



AGENDA
NEWTON TOWN COUNCIL
DECEMBER 8, 2014
7:00 P.M.

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

- DECEMBER 8, 2014 REGULAR MEETING
DECEMBER 8, 2014 EXECUTIVE SESSION

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. PRESENTATION TO WINNER OF HOLIDAY DECORATING CONTEST
- b. PRESENTATION TO RETIREES – LISA WOLANSKI AND DARLENE COOPER

VII. ORDINANCES

- a. 2ND READING AND PUBLIC HEARING

ORDINANCE 2014-26

AN ORDINANCE AMENDING CHAPTER 3 "ADMINISTRATIVE CODE" TO RELOCATE THE DEPARTMENT OF WATER AND SEWER AS A DIVISION WITHIN THE DEPARTMENT OF PUBLIC WORKS

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

- b. INTRODUCTION

ORDINANCE 2014-27

AN ORDINANCE REVISING SECTION 307-57 OF THE CODE OF THE TOWN OF NEWTON TO DESIGNATE A PORTION OF SPRING STREET AS ONE-WAY AND A SEPARATE PORTION OF SPRING STREET FOR TWO-WAY TRAFFIC

ORDINANCE 2014-28

A FULLY FUNDED WATER SEWER CAPITAL IMPROVEMENT ORDINANCE IN THE AMOUNT OF \$110,000.00 FOR WASTE WATER TREATMENT PLANT BUILDING ROOFS IN THE TOWN OF NEWTON, COUNTY OF SUSSEX, NEW JERSEY

VIII. OLD BUSINESS

IX. CONSENT AGENDA

ALL ITEMS LISTED WITH AN ASTERISK (*) ARE CONSIDERED TO BE ROUTINE AND NON-CONTROVERSIAL BY THE TOWN COUNCIL AND WILL BE APPROVED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS UNLESS A COUNCIL MEMBER SO REQUESTS, IN WHICH CASE THE ITEM WILL BE REMOVED FROM THE CONSENT AGENDA AND CONSIDERED IN ITS NORMAL SEQUENCE ON THE AGENDA.

- a. RESOLUTION #261-2014* RESOLUTION OF THE TOWN OF NEWTON, IN THE COUNTY OF SUSSEX, NEW JERSEY DIRECTING THE TOWN PLANNING BOARD TO REVIEW AND COMMENT ON THE PROPOSED MCGUIRE REDEVELOPMENT PLAN PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW
- b. RESOLUTION #262-2014* APPROVE PURCHASE OF 32 SETS OF TURN OUT GEAR FOR THE NEWTON FIRE DEPARTMENT
- c. RESOLUTION #263-2014* ACCEPTANCE OF MAIN POOL FILTRATION SYSTEM RENOVATIONS MEMORY PARK SWIMMING POOL
- d. RESOLUTION #264-2014* TO CANCEL RESERVE BALANCE IN THE WATER SEWER CAPITAL FUND
- e. RESOLUTION #265-2014* APPROVING THE SALE OF 7 STUART STREET, BLOCK 19.01, LOT 6
- f. RESOLUTION #266-2014* AUTHORIZING THE SALE OF BRINE SOLUTION TO MUNICIPALITIES
- g. RESOLUTION #267-2014* AUTHORIZE REFUND OF REDEMPTION MONIES TO OUTSIDE LIEN HOLDER FOR BLOCK 3.04, LOT 7
- h. RESOLUTION #268-2014* AUTHORIZE CREDITS DUE WATER AND SEWER UTILITY ACCOUNTS
- i. RESOLUTION #269-2014* AUTHORIZE ENTERING INTO AN INTERLOCAL SHARED SERVICES AGREEMENT WITH THE TOWNSHIP OF HARDYSTON FOR CONSTRUCTION CODE ADMINISTRATION AND ENFORCEMENT SERVICES
- j. RESOLUTION #270-2014* APPOINTMENT OF VARIOUS ATTORNEYS FOR CALENDAR YEAR 2015
- k. RESOLUTION #271-2014* AUTHORIZE AN AGREEMENT WITH HOLZHAUER & HOLENSTEIN, LLC FOR APPRAISAL SERVICES FOR DEFENSE OF STATE LEVEL TAX APPEALS IN CALENDAR YEAR 2015
- l. RESOLUTION #272-2014* APPOINTMENT OF HATCH MATT MACDONALD AS SEWER ENGINEER FOR CALENDAR YEAR 2015
- m. RESOLUTION #273-2014* APPROVE 2014 APPROPRIATION TRANSFERS
- n. RESOLUTION #274-2014* REAPPOINTMENT OF DANIEL HAYEK AND CRYSTAL DROSSEL TO THE ECONOMIC DEVELOPMENT ADVISORY COMMISSION
- o. RESOLUTION #275-2014* TO CANCEL APPROPRIATION BALANCES IN THE WATER AND SEWER CAPITAL FUND

- p. RESOLUTION #276-2014* AMENDMENT TO THE WATER/SEWER CAPITAL BUDGET
- q. RESOLUTION #277-2014* APPROVE BILLS AND VOUCHERS FOR PAYMENT
- r. RESOLUTION #278-2014* APPOINTMENT OF JOSEPH A. RICCIARDO AS A REGULAR MEMBER OF THE NEWTON PLANNING BOARD
- s. RESOLUTION #279-2014* APPOINTMENT OF MARK MARUSKA TO THE ECONOMIC DEVELOPMENT ADVISORY COMMISSION

X. DISCUSSION

XI. OPEN TO THE PUBLIC

XII. COUNCIL & MANAGER COMMENTS

XIII. ADJOURNMENT

**TOWN OF NEWTON
ORDINANCE 2014-26**

**AN ORDINANCE AMENDING CHAPTER 3 “ADMINISTRATIVE CODE” TO
RELOCATE THE DEPARTMENT OF WATER AND SEWER AS A DIVISION
WITHIN THE DEPARTMENT OF PUBLIC WORKS**

WHEREAS, the Mayor and Town Council of the Town of Newton desire to amend various sections of the Administrative Code to relocate the Department of Water and Sewer as a Division within the Department of Public Works;

NOW, THEREFORE BE IT ORDAINED, by the Mayor and Town Council of the Town of Newton, County of Sussex, and State of New Jersey as follows:

SECTION 1. Any references to the “Water and Sewer Department” of the Town of Newton shall be revised to instead read the “Division of Water and Sewer”. Any mention of “Water and Sewer Department” within the Town Code shall mean the “Division of Water and Sewer”, including within Chapter 228, Sewer and Water. Future codification of the Town Code shall reflect these changes.

SECTION 2. Any references to the “Superintendent of the Water and Sewer Department” of the Town of Newton shall be revised to also include “Water and Sewer Supervisor” and “Assistant Supervisor, Licensed Operator for the Water and Sewer Division”. Future codification of the Town Code shall reflect these changes.

SECTION 3. §3-26.A.8 “Department of Water and Sewer” shall be deleted in its entirety.

SECTION 4. Chapter 3, Article XIV “Department of Water-Sewer” shall be and is hereby deleted in its entirety.

SECTION 5. Chapter 3, Article X, “Department of Public Works” shall be and is hereby deleted in its entirety and is replaced in its entirety as follows.

§3-41. There shall be a Department of Public Works, the head of which shall be the Department Head known as the Director of Public Works or Supervisor of Public Works. Within the Department of Public Works, there shall be a Division of Public Works and a Division of Water and Sewer.

§3-42 Duties of Director of Public Works or Supervisor of Public Works:

The Director of Public Works or Supervisor of Public Works, subject to the direction and supervision of the Manager or his designee, shall be responsible for the proper and efficient conduct of all public works functions of the Town government and shall supervise and direct the work of the Public Works Department. Also established will be the Assistant Director of Public Works, Assistant Supervisor of Public Works, Water and Sewer Superintendent, Water and Sewer Supervisor, and an Assistant Supervisor, Licensed Operator for the Water and Sewer Division. Such positions shall be filled by the Manager as necessary for the thorough and efficient operation of the Public Works Department. The Department shall:

- A. Be responsible for all matters relating to the construction, management, maintenance and operation of the physical properties of the Town, other than office supplies, furniture and equipment.
- B. Provide mechanical services required by any department, office or agency of the Town government, except as otherwise directed by the Manager or Council.
- C. Oversee the water system and sewer system of the Town, which are consolidated pursuant to provisions of N.J.S.A. 40:62-106, as may be amended. The Council shall from time to time establish such charges, rentals, rates, fees, rules and regulations for the benefit of the Division of Water and Sewer as may be deemed necessary and proper.
- D. Maintain and repair all streets.
- E. Construct and reconstruct streets and roads, treat road surfaces and resurface streets and roads according to such standards and schedules directed or approved by the Engineer.
- F. Maintain all streets in a clean and safe condition, free of obstructions and hazards, and remove snow and ice therefrom as required.
- G. Trim, plant, care for and preserve public parks, greens, grounds and trees in the public way.
- H. Operate, maintain and repair Town buildings and properties and provide custodial and janitorial services therefor.
- I. Control the care, use and disposition of motor vehicles owned by the Town, and, for this purpose, the Division shall:
 - (1) Operate or supervise the operation of a garage or garages for the storage, servicing, repair and maintenance of Town-owned motor vehicles.
 - (2) Supervise any work done by contract for the storage, repair, servicing and maintenance of Town-owned motor vehicles or equipment.
 - (3) Control the maintenance of motor vehicles owned by the Town by maintaining individual vehicle records of mileage, costs of operation and maintenance and replacement schedules.

§3-43 Division of Water and Sewer

Within the Department of Public Works, there shall be a Division of Water and Sewer. Under the direction and supervision of the Manager, the Director of Public Works, Assistant Director of Public Works, Assistant Supervisor for Public Works, Water and Sewer Superintendent, Water and Sewer Supervisor, and the Assistant Supervisor, Licensed Operator for the Water and Sewer Division, the Division of Water and Sewer shall:

- A. Operate, maintain, and repair all components of the Town water system and the Town's sewer system.
- B. Be responsible for all matters relating to the construction, maintenance, and operation of the water system and sewer system of the Town.

SECTION 6. Severability. If any provision of this Ordinance or the application of this Ordinance to any person or circumstance is held invalid, the remainder of this Ordinance shall not be affected and shall remain in full force and effect.

SECTION 7. Repealer. All ordinances or parts of ordinances or resolutions that are inconsistent or in opposition to the provisions of this Ordinance are hereby repealed in their entirety.

SECTION 8. Effective Date. This Ordinance shall take effect immediately upon adoption and publication in accordance with law.

NOTICE

TAKE NOTICE that the above Ordinance was introduced at a regular meeting of the Town Council of the Town of Newton conducted on Monday, December 8, 2014. It was adopted, after final reading and public hearing thereon, at a regular meeting of the Newton Governing Body conducted at 7:00pm on Monday, December 22, 2014 in the Council Chambers at the Newton Municipal Building, 39 Trinity Street, Newton, New Jersey, and shall take effect according to law.

Teresa A. Oswin, RMC
Municipal Clerk

TOWN OF NEWTON

ORDINANCE #2014-27

AN ORDINANCE REVISING SECTION 307-55 and SECTION 307-57 OF THE CODE OF THE TOWN OF NEWTON TO DESIGNATE A PORTION OF SPRING STREET AS ONE-WAY AND A SEPARATE PORTION OF SPRING STREET FOR TWO-WAY VEHICULAR TRAFFIC

WHEREAS, the Town Council has determined a portion of Spring Street should be designated as one-way to allow for additional parking along Spring Street for the benefit to the downtown business community; and

WHEREAS, N.J.S.A. 39:4-85.1 permits governing bodies of municipalities to designate local roadways for one-way traffic; and

WHEREAS, the Town engineer has recommended that Spring Street be one-way from Madison Street running northwesterly approximately 982 feet to Route 206/94; and two-way vehicular traffic from Sparta Avenue to Madison Street;

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

Section 1. Spring Street shall be designated one-way to vehicular traffic from Madison Street to Route 206/94, running northwesterly a distance of 982 feet. Spring Street shall be open to two-way vehicular traffic from Sparta Avenue to Madison Street.

Section 2. Section 307-55, of the Code of the Town of Newton, entitled "Schedule VI: One-Way Streets" shall be revised to include the following:

Name of Street	Direction	Location
Spring Street	Northwesterly	From Madison Street to Route 206/94

Section 3. Section 307-57, of the Code of the Town of Newton, entitled "Schedule VII: Through Streets" shall be revised to include the following:

Name of Street	Location
Spring Street	Between Sparta Avenue and Madison Street

Section 4. Severability. If any provision of this Ordinance or the application of this Ordinance to any person or circumstances is held invalid, the remainder of this Ordinance shall not be affected and shall remain in full force and effect.

Section 5. Repealer. All ordinances or parts of ordinances or resolutions that are inconsistent or in opposition to the provisions of this Ordinance are hereby repealed in their entirety.

Section 6. Effective Date. This Ordinance will take effect after publication and passage according to law.

TAKE NOTICE that the above Ordinance was introduced at a regular meeting of the Town Council of the Town of Newton conducted on Monday, December 22, 2014. It will be considered for adoption, after final reading and public hearing thereon, at a regular meeting of the Newton Governing Body, to be conducted at 7:00pm on Monday, January 12, 2015 in the Council Chambers at the Newton Municipal Building, 39 Trinity Street, Newton, New Jersey, and shall take effect according to law.

Lorraine A. Read, RMC
Municipal Clerk

TOWN OF NEWTON

ORDINANCE #2014-28

A FULLY FUNDED WATER SEWER CAPITAL IMPROVEMENT ORDINANCE IN THE AMOUNT OF \$110,000.00 FOR WASTE WATER TREATMENT PLANT BUILDING ROOFS 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. \$110,000.00 is hereby appropriated for Waste Water Treatment Plant Building Roofs and all costs necessary therefore or incidental thereto from the following sources:

Water Sewer Capital – Capital Improvement Fund	\$110,000.00
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Section 2. 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 and is filed and available for public inspection in the office of the Municipal Clerk.

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 December 22, 2014. It will be considered for adoption, after public hearing and final reading thereon, at a regular meeting of said Governing Body conducted on January 12, 2015, and shall take effect according to law.

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #261-2014

December 22, 2014

“Resolution of the Town of Newton, in the County of Sussex, New Jersey Directing the Town Planning Board to Review and Comment on the Proposed McGuire Redevelopment Plan Pursuant to the Local Redevelopment and Housing Law”

WHEREAS, the *Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq.* (the "Act"), authorizes municipalities to determine whether certain parcels of land in the municipality constitute areas in need of redevelopment; and

WHEREAS, after investigation of a delineated area and recommendation of the Planning Board in accordance with the Act, on October 28, 2013, the Town Council, acting by Resolution, designated the area identified on the official tax map of the Town as Block 8.08, Lots 6, 7, 8, 9, 10, 11, 29, 30 and 31, along with all public roadways and right of ways appurtenant thereto as an area in need of redevelopment (collectively, the "Redevelopment Area"); and

WHEREAS, in accordance with the Act, the Town has prepared a proposed Redevelopment Plan for the Redevelopment Area, which is attached hereto as Exhibit A; and

WHEREAS, the Town Council desires to utilize the Planning Board's expertise and experience in crafting a redevelopment plan for the Redevelopment Area;

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

I. GENERAL

The aforementioned recitals are incorporated herein as though fully set forth at length.

**II. PLANNING BOARD DIRECTED TO REVIEW
THE DRAFT REDEVELOPMENT PLAN**

The Town Council hereby authorizes and directs the Planning Board to review the draft Redevelopment Plan attached hereto as Exhibit A, and to transmit its comments to the Town Council within 45 days, as required by *N.J.S.A. 40A:12A-7(e)*.

III. SEVERABILITY

If any part of this Resolution shall be deemed invalid, such parts shall be severed and the invalidity thereby shall not affect the remaining parts of this Resolution.

IV. AVAILABILITY OF THE RESOLUTION

A copy of this Resolution shall be available for public inspection at the offices of the Town.

V. EFFECTIVE DATE

This Resolution shall take effect upon final passage.

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, December 22, 2014.

Teresa A. Oswin, RMC
Deputy Municipal Clerk

EXHIBIT A



TOWN OF NEWTON

RESOLUTION #262-2014

December 22, 2014 “Approve Purchase of 32 sets of Turn Out Gear for the Newton Fire Department”

WHEREAS, Skylands Area Fire Equipment & Training has supplied a quote under NJ State Contract #80948 to the Newton Fire Department for the purchase of 32 sets of turn out gear in the amount of \$114,526.72; and

WHEREAS, the Purchasing Agent and the Chief of the Fire Department recommend the purchase of 32 sets of turn out gear in the amount of \$114,562.72; and

WHEREAS, the Chief Financial Officer has certified funds are available to support this purchase as per the attached certification;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that the 32 sets of turn out gear be purchased through Skylands Area Fire Equipment and Training, Riverdale, New Jersey through NJ State Contract #80948 in the amount of \$114,562.72.

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, December 22, 2014.

Teresa A. Oswin, RMC
Deputy Municipal Clerk



TOWN OF NEWTON

CERTIFICATION OF THE AVAILABILITY OF FUNDS
(AS REQUIRED BY N.J.S.A. 40A:4-57, N.J.A.C. 5:34-5.1 et seq)

THIS IS TO CERTIFY THAT FUNDS ARE AVAILABLE AS FOLLOWS:

RESOLUTION #: 262-2014

APPROVING: SKYLANDS AREA FIRE EQUIPMENT & TRAINING

FOR THE PURPOSE OF: PURCHASE 32 SETS TURN OUT GEAR

IN THE AMOUNT OF: \$114,562.72

APPROPRIATED BY: CAPITAL - ORD. #2014-6

FIRE EQUIPMENT/TURN OUT/MASK #309140682 \$114,562.72

DATED THIS 22ND DAY OF DECEMBER 2014

BY *Dawn L. Babcock*

DAWN L. BABCOCK
CHIEF FINANCIAL OFFICER



TOWN OF NEWTON

RESOLUTION #263-2014

December 22, 2014 "Acceptance of Main Pool Filtration System Renovations Memory Park Swimming Pool"

WHEREAS, the Town Council of the Town of Newton awarded a contract for the Main Pool Filtration System Renovations Memory Park Swimming Pool to Cypreco Industries, Inc., Neptune, NJ by the adoption of Resolution #48-2014 on March 10, 2014; and

WHEREAS, the Newton Town Council approved Change Order No. 2 for said project by adoption of Resolution #138-2014 on July 1, 2014 in accordance with the recommendations of the Consulting Engineer, Wade Associates; and

WHEREAS, Wayne W. Wade, of Wade Associates, has recommended in his letter dated December 4, 2014, that the project be accepted as complete by the Town Council so the final payment can be made;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that it hereby accepts the Main Pool Filtration System Renovations Memory Park Swimming Pool Project as complete based on the recommendation of the consulting engineer, so the final paperwork can be completed.

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, December 22, 2014.

Teresa A. Oswin, RMC
Deputy Municipal Clerk



TOWN OF NEWTON

RESOLUTION #264-2014

December 22, 2014 "To Cancel Reserve Balance in the Water Sewer Capital Fund"

WHEREAS, a balance of \$158,057.25 exists on the Water Sewer Capital Trial Balance for Reserve for Plainfield Avenue Watermain; and

WHEREAS, the Deputy Town Manager has reviewed and determined that there are no additional costs for this project and the Town Manager has concurred; and

WHEREAS, it is necessary to formally cancel said balance to Fund Balance;

NOW, THEREFORE BE IT RESOLVED, by a majority of the full membership of the Town Council of the Town of Newton, that the Reserve for Plainfield Avenue Watermain in the Water Sewer Capital Fund in the amount of \$158,057.25 be cancelled to Water Sewer Capital Fund Balance.

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, December 22, 2014.

Teresa A. Oswin, RMC
Deputy Municipal Clerk



TOWN OF NEWTON

RESOLUTION #265-2014

December 22, 2014 "Approving the Sale of 7 Stuart Street, Block 19.01, Lot 6"

WHEREAS, the Town Council adopted Resolution#177-2014 authorizing the sale of 7 Stuart Street, Block 19.01, Lot 6 (the "Property") pursuant to the Local Lands and Buildings Law, N.J.S.A. 40A:12-1 et seq.; and

WHEREAS, the sale took place on December 11, 2014, and the high bidder was Marc Parette with a bid of Fifty Five Thousand and 00/100 (\$55,000.00) dollars. Mr. Parette also paid a deposit of Ten Thousand and 00/100 (\$10,000.00) dollars; and

WHEREAS, one of the conditions of sale is that the high bidder must pay a buyer's premium equal to ten (10%) of the bid amount in order to pay the auction company's commission. Therefore, the total bid including the buyer's premium is Sixty Thousand Five Hundred and 00/100 (\$60,500.00) dollars; and

WHEREAS, Mr. Parette signed the "New Jersey Contract for Sale of Real Estate" ("the Contract"), a copy of which is attached to this Resolution;

NOW, THEREFORE BE IT RESOLVED, by the Newton Town Council that the sale of the Property to Marc Parette is hereby approved; and

BE IT FURTHER RESOLVED that the Town Manager, in consultation with the Town Attorney, is authorized to address reasonable requests of the Buyer or his legal counsel in regard to modifying the terms of the Contract, in order to complete the sale of the Property; and

BE IT FURTHER RESOLVED that the Mayor and Town Clerk are authorized to sign the Contract and any documents necessary to complete the sale, including the Deed for the Property, upon receipt of the balance of the purchase price and the advertising, realty transfer and recording fees, as well as the Town's legal fee reimbursement of \$450.00.

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, December 22, 2014.

Teresa A. Oswin, RMC
Deputy Municipal Clerk



TOWN OF NEWTON
RESOLUTION #266-2014

December 22, 2014 "Authorizing the Sale of Brine Solution to Municipalities"

WHEREAS, the Town of Newton has the equipment necessary to make a brine solution which is used on roadways in preparation for inclement weather; and

WHEREAS, in the past, other municipalities have purchased the brine solution from the Town of Newton; and

WHEREAS, the Newton Town Council desires to authorize the sale of brine solution to other municipalities to the extent it is available, subject to the terms and conditions of this Resolution; and

WHEREAS, the New Jersey Local Public Contracts Law authorizes the sale of items such as the brine solution to a local government agency in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-36(2), without the need for bids or public auctions;

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Newton, County of Sussex, State of New Jersey, that:

1. The Town of Newton may sell to other municipalities brine solution to the extent that the Town of Newton has the solution available.
2. The DPW Supervisor or his designee shall be responsible for monitoring the quantities of brine solution sold and provide the information to the Town of Newton CFO or his/her designee for invoicing purposes.
3. The sale price of the brine solution at the time of this Resolution is \$0.35 per gallon; however, the Town of Newton reserves the right to adjust the sale price in the event that the costs to the Town of Newton increase during the term of this Resolution. Upon receipt of the invoice, the purchasing municipality shall submit a purchase order or voucher to the Town of Newton. Payment of the invoice is expected within 30 days of the invoice date.
4. A copy of this Resolution shall be placed on file with the Clerk of the Town of Newton.
5. This Resolution shall take effect immediately and shall remain in effect through December 31, 2015, or as such time as the Town Council modifies or repeals this Resolution.

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, December 22, 2014.

Teresa A. Oswin, RMC
Deputy Municipal Clerk



TOWN OF NEWTON

RESOLUTION #267-2014

December 22, 2014 "Authorize Refund of Redemption Monies to Outside Lien Holder for Block 3.04, Lot 7"

WHEREAS, at the Municipal Tax Sale held on November 5, 2014 a lien was sold on Block 3.04, Lot 7, also known as 149 Mill Street, for 2013 water and sewer charges; and

WHEREAS, this lien, which is known as Tax Sale Certificate #1392, was sold to US Bank Cust for PC4 Firstrust Bank for a 0% redemption fee with a premium of \$1,000.00; and

WHEREAS, Selene Finance, the owner's mortgage company, has effected redemption of Tax Sale Certificate #1392 in the amount of \$900.44;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that this Governing Body acknowledges US Bank Cust for PC4 Firstrust Bank is entitled to the redemption in the amount of \$900.44 as well as the premium in the amount of \$1,000.00; and

BE IT FURTHER RESOLVED, that the Tax Collector be authorized to issue a check in the amount of \$900.44 for the redemption of Certificate #1392 as well as a check in the premium in the amount of \$1,000.00 payable to US Bank Cust for PC4 Firstrust Bank, 50 S. 16th Street – Suite 2050, Philadelphia, PA 19102.

CERTIFICATION

THIS IS TO CERTIFY that the above is a true copy of a Resolution adopted by the Town Council of the Town of Newton at a regular meeting of said Governing Body conducted on Monday, December 22, 2014.

Teresa A. Oswin, RMC
Deputy Municipal Clerk



TOWN OF NEWTON
RESOLUTION #268-2014

December 22, 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 A PENALTY THAT WAS ERRONEOUSLY CHARGED:

<u>Account</u>	<u>Address</u>	<u>Amount</u>
6500	3 Hillside Avenue	\$23.41

UTILITY BOARD RECOMMENDS CREDIT FOR SEWER CHARGES DUE TO A LEAK:

<u>Account</u>	<u>Address</u>	<u>Amount</u>
17149	40 Sparta Avenue	\$700.00

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, December 22, 2014.

Teresa A. Oswin, RMC
Deputy Municipal Clerk



TOWN OF NEWTON

RESOLUTION #269-2014

December 22, 2014 "Authorize Entering into an Interlocal Shared Services Agreement with the Township of Hardyston for Construction Code Administration and Enforcement Services"

WHEREAS, the Town of Newton desires to enter into a shared services agreement with the Township of Hardyston to furnish the Town of Newton with Construction Code Administration and Enforcement services under the Uniform Construction Code, N.J.A.C. 5:23-1 et seq. and its subcodes; and

WHEREAS, the parties desire to enter into an Agreement pursuant to the "Uniform Shared Services and Consolidation Act," N.J.S.A. 40A:65-1, et seq., for the furnishing of such services;

NOW, THEREFORE, BE IT RESOLVED, by the Town Council of the Town of Newton, in the County of Sussex, and State of New Jersey as follows:

1. The Mayor and Town Clerk are hereby authorized and directed to execute the Shared Services Agreement, a copy of which is attached hereto, with the Township of Hardyston for the provision of Construction Code Administration and Enforcement services under the Uniform Construction Code, N.J.A.C. 5:23-1 et seq. and its subcodes.
2. The Mayor and Clerk are hereby authorized to execute any additional non-substantial amendments and/or modifications to the Agreement without the consent of the Town Council.
3. This Resolution shall take effect immediately.

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, December 22, 2014.

Teresa A. Oswin, RMC
Deputy Municipal Clerk

**CONSTRUCTION DEPARTMENT
SHARED SERVICE AGREEMENT
BETWEEN
THE TOWNSHIP OF HARDYSTON
AND THE TOWN OF NEWTON**

THIS AGREEMENT is entered into the latter of the dates on the signature page by and between:

THE TOWNSHIP OF HARDYSTON

a municipal corporation of the State of New Jersey
with offices located at 149 Wheatsworth Road,
Hardyston, New Jersey 07419

(hereinafter "Provider")

AND

THE TOWN OF NEWTON

a municipal corporation of the State of New Jersey
with offices located at 39 Trinity Street
Newton, NJ 07860

(hereinafter "Recipient")

W I T N E S S E T H

ARTICLE I: SCOPE OF SERVICES

A. Designation as General Agent

1. The Provider is hereby designated as the agent of the Recipient, to furnish Code Administration and Enforcement services under the Uniform Construction Code, N.J.A.C. 5:23-1 et seq. and its Subcodes, the State of New Jersey Uniform Fire Code, and the Municipal Property Maintenance Codes. The scope of services provided to the Recipient under this Agreement shall not encompass the services relative to the enforcement of the Recipient's property maintenance code and zoning ordinances.
2. Additional municipalities may be added as new participants to this service arrangement at the sole discretion of the Provider. The additional new participants shall not affect the level of services being provided to the Recipient.

B. Responsibility

1. At all times, the Provider shall maintain responsibility for and control over the personnel hired to operate the department. All citizen inquiries and/or complaint resolutions shall be handled through the Provider. The Township Manager of the Provider and/or the NJ Department of Community Affairs, as appropriate, shall handle any public comments involving the Construction Code Official and Staff.

C. Supervision and Director of Staff

1. The Provider, in conjunction with the Recipient, shall establish office hours for the operation of the construction department.

2. The Construction Code Official, furnished by the Provider, shall be responsible for the operation and supervision of the Construction Code Enforcement Office and shall direct and supervise all activities and employees of the Department.
3. The staff, furnished by the Provider, shall be properly licensed code enforcement or subcode officials and/or inspectors as appropriate.
4. Provider shall furnish appropriate clerical support staff, as determined by its Township Manager, and in conjunction with the Construction Official.
5. All personnel providing the outlined services to the Recipient under the Agreement shall continue to remain employees of the Provider and, as such, shall continue to remain bound by the Personnel Policies and Procedures of the Township of Hardyston and shall continue to be under the direct supervision of the Township of Hardyston Manager. Any problem or concern that should arise relative to any aspect of this Agreement or issue relative to the personnel providing such services shall be directed to the Hardyston Township Manager through the Recipient's Administrator.

D. Designation as Construction Official

Provider shall designate the Code and Subcode Officials, as well as the Inspectors, for the enforcement of the State Uniform Construction Code and related ordinances of the Recipient. Code and Subcode Officials and Inspectors shall be duly licensed by the New Jersey Department of Community Affairs, Division of Codes and Standards.

ARTICLE II: ACTIVITIES

A. Services to be Performed

The following administrative and enforcement personnel will be provided by the Provider to the Recipient. The appropriate Officials and Inspectors shall maintain documented records of activity on forms approved by the Construction Official and/or the New Jersey Department of Community Affairs, recording all inspections and activities.

- a. Construction Official
- b. Building Subcode Official
- c. Fire Sub-Code Official/Inspectors

The Town of Newton shall continue to retain personnel to perform the duties associated with the plumbing sub-code, electric sub-code and fire prevention inspection(s) and compliance and shall continue to be responsible for all costs associated with those services.

B. Hours of Operation

The Construction Official and Subcode Officials shall be available for consultation with the public at scheduled times to be determined by the Construction Official. The hours shall be set in such a manner as to provide the public with reasonable access to the various officials. The hours that are presently anticipated to be provided are 8:30 am to 4:30 pm, Monday through Friday (except holidays).

C. Place of Operation

Main business for the Department shall be conducted in the Provider's Municipal offices.

D. Maintenance of Records

1. The appropriate Officials and Inspectors shall maintain documented records of activity on forms approved by the Construction Official and/or the New Jersey Department of Community Affairs, recording all inspections and activities. The records shall be specific with regard to the municipality, address, dates and hours of service.
2. All active files, and if requested, Provider's closed files, records and support documentation shall be maintained on file in the offices of the Provider.
3. When files, records and support documentation are closed from active status, the materials shall be transported to the offices of the generating municipality.

ARTICLE III: EMPLOYEES

A. Licensed Personnel and Staff

1. The Provider shall furnish duly licensed personnel and support staff as shown by the existing staffing below.
2. The Provider may employ subcontractors and/or contract with third party entities, to supply any services for which the Provider does not have qualified in-staff personnel or in the event additional services are specifically requested by Recipient. There will be no additional cost to the Recipient, if such services are contracted for by the Provider, except those services needed to meet demands of the Recipient that exceed the demands contemplated at the time the agreement was entered. If additional services are requested by Recipient, the cost of such services shall be borne by the requesting Recipient.

B. Existing Staffing

1. The following shall constitute the existing staffing for the Construction Department of the Provider:
 - a. One full-time Construction Official/Fire Sub-Code Official.
 - b. Full-time Building Subcode Inspector/Fire Sub-Code Inspector.
 - c. Part-time coverage for Electrical Subcode Official, Plumbing Subcode Official and Fire Inspector.
 - d. One full-time Construction Technical Assistant; one full-time administrative assistant.

ARTICLE IV: ENFORCEMENT

A. Investigations and Inspections

The Construction Official shall conduct investigations and inspections or supervise personnel in making same and inform the Provider and Recipient regarding any violation of statutes and/or related local ordinances related to the Uniform Construction Code in their respective municipalities.

B. Coordination with Municipal Attorneys

The Construction Official shall provide the Provider and Recipient with evidence of violations and assist the municipal attorneys in obtaining compliance and enforcing compliance with the law.

Each municipality shall be solely responsible for its own enforcement actions. The sole cost of enforcement activities including but not limited to legal actions and collection of any fines and/or penalties assessed as the result of a legal action shall be borne solely by the municipality within which the violation occurred. The Construction Official and his/her subordinates shall make themselves available to testify and provide documentation in support of the investigation they have undertaken, including the results of the investigation.

C. Violations

The Construction Official shall have the power to issue notices and summonses for violations on behalf of the Provider and the Recipient.

ARTICLE V: REPORTS

1. Annual: The Construction Official shall furnish the Provider and the Recipient with an annual report of services rendered to each respective municipality.
2. Periodic: Periodic reporting of activities shall be made by the Construction Official, upon request by the Township Manager/Administrator of the Provider and/or the Recipient.

ARTICLE VI: FEES

A. Retention

1. All license fees, permit fees and other fees collected by the Construction Department personnel shall be retained by the Provider. The total revenue collected by the Provider relating to the Recipient's construction activity as of November 30th of each year shall be deducted from the contracted amount due from the Recipient under the terms of this Agreement. December permit fees collected shall be used by the Provider to offset the calculation for the following year. Should fees be collected in excess of the contract amount, Hardyston Township will retain the first 25% in excess of the base contracted amount in years 2015 and 2016 and the first 30% in years 2017 and 2018 in order to offset expected increased costs to provide expanded services, under these types of unusual circumstances. Should fees be collected in excess of the contract amount, Hardyston Township will retain 100% of the excess fees collected up to \$115,802 in 2015; \$118,118 in 2016; \$125,300 in 2017 and \$127,805 in 2018. Fees collected in excess of \$115,802 in

2015; \$118,118 in 2016; \$125,300 in 2017 and \$127,805 in 2018 will be split 20/80 (20% to Provider and 80% to the Recipient) between the two municipalities.

2. Fees for fire, electric and plumbing permits will be made payable to Hardyston Township. Since the technical assistance staff will be required to provide the administrative work relating to fire, electrical and plumbing inspections, phone calls, filing, etc., The Town of Newton shall be charged an administrative fee of 15% of all permit fees collected relating to these three sub-codes. On November 30th an analysis of fees collection will be presented by the Provider to the Recipient, with a net check representing all fees collected in connection with fire, electric and plumbing, minus the 15% administration fee.

B. Collection

Collection of fees shall be the responsibility of the Provider. Staff personnel of the Construction Department shall comply with the State requirements for deposit of public funds collected by a municipality, after which appropriate action will be taken to distribute fees to the appropriate municipal treasurer on a monthly basis. Monthly reports of revenues received and appropriations expended shall be provided to each participating municipality.

C. Establishment of Fees

The Provider and the Recipient shall develop a uniform fee schedule as required by N.J.A.C. 5:23-4.17(d).

ARTICLE VII: PROPERTY ARRANGEMENTS

A. Costs Shared Equally

During the life of this Agreement, the costs of all equipment and/or vehicles acquired specifically for the Construction Department shall be the responsibility of the Provider.

ARTICLE VIII: PAYMENTS AND COMPENSATION

- A. For the year 2015, commencing January 1, 2015, Recipient base costs for the Construction Department shall be assessed as follows:

Payment from Recipient to Provider:

January 1, 2015 – December 31, 2015	\$92,642 (represents 2014 rate)
January 1, 2016 – December 31, 2016	\$94,495 (represents 2% increase)
January 1, 2017 – December 31, 2017	\$96,385 (represents 2% increase over 2016)
January 1, 2018 – December 31, 2018	\$98,312 (represents 2% increase over 2017)

The payment shall be due December 1 of each calendar year, beginning December 1, 2015. The amount due shall be offset by all fees collected by the Provider for the Recipient for those properties serviced in the Town of Newton. Any payment of fees collected in excess of this amount due shall be retained as compensation for the Provider up to the amount noted in section Article VI Fees, A. Retention. Any balance of excess thereafter shall be returned to the Recipient by December 31 of the contracted year in question.

In the event that the amount of fees collected is less than the contracted amount, then the Recipient shall make payment for such shortfall to the Provider by December 31 of the related contract year.

- B. Payment Obligation:** Failure of the Recipient to pay the contribution to the Provider in a timely manner shall result in a five percent (5%) late penalty as well as interest to accrue at the rate of six percent (6%) per annum.

ARTICLE IX: DURATION OF CONTRACT, TERMINATION, AMENDMENT AND INTERPRETATION; INSURANCE

A. Term

The term of this Agreement shall be for a term of four (4) consecutive years as provided for by N.J.A.C. 5:23-4.6 beginning on or about January 1, 2015 and terminating on or about December 31, 2018.

B. Termination

A participating party may terminate such participation pursuant to this Agreement, effective January 1st of any calendar year during the life to this Agreement by providing written notice to the other municipality on or before November 1st of the prior calendar year by way of certified mail to the Clerk of the respective municipality. In the event of termination of this Agreement, the Recipient shall pay their share of expenses and costs associated with the withdrawal and termination of the Agreement.

C. Insurance: Indemnification

The Provider shall maintain in full force and effect during the term of this Agreement, public officials liability, worker's compensation and auto liability insurance, covering all employees and vehicles used in its performance of this Agreement herein. The Provider shall also maintain in full force and effect during the term of this Agreement, general liability insurance naming Recipient as an additional insured, providing same is authorized by Statewide Insurance Fund.

The Recipient agrees that it shall indemnify and hold the Provider harmless from any and all liability and claims for damages or injury caused by or resulting from the sole negligent acts, errors or omissions of the Recipient or the Recipient's agents, officers, employees or assigns, arising out of the provision of the services set forth in this Agreement, and the Provider agrees that it shall indemnify and hold the Recipient harmless from any and all liability and claims for damages or injury caused by or resulting from the sole negligent acts, errors or omissions of the Provider or the Provider's agents, officers, employees or assigns, arising out of the provision of the services set forth in this Agreement.

IN WITNESS WHEREOF, this Agreement has been duly executed as of the latter day and year written below.

WITNESS:

TOWNSHIP OF HARDYSTON

BY: _____
Jane Bakalarczyk, Township Clerk

BY: _____
Stanley Kula, Mayor

Dated:

WITNESS:

TOWN OF NEWTON

BY: _____
Lorraine Read, Town Clerk

BY: _____

Dated:



TOWN OF NEWTON

RESOLUTION #270-2014

December 22, 2014 "Appointment of Various Attorneys for Calendar Year 2015"

WHEREAS, the Town of Newton has a need to acquire legal counsel for certain specific matters under non-fair and open contracts pursuant to provisions of N.J.S. 19:44A-20; and

WHEREAS, said professional services will be needed by the Town of Newton during calendar year 2015, and appropriate agreements for the appointment of each attorney have been prepared and executed by said attorneys; and

WHEREAS, the below named professionals have completed and submitted a Business Entity Disclosure Certification which certifies that each professional has not made any reportable contributions to a political or candidate committee in the Town of Newton in the previous one (1) year, and that the contract will prohibit the professional from making any reportable contributions through the term of the contract; and

WHEREAS, the anticipated term of each individual contract is one (1) year;

NOW, THEREFORE BE IT RESOLVED, that the Town Council of the Town of Newton authorizes the Mayor and Municipal Clerk to execute an agreement in duplicate with each professional listed below:

Ursula H. Leo, Esq. of Laddey, Clark & Ryan, LLC	Municipal Attorney
Jonathan E. McMeen, Esq., of Laddey, Clark & Ryan, LLC	Municipal Prosecutor
Edward J. Buzak, Esq., of The Buzak Law Group, LLC	Environmental Attorney & Municipal Conflict Attorney
James T. Prusinowski, Esq., of Trimboli & Prusinowski, LLC	Labor Relations Attorney

BE IT FURTHER RESOLVED that a fully executed copy of each agreement be provided to each of the respective attorneys with a certified copy of this Resolution and advertised according to State Statute.

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, December 22, 2014.

Teresa A. Oswin, RMC
Deputy Municipal Clerk



TOWN OF NEWTON

RESOLUTION #271-2014

December 22, 2014 **“Authorize an Agreement with Holzhauer & Holenstein, LLC for Appraisal Services for Defense of State Level Tax Appeals in Calendar Year 2015”**

WHEREAS, the Town of Newton anticipates the need for a professional appraiser and consultant in connection with emerging and ongoing tax appeals litigation within the Town of Newton; and

WHEREAS, Michael Holenstein of Holzhauer & Holenstein, LLC has submitted a proposal for his continued appraisal services to defend such tax appeals, which is acceptable to the Newton Governing Body; and

WHEREAS, appraisal service is a professional service as defined by the Local Public Contracts Law and is, therefore, exempt from public bidding requirements in accordance with N.J.A.C. 40A:11-5(1)(a)(i); and

WHEREAS, the anticipated term of this contract is one (1) year, January 1, 2015 through December 31, 2015; and

WHEREAS, the Chief Financial Officer has certified that funds are available to support an agreement with Holzhauer & Holenstein, LLC, for appraisal services in an amount not to exceed \$17,500;

NOW, THEREFORE BE IT RESOLVED, that the Town Council of the Town of Newton hereby authorizes the execution of an agreement with Holzhauer & Holenstein, LLC, for appraisal services as outlined in Mr. Holenstein's proposal dated December 5, 2014; and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to Holzhauer & Holenstein, LLC and that a notice of this agreement be in the newspaper of record published in accordance with the Local Public Contracts Law.

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, December 22, 2014.

Teresa A. Oswin, RMC
Deputy Municipal Clerk

HOLZHAUER & HOLENSTEIN, LLC

REAL ESTATE ADVISORY SERVICES

MICHAEL E. HOLENSTEIN, MAI, CTA, SCGREA

ROBERT L. HOLENSTEIN, MAI, RM, SCGREA*
DAVID G. GLASER, SCGREA*

**Consultants to the Firm*

KNOLL PLACE
70 SPARTA AVENUE
SUITE 205
SPARTA, NJ, 07871
PHONE (973) 300-0121
FAX (973) 300-0171

December 5, 2014

Town of Newton
Municipal Building
39 Trinity Street
Newton, NJ 07860

Attn: Thomas Russo, Newton Town Manager

Re: Services Proposal, Appraisal & Consulting Services, Town of Newton, Sussex Co, NJ

Dear Mr. Russo:

I understand that the Town of Newton, hereinafter the "Client" and "Intended User", continues to anticipate the need for professional appraisal and consulting services in 2015, primarily in connection with emerging and ongoing tax appeal litigation. The scope of services includes:

1. Evaluating property tax appeals and assisting in litigation related thereto before the County Tax Board and the State Tax Court. Work includes evaluation of discovery, preparation of expert reports, settlement negotiations, expert testimony, and litigation support services.

In conducting this work, my office will customarily:

2. Inspect property under appeal, set up files, review correspondence and pleadings and interrogatories, assist Municipal Tax Counsel with discovery, conduct preliminary evaluations to demonstrate exposure of assessments, and
3. prepare preliminary "draft" reports for use in settlement conferences. These documents are "limited restricted" reports prepared in accordance with the Uniform Standards for Professional Appraisal Practice (USPAP 2-2b) and pursuant to the jurisdictional exception mandated by the NJ Tax Court relative to its required documentation and presentations.

Newton requests professional assistance in these matters based upon an hourly rate of pay. The hourly fee for Michael E. Holenstein, MAI to provide general consulting, conduct pre-trial, trial preparation, and Court testimony is \$125/hour. Otherwise, the H&H, LLC Staff rate is \$100/hour and Administrative is \$50/hour with any hard costs at cost. H&H, LLC will only conduct work under this agreement at the direction of the Assessor. Total billing from H&H, LLC in connection with this work is not to exceed \$17,500 without prior, express written consent of the Client.

I will forward by separate document my current Non-Collusion Affidavit, Stockholder Disclosure Certification, Affirmative Action Certification, Proof of Insurance, Employee Information Report certification, Business Registration Certificate, NJ Appraisal License, and a copy of my Tax Certificate; please advise of any other requirement. My CV with references is attached.

I have provided litigation support services to the Town of Newton for the last eight years. To the best of my knowledge and abilities, all tax work conducted on behalf of Newton has been provided in a timely and cost effective manner.

Please confer with your Tax Assessor or Tax Counsel to evaluate my performance.

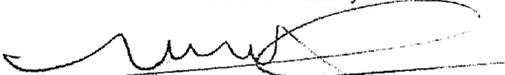
I will attend a Council meeting at your request to discuss this service appointment.

Kindly indicate the Client's acceptance of this services proposal by appropriate resolution.

Thank you for this opportunity to continue our service to the Town of Newton.

Respectfully submitted,
HOLZHAUER & HOLENSTEIN, LLC

By:



MEH via electronic 12/05/2014

MICHAEL E. HOLENSTEIN, MAI, CTA
SCGRE: NY, NJ-RG01234, PA-GA1733R

PROFESSIONAL QUALIFICATIONS OF
MICHAEL E. HOLENSTEIN, MAI, CTA, SCGREA

Business & Education:

- Current ♦ HOLZHAUER&HOLENSTEIN, LLC ; Principal Member (1998-)
- Prior ♦ LIN-HOLZ ADVISORY GROUP, LLC ; Principal Member (1997&1998)
Employed by R.L.Holenstein, MAI as an Appraiser and Licensed R.E. Agent (1987-1996)
- 2001 ♦ State of New York Certified General Real Estate Appraiser (SCGREA #46000039750)
- 1999 ♦ Commonwealth of Pennsylvania Certified General Real Estate Appraiser (SCGREA #GA1733R)
- 1995 ♦ Designated as a Member of the Appraisal Institute (MAI), Member #10824.
- 1993 ♦ New Jersey State Certified General Real Estate Appraiser (SCGREA #RG01234)
♦ Certified by the State of New Jersey as a Tax Assessor (CTA)
- 1989 ♦ Graduated Upsala College Cum Laude with BA and BS degrees in Business & Management
- 1987 ♦ Licensed by the State of New Jersey as a Real Estate Salesperson
- 1983-87 ♦ United States Marine Corps, Active Duty Status. Stationed in the Continental U.S. and Asia. Occupational specialties included Air Frames Structural Mechanic (MOS-6143), CDI (Collateral Duty Inspector), and NDI (Non-Destructive Inspector). Promoted meritoriously four times to E5. Awarded Navy Achievement Medal in December, 1986 in recognition for outstanding service while stationed in South Korea, ten Meritorious Masts, three Letters of Commendation, Certificate of Commendation and selected as Outstanding Marine NCO, 1st Marine Aircraft Wing.

Seminars/Conferences:

- ♦ NJAC, Tax Bd. Commissioners & Administrators; Annual Education Seminar/Conference, (1995 -)
 - ♦ Metro NJ Chapter, Appraisal Institute, Annual Princeton Conference, (1987 -)
 - ♦ Dynamics of Office Building Valuation - Appraisal Institute
 - ♦ Condemnation Appraisal Practices Seminar - Appraisal Institute
 - ♦ ACOE Wetlands Delineator Courses - Rutgers Extension
 - ♦ Attacking/Defending Appraisals in Litigation - Appraisal Institute
 - ♦ Appraiser as an Expert Witness - Appraisal Institute

 - ♦ Handling Eminent Domain & Regulatory Taking Cases
 - ♦ Land Use Law Conference
 - ♦ Advanced Expert Witness Deposition Tactics NJ
 - ♦ Appraisal Consulting: A Solutions Approach for Professionals
 - ♦ NJ Real Estate Title law, Problems & Solutions
 - ♦ Keys to Effective Witness Examination, NJ
 - ♦ Appraisal Standards for Federal Land Acquisitions ("Yellow Book")
 - ♦ Eminent Domain & Regulatory Takings, Update 2005
-
-

Michael E. Holenstein has practiced Real Estate Appraisal and performed Consulting Services as his sole occupation beginning in 1987. Since completing his primary appraisal education, his essential focus has been the valuation of partial interests, real property rights, condemnation appraisal, subdivision analysis, tax appeals, general fee appraisal, and a variety of consulting services including acquisition and development, feasibility, financing, estate management, partnership interests, partial interests, evaluation for trusts, and discounting of partial interests. His work has satisfied a variety of functions including matrimonial, probate, tax appeal (State & Federal, income & property), condemnation, pollution contamination, various other legal proceedings, financing requirements, and general asset valuation. A summary of appraisal assignments include:

Residences	Tax Appeals	Impact Damages
Farms and Acreage	Condemnation Takings	Court-appointed Mediation
Commercial Premises	Mining & Extraction	Highlands Impact
Industrial Premises	Feasibility Studies	Islands
Institutional Premises	Subdivision Analysis	Revaluation/Reassessment
Multi-Family	Easement Valuation	Special Assessments
Highest and Best Use Analysis	Easement Impact Valuation	Contamination Impact
Review Appraisals	Rights-of-Way	Stigma & Associated Damages
Partial & Minority Interests	Discounting of Partial Interests	Wetlands & Littoral

Expert Testimony:

- ◆ Federal Tax Court, Federal Administrative Law Court, State of NJ Tax, Superior, & Administrative Law Courts; Morris, Sussex, Essex, and Warren County Tax Boards; Various Condemning Authority Commissioner Boards; Various Municipal Planning & Zoning Boards

Professional Affiliations & Community Service:

- ◆ Member – Foundation Board, Newton Memorial Hospital (2005 -)
- ◆ Member - Board of Directors, Metro-NJ Chapter, Appraisal Institute (1997-99)
- ◆ Member - Newton Rotary Club (1987-99)
- ◆ Member - Executive Board of Directors, Morris/Sussex Boy Scout Council (1992 - 1995, 1997)
- ◆ Member - Executive Board of Directors, Greater Newton Chamber of Commerce (1992 - 1997: President 1996 - 1997)
- ◆ Committeeman - Newton Economic Development Committee (1993 - 1996)
- ◆ Associate Member – Garden State & Bergen Multiple Listing Services (1987 -)

References:

Municipal Services:

- ◆ Tom Russo, Newton Town Manager, 973-383-3521 * 224
- ◆ James Kilduff, Franklin Boro Administrator, 973-827-9280 * 3 * 2

Federal & NJ State Acquisitions:

- ◆ Pamela McLay, National Park Service, 732-872-5945
- ◆ William McLaughlin, NPS, 215-597-9014
- ◆ Susan P. Russo, ARA, DOI-OVS, 413-587-3713
- ◆ Mary Ellen Bryant, Office of Valuation Services, 413-587-5074
- ◆ NJDEP, Green Acres Chief Appraiser, 609-984-0542

Litigation Support Services:

- ◆ Martin F. Murphy, Esq., Johnson, Murphy, Hubner..., 973-835-0100 (Condemnation, General)
- ◆ Blake S. Davis, Esq., Waters, McPherson, McNeill, 201-319-3885 (Condemnation)
- ◆ Jeffery D. Gordon, Esq., Archer & Greiner, PC, 609-580-3713 (NJ & Pa Tax, General, Stigma)
- ◆ William E. Hinkes, Esq., 973-383-3233 (NJ Tax, General)
- ◆ Frank Agostino, Esq., 201-488-5400 (Federal Tax Court)

**RFP COST FORM
TOWN OF NEWTON
Municipal Appraiser**

Hourly Rate of Pay: **\$125/hour Principal**
 \$100/hour Staff
 \$ 50/hour Administration
Expenses At Cost
Budget \$17,500 (not to exceed w/o approval)



Signature

Michael E. Holenstein, MAI, CTA, SCGRE, NY, NJ, Pa
Name

Principal , Holzhauser & Holenstein, LLC
Title

Holzhauser & Holenstein, LLC
Company

Knoll Place, 70 Sparta Av, Suite 205, Sparta, NJ 07871
Address

973-300-0121*14
Telephone



TOWN OF NEWTON

RESOLUTION #272-2014

December 22, 2014 "Appointment of Hatch Mott MacDonald, as
Sewer Engineer for Calendar Year 2015"

WHEREAS, the Town of Newton requires the services of a qualified Engineering Consultant for the Newton Sewer Utility on an annual basis; and

WHEREAS, Sewer engineering services is a professional service as defined by the Local Public Contracts Law and is, therefore, exempt from public bidding requirements in accordance with N.J.A.C. 40A:11-5(1)(a)(i); and

WHEREAS, Hatch Mott MacDonald has submitted a proposal outlining the services to be provided; and

WHEREAS, the anticipated term of this contract is one (1) year ending December 31, 2015;

NOW, THEREFORE BE IT RESOLVED, that the Town Council of the Town of Newton hereby reappoints Hatch Mott MacDonald, as Sewer Engineer for calendar year 2015 based on the *Proposal for Professional Engineering Services* dated December 10, 2014 attached hereto; and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to Hatch Mott MacDonald; and

BE IT FURTHER RESOLVED, that a notice of this action shall be published once in the New Jersey Herald.

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, December 22, 2014.

Teresa A. Oswin, RMC
Deputy Municipal Clerk



**Hatch Mott
MacDonald**

Hatch Mott MacDonald
111 Wood Avenue South
Iselin, New Jersey 08830-4112

www.hatchmott.com

December 10, 2014

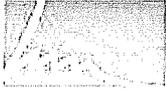
Ms. Debra Millikin, QPA
Deputy Town Manager
Town of Newton
39 Trinity Street
Newton, New Jersey 07860

**Re: Proposal for Professional Engineering Services
Town Sewer Engineer - 2015**

Dear Ms. Millikin:

Hatch Mott MacDonald (HMM) appreciated the opportunity to serve as the Town's Sewer Engineer for 2014 and looks forward to continuing our services during the upcoming year. HMM will provide all municipal sewer engineering services needed by the Town of Newton, including but not limited to the following work assignments:

1. Provide services and perform duties of the Municipal Sewer Engineer, advising the Licensed Operator, Water & Sewer Superintendent and Town Administration on engineering related to the sanitary sewer system and infrastructure, which may include recommendations of capital repairs and improvements.
2. Provide on-call assistance in the event of an emergency, natural disaster, or significant weather events.
3. Prepare documentation needed in connection with the renewal every five years for the NJDEP discharge permit for both the Wastewater Treatment Plant and Water Filtration Plant.
4. Provide assistance in resolving citizen complaints, as requested.
5. Perform infrastructure planning and prepare engineering design of sewer system improvements.
6. Perform construction inspection of public sewerage system improvements in approved developments.
7. Review available funding from county, state and federal programs and recommend and file applications for appropriate programs with the Deputy Town Manager.



8. Prepare and file applications for permits for NJDEP, Army Corps of Engineers, NJDOT, and others related to sewer system projects.
9. Perform utility map maintenance.
10. Maintain or assist in maintaining official Town Maps and plan specifications and as built plans of the Town sewer infrastructure projects.
11. Attend regular meetings of the Town of Newton Council and Land Use Board, on an as-needed basis.

We estimate the approximate hours for providing the above services to the Town to be approximately 15 to 20 hours per month.

Hatch Mott MacDonald proposes to continue to be represented by John J. Scheri, PE, BCEE, who is a Vice President with the firm. Mr. Scheri is a resident of Sussex County in nearby Sparta Township, and is able to respond quickly to the Town of Newton, if needed.

Mr. Scheri will attend the requested meetings and deal with the day-to-day issues that need to be addressed with the Town. Engineering services within the 15 to 20 hours, as well as any additional engineering services to be provided in the capacity of Sewer Engineer by John Scheri, would be billed at an hourly rate of \$135.00.

