The regular meeting of the Town Council of the Town of Newton was held on the above date at 7:02 pm. Present were Mrs. Becker, Mrs. Diglio, Mr. Levante, Deputy Mayor Flynn, Mayor Elvidge, Thomas S. Russo, Jr., Town Manager and Ursula H. Leo, Esq.

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, 2014."

Mayor Elvidge led the Pledge of Allegiance to the flag and the Clerk called the roll and, upon motion of Deputy Mayor Flynn, seconded by Mrs. Diglio and carried, the minutes of February 23, 2015 Executive Meeting and March 9, 2015 Regular Meeting were unanimously approved.

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, Springboard Shoppe, 145 Spring Street, read from a prepared statement:

"At the close of our most recent Merchants' meeting, one of our members asked "What would it take to get the Town Government to listen to us."

A merchant who moved to another town last year wrote that her Sparta customers "will not go to Spring Street in Newton. They have a fear for safety. They complain of the lack of parking,-----It has a bad reputation."

The best example bringing both comments into focus has been our downtown benches. All merchants object to these as they have become 'hangout' and litter spots. Twice I have brought these concerns to the council. Twice I have been emphatically told - "They stay."

Let's move on the one-way conversion of Spring Street. I emailed out the following quote from the Spring 2014 newsletter of the Upper Main Street Hackensack organization. They are reversing a one way conversion of the '70's. "Downtown planners have consistently told us that reversal of one-way traffic back to two-way is a must for any successful redevelopment. Our research has shown there has never been a successful downtown that is one-way."

I emailed this out, and got a return message from last year's SCAHC Board Chairman, Gene Deprez. Mr. DePrez is Managing Partner of Global Innovation Partners, and recipient of the International Economic Development Council's Award for Lifetime Excellence in Economic Development. He says "My impression from working as both an economic development practitioner and consultant to communities across the nation on their development and downtown revitalization (is that) very few conversions to one way have worked and most have reverted back."

Jef Buehler of NJ Department of Community Affairs says none of the 90 SID and Main Street communities he works with have a one way central corridor.

If Newton has done an analysis/study showing the strong likelihood that the conversion will work, we would like to see it. We find no mention of the idea in the 2014 SID study or the 2013 Vision Plan. There was no consultation with downtown merchants or building owners that we know of.

Please do NOT proceed with this disruptive change without insuring that it is very likely to benefit your downtown.

If you do change plans, perhaps some of the \$140,000 budgeted for the 2 new traffic lights you will no longer need can be designated for 1) new Parking Lot Directory signs (for instance the great 2012 example from local firm Gravity Design Works), 2) replacement ribbons for the Chamber's Christmas wreaths which hang from town light poles, 3) plantings and maintenance materials for the volunteer effort to improve our parking lot planters and streetscape, or 4) correction of the front page video on the Town Web site so it no longer features Louisiana Main Street or cycling by mountains and palm trees. We have additional ideas if you have additional money.

Again, please do NOT proceed with this disruptive change without insuring that it is very likely to benefit your downtown."

There being no one else from the public to be heard, Mayor Elvidge closed the meeting to the public.

COUNCIL & MANAGER REPORTS

a. Proclamation - William Dressel

Mr. Russo read the following Proclamation and he will present the Proclamation to Mr. Dressel at his retirement reception in May. On behalf of the Town of Newton, Mr. Russo recognized Mr. Dressel's 41 years of service and wished him years of happiness in his retirement.

PROCLAMATION

William G. Dressel, Jr.

New Jersey State League of Municipalities

WHEREAS, William G. Dressel, Jr. first joined the New Jersey State League of Municipalities staff in 1974, proving to be a valuable asset through the years, then became Executive Director in 1995; and

WHEREAS, Bill, as Executive Director, has led the League through several service expansions, including leading the League's Annual Conference each year, which is the largest gathering of local officials in the nation; and

WHEREAS, under Bill's direction the League acquired and rehabilitated the dilapidated Ferdinand W. Roebling, Sr. Mansion located at 222 West State Street in Trenton, which now serves as the League's Headquarters; and

WHEREAS, Bill has received numerous awards and accolades through the years including the Sarah P. Fiske Award in 2008, the John G. Stutz Award in 1999 and the Rutgers Award for public service to New Jersey for Excellence in 2007, promoting and supporting municipal government, to name a few;

NOW THEREFORE, WE, the Mayor and Town Council of the Town of Newton, hereby proclaim our appreciation and thanks to William G. Dressel, Jr. for his dedication and service to New Jersey government for the past 41 years, and wish him a long and healthy retirement.

In witness whereof I have hereunto set my Hand and caused this seal to be affixed. s/E. Kevin Elvidge, Mayor

Attest: s/Lorraine A. Read

Date: May 7, 2015

b. <u>Fire Museum Update - Cory Stoner</u>

Cory Stoner, PE, provided the Governing Body an update on the progress with Newton Fire Museum renovation. Mr. Stoner also addressed the various change order requests and

outlined the details on same. Mr. Stoner outlined the schedule and noted the completion should take place on June 1, 2015.

After a lengthy discussion, Council agreed to move forward with the recommendations of the Town Engineer and Mr. Stoner will give a verbal approval to the contractor to move forward with the project.

ORDINANCES

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

ORDINANCE # 2015-5

A FULLY FUNDED GENERAL CAPITAL IMPROVEMENT ORDINANCE IN THE AMOUNT OF \$25,000.00 FOR ACQUISITION OF A NEW FIRE ENGINE WITH EQUIPMENT 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 a. \$25,000.00 is hereby appropriated for Acquisition of a New Fire Engine with Equipment and all costs necessary therefore or incidental thereto from the following sources:

General Capital - