



AGENDA
NEWTON TOWN COUNCIL
MARCH 24, 2014
7:00 P.M.

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

- MARCH 10, 2014 SPECIAL MEETING
- MARCH 10, 2014 REGULAR MEETING
- MARCH 10, 2014 EXECUTIVE 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. PROJECT LAUNCH – PROJECT SELF SUFFICIENCY

VII. ORDINANCES

- a. 2ND READING & PUBLIC HEARING

ORDINANCE 2014-4

A FULLY FUNDED WATER SEWER CAPITAL IMPROVEMENT ORDINANCE IN THE AMOUNT OF \$281,851.15 FOR SEWER TREATMENT PLANT MODIFICATIONS AND IMPROVEMENTS TO REPLACE CLARIFIER DRIVE AND TANK COVERS IN THE TOWN OF NEWTON, COUNTY OF SUSSEX, NEW JERSEY

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

- b. INTRODUCTION

ORDINANCE 2014-5

BOND ORDINANCE PROVIDING A SUPPLEMENTAL APPROPRIATION OF \$300,000 FOR THE CONSTRUCTION OF A 20" HDPE WATER TRANSMISSION MAIN ACROSS FOX HOLLOW LAKE IN AND BY THE TOWN OF NEWTON, IN THE COUNTY OF SUSSEX, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$300,000 BONDS OR NOTES OF THE TOWN TO FINANCE THE COST THEREOF

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE TOWN OF NEWTON, IN THE COUNTY OF SUSSEX, NEW JERSEY, APPROPRIATING \$1,912,000 THEREFOR, INCLUDING A \$165,000 NEW JERSEY DEPARTMENT OF TRANSPORTATION GRANT EXPECTED TO BE RECEIVED, AND AUTHORIZING THE ISSUANCE OF \$1,473,275 BONDS OR NOTES OF THE TOWN TO FINANCE PART OF 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 #49-2014* APPROVE 2013 APPROPRIATION RESERVE TRANSFERS
- b. RESOLUTION #50-2014* APPROVE 2013 APPROPRIATION RESERVE BE LAPSED TO TRUST – SNOW REMOVAL RESERVE
- c. RESOLUTION #51-2014* AUTHORIZING THE EXECUTION OF LEASE TERMINATION AGREEMENT AND GENERAL RELEASE
- d. RESOLUTION #52-2014* 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
- e. RESOLUTION #53-2014* AUTHORIZE CREDITS DUE WATER AND SEWER UTILITY ACCOUNTS
- f. RESOLUTION #54-2014* CAPITAL BUDGET AMENDMENT
- g. RESOLUTION #55-2014* REFUND ON SITE PLAN APPLICATION AND ZONING PERMIT FEE FOR BLOCK 8.03, LOT 11
- h. RESOLUTION #56-2014* AWARD PURCHASE CONTRACTS FOR SLUDGE AND CHEMICAL WASTE TRUCKING
- i. RESOLUTION #57-2014* AWARD PURCHASE CONTRACTS FOR THE ACQUISITION OF CHEMICALS
- j. RESOLUTION #58-2014* REFUND OF MONIES FOR TAXES DUE TO A STATE TAX COURT JUDGMENT FOR BLOCK 24.02, LOT 3
- k. RESOLUTION #59-2014* APPROVE BILLS AND VOUCHERS FOR PAYMENT
- l. APPLICATION* AN APPLICATION FOR SPECIAL PERMIT FOR A SOCIAL AFFAIR FROM THE KAREN ANN QUINLAN MEMORIAL FOUNDATION TO BE HELD ON APRIL 6, 2014 FROM 6:00PM TO 10:00PM AT KRAVE CAFÉ AND CATERER, 102 SPARTA AVENUE, NEWTON

X. INTERMISSION

XI. DISCUSSION

XII. OPEN TO THE PUBLIC

XIII. COUNCIL & MANAGER COMMENTS

XIV. EXECUTIVE SESSION

a. RESOLUTION #60-2014

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

1. CONTRACT NEGOTIATIONS

XV. ADJOURNMENT

TOWN OF NEWTON

ORDINANCE #2014-4

A FULLY FUNDED WATER SEWER CAPITAL IMPROVEMENT ORDINANCE IN THE AMOUNT OF \$281,851.15 FOR SEWER TREATMENT PLANT MODIFICATIONS AND IMPROVEMENTS TO REPLACE CLARIFIER DRIVE AND TANK COVERS IN THE TOWN OF NEWTON, COUNTY OF SUSSEX, NEW JERSEY.

