop	NP	NP	NP	P	P	P
79	Food and beverage production	NP	NP	NP	NP	NP	NP
	Residential	T-1	T-2	T-3	T-4	T-5	T-6
80	Single family detached	NP	P	P	P	P	NP
81	Duplex	NP	NP	P	P	P	NP
82	Age restricted	NP	NP	NP	P	P	NP
83	Residential over commercial	NP	NP	NP	P	P	P
84	Flats or Lofts (elevator fed)	NP	NP	NP	P	P	PS
85	Group Care (elder-care, extended care, special care)	NP	C	C	P	P	P
86	Live/work	NP	NP	NP	P	P	P
87	Residential Cluster Development	NP	C	C	NP	NP	NP
	Other						
88	Club, lodge or fraternal organization	NP	C	C	P	P	P
89	Farming and Agricultural Uses	P	C	C	NP	NP	NP
90	Parking Structure as principal use	NP	NP	NP	P	P	P
91	Surface Parking as principal use	NP	NP	NP	P	P	NP
92	Temporary Uses	P	NP	NP	P	P	P
	Accessory Uses	T-1	T-2	T-3	T-4	T-5	T-6
93	Accessory Apartment	NP	P	P	P	P	NP
94	Carport	NP	P	P	P	P	NP
95	Private Garage	NP	P	P	P	P	NP

Permitted Uses Table – Transect Zones							
Use		Transect					
96	Storage Shed	NP	P	P	P	P	NP
97	Surface Parking Lot	NP	NP	NP	P	P	P
98	Parking Structure	NP	NP	NP	P	P	P
99	Sidewalk Café (March 1- Dec. 1 provided snow and ice are not present).	NP	NP	NP	P	P	P
100	Street Furniture	P	P	P	P	P	P
101	Drive-Through Facility	NP	NP	NP	P	P	NP
102	Outdoor Display (March 1- Dec. 1 provided snow and ice are not present).	NP	NP	NP	P	P	P
103	Outdoor Storage	NP	NP	NP	NP	NP	NP

P – Permitted NP – Not Permitted PS – Permitted On Any Level Except Street Level C – Conditional Use

*Professional offices are permitted on the first floor or street level north of Main Street in the T-6 Zone.

Section 2: The following definition shall replace the current definitions in Section 320-3 Definitions:

Artisanal Workshop. Shops of special trade including the manufacturing, compounding assembly processing, packaging or similar treatment of such products as: baked goods, candy, ceramics, pottery, china, weaving and other textile arts, painting, cooperage, woodworking and other artistic endeavors and similar trades. Retail sales on the premises of products made on the premises are required in the T-6 Zone. Artisanal Workshops shall not exhibit any exterior noise, smell, glare or dust from manufacturing. If any exterior noise, smell, glare or dust is present, the use shall be classified as light manufacturing.

Section 3: The T-5 Transect Zone Bulk Requirements table shall be amended so that Section 320-26.1 Porch and Fence private frontages are permitted:

Private Frontages (320-26.1)	Common Lawn	Not Permitted
	Porch and Fence	Permitted
	Terrace	Permitted
	Forecourt	Permitted
	Shopfront and Awning	Permitted
	Gallery	Permitted
	Arcade	Permitted

ORDINANCE 2012-17

NOTICE

TAKE NOTICE that the above Ordinance was introduced at a regular meeting of the Town Council of the Town of Newton conducted on June 11, 2012. It will be considered for adoption, after final reading and public hearing thereon, at a meeting of the Newton Governing Body conducted at 7:00 pm on June 25, 2012 in the Council Chambers at the Newton Municipal Building, 39 Trinity Street, Newton, New Jersey, and shall take effect according to law.

Lorraine A. Read, RMC
Municipal Clerk

TOWN OF NEWTON

ORDINANCE 2012-18

ORDINANCE REAPPROPRIATING \$20,000 PROCEEDS OF OBLIGATIONS NOT NEEDED FOR THEIR ORIGINAL PURPOSES IN ORDER TO PROVIDE FOR COURT ROOM RENOVATIONS AND APPURTENANCES FOR AND BY THE TOWN OF NEWTON, IN THE COUNTY OF SUSSEX, 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 \$20,000 of the proceeds of obligations originally made available pursuant to Section 3(a) of bond ordinance #2011-5 of the Town of Newton, in the County of Sussex, New Jersey (the "Town") finally adopted April 25, 2011 is no longer necessary for the purpose of road improvements consisting of reconstruction and resurfacing, and reconstruction and/or installation of sidewalks along the entire length of Shady Lane, Hillside Avenue, Overlook Road, Slate Hill Road and Spring Street including adjacent areas for which the obligations previously were authorized.

Section 2. The \$20,000 described in Section 1 and made available pursuant to N.J.S.A. 40A:2-39 is hereby reappropriated to provide for court room renovations and appurtenances.

Section 3. The Town hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Town is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 4. This ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

ORDINANCE 2012-18

NOTICE

TAKE NOTICE that the above Ordinance was introduced at a regular meeting of the Town Council of the Town of Newton conducted on June 11, 2012. It will be considered for adoption, after final reading and public hearing thereon, at a meeting of the Newton Governing Body conducted at 7:00 pm on June 25, 2012 in the Council Chambers at the Newton Municipal Building, 39 Trinity Street, Newton, New Jersey, and shall take effect according to law.

