



AGENDA
NEWTON TOWN COUNCIL
MARCH 11, 2013
7:00 P.M.

- I. PLEDGE OF ALLEGIANCE**
- II. ROLL CALL**
- III. OPEN PUBLIC MEETINGS ACT STATEMENT**
- IV. APPROVAL OF MINUTES**

- FEBRUARY 21, 2013 BUDGET HEARING
- FEBRUARY 25, 2013 REGULAR MEETING
- FEBRUARY 25, 2013 EXECUTIVE SESSION

- V. COUNCIL & MANAGER REPORTS**
- VI. 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.

VII. ORDINANCES

- a. 2ND READING & PUBLIC HEARING**

ORDINANCE 2013-8

AN ORDINANCE OF THE TOWN OF NEWTON VACATING A PORTION OF A CERTAIN STREET NEVER CONSTRUCTED AND DEEMED AN ABANDONED ROAD

- i. OPEN HEARING TO PUBLIC
- ii. CLOSE HEARING TO PUBLIC
- iii. ACT ON ORDINANCE

ORDINANCE 2013-9

AN ORDINANCE TO AMEND CHAPTER 307 "VEHICLES AND TRAFFIC" OF THE CODE BOOK OF THE TOWN OF NEWTON

- i. OPEN HEARING TO PUBLIC
- ii. CLOSE HEARING TO PUBLIC
- iii. ACT ON ORDINANCE

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 #42-2013* AUTHORIZING THE TOWN OF NEWTON TO ENTER INTO A SHARED SERVICES AGREEMENT WITH THE SUSSEX COUNTY MUNICIPAL UTILITIES AUTHORITY FOR THE PURPOSE OF PROVIDING A CERTIFIED RECYCLING PROFESSIONAL FOR THE TOWN OF NEWTON
- b. RESOLUTION #43-2013* AUTHORIZE CHANGE ORDER NO. 1 FOR THE PROPOSED IMPROVEMENTS TO THE EMERGENCY SPILLWAY OF PAULINS KILL DAM SITE #4 PROJECT
- c. RESOLUTION #44-2013* AUTHORIZE CHANGE IN MUNICIPAL BUILDING HOURS OF OPERATION FROM MAY 28, 2013 TO AUGUST 30, 2013
- d. RESOLUTION #45-2013* AUTHORIZE CREDITS DUE WATER AND SEWER UTILITY ACCOUNTS
- e. RESOLUTION #46-2013* APPROVE BILLS AND VOUCHERS FOR PAYMENT
- f. APPLICATION* ON-PREMISE RAFFLE (50/50 & TRICKY TRAY) APPLICATIONS FROM THE SUSSEX COUNTY COMMUNITY COLLEGE FOUNDATION, 1 COLLEGE HILL ROAD, NEWTON, NJ TO BE HELD ON SATURDAY, APRIL 13, 2013 FROM 9:00 AM TO 6:00 PM AT 1 COLLEGE HILL ROAD

X. INTRODUCTION OF 2013 BUDGET

- a. TOWN OF NEWTON MUNICIPAL AND WATER & SEWER UTILITY BUDGET

XI. INTERMISSION

XII. DISCUSSION

- a. LAUNDROMAT WELL PERMIT REQUEST – D. SIMMONS
- b. FOX HOLLOW WATERMAIN LEAK – D. SIMMONS

XIII. OPEN TO THE PUBLIC

XIV. COUNCIL & MANAGER COMMENTS

XV. ADJOURNMENT

TOWN OF NEWTON

**AN ORDINANCE OF THE TOWN OF NEWTON
VACATING A PORTION OF A CERTAIN STREET NEVER CONSTRUCTED
AND DEEMED AN ABANDONED ROAD**

ORDINANCE #2013-8

WHEREAS, the street or road hereinafter set forth was laid out on a map, but never opened or constructed and is, therefore, an "abandoned road," pursuant to N.J.S.A. 40:67-21; and

WHEREAS, the street or road, as hereinafter set forth is unsuitable for public use and is otherwise burdensome and of no value or benefit to the public;

NOW, THEREFORE, BE IT ORDAINED by the Town Council of the Town of Newton, as follows:

Section 1. The following portion of the street or road, as hereinafter described is hereby vacated and extinguished:

"A portion of the road laid out by the Surveyors of Newton, Frankford and Hardyston in August of 1801, as recorded in Book B of Roads at pages 6 and 7, from where it comes onto 42 Hicks Avenue (Block 20.02, Lot 1, formerly Block 1310, Lot 15) from Hicks Avenue a/k/a Sussex County Route 663 at or near its boundary with Block 20.02, Lot 3 (formerly Block 1310, Lot 14), and traversing Lot 1 in a northeasterly direction for a distance of approximately 1100 feet to where it crosses over onto Block 20.02, Lot 2, N/F lands of Newton Country Club."

Section 2. Severability. If any provision of this ordinance or the application of this ordinance to any person or circumstances is held invalid, the remainder of this ordinance shall not be affected and shall remain in full force and effect.