BE IT ORDAINED by the Town Council of the Town of Newton, in the County of Sussex, as follows:

Section 1. \$281,851.15 is hereby appropriated from the Water Sewer Capital Fund Reserve Balances:

Reserve for Sewer Rehabilitation	\$190,000.00
Reserve for Sewer Treatment Plant Modifications	\$ 91,851.15

for Improvements to the Sewer Treatment Plant in the Town of Newton including replacement of the primary settling tank drive and tank covers, including all costs necessary therefore or incidental thereto.

Section 2. The Water Sewer Capital Budget of the Town of Newton is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 3. This ordinance shall take effect as provided by the law.

TAKE NOTICE that the above entitled Ordinance was introduced at a regular meeting of the Town Council of the Town of Newton held on March 10, 2014. It was adopted, after public hearing and final reading thereon, at a regular meeting of said Governing Body conducted on March 24, 2014, and shall take effect according to law.

Lorraine A. Read, RMC
Municipal Clerk

TOWN OF NEWTON

Ordinance 2014-5

BOND ORDINANCE PROVIDING A SUPPLEMENTAL APPROPRIATION OF \$300,000 FOR THE CONSTRUCTION OF A 20" HDPE WATER TRANSMISSION MAIN ACROSS FOX HOLLOW LAKE IN AND BY THE TOWN OF NEWTON, IN THE COUNTY OF SUSSEX, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$300,000 BONDS OR NOTES OF THE TOWN TO FINANCE THE COST THEREOF

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

Section 1. The improvement described in Section 3(a) of this bond ordinance has heretofore been authorized to be undertaken by the Town of Newton, in the County of Sussex, New Jersey (the "Town"). For the improvement or purpose described in Section 3(a), there is hereby appropriated the supplemental amount of \$300,000, such sum being in addition to the \$900,000 appropriated therefor by bond ordinance #2013-19 of the Town, finally adopted June 10, 2013 (the "Original Bond Ordinance"). No down payment is required as the purpose authorized herein is deemed self-liquidating and the obligations authorized herein are deductible from the gross debt of the Town, as more fully explained in Section 6(e) of this bond ordinance.

Section 2. In order to finance the additional cost of the improvement or purpose, negotiable bonds are hereby authorized to be issued in the principal amount of \$300,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement heretofore authorized and the purpose for the financing of which the bonds are to be issued is the construction of a 20" HDPE water

transmission main across Fox Hollow Lake, as described in the Original Bond Ordinance, including all work and materials necessary therefor and incidental thereto.

(b) The estimated maximum amount of bonds or bond anticipation notes to be issued for the improvement or purpose is \$1,200,000, including the \$900,000 authorized by the Original Bond Ordinance and the \$300,000 bonds or bond anticipation notes authorized herein.

(c) The estimated cost of the improvement or purpose is \$1,200,000, including the \$900,000 appropriated by the Original Bond Ordinance and the \$300,000 appropriated herein.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer; provided that no bond anticipation note shall mature later than one year from its date. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the Chief Financial Officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the Governing Body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. 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 bond 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 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3(a) of this bond ordinance is not a current expense. It is an improvement or purpose that the Town may lawfully undertake as a self-liquidating purpose of a municipal public utility. No part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 40 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Town as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$300,000, but that the net debt of the Town determined as provided in the Local Bond Law is not increased by this bond ordinance. The obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$200,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement. Of this amount, \$120,000 was estimated for these items of expense in the Original Bond Ordinance and an additional \$80,000 is estimated therefor herein.

(e) This bond ordinance authorizes obligations of the Town solely for purposes described in N.J.S.A. 40A:2-7(h). The obligations authorized herein are to be issued for a purpose that is deemed to be self-liquidating pursuant to N.J.S.A. 40A:2-47(a) and are deductible from gross debt pursuant to N.J.S.A. 40A:2-44(c).

