

The regular meeting of the Town Council of the Town of Newton was held on the above date at 7:00 p.m. Present were Mrs. Becker, Mr. Levante, Deputy Mayor Flynn, Mayor Elvidge, Debra J. Millikin, Deputy Town Manager and Ursula Leo, Esq., Town Attorney. Mrs. Diglio was absent.

Mayor Elvidge made the following declaration that "in accordance with the Open Public Meetings Act, notice of this public meeting was given to the two newspapers of record and posted on the official bulletin board on December 31, 2013."

Mayor Elvidge led the Pledge of Allegiance to the flag and the Clerk called the roll and upon motion of Mr. Levante, seconded by Deputy Mayor Flynn, and carried, the minutes of September 22, 2014 Regular Meeting and September 22, 2014 Executive Meeting were approved as amended.

OPEN TO THE PUBLIC

Mayor Elvidge read the following statement:

"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."

Jonathan Andrews, owner of Springboard Shoppe, requested input from the Town of Newton administration regarding the emails being submitted by Mr. Andrews surrounding the ArtPlaceAmerica grant. Mr. Andrews also updated Council on the progress of the development of a performance space with Tri-State Actors Theater within his building, which is the major component to the grant. Mr. Andrews also addressed the positive interest in the downtown performance space at the Springboard Shoppes.

Mr. Andrews also suggested the downtown area is in need of improvements and submitted a list of street improvements:

"10 appearance projects for Downtown Newton

- A) Get director signs in all lots – Use the great 2012 design from Gravity Design Works, specifically planned to allow updating as often as quarterly.
- B) Place benches for even better, a shelter at the bus stop on Trinity Street, so folks using public transportation don't have to sit in the mulch or stand. The present situation is less than civil, especially for those with infirmities or small children.

C) Fix Newtontownhall.com website opening page. The approximately 6 minutes of video include two pictures and verbal references to the Performing Arts Center at SCCC, which is not in service. They include a verbal reference to the ice skating at Summit Avenue Park, which apparently was not open last year. The organizations tab connects to a video containing only pictures from the other parts of the country and of facilities which we do not have.

D) Create places for Spring Street residents to congregate other than on benches which were intended as a place for shoppers or their long suffering spouses to rest. There are possible spots for pop-up parks, especially if dumpsters are eliminated.

E) Create and implement dumpster elimination plan. This not only eliminates unsightly appearance at minimal cost, but also increases recycling statistics for town. Details available if interested.

F) Improvement of area between Parking Lot #4 and Cheddar Alley. This area, redone under a similar program to the Lower Spring project, needs 5+ year old weed male trees removed, butcher block reset, pile of dirt from pole replacement removed, general weeding, shoveling and sweeping of built-up dirt along curb line.

G) Clean this up! #1 Newton spent substantial money recently for improvements on Lower Spring Street. The 2 affected lots which also border the Newton-Sparta Road do not maintain that side of their property. (Granted that much damage on that line is caused by County plows.) The fence is rusted and broken sections are on the ground. Caps are missing from many posts. Snow grit covers the length of the sidewalk. Weeds are flourishing along the fence line.

H) Clean this up! #2 James Ciaravolo has made beautiful improvements to 124 Spring Street, and Richard Arcuri has made beautiful improvements to 127 Spring Street. Both look directly onto the overgrowth, litter, and (if you look closely) discarded liquor bottles of the Newton maintained alley leading to Spring Street from the McGuire property.

I) Clean this up! #3 The embankment between Parking Lot #3 and 11 Moran Street is weed and litter covered. The rock covering is washing away and needs to be replaced with something more appropriate. Everyone walking from Lot 3 up to our shopping center passes this.

J) Clean this up! #4 Maintain Cheddar Alley, Art Alley, Legal Lane, and Brenda's Lane. Keep them free of weeds and litter. (Thanks by the way for fixing the lights in Art Alley, now bright after years of darkness)."

Mr. Andrews stated he is grateful for the beautification already completed on Spring Street but believes there is more to be done. Mr. Andrews requested input via email/phone on the various ideas and opinions set forth in tonight's presentation.

COUNCIL & MANAGER REPORTS

Debra Millikin, Deputy Town Manager, noting the Proclamation for Arbor Day, advised Council the event scheduled for this evening was postponed due to the weather.

A. Proclamation- Arbor Day

October 15, 2014

PROCLAMATION

ARBOR DAY CELEBRATION

OCTOBER 15, 2014

WHEREAS, in 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees; and

WHEREAS, this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska, and is now observed throughout the nation and world; and

WHEREAS, living trees can reduce erosion of our precious topsoil by wind and water, cut heating and cooling costs, moderate the temperature, clean the air, produce life-giving oxygen, and provide habitat for wildlife; and

WHEREAS, trees, wherever they are planted, are a source of joy and spiritual renewal; and

WHEREAS, the Newton Advisory Shade Tree Commission and a public celebration to mark this important occasion, which involved the planting of a tree at Sussex County Community College on Wednesday, October 15, 2014 at 6:00 pm;

NOW, THEREFORE, We, the Town Council of the Town of Newton, do hereby proclaim **Wednesday, October 15, 2014** as an **“ARBOR DAY CELEBRATION”** in the Town of Newton, and urge all citizens to plant trees to promote the well-being of this and future generations.

Mrs. Millikin also reminded Council of the Country Cool Festival this Saturday, October 18, 2014 from noon to 5 pm at Sussex County Community College. Mrs. Millikin outlined the events to take place at the Festival and invited all to attend.

Mayor Elvidge also noted the Country Cool Festival event on Saturday is a \$3.00 entry fee as well as canned goods to benefit the Sussex County Food Pantry.

ORDINANCES

Mayor Elvidge directed the Clerk to read aloud the following Ordinance relative to introduction of same.

ORDINANCE #2014-21

A FULLY FUNDED WATER SEWER CAPITAL IMPROVEMENT ORDINANCE IN THE AMOUNT OF \$7,000.00 FOR ENGINEERING/SURVEY AT WATER SEWER RESERVOIR LOT 3, BLOCK 4.05 IN THE TOWN OF NEWTON, COUNTY OF SUSSEX, NEW JERSEY

The aforementioned **ORDINANCE** was offered by Mrs. Becker, who moved its introduction, seconded by Deputy Mayor Flynn and roll call resulted as follows:

Mrs. Diglio	Absent	Mrs. Becker	Yes
Deputy Mayor Flynn	Yes	Mr. Levante	Yes
Mayor Elvidge		Yes	

BE IT RESOLVED by the Town Council of the Town of Newton that the above Ordinance be introduced for the first reading, with hearing on same to be held on October 27, 2014.

Mayor Elvidge directed the Clerk to read aloud the following Ordinance relative to final adoption.

ORDINANCE #2014-20

ORDINANCE REAPPROPRIATING \$131,000 PROCEEDS OF OBLIGATIONS NOT NEEDED FOR THEIR ORIGINAL PURPOSES IN ORDER TO PROVIDE A SUPPLEMENTAL APPROPRIATION FOR THE IMPROVEMENT OF SPRING STREET IN 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 \$131,000 of the proceeds of obligations originally made available for various public purposes and improvements of the Town of Newton, in the County of Sussex, New Jersey (the "Town") described in the chart below are no longer necessary for the purposes for which the amounts previously were authorized.

Ordinance Number	Description of Improvement and Date of Adoption of Bond Ordinance	Amount to be Reappropriated
2012-13 (Section 3(i))	Construction of a wall at the upper portion of Memory Park near South Park Drive and the Recycling Center, including, design work, stone, topsoil, gravel, trees and other natural barriers and plantings, finally adopted 4/9/2012	\$11,000
2013-11 (Section 3(c))	Replacement of exterior doors at Firehouse 2, finally adopted 4/22/2013	\$5,000
2013-11 (Section 3(i))	Acquisition of a senior shuttle bus, finally adopted 4/22/2013	\$115,000

Section 2. The \$131,000 described in Section 1 and made available pursuant to N.J.S.A. 40A:2-39 is hereby reappropriated to provide a supplemental appropriation for the improvement of Spring Street and adjacent areas including reconstruction and/or resurfacing, curbing and sidewalk work, as more fully described in Section 3(c) of bond ordinance #2014-6 of the Town finally adopted April 4, 2014.

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.

Mayor Elvidge opened the hearing to the public

There being no one from the public to be heard, upon motion of Mrs. Becker, seconded by Mr. Levante and unanimously carried, the hearing was closed.

The aforementioned **ORDINANCE** was offered by Deputy Mayor Flynn, who moved its adoption, seconded by Mrs. Becker and roll call resulted as follows:

Mrs. Diglio	Absent	Mrs. Becker	Yes
Deputy Mayor Flynn	Yes	Mr. Levante	Yes
Mayor Elvidge		Yes	

BE IT RESOLVED by the Town Council of the Town of Newton that the above Ordinance be introduced for the first reading, with hearing on same to be held on October 27, 2014.

This Ordinance will take effect after publication and adoption according to law. The Clerk will advertise the above Ordinance according to law.

OLD BUSINESS

a.) Special Improvement District (SID)

No update.

CONSENT AGENDA

Mayor Elvidge read the following statement:

"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."*

Mrs. Millikin reviewed the consent agenda with the Town Council.

RESOLUTION #179-2014*

ELIMINATION OF POST-RETIREMENT MEDICAL BENEFITS FOR ALL NON-UNION EMPLOYEES HIRED ON OR AFTER JANUARY 1, 2015

WHEREAS, the Town of Newton desires to eliminate its policy regarding the payment of certain health care retirement benefits for all non-union employees hired on or after January 1, 2015; and

WHEREAS, in 2010, the Town of Newton terminated its membership in the State Health Benefits Plan ("SHBP") and instead joined the North Jersey Municipal Employee Benefits Fund ("NJMEBF"); and

WHEREAS, Resolution #39-2011, adopted on March 14, 2011, clarified the Town of Newton's obligations to pay for certain retirement health benefits, including for full-time, non-union retired employees not retired on a disability pension, based on a minimum age of 50 for those employed by the Town of Newton on or before December 31, 2010 and a minimum age of 62 for those employed by the Town on or after January 1, 2011, with 25 years or more of service credit in the retirement system, and 15 years or more of service with the Town of Newton;

NOW, THEREFORE BE IT RESOLVED, that the Town of Newton hereby revises its obligations for all non-union employees hired after January 1, 2015, in conformance with applicable statutory standards, as follows:

1. All non-union employees hired by the Town of Newton on or after January 1, 2015, regardless of full-time or part-time status, shall not be eligible for, or have access to, the following: 1) any post-retirement medical benefits (including but not limited to: hospitalization, major medical, medical/surgical, prescription, dental, vision) provided by the Town of Newton; and 2) any payment or reimbursement for Medicare or Medigap coverage by the Town of Newton.
2. Nothing in this Resolution exempts the Town of Newton from any continuing obligation to pay for post-retirement benefits of eligible retired employees who retired prior to the adoption of this Resolution and pursuant to the terms of prior, applicable Resolutions adopted by the Town of Newton. At this time, the Town of Newton restates its intention to honor its said continuing payment obligations to already-retired eligible employees, subject to any future change in the applicable laws of the State of New Jersey.
3. Nothing in this Resolution applies to the Town of Newton's Chief of Police, whose employment and retirement benefits are governed by a separate employment agreement with the Town of Newton.

RESOLUTION #180-2014*

APPROVAL OF A RENEWAL APPLICATION FOR A TAXICAB OWNER'S LICENSE FOR DORAGAIL SPICER T/A DADS TAXI & LIMO

WHEREAS, the Code of the Town of Newton requires under **§283-2, License Required**, "No person shall operate a taxicab within the Town unless both the owner and the driver of the taxicab are licensed under this chapter." "All licenses issued under this chapter are deemed valid for one (1) year and requests for renewal must be submitted at least thirty (30) days prior to the expiration to the Chief of Police"; and

WHEREAS, the Police Department has completed the necessary investigation and submitted a letter advising the renewal Taxicab Owner's License application is complete and accurate; and

WHEREAS, in accordance with **§283-6, Inspection of Vehicles**, "Before a vehicle is used as a taxicab within the Town it shall be inspected...to ascertain it is in a safe, clean and sanitary condition and contains all safety devices required by law";

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that it hereby approves the renewal Taxicab Owner's License application submitted by Doragail Spicer, 51 Route 206, Augusta, NJ 07822, t/a DADS Taxi & Limo, which shall expire June 12, 2015; and

BE IT FURTHER RESOLVED that the applicant must be in compliance with all aspects of **Chapter 283**, of the Code of the Town of Newton, as well as, the provisions of N.J.R.S. 46:16.

RESOLUTION #181-2014*

APPROVAL OF A RENEWAL APPLICATION FOR A TAXICAB DRIVER'S LICENSE FOR DORAGAIL SPICER

WHEREAS, the Code of the Town of Newton requires under **§283-2, License Required**. "No person shall operate a taxicab within the Town unless both the owner and the driver of the taxicab are licensed under this chapter." "All licenses issued under this chapter are deemed valid for one (1) year and requests for renewal must be submitted at least thirty (30) days prior to expiration to the Chief of Police"; and

WHEREAS, the Newton Police Department has completed the necessary investigation and submitted a letter advising the renewal Taxicab Driver's license application is complete and accurate;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that it hereby approves the application for the renewal Taxicab Driver's License submitted by Doragail Spicer, 8 Smith Hill, Newton, New Jersey and represents D.A.D.S. Taxi & Limo, which expires on June 12, 2015.