The annual budget based upon the estimated hours indicated above, and in concert with the services provided by the appointed sewer engineer, would be approximately \$25,000. This budget does not provide for any special services and/or any additional services not outlined above which may include studies, designs, inspections and any fieldwork including surveys or sewer system investigations. Additional budgets for assistance during litigation may also be necessary.

With regard to any specialty services or any specific projects, we will provide the Town with a scope of work and proposed budget for undertaking the services and offer either a not to exceed or a lump sum cost for undertaking the specific scope of work. Work would not proceed under any additional services without specific authorization from the Town. These services may include the review of wastewater operations and recommendations for modifications or improvements, preparation of reports or studies on the wastewater facilities, preparation of plans and specifications for new facilities or rehabilitation of existing facilities, cost estimates, assistance in systems operations, sampling and analysis of wastewater, laboratory services, preparation of applications to the regulatory agencies, meetings with the regulatory agencies, and any other consultation services relating to the Town's wastewater facilities.

After the Town has had the opportunity to review this Scope of Services, we would be glad to discuss any questions you may have. A copy of our 2015 Billing Rate Schedule is attached.



Hatch Mott
MacDonald

We appreciate this opportunity to work with the Town over the upcoming year.
Should you have any questions or require any further information at this time, please
contact us.

Respectfully submitted,

Hatch Mott MacDonald

A handwritten signature in black ink, appearing to read "John J. Scheri".

John J. Scheri, PE, BCEE
Vice President

T 973.912.2571 F 973.912.2455
john.scheri@hatchmott.com

Attachment

cc: James J. Poirier, PE



Town of Newton
2015 Hourly Rate Schedule
for
Municipal Sewer Engineering Services

	<u>Per Hour*</u>
Municipal Sewer Engineer	\$135.00
Principals	\$135.00 to \$204.00
Sr. Project Engineer / Sr. Project Manager / Principal Project Manager	\$129.00 to \$166.00
Sr. Project Geologist / Sr. Project Scientist	\$ 87.00 to \$148.00
Sr. Specialist IV/V / Sr. Designer IV/V	\$ 87.00 to \$150.00
Sr. Inspector IV/V / Sr. Surveyor IV/V	\$ 81.00 to \$138.00
Project Engineer / Project Architect / Project Manager	\$113.00 to \$156.00
Project Geologist / Project Scientist	\$ 87.00 to \$143.00
Engineer III/IV / Architect III/IV	\$ 80.00 to \$140.00
Specialist III/IV / Designer III/IV	\$ 70.00 to \$120.00
Scientist III/IV / Geologist III/IV	\$ 70.00 to \$125.00
Engineer I/II / Architect I/II / Scientist I/II / Geologist I/II	\$ 70.00 to \$112.00
Inspector I-III / Surveyor I-III / Specialist I-III / Designer I-III	\$ 65.00 to \$107.00
Assistant Surveyor I/II / Assistant Inspector I/II	\$ 56.00 to \$100.00
Technicians	\$ 41.00 to \$ 90.00
Administration / Project Support	\$ 43.00 to \$ 83.00

* Hourly rates for special consultations and services in conjunction with litigation are available on request.

EXPENSES

Personal Auto / Company Auto	\$0.56 ¹ / mile
Company Vans / Company Pick-Up	\$0.65 / mile
Photocopies & Offset Reproduction	Variable
UPS / Federal Express /Postage /Messenger Service.....	Variable
Subcontractors (including Contract Laboratory)	Direct + 15%
Mobile Devices	Variable
Field Equipment.....	Variable

¹per IRS standard mileage rate (rate as of 1/1/2014 is shown – subject to change)

NOTE: Municipal Sewer Engineer will not charge travel time and expenses to and from the Town of Newton.

Invoices are payable within 30 days of invoice date.
Delinquent bills are subject to finance charges of 1.5% per month.
The client shall pay attorney fees, court costs, and related expenses incurred in the collection of delinquent accounts.



TOWN OF NEWTON

RESOLUTION #273-2014

December 22, 2014 "Approve 2014 Appropriation Transfers"

BE IT RESOLVED, by the Town Council of the Town of Newton that the following 2014 appropriation transfers be approved effective this date:

<u>From</u>	<u>To</u>	<u>Amount</u>
CURRENT		
Clerk SW 1051103	Town Manager SW 1050101	20.00
Clerk SW 1051103	Assessment of Taxes SW 1055103	50.00
Clerk SW 1051103	Inspection of Bldgs SW 1077106	950.00
Clerk SW 1051103	Town Manager OE 1050242	550.00
Group Health Ins. OE 1066202	Building & Grounds OE 1061255	5,000.00
Court SW 1059100	Court OE 1059200	2,500.00
Court SW 1059100	Snow Removal SW 1081101	14,000.00
Clerk SW 1051103	Code Enforcement OE 10775247	50.00
Group Health Ins. OE 1066202	Interlocal - Construction OE 1094796	21,520.00
Parks & Playgrounds SW 1091100	Stormwater OE 1082250	2,080.00
Clerk SW 1051103	Emergency Management OE 1078263	340.00
Clerk SW 1051103	Celebration Pub. Event 1092200	550.00
Social Security 1097298	DCRP – Define Contrib Retirement Program	500.00
Group Health Ins. OE 1066202	Other Insurance OE 1069205	2,500.00
TOTAL CURRENT TRANSFERS		\$50,610.00



TOWN OF NEWTON

RESOLUTION #274-2014

December 22, 2014 **“Reappointment of Daniel Hayek and Crystal Drossel to the Economic Development Advisory Commission”**

BE IT RESOLVED, by the Town Council of the Town of Newton that Daniel Hayek and Crystal Drossel are each hereby reappointed to a full three-year term on the Newton Economic Development Advisory Commission, effective January 1, 2015 and continuing through December 31, 2017.

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, December 22, 2014.

Teresa A. Oswin, RMC
Municipal Clerk



**TOWN OF NEWTON
RESOLUTION #275-2014**

**December 22, 2014 "To Cancel Appropriation Balances in the Water
Sewer Capital Fund"**

WHEREAS, certain Water Sewer Capital Improvement appropriation balances remain dedicated to projects now completed; and

WHEREAS, the Town Manager and other Town Officials have reviewed and determined there are no additional costs for these projects; and

WHEREAS, it is necessary to formally cancel said balances so that the unexpended balances may be returned to each respective Capital Improvement Fund (CIF) or credited to Fund Balance, and unused debt authorizations may be cancelled;

NOW, THEREFORE BE IT RESOLVED, by a majority of the full membership of the Town Council of the Town of Newton that the following unexpended and dedicated balances of the Water Sewer Capital appropriations totaling \$245,469.31 be cancelled:

<u>Ordinance Number</u>	<u>Date Auth.</u>	<u>Project Description</u>	<u>Amount Cancelled</u>	
			<u>Funded</u>	<u>Unfunded</u>
2013-10	4/22/13	Inlet building Upgrade (to CIF)	\$110,774.89	
2012-10	4/9/12	Maple Avenue Project (to CIF)	\$134,694.42	

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, December 22, 2014.

Teresa A. Oswin, RMC
Municipal Clerk

Town of Newton
Resolution #276-2014

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 ()
 () ()
 Ayes () Nays ()
 () Absent ()

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		
Waste Water Treatment Plant Building Roofs	2014-U14	\$ 110,000.00			\$ 110,000.00					
Total All Projects		\$ 110,000.00	\$ -		\$ 110,000.00	\$ -			\$ -	\$ -

SIX YEAR 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					
					2014	2015	2016	2017	2018	2019
Waste Water Treatment Plant Building Roofs	2014-U14	\$ 110,000.00	2015		\$ 110,000.00					
Total All Projects		\$ 110,000.00		\$ -	\$ 110,000.00	\$ -	\$ -	\$ -	\$ -	\$ -

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 Township 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 22nd day of December, 2014.

Certified by:

Date
Teresa A. Oswin, RMC
Deputy Municipal Clerk



TOWN OF NEWTON

RESOLUTION #277-2014

December 22, 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, December 22, 2014.

Teresa A. Oswin, RMC
Deputy Municipal Clerk



TOWN OF NEWTON

RESOLUTION #278-2014

December 22, 2014 "Appointment of Joseph A. Ricciardo as a
Regular Member of the Newton Planning Board"

WHEREAS, there is currently a vacancy on the Town of Newton Planning Board due to the resignation of Melissa Logan; and

WHEREAS, Joseph A. Ricciardo, has expressed an interest in serving as a member of the Planning Board;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that Joseph A. Ricciardo is hereby appointed to an unexpired four-year term as a Regular Member of the Newton Planning Board, effective immediately with said term continuing to December 31, 2015.

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, December 22, 2014.

Teresa A. Oswin, RMC
Deputy Municipal Clerk



TOWN OF NEWTON

RESOLUTION #279-2014

December 22, 2014 **“Appointment of Mark Maruska to the Economic Development Advisory Commission”**

WHEREAS, there is currently a vacancy on the Economic Development Advisory Commission; and

WHEREAS, Mark Maruska, has expressed an interest in serving as a member of the Economic Development Advisory Commission;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that Mark Maruska is hereby appointed to an unexpired three-year term as a member of the Economic Development Advisory Commission, effective immediately with said term continuing to December 31, 2015.

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, December 22, 2014.