Section 7. The Town hereby makes the following covenants and declarations with respect to obligations determined to be issued by the Chief Financial Officer on a tax-exempt basis. The Town hereby covenants that it will comply with any conditions subsequent imposed by the Internal Revenue Code of 1986, as amended (the "Code"), in order to preserve the exemption from taxation of interest on the obligations, including, if necessary, the requirement to rebate all net investment earnings on the gross proceeds above the yield on the obligations. The Chief Financial Officer is hereby authorized to act on behalf of the Town to deem the obligations authorized herein as bank qualified for the purposes of Section 265 of the Code, when appropriate. The Town hereby declares the intent of the Town to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3 of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of Treasury Regulations §1.150-2 or any successor provisions of federal income tax law.

Section 8. Any grant moneys received for the purpose described in Section 3 hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The Chief Financial Officer of the Town is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Town and to execute such disclosure document on behalf of the Town. The Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Town pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Town and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Town fails to comply with its undertaking, the Town shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. The full faith and credit of the Town are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Town, and the Town shall be obligated to levy *ad valorem* taxes upon all the taxable real property within the Town for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

TAKE NOTICE that the above entitled Ordinance was introduced at a regular meeting of the Town Council of the Town of Newton held on March 24, 2014. It will be considered for adoption, after public hearing and final reading thereon, at a regular meeting of said Governing Body to be conducted on April 14, 2014, and shall take effect according to law.

Lorraine A. Read, RMC
Municipal Clerk

TOWN OF NEWTON

Ordinance 2014-6

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE TOWN OF NEWTON, IN THE COUNTY OF SUSSEX, NEW JERSEY, APPROPRIATING \$1,912,000 THEREFOR, INCLUDING A \$165,000 NEW JERSEY DEPARTMENT OF TRANSPORTATION GRANT EXPECTED TO BE RECEIVED, AND AUTHORIZING THE ISSUANCE OF \$1,473,275 BONDS OR NOTES OF THE TOWN TO FINANCE PART OF THE COST THEREOF.

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

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized to be undertaken by the Town of Newton, in the County of Sussex, New Jersey (the "Town") as general improvements. For the several improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to \$1,912,000, including a \$165,000 New Jersey Department of Transportation grant expected to be received and further including the aggregate sum of \$95,600 as the several down payments for the improvements or purposes required by the Local Bond Law. The down payments have been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the several improvements or purposes not covered by application of the several down payments, negotiable bonds are hereby authorized to be issued in the principal amount of \$1,473,275 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

<u>Purpose</u>	<u>Appropriation & Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds & Notes</u>	<u>Period of Usefulness</u>
a) Improvement of Diller Avenue, Stuart Street and Townsend Street including reconstruction and/or resurfacing, curbing and sidewalk work	\$155,000	\$147,250	20 years
b) Improvement of Madison Street including reconstruction and/or resurfacing, curbing and sidewalk work (supplements Section 3(f) of bond ordinance #2013-11 finally adopted 4/22/13)	\$50,000 (in addition to the \$165,000 appropriated by Section 3(f) of bond ordinance #2013-11 finally adopted 4/22/13)	\$47,500 (in addition to the \$16,750 bonds and notes authorized by Section 3(f) of bond ordinance #2013-11 finally adopted 4/22/13)	20 years
c) Improvement of Spring Street and adjacent areas including reconstruction and/or resurfacing, curbing and sidewalk work	\$285,000 (including a \$165,000 Department of Transportation grant expected to be received)	\$105,750	20 years
d) Acquisition and installation of lighting and crosswalk upgrades	\$25,000	\$23,750	15 years
e) Renovation of fire museum including roofing and other improvements (supplements Section 3(d) of bond ordinance #2013-11 finally adopted 4/22/13 and Section 3(f) of bond ordinance #2012-13 finally adopted 4/9/12)	\$35,000 (in addition to the \$70,000 appropriated by Section 3(d) of bond ordinance #2013-11 finally adopted 4/22/13 and the \$207,000 appropriated by Section 3(f) of bond ordinance #2012-13 finally adopted 4/9/12)	\$33,250 (in addition to the \$66,500 bonds and notes authorized by Section 3(d) of bond ordinance #2013-11 finally adopted 4/22/13 and the \$196,650 bonds and notes authorized by Section 3(f) of bond ordinance #2012-13 finally adopted 4/9/12)	20 years
f) Acquisition of drainage easements in Fairview, Liberty and Thompson areas	\$50,000	\$47,500	40 years

<u>Purpose</u>	<u>Appropriation & Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds & Notes</u>	<u>Period of Usefulness</u>
g) Acquisition of front end loader	\$160,000	\$152,000	5 years
h) Replacement of control panel at Sussex Street retention basin for Sussex Pump Station	\$10,000	\$9,500	7 years
i) Acquisition of replacement dump truck bodies	\$30,000	\$28,500	15 years
j) Acquisition of firefighting equipment including turnout gear and personal air masks and packs	\$166,000 (including \$12,525 reserved in prior years)	\$145,175	5 years
k) Acquisition of a new fire engine with equipment	\$500,000 (including \$45,600 reserved in prior years)	\$429,400	10 years
l) Improvement of municipal buildings including renovations, upgrades, flooring, furniture and equipment	\$75,000	\$71,250	20 years
m) Recreation park improvements consisting of acquisition and installation of fencing at Pine Street playground, a shed and lighting at Memory Park and field improvements, a backstop, foul poles and warning track at the Babe Ruth Field	\$80,000	\$76,000	15 years
n) Acquisition of four-wheel drive vehicle for detective bureau	\$30,000	\$28,500	5 years
o) CENCOM (central communication) upgrades (supplements Section 3(l) of bond ordinance 2013-11 finally adopted 4/22/13)	\$18,000 (in addition to the \$200,000 appropriated by Section 3(l) of bond ordinance #2013-11 finally adopted 4/22/13)	\$17,100 (in addition to the \$190,000 bonds and notes authorized by Section 3(l) of bond ordinance #2013-11 finally adopted 4/22/13)	7 years

<u>Purpose</u>	<u>Appropriation & Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds & Notes</u>	<u>Period of Usefulness</u>
p) Acquisition of E-ticket scanner equipment and software for police and parking enforcement and court	\$20,000	\$19,000	5 years
q) Acquisition and installation of user activated lighted pedestrian crosswalk signals	\$40,000	\$38,000	15 years
r) Acquisition and installation of radio antenna including receiver/transmitter at police headquarters	\$10,000	\$9,500	7 years
s) Acquisition of logger recording device for Police Department	\$23,000	\$21,850	7 years
t) Acquisition of ambulance with equipment	<u>\$150,000</u> (including \$120,000 reserved in prior years)	<u>\$22,500</u>	5 years
TOTALS:	<u>\$1,912,000</u>	<u>\$1,473,275</u>	

The excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the down payment for each purpose. All improvements or purposes include all work and materials necessary therefor or incidental thereto.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer; provided that no bond anticipation note shall mature later than one year from its date. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the Chief Financial Officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued

interest from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the Governing Body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. 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 bond 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 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3(a) of this bond ordinance are not current expenses. They are all improvements or purposes that the Town may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 12.91 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Town as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$1,473,275, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$382,400 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purposes or improvements.

Section 7. The Town hereby makes the following covenants and declarations with respect to obligations determined to be issued by the Chief Financial Officer on a tax-exempt basis. The Town hereby covenants that it will comply with any conditions subsequent imposed by the Internal Revenue Code of 1986, as amended (the “Code”), in order to preserve the exemption from taxation of interest on the obligations, including, if necessary, the requirement to rebate all net investment earnings on the gross proceeds above the yield on the obligations. The Chief Financial Officer is hereby authorized to act on behalf of the Town to deem the obligations authorized herein as bank qualified for the purposes of Section 265 of the Code, when appropriate. The Town hereby declares the intent of the Town to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3 of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of Treasury Regulations §1.150-2 or any successor provisions of federal income tax law.

Section 8. Any grant moneys received for the purposes or improvements described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The Chief Financial Officer of the Town is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Town and to execute such disclosure document on behalf of the Town. The Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Town pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the “Rule”) for the benefit of holders and beneficial owners of obligations of the Town and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Town fails to comply with its undertaking, the Town shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. The full faith and credit of the Town are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Town, and the Town shall be obligated to levy *ad valorem* taxes upon all the taxable real property within the Town for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

TAKE NOTICE that the above entitled Ordinance was introduced at a regular meeting of the Town Council of the Town of Newton held on March 24, 2014. It will be considered for adoption, after public hearing and final reading thereon, at a regular meeting of said Governing Body to be conducted on April 14, 2014, and shall take effect according to law.