Section 3. Repealer. All ordinances or parts of ordinances or resolutions that are inconsistent or in opposition to the provisions of this Ordinance are hereby repealed in their entirety.

Section 4. Effective Date. This Ordinance will take effect after publication and passage according to law.

NOTICE

TAKE NOTICE that the above Ordinance was introduced at a regular meeting of the Town Council of the Town of Newton conducted on February 25, 2013. It was adopted, after final reading and public hearing thereon, at a meeting of the Newton Governing Body conducted at 7:00 pm on March 11, 2013 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 #2013-9**

AN ORDINANCE TO AMEND CHAPTER 307 “VEHICLES AND TRAFFIC” OF THE CODE BOOK OF THE TOWN OF NEWTON

WHEREAS, Newton’s Court Administrator, Lucy M. DeLoreto, has recommended amending certain parking fines in §307-69 Schedule XIX, *Local Supplemental Violations Bureau Schedule* of Code Book of the Town of Newton; and

WHEREAS, the State Administrative Office of the Court, Assignment Judge, the Hon. Thomas L. Weisenbeck, JSC of the Superior Court of Morristown, has reviewed the proposed changes to the *Local Supplemental Violations Bureau Schedule* and has granted approval for said changes to be made by the Newton Governing Body;

NOW, THEREFORE BE IT ORDAINED, by the Town Council of the Town of Newton, in the County of Sussex and State of New Jersey, that §307-69 Schedule XIX, *Local Supplemental Violations Bureau Schedule* of the Code Book of the Town of Newton be amended as follows:

§ 307-69. Schedule XIX: Local Supplemental violations Bureau Schedule.

Code Section	Short Description	Proposed
§ <u>200-2B(1)</u>	Public parks/ride or drive except at posted speeds	\$65
§ <u>200-2B(2)</u>	Public parks/park in other than an established or designated parking area	\$65
§ <u>200-2B(3)</u>	Public parks/leave vehicle standing or parked at night in established parking areas	\$65
§ <u>200-2B(7)</u>	Public parks/use or ride any motorcycle, minibikes or any motorized vehicle, except in those areas designated by the Advisory Recreation Commission	\$65
§ <u>307-4</u>	Prohibited parking during an emergency	\$65
§ <u>307-5</u>	Parking prohibited, all times, certain streets	\$65
§ <u>307-6</u>	Parking prohibited during certain hours	\$35
§ <u>307-7</u>	Parking time limited — certain street	\$30
§ <u>307-8</u>	Stopping or standing prohibited during certain on streets	\$65
§ <u>307-10</u>	Overtime parking Western Plaza Lot	\$35
§ <u>307-11</u>	Limit use of streets to certain vehicles	\$35
§ <u>307-16</u>	Loading zones	\$85
§ <u>307-18A</u>	No parking — certain times on school grounds	\$35

Code Section	Short Description	Proposed
§ 307-18B	Parking permitted only in specific area	\$35
§ 307-19	One-way traffic/Newton High School	\$55
§ 307-20A	Parking school buses only/Merriam Avenue School	\$65
§ 307-20B	One-way traffic/Merriam Avenue School	\$55
§ 307-21	One-way traffic/Halsted Street School	\$55
§ 307-25	Overtime parking	\$30
§ 307-26A	Overtime parking	\$30
§ 307-26B	Not parking in designated area/streets	\$30
§ 307-27B	Overnight parking prohibition/park and ride between 10:00 p.m. to 5:00 a.m.	\$35
§ 307-35	Parking in the municipal lots without paying the proper fee	\$30
§ 307-36	No parking 4:00 a.m. to 6:00 a.m.	\$35
§ 307-26C	Not parking in designated area/municipal lots	\$30
§ 307-40	No parking during snow removal	\$60
§ 115-8B	Parking in a fire zone	\$65

A. Where the statutory or ordinance penalty does not exceed \$50 for each offense, including where the minimum statutory or ordinance penalty does not exceed \$50 for each offense, the defendant at any time before the hearing date, upon presentation of the signed plea of guilty and waiver of trial endorsed on the summons, may pay the penalty and in addition, court costs of \$24 in the Violations Bureau, subject to the limitations prescribed in R.7:7, including the limitation when the summons is marked to indicate that a court appearance is required.

B. Where the statute or ordinance provides simply for a maximum penalty not in excess of \$50, it may be disposed of by payment through the Violations Bureau of 1/2 the maximum penalty plus \$24 court costs.

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Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #42-2013

March 11, 2013

“Authorizing the Town of Newton to Enter Into a Shared Services Agreement with the Sussex County Municipal Utilities Authority for the Purpose of Providing a Certified Recycling Professional for the Town of Newton”

WHEREAS, the Town of Newton “NEWTON” has enacted a recycling plan for all recyclables as designated by the Sussex County Solid Waste Management Plan; and

WHEREAS, the State of New Jersey requires to have its annual recycling tonnage reports approved and executed by a duly Certified Recycling Professional “CRP”; and

WHEREAS, the Town of Newton and the Sussex County Municipal Utilities Authority “SCMUA”, a municipal utilities authority of the State of New Jersey, have negotiated a Shared Services Agreement stating that SCMUA shall serve as NEWTON’s CRP; and

WHEREAS, said Shared Services Agreement is attached to and made part of this resolution;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that the Mayor and Clerk are hereby authorized to execute the attached Agreement authorizing the Sussex County Municipal Utilities Authority to serve as the Town of Newton’s Certified Recycling Professional.

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, March 11, 2013.

Lorraine A. Read, R.M.C.
Municipal Clerk

**AGREEMENT BETWEEN THE TOWN OF NEWTON
AND SUSSEX COUNTY MUNICIPAL UTILITIES AUTHORITY
FOR CERTIFIED RECYCLING PROFESSIONAL (CRP)
TO CERTIFY THE 2012 ANNUAL RECYCLING TONNAGE REPORT**

Beginning in 2012, each New Jersey municipality is required by the Recycling Enhancement Act (REA) to have mandatory Annual Recycling Tonnage Reports approved and “executed” by a Certified Recycling Professional (CRP). Recycling Tonnage Reports will be submitted by the SCMUA via email to the New Jersey Department of Environmental Protection (NJDEP) utilizing a spreadsheet compatible with the Microsoft Excel structure provided by the Department.

THIS AGREEMENT by and between the Town of Newton, a municipal corporation having its offices at 39 Trinity Street, Newton, New Jersey, 07860, and the Sussex County Municipal Utilities Authority, a municipal utilities authority organized and operating pursuant to NJSA 40:14B-1 et seq. having its offices located at 34 South Route 94, New Jersey, 07848 (SCMUA), is dated this 11th day of March, 2013.

WHEREAS, the Town of Newton, by ordinance, has duly enacted a recycling plan for all recyclable materials as designated by the Sussex County District Solid Waste Management Plan and amendments thereto and:

WHEREAS, the Town of Newton is desirous of retaining CRP services of the SCMUA for certification of its Annual Recycling Tonnage Report; and:

WHEREAS, the award of this contract between SCMUA and the Town of Newton pursuant to N.J.S.A. 13:1E-99.14 and N.J.S.A. 40A:11-5(2) is an exception to the bidding requirements as set forth in the “Local Public Contracts Law”;

NOW, THEREFORE, in consideration of the terms, conditions, mutual benefits and covenants hereinafter set forth, the Town of Newton and the SCMUA make this agreement.

1. The Town of Newton shall retain the services of the SCMUA for a CRP that will be responsible for executing the mandatory annual municipal recycling tonnage report, as provided in the Sussex County District Solid Waste Management Plan, and with the State NJDEP.
2. It is understood that the responsibility for the accuracy of all tonnage and materials reported lies with the municipal representative as the designated preparer of the Recycling Tonnage Report. The Town of Newton designates: Kenneth Jaekel or Debra Millikin as the preparer of the report. The Municipal report preparer is responsible for report verification should the NJDEP audit the report submittal.
3. The Town of Newton shall be responsible to retain the appropriate documentation for five years in the event of a NJDEP field review/audit.

4. The Town of Newton reserves the right to reasonably amend the terms of this Agreement by giving thirty (30) day written notification to SCMUA of any changes thereto. SCMUA shall not unreasonably reject any amendments to the Agreement, and reserves the right to terminate this Agreement if the amendment is unacceptable to SCMUA.
5. The Town of Newton shall pay an annual fee of \$250.00 to SCMUA for the CRP's services. The Town of Newton agrees to pay all invoices within thirty (30) days upon finalization of the report and submittal of voucher. Notwithstanding any other provision herein, SCMUA's liability arising out of this agreement for any reason whatsoever, whether known or unknown shall never be greater than the annual fee.
6. This agreement is effective for calendar year 2013 (2012 Recycling Tonnage Report), and may be extended for future years, in yearly increments, upon the mutual consent of both parties.
7. This agreement is the entire agreement between the Town of Newton and SCMUA and supersedes all previous agreements and discussions. Any amendments hereto must be in writing and must be duly executed by both the Town of Newton and SCMUA to become effective.

8. This Agreement will be entirely performed within the State of New Jersey and it shall be construed in accordance with the laws thereof.
9. If any provision of this Agreement is determined by a court of competent jurisdiction to be illegal, void, ultravires, or unconstitutional, the remainder of this Agreement shall continue in full force and effect.

IN WITNESS HERETO the parties hereto have set their hands of the proper public official as of the date and year first above written.

Town of Newton _____
MUNICIPALITY

(Name & Title)

By: _____
(Name & Title)

SUSSEX COUNTY MUNICIPAL UTILITIES AUTHORITY

(Name & Title)

By: _____
(Name & Title)

A copy of this executed agreement shall be forwarded to the NJDEP, either electronically to REATAX@dep.state.nj.us or by mail to:

NJDEP-Solid & Hazardous Waste Management Program
401 E. State Street
Mail Code 401-02C
P.O. Box 420
Trenton, NJ 08625-0420
Attn: Mr. Joe Davis

UHL
N:\USERS\Clients\7562-1 Newton General - UHL\SCMUA\2013 SCMUA agreement.red.doc
03/07/13



TOWN OF NEWTON

RESOLUTION #43-2013

March 11, 2013

“Authorize Change Order No. 1 for the Proposed Improvements to the Emergency Spillway of Paulins Kill Dam Site #4 Project”

WHEREAS, on September 24, 2012 the Newton Town Council adopted Resolution #195-2012, awarding a contract to CMS Construction, Inc., for the Proposed Improvements to the Emergency Spillway of Paulins Kill Dam Site #4 Project; and

WHEREAS, on January 14, 2013 based on the recommendation of the Town's Water Engineer, David Simmons, the Town Council accepted the project as final and complete; and

WHEREAS, in processing the final paperwork for the project, the Water Engineer recommends in his memo dated February 20, 2013 approving Change Order No. 1, for the Proposed Improvements to the Emergency Spillway of Paulins Kill Dam Site #4 Project which will decrease the total contract amount by \$775.00 for a new contract total of \$45,280.00;

NOW, THEREFORE BE IT RESOLVED by the Town Council of the Town of Newton that it hereby concurs with the Town Water Engineer's recommendation and accepts Change Order No. 1 for the Proposed Improvements to the Emergency Spillway of Paulins Kill Dam Site #4 Project; and

BE IT FURTHER RESOLVED that certified copies of this Resolution be forwarded to CMS Construction, Inc., and the Town's Water Engineer.

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, March 11, 2013.

Lorraine A. Read, RMC
Municipal Clerk

HAROLD E. PELLOW and ASSOCIATES, INC.

Consulting Engineers, Planners Land Surveyors

17 Plains Road

Augusta, NJ 07822-2009

CHANGE ORDER NO. 1

1/21/2013

Project	PROPOSED IMPROVEMENTS TO THE EMERGENCY SPILLWAY OF PAULINS KILL DAM SITE #4
Owner	TOWN OF NEWTON, MUNICIPAL BUILDING, 39 TRINITY STREET, NEWTON, NJ 07860
County	SUSSEX COUNTY
Contractor	CMS CONSTRUCTION, INC., 152 SHERMAN AVENUE, NEWARK, NJ 07114

In accordance with the project Supplementary Specification, the following are changes in the contract.
Location and Reason for Change (Attach additional sheets if required) -

Location: Paulins Kill Dam Site #4
Reason: See reasons below.

<u>ITEM NO.</u>	<u>DESCRIPTION</u>	<u>QUANTITY (+/-)</u>	<u>UNIT PRICE</u>	<u>AMOUNT</u>
<u>REDUCTION</u>				
3	SILT FENCE <i>As-built quantity.</i>	70	LIN. FT. \$ 2.50	\$ 175.00
7	TEST HOLES, UNCLASSIFIED EXCAVATION, IF & WHERE <i>Did not use this item.</i>	12	CU. YD. 50	\$ 600.00
Total REDUCTION:				<u>\$ 775.00</u>

AMOUNT OF ORIGINAL CONTRACT: \$46,055.00

EXTRA: \$ -

ADJUSTED AMOUNT BASED ON
CHANGE ORDER NO. 1: \$45,280.00

SUPPLEMENTAL: \$ -

% CHANGE IN CONTRACT: - 1.68%
[(+) Increase or (-) Decrease]

REDUCTION: \$ 775.00

TOTAL CHANGE: \$ (775.00)

Harold E. Pellow 1/22/13
(Engineer) (Date)

(Presiding Officer) (Date)
Carl ... 1/24/13
(Contractor) (Date)



HAROLD E. PELLOW & ASSOCIATES, INC.
CONSULTING ENGINEERS • PLANNERS • LAND SURVEYORS
Established 1969



HAROLD E. PELLOW, *PRESIDENT*
NJ - P.E. & L.S., NJ - P.P., NJ - C.M.E.,
PA - P.E. & L.S.

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.

February 20, 2013

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

FROM: David B. Simmons, Jr., P.E., L.S., C.M.E.

SUBJECT: **FINAL PAPERWORK**
Proposed Improvements to the Emergency Spillway of Paulins Kill Dam Site #4
HPA No. 11-031

Dear Mr. Russo:

Enclosed herewith please find the following final paperwork for the above referenced project:

1. **Purchase Order No. 40273**
 - a. Drawdown No. 3 in the amount of \$960.40 due CMS Construction, Inc. for work completed through January 14, 2013.
 - b. Drawdown No. 4 & Final in the amount of \$905.60 due CMS Construction, Inc. for the release of retainage.

2. **Estimate Certificates**
 - a. Estimate Certificate No. 3 reflecting work completed through January 14, 2013.
 - b. Estimate Certificate No. 4 & Final reflecting the final quantities and the release of retainage.

3. **Change Order No. 1**

Three (3) copies of Change Order No. 1 which reflect an adjustment of the amount of the original contract of \$46,055.00 by the subtraction of Reductions totaling \$775.00, resulting in an adjusted contract amount of \$45,280.00. Kindly have the Mayor sign and date all three copies on the line indicated *Presiding Officer*. Retain one copy for your file and **return the remaining two copies to this office**. We will forward one copy to CMS Construction, Inc. and retain one copy in our files.

4. **Maintenance Bond**

One (1) copy of the Maintenance Bond, in the amount of \$2,264.00, secured by CMS Construction, Inc., to be in effect until January 14, 2014.

Mr. Thomas S. Russo, Jr.
RE: Proposed Improvements to the Emergency Spillway of Paulins Kill Dam Site #4
February 20, 2013

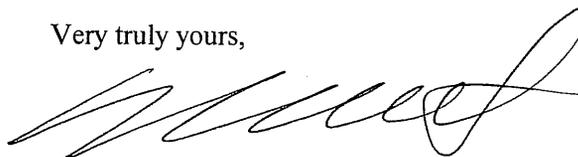
Page 2

5. **Subcontractors/Material Suppliers Certification of Payment**
Copy of written certification from CMS Construction, Inc. that all material suppliers have been paid in full.

Please verify that your office has received all payroll certifications from CMS Construction, Inc. prior to releasing the retainage.

Should you have any questions, please feel free to contact this office.

Very truly yours,



David B. Simmons, Jr., P.E., L.S., C.M.E. for
HAROLD E. PELLOW & ASSOCIATES, INC.
Town of Newton Engineers

DBS:mac

K:\PROJECTS\MUNICIPAL\NEWTON\COUNCIL\11-031 - DAM SITE #4 - SPILLWAY IMPROVEMENTS\CONSTRUCTION\RUSSO4.DOC

Enclosures

cc: CMS Construction, Inc.

HAROLD E. PELLOW & ASSOCIATES, INC.

Established 1969

17 PLAINS ROAD, AUGUSTA, NEW JERSEY 07822-2009 • TELEPHONE: 973-948-6463 • FAX: 973-948-2916
CERTIFICATE OF AUTHORIZATION NO. 24GA27959300



TOWN OF NEWTON

RESOLUTION #44-2013

March 11, 2013

“Authorize Change in Municipal Building Hours of Operation from May 28, 2013 to August 30, 2013”

WHEREAS, the Town Manager, Town Council, and all municipal staff, strive to provide the best customer service possible to the residents and business owners of the community; and

WHEREAS, through an online survey, and other discussions, it has been determined the public would benefit from the Municipal Offices' being open late one night a week;

WHEREAS, the Governing Body authorized a change in the Municipal Building from June 4, 2012 through August 31, 2012 for a trial basis by the adoption of Resolution #43-2012 at their meeting on March 12, 2012; and

WHEREAS, at the conclusion of the trial period, through feedback and discussions it was determined that both the public and the employees benefitted from the Municipal Offices' being open late one night a week;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton, that we hereby authorize a change in the Municipal Building hours of operation from May 28, 2013 through August 30, 2013 as follows:

Monday	8:30 am to 4:30 pm
Tuesday	8:30 am to 4:30 pm
Wednesday	8:30 am to 4:30 pm
Thursday	8:30 am to 6:30 pm
Friday	8:30 am to 1:30 pm

BE IT FURTHER RESOLVED, that said change in hours will be placed on the Town website, promoted on the Municipal Building entrance ways, noticed to our legal newspaper, and detailed in the Town's spring newsletter.

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, March 11, 2013.

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #45-2013

March 11, 2013

“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:

Credit to account for meter read incorrectly:

<u>Account</u>	<u>Address</u>	<u>Amount</u>
15470	26 Mason Ave.	\$340.00

CERTIFICATION

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Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #46-2013

March 11, 2013

“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 2012 and 2013 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

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Lorraine A. Read, RMC
Municipal Clerk

List of Bills - (100001) CASH - CURRENT - LAKELAND #434 CURRENT FUND

Check#	Vendor	Description	Payment	Check Total
31587	53 - MONTAGUE TOOL & SUPPLY, INC.	PO 41052 BATTERIES FIRE DEPT	171.96	
		PO 41226 JACK/VEST/GLOVES/GLASSES	1,047.56	1,219.52
31588	61 - S K OFFICE SUPPLY	PO 41209 SHREDDING 2 64 GAL CONTAINERS	90.00	90.00
31589	62 - M G L PRINTING SOLUTIONS, LLC.	PO 41242 MINUTE BOOK	104.00	104.00
31590	64 - PELLOW, HAROLD & ASSO, INC.	PO 41254 JAN ENGINEERING	1,081.50	1,081.50
31591	84 - ABCODE SECURITY INC.	PO 41220 ANNUAL FIRE INSPECT TH	100.00	100.00
31592	113 - JCP&L	PO 41217 JAN ELECTRIC	7,311.84	7,311.84
31593	116 - NEW JERSEY HERALD, INC.	PO 41189 ANNUAL RENEWAL ACCT #1043140	153.40	153.40
31594	126 - SCMUA	PO 41090 SOLID WASTE DISPOSAL	63.36	
		PO 41122 FEB SOLID WASTE DISPOSAL	688.96	752.32
31595	163 - CENTURYLINK COMMUNICATIONS, INC.	PO 40937 FEB POLICE MOBILE DATA TERMINALS	125.28	125.28
31596	167 - ROWE & COMPANY INC.	PO 41231 HYDRAULIC OIL ACCT #3053	419.00	419.00
31597	192 - CAMPBELL'S SMALL ENGINE INC.	PO 41205 CHAIN SAW BLADES	92.23	92.23
31598	217 - TIMMERMAN COMPANY, INC.	PO 41075 REBUILD SALT BRINE PUMP	492.37	
		PO 41193 REPAIR ACCUBRINE SYSTEM	460.00	
		PO 41227 SWEEPER REPAIR	2,483.93	3,436.30
31599	255 - NEW JERSEY PLANNING OFFICIALS	PO 41232 MANDATORY PB TRAINING 2 MEMBERS	154.00	154.00
31600	282 - WILLCO, INC.	PO 41177 HEATING PATROL BLDG	265.00	
		PO 41218 TRANE UNIT REPAIR	394.00	659.00
31601	371 - T.A. MOUNTFORD COMPANY, INC.	PO 41194 2ND FLR COPIER CONTRACT	2,070.00	2,070.00
31602	401 - REGISTRAR'S ASSO OF NEW JERSEY	PO 41087 2013 MEMBERSHIP	50.00	50.00
31603	409 - MINISINK PRESS INC	PO 41191 LETTERHEAD GROUND FLR	78.00	78.00
31604	611 - SEBRING AUTO PARTS, INC.	PO 41181 PART TRK #10 ACCT #46	15.99	15.99
31605	656 - ZEE MEDICAL	PO 41229 MEDICAL SUPPLIES ACCT #102420	249.10	249.10
31606	921 - AIRGAS EAST	PO 41243 PLAS CUTTER	586.58	586.58
31607	966 - L-3 COMM. MOBILE-VISION	PO 41084 MICS	576.20	576.20
31608	1132 - BOONTON TIRE SUPPLY INC.	PO 40862 POLICE VEHICLE MAINT JAN	2,135.11	2,135.11
31609	1215 - SUSSEX & WARREN TAX COL.ASSO	PO 41096 2013 DUES	90.00	
		PO 41157 QTRLY MTG - L.ROTH	30.00	120.00
31610	1278 - GRINNELL RECYCLE, INC.	PO 41240 BRUSH DISPOSAL (HURR SANDY)	6,286.50	6,286.50
31611	1280 - VERIZON WIRELESS, INC.	PO 40936 FEB 1X AIRCARDS	192.09	192.09
31612	1500 - WALMART	PO 41207 (3) GOOGLE PLAY	75.00	75.00
31613	1762 - NJSACOP	PO 41027 2013 MEMBERSHIP DUES	250.00	250.00
31614	1900 - CARQUEST, INC.	PO 41236 BATTERIES TRK #13	309.98	309.98
31615	1936 - ROGO FASTENER CO., INC.	PO 41183 (2) 1000' ROLLS WIRE	566.45	566.45
31616	2145 - SEELY BROTHERS, INC.	PO 41219 (2) FLAG	150.00	150.00
31617	2250 - SUSSEX COUNTY COMMUNITY COLLEGE	PO 40377 FF2 BOOK CHG STEVEN ESTLER	47.50	47.50
31618	2257 - STAPLES BUSINESS ADVANTAGE, INC.	PO 41049 POLICE/CENCOM/DETECT OFFICE SUPPLY	602.80	
		PO 41110 OEM OFFICE SUPP'S	66.28	
		PO 41111 CLERK OFFICE SUPP'S	50.70	
		PO 41154 COURT OFFICE SUPP'S	518.34	
		PO 41174 COMPUTER CABLE	22.37	1,260.49
31619	2300 - LOWE'S , INC.	PO 41190 HEATER PD	23.73	
		PO 41224 REPLACEMENT TOOLS	132.88	156.61
31620	2387 - NESTLE WATERS, INC.	JAN WTR POLICE	56.43	56.43
31621	2402 - SKYLANDS AREA FIRE EQUIP & TRAINING	PO 40900 CLEAN INSPECT REPAIR FIRE COATS	407.25	407.25
31622	2452 - MUNICIPAL GRAPHICS INC	PO 41044 GRAPHIC'S DRIVERS DOOR DAMAGED CRUI	213.74	213.74
31623	2478 - RACHLES/MICHELE'S OIL COMPANY, INC.	PO 41188 GAS ACCT #40382	6,023.88	6,023.88
31624	2479 - TAYLOR OIL CO., INC.	PO 41241 DIESEL ACCT #62714	1,921.92	1,921.92
31625	2532 - LADDEY, CLARK & RYAN, LLP	PO 41216 JAN LEGAL	9,376.00	9,376.00
31626	2618 - JMC ENVIRONMENTAL CONSULTANTS, INC.	PO 41208 DEC/JAN UST CONSULT	5,309.31	5,309.31
31627	2701 - NJLM	PO 41175 D BABCOCK BUDGET UPDATE SEMINAR	55.00	55.00
31628	2781 - TRIMBOLI & PRUSINOWSKI, LLC.	PO 41055 FEB LEGAL SERV'S	2,880.00	2,880.00
31629	2843 - CHELBUS CLEANING CO., INC.	PO 40859 MARCH CLEANING TOWN BLDG'S	2,010.00	2,010.00
31630	3010 - CIT-E-NET, LLC	PO 41153 INTERNET ONLINE PAYMENTS	2,000.00	2,000.00
31631	3032 - HARTER EQUIPMENT INC.	PO 41097 BACKHOE PARTS ACCT #6298	353.04	353.04
31632	3079 - AMERICAN SOCIETY OF COMPOSERS,	PO 40861 2013 MUSIC LICENSE	327.00	327.00
31633	3235 - J. CALDWELL & ASSOCIATES, LLC.	PO 41185 PB MEETING TREE PROTECTION	113.00	113.00
31634	3309 - STRAUS NEWS	PO 41117 12/13 ADVERTISE SPRING ST MERCH	466.05	466.05
31635	3319 - TRACY VILLAVERDE	PO 40825 REIMB PHR/SPHR CERTIFICATION COURSE	500.00	
		PO 41144 REIMB ONLINE HR COURSE	265.05	765.05