RESOLUTION #182-2014*

APPROVAL OF A RENEWAL APPLICATION FOR A TAXICAB DRIVER'S LICENSE SUBMITTED BY GLENN T. SPICER

WHEREAS, the Code of the Town of Newton requires under **§283-2, License Required**. "No person shall operate a taxicab within the Town unless both the owner and the driver of the taxicab are licensed under this chapter." "All licenses issued under this chapter are deemed valid for one (1) year and requests for renewal must be submitted at least thirty (30) days prior to expiration to the Chief of Police"; and

WHEREAS, the Newton Police Department has completed the necessary investigation and submitted a letter advising the renewal Taxicab Driver's license application is complete and accurate; and

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that it hereby approves the application for the renewal Taxicab Driver's License submitted by Glenn T. Spicer, 8 Smith Hill Road, Newton, New Jersey and represents D.A.D.S. Taxi & Limo, which expires on June 12, 2015.

RESOLUTION #183-2014*

APPROVAL OF A RENEWAL APPLICATION FOR A TAXICAB DRIVER'S LICENSE SUBMITTED BY RALPH E. DRAKE

WHEREAS, the Newton General Revised Ordinances require under **§283-2, License Required**. "No person shall operate a taxicab within the Town unless both the owner and the driver of the taxicab are licensed under this chapter." "All licenses issued under this chapter are deemed valid for one (1) year and requests for renewal must be submitted at least thirty (30) days prior to expiration to the Chief of Police"; and

WHEREAS, the Newton Police Department has completed the necessary investigation and submitted a letter advising the renewal Taxicab Driver's license application is complete and accurate;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton

that it hereby approves the application for the renewal Taxicab Driver's License submitted by Ralph E. Drake, 22038 Rt. 57W, Washington, New Jersey and represents D.A.D.S. Taxi & Limo, which expires on June 12, 2015.

RESOLUTION #184-2014*

INSERTION OF SPECIAL ITEMS OF REVENUE IN THE 2014 TOWN OF NEWTON BUDGET PURSUANT TO NJSA 40A:4-87 (C. 159, PL 1948)

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

WHEREAS, the Town of Newton is the lead agency, (also including Green Township, Andover Township and Andover Borough) for a grant in the amount of \$18,772.00 from the State of New Jersey Governor's Council on Alcoholism and Drug Abuse through the County of Sussex for the Municipal Alliance Grant; and

WHEREAS, the State of New Jersey has changed the grant period to run from July 1, 2014 through June 30, 2015; and

WHEREAS, the Town of Newton authorized the submission of the 2014 Action Alliance Grant per Resolution #17-2014 adopted January 27, 2014;

NOW, THEREFORE BE IT RESOLVED, that the Town Council of the Town of Newton hereby requests the Director of the Division of Local Government Services approve the insertion of the following items in the 2014 Budget of the Town of Newton:

Miscellaneous Revenues:	
Section F: Special Items of Revenue	
Public and Private Revenues Off-set with Appropriations:	
NJ Municipal Alliance Grant	\$18,772.00
Other Special Item of Revenue	
Family Partners Contribution to Munic. Alliance	\$1,272.00
General Appropriations:	
(A) Operations - Excluded from CAPS	
Public and Private Programs Off-Set by Revenues:	
NJ Municipal Alliance Grant	\$18,772.00
Local Match – Source:	
Current: Celebration of Public Events.....	\$3,000.00
Munic. Alliance Match from Family Partners	\$1,272.00
Current: Recreation, Special Events	\$421.00

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

RESOLUTION #185-2014*

TO CANCEL GRANT RECEIVABLE AND APPROPRIATED RESERVE FOR UNREALIZED MUNICIPAL ALLIANCE GRANT IN THE AMOUNT OF \$28.71

WHEREAS, the Town of Newton received an award in the amount of \$18,772.00 from the State of New Jersey Governor's Council on Alcoholism and Drug Abuse through the County of Sussex which was appropriated in the 2013 Municipal Budget for a Municipal Alliance Grant; and

WHEREAS, the Town of Newton received an additional amount of \$9,386 extending the grant period from January 1, 2014 through June 30, 2014 to make the total award amount \$28,158; and

WHEREAS, the total costs expended and approved total \$28,129.29; and

WHEREAS, there is a grant receivable balance of \$28.71 *Due from the County of Sussex, State of New Jersey for Municipal Alliance* on the Federal and State Grant balance sheet and an appropriated reserve of the same amount; and

WHEREAS, it is necessary to formally cancel the receivable and appropriation balances;

NOW, THEREFORE BE IT RESOLVED, by a majority of the full membership of the Town Council of the Town of Newton that we hereby cancel the following receivable and appropriated reserve balances:

Federal & State Grant Fund

Grant Receivable – Municipal Alliance	\$28.71
Appropriated Reserves – Municipal Alliance Grant	\$28.71

RESOLUTION #186-2014*

WATER RESTRICTIONS FOR THE TOWN OF NEWTON EFFECTIVE OCTOBER 20, 2014

WHEREAS, the Town of Newton's reservoir at Morris Lake, Sparta, New Jersey is currently more than 25 inches below the spillway; and

WHEREAS, due to the continued drop in water at Morris Lake, water restrictions will be implemented and take effect on October 20, 2014;

WHEREAS, §228-22. Prohibited Water Use of the Code of the Town of Newton prohibits the following:

1. Water customers are prohibited from watering their lawns or gardens; and
2. Washing cars, trucks, boats, or any recreational vehicles; and
3. Washing public or private driveways, walkways, or sidewalks; and
4. Filling swimming pools and ornamental reflecting pools or fountains.

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that we hereby impose water restrictions for the Town of Newton and authorize the Town Manager, through the Chief of Police and the Police Department, to enforce the provisions of Chapter 228, Article VI, Water Restrictions; Water Bans, of the Code of the Town of Newton.

RESOLUTION #187-2014*

RESOLUTION AUTHORIZING DISPOSAL OF SURPLUS PROPERTY

WHEREAS, the Town of Newton is the owner of certain surplus property which is no longer needed for public use; and

WHEREAS, the Town Council is desirous of selling said surplus property in an "as is" condition without express or implied warranties;

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

- 1) The sale of surplus property shall be conducted through GovDeals pursuant to NJ State Contract A-83453/T2581 in accordance with the terms and conditions of the

State Contract. The terms and conditions of the agreement entered into with GovDeals are available online at govdeals.com and also available in the Clerk's Office of the Town of Newton.

- 2) The sale will be conducted online and the address of the auction site is govdeals.com.
- 3) The sale is being conducted pursuant to Local Finance Notice 2008-9.
- 4) A list of the surplus property to be sold is as follows:
 1. 2009 Ford Crown Victoria
Vin#: 2FAHP71V79X101333
Odometer Reading: 84,000 MILES
Condition: Fair
 2. Tufbox Gun Locker
Qty: One (1)
Condition: Excellent
- 5) The surplus property as identified shall be sold in an "as-is" condition without express or implied warranties with the successful bidder required to execute a Hold Harmless and Indemnification Agreement concerning use of said surplus property.
- 6) The Town of Newton reserves the right to accept or reject any bids submitted.

RESOLUTION #188-2014*

AUTHORIZE CHANGE ORDER NO. 1 TO WATERWARE CORPORATION FOR THE PROPOSED IMPROVEMENTS TO THE MORRIS LAKE DAM- PHASE 1

WHEREAS, on April 28, 2014 the Newton Town Council adopted Resolution #77-2014, awarding a contract to Waterware Corporation for the Proposed Improvements to Morris Lake Dam – Phase I in the amount of \$64,160.00; and

WHEREAS, the Town of Newton's Water Engineer, David B. Simmons, Jr., recommends in his memo dated September 29, 2014 approving Change Order No. 1, for the Proposed Improvements to the Morris Lake Dam – Phase I, which will decrease the total contract amount by \$5,180.00 for a new contract total of \$58,980.00;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that we hereby concur with the Town Water Engineer's recommendation and accepts Change Order No. 1 for the Proposed Improvements to the Morris Lake Dam – Phase I; and

BE IT FURTHER RESOLVED that certified copies of this Resolution shall be forwarded to Waterware Corporation and the Town's Water Engineer.

RESOLUTION #189-2014*

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.

TOWN BILLS

449.43	Quill Corporation	34156
17.99	Staples Credit Plan, Inc.	34157
1,599.40	Pellow, Harold & Assoc., Inc.	34158
120.00	ABCCode Security Inc.	34159
9,132.79	JCP&L	34160
136.50	New Jersey Herald, Inc.	34161
928.41	SCMUA	34162
125.85	Centurylink Communications, Inc.	34163
35.00	Centurylink Communications, Inc.	34164
3,021.68	Centurylink Communications, Inc.	34165
86.31	Rowe & Company Inc.	34166
50.00	Read, Lorraine	34167
186.98	Campbell's Small Engine Inc.	34168
196.00	Lock & Key World	34169
167.93	Federal Express	34170
200.00	Sussex County Economic	34171
67.41	Hayek's Market Inc.	34172
1,350.00	Willco, Inc.	34173
3,285.00	Mitchell Agency, Inc.	34174
10.00	Newton Trophy	34175
369.50	T.A. Mountford Company, Inc.	34176
48.74	Weis Markets, Inc.	34177
36.46	Sherwin-Williams, Inc.	34178
166.76	Airgas East	34179
120.70	L-3 Comm. Mobile-Vision	34180
146.64	Sirchie Finger Print Labs, LLC.	34181
1,031.98	Boonton Tire Supply Inc.	34182
748.48	Vision Service Plan	34183
188.95	National Fire Protection Assoc.	34184
190.74	Verizon Wireless, Inc.	34185
1,845.02	Dell Marketing L.P.	34186
97.57	Walmart	34187
1,971.92	Cooper Electric Supply Co.	34188
40.00	Morris County Police Academy	34189
619.32	Home Depot, Inc.	34190
627.62	Fire & Safety Services, LTD., Inc.	34191
262.50	Access Control Technology Inc.	34192
365.00	Scott Sorensen	34193
479.51	Staples Business Advantage, Inc.	34194
96.00	CSS Test Inc.	34195
23.50	Krave Café	34196
59.76	Nestle Waters, Inc.	34197
2,450.07	Skylands Area Fire Equip & Training	34198
10,895.45	Hampton Body Works, Inc.	34199
3,199.77	Rachles/ Michele's Oil Company, Inc.	34200
2,180.58	Taylor Oil Co., Inc.	34201
2,558.16	PowerDMS, Inc.	34202
295.00	Sussex County Chamber of Commerce	34203
405.00	Northern Rain	34204
1,576.00	Tire King, Inc.	34205
1,633.50	Garden State Highway Products, Inc.	34206
63.45	B & H Inc.	34207
55.00	NJLM	34208
28.74	Atlantic Tactical Inc.	34209
5,910.00	Trimboli & Prusinowski, LLC.	34210
131,819.50	NJMEBF	34211
1,770.00	Chelbus Cleaning Co., Inc.	34212
208.75	Custom Products Corp.	34213

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226.00	Rutgers, Center for Government Serv	34214
150.00	PSS	34215
50.00	Bonnie Diamond	34216
202.50	Extra Tech Data Services, LLC.	34217
475.00	D. Lovenberg's Portable Toilet Rent	34218
150.00	Hampton Body Works Towing, Inc.	34219
124.85	United Telephone/ Century Link	34220
784.64	District Connect, LLC.	34221
320.00	Commerce and Industry Association	34221
30,300.00	JP Morgan Chase Bank	141064
1,011,421.50	Newton Board of Education	141063
216,010.29	Payroll Account	141062

CAPITAL

991.75	Pellow, Harold & Assoc., Inc.	8339
15.00	New Jersey Herald, Inc.	8340
295.00	Lou's Glass	8341
4,797.90	Tilcon New Jersey, Inc.	8342
1,000.00	McElwee & Quinn Financial Printing	8343

Total TOWN BILLS \$1,463,076.75

WATER AND SEWER ACCOUNT

290.61	Schmidt's Wholesale, Inc.	14494
9,535.75	Pellow, Harold & Assoc., Inc.	14495
179.54	Hach Company	14496
160.01	Fisher Scientific	14497
1,036.72	CCP Industries, Inc.	14498
12,157.35	JCP&L	14499
102.98	Sussex County P & H, Inc.	14500
36.33	Centruylink Communications, Inc.	14501
1,250.53	Centruylink Communications, Inc.	14502
850.00	Garden State Laboratories, Inc.	14503
26.43	Federal Express	14504
37.50	T.A. Mountford Company, Inc.	14505
85.00	Minisink Press Inc.	14506
6,000.00	Duke's Sales & Service, Inc.	14507
6.16	Sebring Auto Parts, Inc.	14508
25.69	Airgas East	14509
118.28	Boonton Tire Supply Inc.	14510
3,510.00	Treasurer, State of New Jersey	14511
211.90	Vision Service Plan	14512
559.97	JCI Jones Chemicals, Inc.	14513
669.00	Univar USA Inc.	14514
7,680.00	Passaic Valley Sewerage Comm.	14515
1,845.02	Dell Marketing L.P.	14516
851.40	Main Pool & Chemical Company, Inc.	14517
28.43	Advance Auto Parts	14518
112.22	Home Depot, Inc.	14519
262.50	Access Control Technology Inc.	14520
2,942.31	Suburban Propane, LP.	14521
582.77	Airmatic Compressor Systems, Inc.	14522
1,062.95	Process Tech Sales and Service	14523
93.70	Staples Business Advantage, Inc.	14524
23.50	Krave Café	14525
7,847.85	Accurate Waste Removal Inc.	14526
26,135.50	NJMEBF	14527
275.00	A.P. Certified Testing, LLC.	14528

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112.50	Extra Tech Data Services, LLC.	14529
6,308.06	Hatch Mott MacDonald	14530
395.54	Morris Asphalt Co.	14531
1,200.00	District Connect, LLC.	14532
1,650.00	American Aquatic Testing, Inc.	14533
675.18	Miracle Chemical Co.	14534
7,537.50	Current Account	146032
106,837.50	Bank of New York	146031
466.69	State of New Jersey- PWT	146030
35,143.63	Payroll Account	146029

CAPITAL

660.00	Pellow, Harold & Assoc., Inc.	2358
342.55	Tilcon New Jersey, Inc.	2360
6,883.45	Hatch Mott MacDonald	2360

Total WATER & SEWER BILLS \$254,805.50

TRUST ACCOUNT

8,152.50	Pellow, Harold & Assoc., Inc.	3293
611.71	Foremost Promotions, Inc.	3294
1,843.75	George's Salvage	3295
25.00	Madison Square Garden/ Entertainment	3292
2,529.02	Payroll Account	147117

Total TRUST ACCOUNT BILLS \$13,161.98

DEVELOPERS ESCROW ACCOUNT

561.25	Pellow, Harold & Assoc., Inc.	1197
125.00	Trust Account, Town of Newton	1198
30.00	Vogel, Chait, Collins, Schneider, PC	1199
300.00	Edward J Buzak	1200
913.31	Hatch Mott MacDonald	1196

Total DEV. ESCROW BILLS \$1,929.56

FEDERAL/ STATE GRANTS

6,383.80	Atlantic Tactical Inc.	1230
450.00	Kerry Deckert	1231
6,067.50	J. Caldwell & Associates, LLC.	1232
700.00	Lisa Bechtel	1233

Total FEDERAL/ STATE GRANTS BILLS \$13,601.30

DOG RESERVE

12,030.00	Township of Wantage	8543
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Total DOG RESERVE BILLS \$12,030.00

RESOLUTION #190-2014*

**RESOLUTION SEEKING ASSISTANCE FOR MUNICIPALITIES WITH SIGNIFICANT TAX-EXEMPT
LAND PROPERTIES**

WHEREAS, N.J.S.A. 54:4-3.6 provides for property tax exemptions for nonprofit organizations; and

WHEREAS, in 2013, the Town of Newton had \$687,090,410 in commercial ratables, and \$284,691,400, or 29.3% of the tax base, occupied by commercial (Class 15) tax-exempt properties; and

WHEREAS, in 2014, the commercial tax-exempt properties in the Town of Newton are anticipated to increase to above 32% of the municipal tax base; and

WHEREAS, the Town of Newton recognizes the many benefits provided by non-profit organizations, typically at no cost or at a reduced cost, to Newton residents; and

WHEREAS, the Town of Newton also recognizes that many of the service providers located in the Town of Newton provide services not only to Newton residents, but to the larger community, including to residents of other municipalities in Sussex County and those outside of Sussex County; and

WHEREAS, tax-exempt properties utilize many basic municipal services, including roads, police, fire and EMT services, without contributing any funds towards the cost of such services through property tax payments; and

WHEREAS, the Town of Newton has identified 79 municipalities in New Jersey which have more than 20% of their municipal tax base occupied by commercial Class 15 tax-exempt land, not inclusive of farmland assessed properties; and

WHEREAS, the Newton Town Manager, at the direction of the Newton Town Council, sent letters to 28 tax-exempt properties in Town, including a hospital, county college and numerous houses of worship, and have requested a voluntary payment in lieu of taxes ("PILOT"), with no voluntary payments agreed to; and

WHEREAS, the Town Council of the Town of Newton wishes to work with other municipalities with more than 20% of their tax base taken up by Class 15 tax-exempt properties, the New Jersey League of Municipalities (the "League"), and elected officials to craft legislation to provide tax-exempt property relief to municipalities; and

WHEREAS, the Town Council supports A1635, sponsored by Assemblywoman Caroline Casagrande, which permits municipalities in which 12% or more land is exempt from property taxes to issue up to two additional plenary retail consumption licenses; and

WHEREAS, the Town supports any legislation seeking an increase in State aid to municipalities which have significant tax-exempt land, including an offset or a credit for municipalities that serve as the County Seat;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that it seeks the League's assistance in advancing legislation regarding the issue of significant property tax-exempt land, by submitting this Resolution for consideration by the League at its 2014 annual conference; and

BE IT FURTHER RESOLVED that a copy of this Resolution shall be forwarded to the New Jersey State League of Municipalities, the 79 municipalities identified as having more than 20% of their municipal tax base occupied by tax-exempt land, and the State legislators for the Town of Newton.

RESOLUTION #191-2014*

CAPITAL BUDGET AMENDMENT

October 15, 2014

Amendment to the Water/Sewer Capital Budget

WHEREAS, the local water sewer capital budget for the year 2014 was adopted on the 14th day of April, 2014; and
 WHEREAS, it is desired to amend said capital budget section;
 NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton, County of Sussex, the following
 amendment(s) to the adopted capital budget section of Water/Sewer Capital Fund be made.