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #49-2014

March 24, 2014

“Approve 2013 Appropriation Reserve Transfers”

BE IT RESOLVED by the Town Council of the Town of Newton that the following 2013 appropriation reserve transfers be approved effective this date:

<u>From</u> <u>CURRENT</u>	<u>To</u>	<u>Amount</u>
Vehicle Maint. OE 1083370A	Accumulated Absence SW 1094400A	\$10,000.00
Pool OE 1090241A	Parks OE 1091239A	\$100.00
Pool OE 1090241A	DCRP OE 1098294A	\$150.00
TOTAL CURRENT TRANSFERS		<u>\$10,250.00</u>

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 24, 2014.

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #50-2014

March 24, 2014

“Approve 2013 Appropriation Reserve be Lapsed to Trust – Snow Removal Reserve”

BE IT RESOLVED, by the Town Council of the Town of Newton that the following 2013 appropriation reserve balance be lapsed to Trust – Snow Removal Reserve pursuant to NJSA40A: 4-62.1. This resolution is being adopted in accordance with the provisions of NJSA 40A:4-59.

<u>From</u> <u>CURRENT</u>	<u>To</u> <u>TRUST</u>	<u>Amount</u>
Snow Removal OE 1081226A	Snow Removal Reserve 711202	\$6,000.00
Road OE -Machinery 1080326A	Snow Removal Reserve 711202	\$4,000.00
TOTAL		\$10,000.00

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, March 24, 2014.

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #51-2014

March 24, 2014

“Authorizing Execution of Lease Termination Agreement and General Release”

WHEREAS, the Town of Newton entered into a Communications Site Lease Agreement (“Agreement”) on December 20, 2000, concerning the Water Tower Site, commonly known as a portion of Block 102, Lot 3 located in the Town of Newton, whereby Nextel of New York, Inc., rented the subject property pursuant to the terms set forth in the Agreement; and

WHEREAS, a Lease Termination Agreement and General Release (“Termination Agreement”) has been prepared, which provides for the termination and the surrender of the property to the Town of Newton, with certain equipment to remain on-site, and subject to a payment to the Town of Newton as an incentive payment; and

WHEREAS, by mutual agreement, Nextel and the Town of Newton desire to execute the Termination Agreement;

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Municipal Clerk of the Town of Newton hereby authorize the Mayor and Clerk to execute the attached Lease Termination Agreement and General Release.

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 24, 2014.

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #52-2014

March 24, 2014

“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 24, 2014.

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 2013 ANNUAL RECYCLING TONNAGE REPORT**

Beginning 2013, 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 (hereinafter “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 (municipality), a municipal body politic having its offices at 39 Trinity Street, Newton, New Jersey, 0780, and the Sussex County Municipal Utilities Authority (SCMUA), Sussex County, New Jersey, a body corporate and body politic organized and operating pursuant to NJSA 40:14B-1 et seq. having its offices located at 34 South Route 94, New Jersey, 07848 (hereinafter SCMUA), is dated this 10th day of March, 2014.

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 said Annual Recycling Tonnage Report; and:

WHEREAS, the award of this contract between the SCMUA and the Town of Newton (Municipality) pursuant to N.J.S.A. Section 13:1E-99.14 and pursuant to N.J.S.A. Section 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. Town of Newton designates: Kenneth Jaekel 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 the SCMUA of any changes thereto. The SCMUA reserves the right to terminate this Agreement if the amendment is unacceptable to the SCMUA.
5. Town of Newton shall pay An annual fee of \$250.00 to the 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. The 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 2014 (2013 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 the 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 the 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.

MUNICIPALITY

(Name & Title)

By: _____
(Name & Title)

SUSSEX COUNTY MUNICIPAL UTILITIES AUTHORITY

(Name & Title)

By: _____
(Name & Title)



**TOWN OF NEWTON
RESOLUTION #53-2014**

March 24, 2014

**"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 FOR ACCOUNTS THAT SHOULD BE INACTIVE:

<u>Account</u>	<u>Address</u>	<u>Amount</u>
6789	24 Church St.	\$75.00
6796	24 ½ Church St.	\$75.00

UTILITY BOARD RECOMMENDS CREDIT FOR THE FOLLOWING DUE TO LEAKS:

<u>Account</u>	<u>Address</u>	<u>Amount</u>
19001	32 New Hampshire St.	\$125.00
226	124 Spring St.	\$45.00
2135	6 Hampton St.	\$75.00

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, March 24, 2014.