Teresa A. Oswin, RMC
Deputy Municipal Clerk

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

Check#	Vendor	Description	Payment	Check Total
34493	32 - B & R UNIFORM, INC.	PO 45247 SGT. KING BADGES & NAMETAG	403.90	403.90
34494	39 - QUILL CORPORATION	PO 45174 COPY PAPER (3) BOXES ACCT #C152130	59.98	59.98
34495	50 - E.A. MORSE & COMPANY, INC.	PO 45162 JANITORIAL SUPPLIES CUST #373200	1,561.82	1,561.82
34496	64 - PELLOW, HAROLD & ASSO, INC.	PO 45239 PB CONSULT-OCT	156.25	
		PO 45310 NOV ENGINEERING	3,466.75	3,623.00
34497	102 - SUSSEX CAR WASH INC	PO 43570 OCT/NOV CAR WASH POLICE	169.00	169.00
34498	106 - ELIZABETHTOWN GAS	PO 45272 NAT GAS NOV	2,554.90	2,554.90
34499	113 - JCP&L	PO 45273 ELECTRIC NOV	2,293.88	2,293.88
34500	163 - CENTURYLINK COMMUNICATIONS, INC.	PO 43391 NOV LONG DISTANCE	164.66	164.66
34501	163 - CENTURYLINK COMMUNICATIONS, INC.	PO 43885 LOCAL PHONE SERVICE NOV	3,467.39	3,467.39
34502	217 - TIMMERMAN COMPANY, INC.	PO 45182 VALVE FOR BRINE SYSTEM	23.50	
		PO 45260 ACCUBRINE REPAIRS	1,626.05	1,649.55
34503	219 - TRI-STATE RENTALS, INC.	PO 43766 MOWER MAINT	208.58	
		PO 45220 PLOW LINKAGE REPAIR	95.00	303.58
34504	222 - WEST GROUP, INC.	PO 45258 T19 ELECTION STATS ACCT #1000427696	502.00	502.00
34505	225 - FEDERAL EXPRESS	PO 43362 NOV EXPRESS MAIL ACCT #1344-0525-2	31.54	31.54
34506	230 - HAYEK'S MARKET INC.	PO 45234 DPW/WS Consolidation Luncheon ACCT	79.30	79.30
34507	254 - LAWYERS DIARY & MANUAL	PO 45030 NJ LEGISLATIVE MANUAL ACCT #005045	79.00	79.00
34508	257 - FERRAIOLI, CERULLO & CUVA	PO 45166 2014 AUDIT 1/4	3,030.00	3,030.00
34509	263 - MCMANIMON, SCOTLAND & BAUMANN, LLC	PO 45280 MUNICIPAL DERIVATIVES OCT	107.50	107.50
34510	266 - LAFAYETTE AUTO PARTS	PO 45221 PLOW LIGHTS	37.32	37.32
34511	275 - DOG RESERVE ACCOUNT	PO 45307 PAY 2014 TO DOG TRUST	5,000.00	5,000.00
34512	282 - WILLCO, INC.	PO 45256 CHANGED THERMOSTATS DPW	682.62	682.62
34513	285 - SLOAN, JAMES P, P.C., INC.	PO 43097 2014 PUBLIC DEFENDER DEC	818.37	818.37
34514	293 - TREASURER, PETTY CASH FUND	PO 45301 REPLENISH 2014 PETTY CASH	185.30	185.30
34515	382 - WELDON ASPHALT COMPANY, INC.	PO 45184 (30.06) TONS I-5 FABC ACCT #479275	3,311.17	
		PO 45199 COLD PATCH FOR POT HOLES ACCT #478	2,664.75	5,975.92
34516	409 - MINISINK PRESS INC	PO 45293 PRINTING OF NIXLE LETTERS	340.00	
		PO 45229 REC. NEWSLETTER	325.00	665.00
34517	506 - CARR, JOSEPH	PO 43379 MEAL ALLOWANCE	17.00	17.00
34518	556 - SUSSEX COUNTY ASSESSORS ASSOC.	PO 45250 OCT. ASSESSOR MEETING	15.00	15.00
34519	611 - SEBRING AUTO PARTS, INC.	PO 45206 TRUCK LIGHT/OIL/FILTER ACCT #46	72.16	72.16
34520	656 - ZEE MEDICAL, INC.	PO 45287 DPW FIRST AID SUPPLIES acct #10242	173.69	173.69
34521	986 - ELVIDGE, E. KEVIN	PO 45271 2014 MILEAGE REIMB	507.10	507.10
34522	1125 - SIRCHIE FINGER PRINT LABS, LLC.	PO 44086 EVIDENCE SUPPLIES CUST #00-D07860	205.65	205.65
34523	1132 - BOONTON TIRE SUPPLY INC.	PO 44873 POLICE VEH MAINT 4TH QTR 2014 B	108.22	
		PO 45252 OEM CAR BATTERY	158.76	
		PO 45277 (2) BATTERIES/WHEEL BEARING	297.00	
		PO 45286 ALTERNATOR AMBULANCE	358.40	922.38
34524	1141 - MCGUIRE, INC.	PO 45212 TRK #1 OIL/FILTER ACCT #2252	28.95	
		PO 45215 OIL CHANGE SENIOR SHUTTLE BUS	43.80	72.75
34525	1280 - VERIZON WIRELESS, INC.	PO 45276 NOV CELL PHONES	1,307.51	1,307.51
34526	1500 - WALMART	PO 45246 HOT COCO- XMAS LIGHTING	16.91	16.91
34527	1528 - MR. JOHN, INC.	PO 43301 RECYCLING PORT A JOHN NOV	75.08	75.08
34528	1632 - COOPER ELECTRIC SUPPLY CO.	PO 45268 TOWNHALL LIGHT BULBS	101.40	101.40
34529	1819 - VOGEL, CHAIT, COLLINS, SCHNEIDER, PC,	PO 45264 PB CONSULT-NOV	510.00	510.00
34530	1846 - ADVANCE AUTO PARTS	PO 44162 BLANKET: SUPPLIES VEH MAINT RD/PARK	55.96	55.96
34531	1866 - HOME DEPOT, INC.	PO 45292 DEC XMAS LIGHTS/PLANTER/CORD	626.76	
		PO 45313 SHINGLES/BATTERIES/PAINT	246.68	873.44
34532	1936 - ROGO FASTENER CO., INC.	PO 45172 Connectors/Fuses	220.27	220.27
34533	2113 - SUSSEX COUNTY MAILING SERVICE	PO 45164 Fall 2014 Newsletter Postage/Mailin	681.62	681.62
34534	2257 - STAPLES BUSINESS ADVANTAGE, INC.	PO 44159 BLANKET PO POLICE/CENCOM OFFICE SUP	375.44	
		PO 45159 TONER PRINTER - CODE ENF	69.99	
		PO 45185 GRND FLR OFFICE SUPPLIES	260.93	706.36
34535	2257 - STAPLES BUSINESS ADVANTAGE, INC.	PO 45217 OFF. SUPPLIES	55.37	
		PO 45294 RECHARGEABLE BATTERY CODE CAMERA	47.96	103.33
34536	2278 - LANGUAGE LINE SERVICES, INC.	PO 45296 TRANSLATION: UZBEK ACCT #902051074	10.20	10.20
34537	2312 - SPECTRUM COMMUNICATIONS, INC.	PO 45214 PAGER REPAIRS	203.00	203.00
34538	2365 - KRAVE CAFE	PO 45306 PLANNING & MARKET MTG	126.00	126.00
34539	2409 - THE EMBLEM AUTHORITY	PO 45091 PD BASEBALL CAPS	649.00	649.00
34540	2450 - PINNACLE WIRELESS FBO UNITEK GLOBAL	PO 45000 RADIO ANTENNA accct #3094	56.55	56.55
34541	2478 - RACHLES/MICHELE'S OIL COMPANY, INC.	PO 43988 BLANKET: GAS ACCT #40382 NOV	2,285.14	2,285.14

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

Check#	Vendor	Description	Payment	Check Total
34542	2479 - TAYLOR OIL CO., INC.	PO 43989 BLANKET: DIESEL ACCT #62714 NOV	3,476.01	3,476.01
34543	2493 - STRUTURAL METAL FABRICATORS, INC.	PO 45181 TRK #12 REPAIR DUMP TAILGATE	2,385.10	2,385.10
34544	2532 - LADDEY, CLARK & RYAN, LLP	PO 45282 TAX APPEALS -NOV	2,264.00	
		PO 45283 LEGAL NOV	3,664.00	5,928.00
34545	2547 - NORTHWEST BUILDING SUPPLY, INC.	PO 45024 Violations Escape Door	385.24	385.24
34546	2741 - JERSEY CENTRAL POWER & LIGHT, INC.	PO 43564 NOV/DEC ELECTRIC PARK N RIDE ACCT	1,694.30	1,694.30
34547	2744 - FKA ARCHITECTS INC.	PO 44229 FIRE MUSEUM PROJECT MASTER PLAN NOV	19.11	19.11
34548	2765 - CODE 96 LLC	PO 45219 NETCLOCK LABOR	875.00	875.00
34549	2781 - TRIMBOLI & PRUSINOWSKI, LLC.	PO 43307 2014 LABOR ATTORNEY	4,962.00	4,962.00
34550	2788 - PENTELEDATA	PO 43856 INTERNET ACCT #1871584 NOV	689.78	689.78
34551	2835 - NJMEBF	PO 45279 DEC MEDICAL & DENTAL	132,195.50	132,195.50
34552	2938 - WOODRUFF ENERGY US, INC.	PO 45281 NAT GAS NOV	3,078.22	3,078.22
34553	2963 - EDWARD J BUZAK	PO 45267 MARTORANA/GREEN COURT NOV	150.00	150.00
34554	3006 - AG CHOICE, LLC.	PO 45065 LEAVES DISPOSAL	4,344.00	4,344.00
34555	3143 - CARTRIDGE WORLD	PO 45152 CLerk's Office ACCT #NEWTON	157.58	157.58
34556	3186 - LUCY DELORTO	PO 45298 STATE ASSOCIATION MEETINGS/COURT AD	150.00	
		PO 45297 MILEAGE TO MAY CONF, LONG BRANCH &	252.11	
		PO 45300 STATE ASSOCIATION DUES 2014	45.00	447.11
34557	3199 - D. LOVENBERG'S PORTABLE TOILET RENT	PO 44019 PORT A JOHNS NOV	190.00	190.00
34558	3235 - J. CALDWELL & ASSOCIATES, LLC.	PO 45227 TOWN COUNCIL BUSINESS OCT	57.50	
		PO 45237 PB CONSULT-NOV	115.00	172.50
34559	3307 - CRAFTCO, INC.	PO 44940 CRACK SEALER OIL & FUEL FILTER CUST	304.03	304.03
34560	3398 - TOYOTA/SUBARU/SCION OF MORRISTOWN I	PO 45284 30,000 MILE SVC TOYOTA CAMRY	167.91	167.91
34561	3437 - TEXAS CANVAS	PO 45233 REPAIR POOL COVER	335.00	335.00
34562	3442 - SUNLIGHT GENERAL	PO 43939 DPW/STP ELECTRIC NOV	223.44	223.44
34563	3492 - CINTAS FIRE PROTECTION	PO 45023 FIRE EXT INSPECT &OXYGEN REFILL POL	99.57	99.57
34564	3493 - J & P CRUSHING, LLC.	PO 45197 GRIT ACCT #NEWTON	963.24	963.24
34565	3496 - THE GRAPHIC DEPARTMENT	PO 43489 NEWTON EVENTS PROMOTION ACCT #NEW1	469.00	
		PO 44459 PUBLIC RELATIONS/ SOCIAL MEDIA PROG	600.00	1,069.00
34566	3526 - TROPICANA ATLANTIC CITY CORP	PO 44808 L DELORETO ROOM RESERVATIONS NJLM	285.00	285.00
34567	3597 - MUNICIPAL COURT OF LIVINGSTON	PO 44810 L DELORETO REG CONF (11/18-11/20/14	75.00	75.00
34568	3616 - V.E. RALPH & SON, INC.	PO 45095 NARCAN SUPPLIES CUST #205774	203.70	203.70
34569	3625 - HARDYSTON TOWNSHIP	PO 45314 CONSTRUCTION CODE W/ HARDYSTON	25,515.15	25,515.15

	TOTAL			233,803.52

Total to be paid from Fund 10 CURRENT FUND

233,803.52

233,803.52

Checks Previously Disbursed

41084	CAPITAL ACCOUNT		Pay Ins. for damage to pillar	359.50	12/17/2014
41083	PAYROLL ACCOUNT		12/18 CURRENT PAYROLL	194,779.12	12/18/2014
4492	RONALD CLOUSE	PO# 43846	MEDICARE PART B REIMB	1,258.80	12/15/2014
4491	SPRING STREET PUB & GRILL	PO# 45257	GIFT CERTIFICATE WINNER OF HOUSE D	75.00	12/12/2014
4490	APPLEBEE'S	PO# 45257	GIFT CERTIFICATE WINNER OF HOUSE D	-75.00	12/12/2014 *VOIDED VENDOR D