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON
RESOLUTION #104-2012

June 11, 2012

“Authorize Refund of Redemption Monies to Outside Lien Holder for Block 22.02, Lot 3 (Formerly Block 1209, Lot 3)”

WHEREAS, at the Municipal Tax Sale held on October 19, 2006 a lien was sold on Block 22.02, Lot 3 (Formerly Block 1209 Lot 3), also known as 19 Merriam Avenue, for 2005 delinquent real estate taxes and water and sewer charges; and

WHEREAS, this lien, known as Tax Sale Certificate #1242, and was sold to US Bank cust for SASS Muni V dtr for 0% redemption fee; and

WHEREAS, Lakeland Bank, the owners mortgage company, has effected the redemption of Certificate #1242 in the amount of \$117,571.91. Lakeland Bank has also paid the foreclosure legal fees in the amount of \$1,183.00;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that this Governing Body acknowledges that, US Bank cust for SASS Muni V dtr is entitled to a redemption in the amount of \$117,571.91 as well as the legal fees in the amount of \$1,183.00; and

BE IT FURTHER RESOLVED, that the Tax Collector be authorized to issue two (2) checks, the first in the amount of \$117,571.91 for the redemption of Certificate #1242 and the second in the amount of \$1,183.00 for the legal fees to US Bank cust for SASS Muni V dtr, 50 S. 16th Street, Suite 1950, Philadelphia, PA 19102.

CERTIFICATION

THIS IS TO CERTIFY that 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, June 11, 2012.

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON
RESOLUTION #105-2012

June 11, 2012

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

WHEREAS, the Water and Sewer Collector has determined that 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:

Account Overestimated

<u>Account</u>	<u>Address</u>	<u>Amount</u>
11524	120 Woodside Ave.	\$1,207.20

Meter Read Incorrectly

<u>Account</u>	<u>Address</u>	<u>Amount</u>
15350	10 Mason Ave.	\$502.00

CERTIFICATION

THIS IS TO CERTIFY that 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, June 11, 2012.

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #106-2012

June 11, 2012

“Accept the Project for the Installation of Sidewalks and Curbs on Various Intersections as Complete”

WHEREAS, the Town of Newton, in accordance with State statute, received quotes from qualified vendors for curb and sidewalk work for various intersections at 11:00 a.m. on Tuesday, May 22, 2012; and

WHEREAS, Tony's Concrete Construction Co. Inc., was the only quote received for the sidewalk and curb work; and

WHEREAS, Harold E. Pellow, P.E. L.S., of Harold E. Pellow & Associates, Inc., the Project Engineer, has recommended in his letter dated June 5, 2012 that the project be accepted as complete by the Town Council so the final paperwork can be started;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that it hereby accepts the Installation of Sidewalks and Curb on Various Intersections Project as complete based on the recommendation of the Town Engineer, so that the final paperwork can be started.

CERTIFICATION

THIS IS TO CERTIFY that 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, June 11, 2012.

Lorraine A. Read, RMC
Municipal Clerk



HAROLD E. PELLOW & ASSOCIATES, INC.

CONSULTING ENGINEERS • PLANNERS • LAND SURVEYORS

Established 1969

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ANN PELLOW WAGNER
NJ - C.L.A., VA - C.L.A., PA - C.L.A.
(5/26/84 - 7/27/89)

DAVID B. SIMMONS, JR., *VICE PRESIDENT*
NJ - P.E. & L.S., NJ - P.P., NJ - C.M.E.,
NY - P.E. & L.S., PA - P.E. & L.S.

CORY L. STONER, *ASSOCIATE*
NJ - P.E., NJ - C.M.E.,
PA - P.E.

THOMAS G. KNUTELSKY
NJ - P.E.

June 5, 2012

FAX: (973) 383-8961

MEMORANDUM TO: Mr. Thomas S. Russo, Jr., Newton Town Manager

FROM: Harold E. Pellow, P.E., L.S., Town Engineer

SUBJECT: **RECOMMENDATION TO ACCEPT PROJECT**
Proposed Curb, Sidewalk, and Detectable Warning Surface
Construction at Various Intersections
HPA No. 12-069

Dear Tom:

The above referenced project has been completed by the contractor, Tony's Concrete Construction Co., Inc., and I recommend the project be accepted by the Town Council.

Once this project has been accepted by the Town Council, please notify this office so that final paperwork can be started and a one (1) year Maintenance Bond secured by the Contractor.

Very truly yours,

Harold E. Pellow, P.E., L.S.
HAROLD E. PELLOW & ASSOCIATES, INC.
Town of Newton Engineer

HEP:mac
K:\PROJECTS\MUNICIPAL\NEWTON\COUNCIL\12-069 - MERRIAM AVENUE RESURFACING\RUSSO4.DOC



TOWN OF NEWTON

RESOLUTION #107-2012

June 11, 2012

“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 2011 and 2012 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 that 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, June 11, 2012.

Lorraine A. Read, RMC
Municipal Clerk