Lorraine A. Read, RMC
Municipal Clerk

TOWN OF NEWTON TEMPORARY CAPITAL BUDGET AMENDMENT

RESOLUTION #54-2014

Whereas, the local capital budget for the year 2014 was introduced on March 10, 2014 but has not been adopted; and
Whereas, it is desired to adopt a temporary capital budget which amends the adopted capital budget section of a prior year;
Now , Therefore Be It Resolved, by a majority of the full membership of the Governing Body of the Town of Newton, County of Sussex that the following capital budget amendment of 2014 be made:

RECORDED VOTE:	AYES	(NAYS	(
		((
(Insert last name)		((
		((
		((
ABSTAIN		((
ABSENT		((

Project Title	Project Number	Cost Estimate as Adopted	Cost Estimate as Amended	Funding as Amended			
				Capital Improvement Fund	Prior Year Reserves	Grants in Aid	Debt Authorized
General Capital							
Various Capital Improvements	#2014-6	\$ 1,912,000.00		\$ 95,600.00	\$ 178,125.00	\$ 165,000.00	\$ 1,443,275.00
Total - All Projects		\$ 1,912,000.00		\$95,600.00	\$178,125.00	\$165,000.00	\$ 1,443,275.00

Be It Further Resolved, that one certified copy of this resolution be filed forthwith in the Office of the Director of Local Government Services, and one copy be forwarded to the Town Auditor and filed with the Chief Financial Officer.

It is hereby certified that this is a true copy of a resolution adopted by the Governing Body on the 24th day of March 2014.

Date

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #55-2014

March 24, 2014

“Refund a Site Plan Application and Zoning Permit Fee for Block 8.03, Lot 11”

WHEREAS, Guangying Chen paid an application fee to the Town of Newton for a waiver of site plan in the amount of \$100.00, and also paid an application fee in the amount of \$25.00 for a zoning permit related to real property located at Block 8.03, Lot 11, also known as 71 Spring Street, in the Town of Newton; and

WHEREAS, Guangying Chen has withdrawn her site plan application and voided the zoning permit; and

WHEREAS, no costs were incurred by Town professionals related to Ms. Chen's applications;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that the Governing Body authorizes a refund be made to Guangying Chen in the amount of \$125.00; and

BE IT FURTHER RESOLVED, that the Treasurer is hereby authorized to issue a check to Guangying Chen in the amount of \$125.00.

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, March 24, 2014.

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #56-2014

March 24, 2014

“Award Purchase Contracts for Sludge and Chemical Waste Trucking”

WHEREAS, the services of a private company are required by the Town of Newton to provide equipment and personnel for sludge trucking services and chemical waste trucking services; and

WHEREAS, specifications were prepared indicating that the successful bidder shall remove an estimated total of 120,000 gallons of sludge per month from the Newton Wastewater Treatment Plant and an estimated total of 45,000 gallons of chemical waste from the Newton Water Filtration Plant located in Sparta for a period of one year; and

WHEREAS, bids for sludge trucking services and chemical waste trucking services were solicited and publicly opened and read on Wednesday, March 19, 2014 as follows:

	<u>Sludge Trucking</u>	<u>Chemical Waste Trucking</u>
Russell Reid 200 Smith Street PO Box 130 Keasbey, NJ 08832-0130	\$0.0586	\$0.0586
Earth Care Resource Management Corp. 99 Maple Grange Road Vernon, NJ 07462	\$0.0517	\$0.0395
R & D Trucking, Inc. 1874 Route 23 North West Milford, NJ 07480	\$0.0399	\$0.04
Accurate Waste Removal Services, Inc. 226 Prospect Point Road Lake Hopatcong, NJ 07849	\$0.0339	\$0.033

WHEREAS, Accurate Waste Removal Service, Inc., was the lowest bidder for sludge trucking and for chemical waste trucking; and

WHEREAS, the Qualified Purchasing Agent recommends awarding the contract for sludge trucking and chemical waste trucking to Accurate Waste Removal Services, Inc;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that it hereby awards the contract for sludge trucking and chemical waste trucking to Accurate Waste Removal Services, Inc. and that a certified copy of this resolution be forwarded to all bidders.