**List of Bills - (100001) CASH - CURRENT - LAKELAND #434
CURRENT FUND**

Check#	Vendor	Description	Payment	Check Total
	TOTAL			63,151.66

Total to be paid from Fund 10 CURRENT FUND 63,151.66
63,151.66

Checks Previously Disbursed

31015	TRUST ACCOUNT, TOWN OF NEWTON	Pay unexpend 2012 Snow SW & OE to	40,000.00	2/26/2013
31014	BANK OF NEW YORK	MCIA 2009 Bond p i Adm Fee \$4,285	79,375.00	2/28/2013
31013	PAYROLL ACCOUNT	2/28 CURRENT PAY	189,013.72	2/28/2013

			308,388.72	

Total paid from Fund 10 CURRENT FUND 308,388.72

308,388.72

Total for this Bills List: 371,540.38

**List of Bills - (300001) CASH - CAPITAL - LAKELAND #450
CAPITAL**

Check#	Vendor	Description	Payment	Check Total
8073	64 - PELLOW, HAROLD & ASSO, INC.	PO 41254 JAN ENGINEERING	1,292.50	1,292.50
8074	217 - TIMMERMAN COMPANY, INC.	PO 40618 SWEEPER	184,440.00	184,440.00
8075	263 - MCMANIMON, SCOTLAND & BAUMANN, LLC	PO 41196 RACHEL MANOR REDEVL	82.00	82.00
8076	1278 - GRINNELL RECYCLE, INC.	PO 41244 SCCC DAM #4 CONCRETE & BRUSH	1,845.47	1,845.47
8077	2532 - LADDEY, CLARK & RYAN, LLP	PO 41216 JAN LEGAL	320.00	320.00
8078	3235 - J. CALDWELL & ASSOCIATES, LLC.	PO 40116 VISION PLAN JAN	3,107.50	
		PO 41184 MAPPING NEWTON MEMORIAL	955.50	4,063.00
8079	3281 - CMS CONSTRUCTION INC.	PO 40273 IMPROVE EMERG SPILLWAY PAULINSKILL	1,866.00	1,866.00
	TOTAL			----- 193,908.97