Recorded Vote (Insert Names) _____ Abstain _____

 _____ (Becker _____
 _____ Ayes (Flynn _____ Nays _____
 _____ (Levante _____ Absent (Diglio _____
 _____ (Elvidge _____

WATER/SEWER CAPITAL BUDGET (Current Year Action)
 2014

1 Project	2 Project Num.	3 Est. Total Cost	4 Amt. Res. In Prior Years	Planned Funding Services for Current Year 2014						Total Funded In Future Year
				5a 2014 Budget Appropriation	5b Capital Improvement Fund	5c Capital Surplus	5d Grants in Aid/Other Fund	5f Debt Authorized		
Engineering & Survey at Water Reservoir Lot	2014-U13	\$ 7,000.00	\$ 7,000.00							
Total All Projects		\$ 7,000.00	\$ 7,000.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -

SIX YEAR WATER SEWER CAPITAL PROGRAM 2014 TO 2019
 ANTICIPATED PROJECT SCHEDULE AND FUNDING REQUIREMENTS

1 Project	2 Project Number	3 Est. Total Cost	4 Estimated Completion Time	5 Capital Improvement Fund 2014 Budget	Funding Amounts Per Year					0
					2014	2015	2016	2017	2018	
Engineering & Survey at Water Reservoir Lot	2014-U13	\$ 7,000.00	2014	\$ 7,000.00						
Total All Projects		\$ 7,000.00		\$ -	\$ 7,000.00	\$ -				

Be It Further Resolved, that two certified copies 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 Chief Financial Officer.

It is hereby certified that this is a true copy of a resolution amending the Capital Budget section as adopted by the Governing Body on the 15th day of October, 2014.

Certified by:

 Date Lorraine A. Read, RMC
 Municipal Clerk

The Clerk presented an application for an off-premise raffle (Raffle) from St. Joseph's Roman Catholic Church, 17 Elm Street, Newton to be held on December 5, 2014 at 3:00 p.m. at 17 Elm Street, Newton. It was noted the application was in order and accompanied by the prescribed fees.

The Clerk presented an application for an off-premise raffle (raffle) from Birth Haven, 4 Academy Street, Newton to be held on December 15, 2014 at 7:00 p.m. at Birth Haven, 4 Academy Street, Newton. It was noted the application was in order and accompanied by the prescribed fees.

The Clerk presented an application for an off-premise raffle (50/50) from the Newton Medical Center Foundation, 175 High Street, Newton to be held on May 4, 2015 at 10:00 a.m. at Newton Medical Center, 175 High Street, Newton. It was noted the application was in order and accompanied by the prescribed fees.

A motion was made by Mrs. Becker to approve the **COMBINED ACTION RESOLUTIONS**, seconded by Mr. Levante and roll call resulted as follows:

Mrs. Diglio	Absent	Mrs. Becker	Yes
Deputy Mayor Flynn	Yes	Mr. Levante	Yes
Mayor Elvidge		Yes	

DISCUSSION

Deputy Mayor Flynn questioned whether the Town has been corresponding with Mr. Andrews regarding the ArtPlaceAmerica grant. After a brief discussion, Deputy Mayor Flynn requested Mrs. Millikin follow up and suggested that a Resolution of support be drafted for Council's review. Mayor Elvidge agreed with the Resolution of support.

OPEN TO THE PUBLIC

There was no one from the public to be heard.

COUNCIL & MANAGER COMMENTS

Mrs. Millikin advised the Governing Body that she recently looked into obtaining and using the Procurement Cards (p-cards) for the municipality, which is basically a credit card. This research was necessary for the Best Practices worksheet. It was noted the State of New Jersey authorizes the use of *Procurement Cards* (p-cards) with very stringent guidelines. After much research, Mrs. Millikin recommends, as the Qualified

October 15, 2014

Purchasing Agent (QPA), that the use of p-cards **not** be implemented at this time. She indicated all of the administrative time required and the risk to internal controls appear to outweigh the ease of procurement or any dollar back incentives the p-card program might offer. Mrs. Millikin feels the PO System currently in practice is the best practice.

Mayor Elvidge inquired about the NJDOT approval for the Spring Street one-way which was addressed by Mrs. Millikin. Mrs. Millikin advised the next step will be the creation of the Ordinance and first reading should take place the first meeting in November.

Mrs. Millikin also updated Council on the Newton Fire Museum project. The cistern has been filled and roof has been completed.

Deputy Mayor Flynn inquired about the sidewalks being worked on by NJDOT on Route 206 and was advised by Mrs. Millikin of a recent email from NJDOT regarding any necessary upgrades to water/sewer lines should be completed prior to paving. Mrs. Millikin advised she is working with the Water & Sewer Engineers on same and will keep Council updated.

Mayor Elvidge advised the next Council meeting will be held on Monday, October 27, 2014 at 7:00 p.m.

There being no further business to be conducted, upon motion of Mr. Levante, seconded by Deputy Mayor Flynn and unanimously carried, the meeting was adjourned at 7:25 p.m.

Respectfully submitted,



Lorraine A. Read, RMC
Municipal Clerk