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 24, 2014.

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON
RESOLUTION #57-2014

March 24, 2014

“Award Purchase Contracts for the Acquisition of Chemicals”

WHEREAS, specifications were prepared for the purchase of various chemicals needed to operate the Newton Wastewater Treatment Plant and the Newton Water Filtration Plant, and bids were subsequently solicited and publicly opened and read on Wednesday, March 19, 2014 as follows:

	Liquid Sodium Carbonate	Liquid Aluminum Sulfate	Liquid/Gas Sulfur Dioxide	Liquid Chlorine/Gas	CES PACI 2500/Del Pac 2950	Liquid Sodium Hydroxide	Liquid Hydrofluosilic Acid	Sodium Hypochlorite
Usalco 1120 Middle River Road Baltimore, MD 21220	\$ <u>No Bid</u> gal \$ <u>No Bid</u> total	\$ <u>No Bid</u> per gal \$ <u>No Bid</u> per gal total	\$ <u>No Bid</u> lb \$ <u>No Bid</u> total	\$ <u>No Bid</u> lb \$ <u>No Bid</u> total	\$ <u>4.95</u> gal \$ <u>79,200</u> total	\$ <u>No Bid</u> gal \$ <u>No Bid</u> total	\$ <u>No Bid</u> gal \$ <u>No Bid</u> total	\$ <u>No Bid</u> gal \$ <u>No Bid</u> total
Univar 532 E. Emmaus Street Middletown, PA 18641	\$ <u>No Bid</u> gal \$ <u>No Bid</u> total	\$ <u>No Bid</u> gal \$ <u>No Bid</u> total	\$ <u>.66</u> lb \$ <u>7,227</u> total	\$ <u>.80</u> lb \$ <u>8,760</u> total	\$ <u>No Bid</u> gal \$ <u>No Bid</u> total	\$ <u>1.40</u> gal \$ <u>7,700</u> total	\$ <u>5.48</u> gal \$ <u>6,850</u> total	\$ <u>1.35</u> gal \$ <u>10,125</u> total
Coyne Chemical Co. 3015 State Rd Croydon, PA 19021	\$ <u>0.708</u> gal \$ <u>63,720</u> total	\$ <u>No Bid</u> gal \$ <u>No Bid</u> total	\$ <u>No Bid</u> lb \$ <u>No Bid</u> total	\$ <u>1.2776</u> lb \$ <u>13,989.72</u> total	\$ <u>4.683</u> gal \$ <u>74,928</u> total	\$ <u>No Bid</u> gal \$ <u>No Bid</u> total	\$ <u>4.583</u> gal \$ <u>5,728.75</u> total	\$ <u>No Bid</u> \$ <u>No Bid</u> total
Main Pool & Chemical 501 Main Street Avoca, PA 18641	\$ <u>.79</u> gal \$ <u>71,100</u> total	\$ <u>1.09</u> 3,000 gal \$ <u>1.02</u> 5,000 gal \$ <u>32,700</u> gal total \$ <u>30,600</u> gal total	\$ <u>1.25</u> lb \$ <u>13,687.50</u> total	\$ <u>.667</u> lb \$ <u>7,303.65</u> total	\$ <u>No Bid</u> \$ <u>No Bid</u> total	\$ <u>1.29</u> gal \$ <u>7,095</u> total	\$ <u>4.68</u> gal \$ <u>5,850</u> total	\$ <u>1.24</u> gal \$ <u>9,300</u> total