				196,472.42	
				-75.00	*VOIDED

Total paid from Fund 10 CURRENT FUND

196,472.42

196,472.42

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

Check#	Vendor	Description	Payment	Check Total
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Total for this Bills List: **430,275.94**

List of Bills - (110001) CASH FEDERAL/STATE GRANTS

Check#	Vendor	Description	Payment	Check Total
1250	2206 - CENTER FOR PREVENTION & COUNSELING,	PO 44892 FRESHMAN ORIENTATION	350.00	350.00
1251	3235 - J. CALDWELL & ASSOCIATES, LLC.	PO 44253 TDR FEASIBILITY STUDY (transfer dev	1,897.50	1,897.50
	TOTAL			2,247.50
Total to be paid from Fund 11 FEDERAL/STATE GRANTS			2,247.50	
			2,247.50	

List of Bills - (210001) CASH - DOG RESERVE - LAKELAND #493
DOG RESERVE

Check#	Vendor	Description	Payment	Check Total
8544	62 - MGL FORMS - SYSTEMS, LLC.	PO 45308 2015 DOG/CAT TAGS acct #n023	249.00	249.00
	TOTAL			----- 249.00
Total to be paid from Fund 21 DOG RESERVE			249.00	
			<u>249.00</u>	
			249.00	

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

Check#	Vendor	Description	Payment	Check Total
8378	64 - BELLOW, HAROLD & ASSO, INC.	PO 44235 PRELIM ENGINEER LIGHT STUDY -SPRING	1,559.25	
		PO 45310 NOV ENGINEERING	7,105.25	8,664.50
8379	263 - MCMANIMON, SCOTLAND & BAUMANN, LLC	PO 45274 GENERAL REDEVELP & ARMORY OCT	4,260.20	4,260.20
8380	382 - WELDON ASPHALT COMPANY, INC.	PO 45184 (30.06) TONS I-5 FABC ACCT #479275	962.40	962.40
8381	2450 - PINNACLE WIRELESS FBO UNITEK GLOBAL	PO 44088 RADIO SYSTEM ENHANCEMENT ACCT #309	8,109.50	8,109.50
8382	2532 - LADDEY, CLARK & RYAN, LLP	PO 45283 LEGAL NOV	640.00	640.00
8383	2744 - FKA ARCHITECTS INC.	PO 43448 FIRE MUSEUM CONSULTING NOV	2,250.00	
		PO 44229 FIRE MUSEUM PROJECT MASTER PLAN NOV	150.00	2,400.00
8384	3235 - J. CALDWELL & ASSOCIATES, LLC.	PO 41831 REDEVELOPMENT PLAN MCGUIRE PROPERTY	1,150.00	
		PO 45201 PLAN ENDORSEMENT OCT	402.50	
		PO 45227 TOWN COUNCIL BUSINESS OCT	1,115.00	2,667.50
8385	3445 - WADE ASSOCIATES	PO 44033 POOL FILTER -CONSTRUCTION PHASE	575.00	575.00
8386	3524 - CYPRECO INDUSTRIES, INC.	PO 43952 POOL IMPROVEMENTS R #48-2014	4,980.00	4,980.00

	TOTAL			33,259.10

Total to be paid from Fund 30 CAPITAL

33,259.10

33,259.10

List of Bills - (60001) CASH - W/S OPERATING-LAKELAND #426 WATER/SEWER UTILITY

Check#	Vendor	Description	Payment	Check Total
14627	39 - QUILL CORPORATION	PO 45174 COPY PAPER (3) BOXES ACCT #C152130	29.99	29.99
14628	64 - FELLOW, HAROLD & ASSO, INC.	PO 43021 WATER ALLOCATION BALANCE PROJ#13-04	492.25	
		PO 45310 NOV ENGINEERING	2,894.75	3,387.00
14629	106 - ELIZABETHTOWN GAS	PO 45272 NAT GAS NOV	1,146.53	1,146.53
14630	113 - JCP&L	PO 45273 ELECTRIC NOV	6,821.87	6,821.87
14631	155 - COYNE CHEMICAL CORP., INC.	PO 45193 CP 837 Zinc Ortho Phosphate	932.05	
		PO 45309 CITRIC ACID	738.15	1,670.20
14632	163 - CENTURYLINK COMMUNICATIONS, INC.	PO 43229 DEC WOODSIDE AVE PS 9733834159 ACCT	36.39	36.39
14633	163 - CENTURYLINK COMMUNICATIONS, INC.	PO 43885 LOCAL PHONE SERVICE NOV	1,328.65	1,328.65
14634	230 - HAYEK'S MARKET INC.	PO 45234 DPW/WS Consolidation Luncheon ACCT	50.45	50.45
14635	257 - FERRAIOLI, CERULLO & CUVA	PO 45166 2014 AUDIT 1/4	3,212.50	3,212.50
14636	286 - CURRENT ACCOUNT	PO 45291 REIMB GAS/DIESEL W/S TRUCKS 3RD & 4	6,143.36	6,143.36
14637	292 - WATER & SEWER PETTY CASH FUND	PO 45295 REPLENISH 2014 PETTY CASH	9.98	9.98
14638	382 - WELDON ASPHALT COMPANY, INC.	PO 45199 COLD PATCH FOR POT HOLES ACCT #478	2,664.75	2,664.75
14639	506 - CARR, JOSEPH	PO 43379 MEAL ALLOWANCE	148.40	148.40
14640	611 - SEBRING AUTO PARTS, INC.	PO 45206 TRUCK LIGHT/OIL/FILTER ACCT #46	48.29	48.29
14641	1132 - BOONTON TIRE SUPPLY INC.	PO 45277 (2) BATTERIES/WHEEL BEARING	294.43	294.43
14642	1280 - VERIZON WIRELESS, INC.	PO 45276 NOV CELL PHONES	109.33	109.33
14643	1390 - ORR'S	PO 45251 (4) WORK UNIFORMS W/S	720.00	720.00
14644	1846 - ADVANCE AUTO PARTS	PO 45254 W-5 OIL FILTER ACCT #6271030269	90.64	90.64
14645	1866 - HOME DEPOT, INC.	PO 45189 GORRILLA GLUE & TOUGH TAPE	347.43	347.43
14646	2113 - SUSSEX COUNTY MAILING SERVICE	PO 45164 Fall 2014 Newsletter Postage/Mailin	681.61	681.61
14647	2257 - STAPLES BUSINESS ADVANTAGE, INC.	PO 45185 GRND FLR OFFICE SUPPLIES	114.91	114.91
14648	2532 - LADDEY, CLARK & RYAN, LLP	PO 45283 LEGAL NOV	1,152.00	1,152.00
14649	2788 - PENTELEDATA	PO 43856 INTERNET ACCT #1871584 NOV	119.90	119.90
14650	2835 - NJMEBF	PO 45279 DEC MEDICAL & DENTAL	26,135.50	26,135.50
14651	2882 - ONE CALL CONCEPTS, INC.	PO 43293 ONE CALL MESSAGES NOV	138.28	138.28
14652	2938 - WOODRUFF ENERGY US, INC.	PO 45281 NAT GAS NOV	1,440.48	1,440.48
14653	3166 - HATCH MOTT MACDONALD	PO 44372 ENGINEER -ROOF REPLACEMENT STP OCT	2,485.37	
		PO 45259 SEWER CONSULTING OCT	4,592.94	7,078.31
14654	3442 - SUNLIGHT GENERAL	PO 43939 DPW/STP ELECTRIC NOV	463.83	463.83
TOTAL				65,585.01

Total to be paid from Fund 60 WATER/SEWER UTILITY

65,585.01

65,585.01

Checks Previously Disbursed

46040	PAYROLL ACCOUNT	12/16 W/S PAYROLL	35,702.21	12/16/2014
46039	STATE OF NEW JERSEY - PWT	4th Qtr Water/Sewer Tax	503.43	12/09/2014
			36,205.64	

Total paid from Fund 60 WATER/SEWER UTILITY

36,205.64

36,205.64

Total for this Bills List: **101,790.65**

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

Check#	Vendor	Description	Payment	Check Total
2366	64 - BELLOW, HAROLD & ASSO, INC.	PO 42159 FOX HOLLOW WATERMAIN REPLACE \$92,	1,617.50	
		PO 45310 NOV ENGINEERING	2,598.00	4,215.50
2367	1034 - TONY'S CONCRETE CONSTR CO, INC	PO 41906 CURB/SIDEWALK/APRON-MAPLE AVE	705.54	705.54
2368	2532 - LADDEY, CLARK & RYAN, LLP	PO 45283 LEGAL NOV	272.00	272.00
2369	3166 - HATCH MOTT MACDONALD	PO 44371 ENGINEER -REPLACE PRIMARY SETTLLING	5,843.22	5,843.22

	TOTAL			11,036.26

Total to be paid from Fund 61 WATER/SEWER CAPITAL

11,036.26

11,036.26

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

Check#	Vendor	Description	Payment	Check Total
3315	64 - FELLOW, HAROLD & ASSO, INC.	PO 45232 WEIS-AUG ESCROW	436.25	
		PO 45240 J & R DEV/J. PUTRINO/TWN SQ GRDEN-0	93.75	
		PO 45241 NEWTON CEMETERY-SEPT/OCT ESCROW	405.00	
		PO 45242 SOLAR ENTN AUTOBODY-OCT ESCROW	388.75	
		PO 45243 RPM-OCT ESCROW	312.50	
		PO 45244 JULIE RICHARD - OCT ESCROW	1,357.50	
		PO 45299 J & R DEVEL/J.PUTRINO/TWN SQ GRDN -	187.50	
		PO 45303 NEWTON CEMETERY-NOV ESCROW	312.50	3,493.75
3316	64 - FELLOW, HAROLD & ASSO, INC.	PO 45305 RPM-NOV ESCROW	1,000.00	
		PO 45310 NOV ENGINEERING	1,218.75	2,218.75
3317	263 - MCMANIMON, SCOTLAND & BAUMANN, LLC	PO 45255 JADE LAND REDEVEL OCT	260.00	260.00
3318	285 - SLOAN, JAMES P, P.C., INC.	PO 43097 2014 PUBLIC DEFENDER DEC	515.00	515.00
3319	1819 - VOGEL, CHAIT, COLLINS, SCHNEIDER, PC,	PO 45231 WEIS-AUG. ESCROW	495.00	
		PO 45265 RPM-NOV ESCROW	300.00	795.00
3320	2532 - LADDEY, CLARK & RYAN, LLP	PO 45269 NEWTON CEMETERY NOV	272.00	272.00
3321	3235 - J. CALDWELL & ASSOCIATES, LLC.	PO 45230 JULIERICHARD-OCT. ESCROW	1,437.50	
		PO 45235 RPM-NOV ESCROW	1,092.50	
		PO 45236 Julie Richard - Nov Escrow	230.00	2,760.00
3322	3622 - NATIONAL LAW ENFORCEMENT OFFICERS	PO 45207 GRAVE MARKERS	604.95	604.95
TOTAL				10,919.45

Total to be paid from Fund 71 TRUST 10,919.45

10,919.45

Checks Previously Disbursed

47123	PAYROLL ACCOUNT	12/18 TRUST PAYROLL	1,545.50 12/16/2014

			1,545.50

Total paid from Fund 71 TRUST 1,545.50

1,545.50

Total for this Bills List: **12,464.95**