Total to be paid from Fund 30 CAPITAL

193,908.97

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193,908.97

List of Bills - (600001) CASH - W/S OPERATING-LAKELAND #426 WATER/SEWER UTILITY

Check#	Vendor	Description	Payment	Check Total
13449	53 - MONTAGUE TOOL & SUPPLY, INC.	PO 41182 HARD HAT	16.40	16.40
13450	64 - PELLOW, HAROLD & ASSO, INC.	PO 40668 GARDNER AVENUE WELL STUDY	312.50	
		PO 41254 JAN ENGINEERING	4,508.00	4,820.50
13451	113 - JCP&L	PO 41217 JAN ELECTRIC	4,720.50	4,720.50
13452	121 - PUMPING SERVICES, INC.	PO 40835 FIRST STAGE PUMP STP	3,693.00	
		PO 41179 CONTROL PANEL THICKENING BLDG	1,419.66	5,112.66
13453	126 - SCMUA	PO 41090 SOLID WASTE DISPOSAL	135.70	
		PO 41122 FEB SOLID WASTE DISPOSAL	340.40	476.10
13454	130 - SUSSEX COUNTY P & H, INC.	PO 41225 BRASS FIT/SS HOSE/BLK NIPPLES	88.85	88.85
13455	155 - COYNE CHEMICAL CORP., INC.	PO 41043 CES PACL 2500	7,664.64	7,664.64
13456	853 - R&D TRUCKING INC	PO 41060 SLUDGE REMOVAL (MORRIS LAKE)	1,850.00	1,850.00
13457	1278 - GRINNELL RECYCLE, INC.	PO 41239 CONCRETE/ASPHALT MIX MAINS	5,314.60	5,314.60
13458	1407 - PASSAIC VALLEY SEWERAGE COMM.	PO 40942 SLUDGE DISPOSAL -WWT(Blanket)	8,440.00	8,440.00
13459	1566 - MAIN POOL & CHEMICAL COMPANY, INC.	PO 40893 SODIUM HYPOCHLORITE	884.40	884.40
13460	1625 - ALTERNATE POWER INC.	PO 41210 SERV CALL GENERATOR COOLANT LEAK	470.00	470.00
13461	2056 - SUBURBAN ENERGY SERVICES, LP.	PO 41014 PROPANE WTP	3,060.66	3,060.66
13462	2138 - KISTLER O'BRIEN FIRE PROTECTION, IN	PO 41180 2/8 SERV & INSPECT ALARM WTP	1,375.92	1,375.92
13463	2216 - PALL CORPORATION	PO 39096 QTRLY INSPECITON 2012 ANNUAL CONTRA	3,629.00	3,629.00
13464	2257 - STAPLES BUSINESS ADVANTAGE, INC.	PO 41121 TONER STP FAX	64.99	
		PO 41211 STP OFFICE SUPPLIES	22.91	87.90
13465	2532 - LADDEY, CLARK & RYAN, LLP	PO 41216 JAN LEGAL	608.00	608.00
13466	2709 - ACCURATE WASTE REMOVAL INC.	PO 41135 SLUDGE REMOVAL (SEWER PLANT) bla	6,496.20	6,496.20
13467	2854 - DUSTIN MCGARRY	PO 40851 MEAL ALLOWANCE	14.00	14.00
13468	2872 - DIRECT ENERGY BUSINESS INC.	PO 41213 JAN ELECTRIC	5,254.84	5,254.84
13469	3216 - KOZDEBA & SON LLC.	PO 41093 QUARRY PROCESS (50 YRDS)	625.00	625.00
13470	3324 - UGSI CHEMFEED, INC.	PO 40955 CHEM FEED PUMP PART WTP CU	393.92	393.92
TOTAL				61,404.09

61,404.09

Total to be paid from Fund 60 WATER/SEWER UTILITY 61,404.09
61,404.09

Checks Previously Disbursed

36006	CURRENT ACCOUNT	cor 2/28 pay B Kithcart call out	95.00	2/28/2013
36005	PAYROLL ACCOUNT	2/28 W/S PAYROLL	35,243.56	2/28/2013
3448	SPARTA POSTMASTER	1st QTR POSTAGE WTR BILLS	916.25	2/25/2013

			36,254.81	

Total paid from Fund 60 WATER/SEWER UTILITY 36,254.81

36,254.81

Total for this Bills List: 97,658.90

**List of Bills - (610001) CASH - W/S CAPITAL - LAKELAND #442
WATER/SEWER CAPITAL**

Check#	Vendor	Description	Payment	Check Total
2282	64 - FELLOW, HAROLD & ASSO, INC.	PO 41254 JAN ENGINEERING	137.50	137.50
	TOTAL			----- 137.50
Total to be paid from Fund 61 WATER/SEWER CAPITAL			137.50	
			<u>137.50</u>	
			137.50	

List of Bills - (710001) CASH - TRUST - LAKELAND #469 TRUST

Check#	Vendor	Description	Payment	Check Total
3102	64 - PELLOW, HAROLD & ASSO, INC.	PO 41197 NVE/OCCHINFINTO-JAN. 2013 ESCROW	31.25	
		PO 41198 FIRST ENERGY(JCP&L)-JAN. 2013 ESCRO	31.25	
		PO 41200 WEIS MARKET #143 - JAN. 2013 ESCROW	250.00	
		PO 41202 NEWTON CEMETERY-JAN. 2013 ESCROW	390.00	
		PO 41203 NEWTON MEDICAL CENTER-JAN 2013 ESCR	406.25	1,108.75
3103	3264 - GLENDALE PARADE STORE, LLC.	PO 41113 GUARD MANUAL CUST #R223847	53.50	53.50
	TOTAL			1,162.25

Total to be paid from Fund 71 TRUST 1,162.25

1,162.25

Checks Previously Disbursed

37106	CURRENT ACCOUNT	cor 2/28 pay D coppolella police o	171.88	2/28/2013
37105	PAYROLL ACCOUNT	2/28 TRUST PAY	515.64	2/28/2013

			687.52	

Total paid from Fund 71 TRUST 687.52

687.52

Total for this Bills List: 1,849.77

AGENDA ITEMS

For March 11, 2013 Council Meeting

Minutes:

- February 21, 2013 (Budget Meeting)
- February 25, 2013 (Regular)
- February 25, 2013 (Executive Session)

An On-Premise raffle (50-50 & Tricky Tray) applications from Sussex County Community College Foundation, 1 College Hill Road, Newton, NJ to be held on Saturday, April 13, 2013 from 9:00 a.m. to 6:00 p.m. at 1 College Hill Road, Newton.