	Liquid Sodium Carbonate	Liquid Aluminum Sulfate	Liquid/Gas Sulfur Dioxide	Liquid Chlorine/Gas	CES PACI 2500/Del Pac 2950	Liquid Sodium Hydroxide	Liquid Hydrofluosilic Acid	Sodium Hypochlorite
JCI – Jones Chemical, Inc. 103 River Street Warwick, NY 10990	\$ <u>No Bid</u> gal \$ <u>No Bid</u> total	\$ <u>No Bid</u> gal \$ <u>No Bid</u> total	\$ <u>.70</u> lb \$ <u>7,665</u> total	\$ <u>.5333</u> gal \$ <u>5,839.635</u> total	\$ <u>No Bid</u> gal \$ <u>No Bid</u>	\$ <u>No Bid</u> gal \$ <u>No Bid</u>	\$ <u>No Bid</u> gal \$ <u>No Bid</u> total	\$ <u>No Bid</u> gal \$ <u>No Bid</u> total
Miracle Chemical Company 1151 B Highway 33 Farmingdale, NJ 07727	\$ <u>No Bid</u> gal \$ <u>No Bid</u> total	\$ <u>No Bid</u> gal \$ <u>No Bid</u> total	\$ <u>No Bid</u> lb \$ <u>No Bid</u> total	\$ <u>No Bid</u> gal \$ <u>No Bid</u> total	\$ <u>No Bid</u> gal \$ <u>No Bid</u> total	\$ <u>No Bid</u> gal \$ <u>No Bid</u> total	\$ <u>No Bid</u> gal \$ <u>No Bid</u> total	\$ <u>.99</u> gal \$ <u>7,425.00</u> total

WHEREAS, the bids for chemicals listed above were reviewed by the Qualified Purchasing Agent, Debra J. Millikin, and she has recommended the awards for the following purchase of chemicals based on submission of the low bids which are in the best interest of the Town of Newton; and

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that it hereby awards bids for the purchase of chemicals as follows:

Chemical

Liquid Sodium Carbonate
Liquid Aluminum Sulfate
Liquid/Gas Sulfur Dioxide
Liquid Chlorine/Gas
CES PACI 2500
Liquid Sodium Hydroxide
Liquid Hydrofluosilic Acid
Sodium Hypochlorite

Bidder Receiving Award

Coyne Chemical Co.
Main Pool & Chemical
Univar
JCI Jones
Coyne Chemical Co.
Main Pool & Chemical
Coyne Chemical Co.
Miracle Chemical Company

BE IT FURTHER RESOLVED, that the Water and Sewer Supervisor is hereby authorized to issue purchase order contracts to the above listed chemical suppliers for the corresponding chemical purchases, and that certified copies of this Resolution be forwarded to each of the bidders.

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 24, 2014.

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #58-2014

March 24, 2014

"Refund of Monies for Taxes Due to a State Tax Court Judgment for Block 24.02, Lot 3"

WHEREAS, Gregory S. Schaffer, Esq. of Garippa, Lotz & Giannuario, an attorney representing Newco, Inc., owner of Block 24.02, Lot 3 also known as 9 Hicks Avenue, filed a State Tax Court Appeal to lower the 2013 assessment on said block and lot; and

WHEREAS, the Tax Office received, on March 11, 2014, a Judgment which has been issued by the State Tax Court ordering a reduction in assessment for the tax year 2013. This order has resulted in a refund of monies in the total amount of \$6,698.88;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that this Governing Body acknowledges that Gregory S. Schaffer, Esq. of Garippa, Lotz & Giannuario for Newco, Inc., is entitled to a refund in the amount of \$6,698.88; and

BE IT FURTHER RESOLVED, that the Treasurer be authorized to issue a check in the amount of \$6,698.88 to Gregory S. Schaffer, Esq., for Newco, Inc., Garippa, Lotz & Giannuario, 66 Park Street, Montclair, NJ 07042.

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 24, 2014.

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #59-2014

March 24, 2014

“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 2013 and 2014 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, March 24, 2014.

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #60-2014

March 24, 2014

“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 authorized by N.J.S.A. 10:4-12b and designated below:

(1) Contract Negotiations

NOW, THEREFORE, BE IT RESOLVED, by the Town Council of the Town of Newton, assembled in public session on March 24, 2014, that an Executive Session closed to the public shall be held on March 24, 2014, at PM in the Town of Newton Municipal Building, 39 Trinity Street, Newton, NJ, for the discussion of matters relating to the specific item 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 that the above is a true copy of a Resolution adopted by the Town Council of the Town of Newton at a public meeting of said Governing Body conducted on Monday, March 24, 2014.

Lorraine A. Read, RMC
Municipal Clerk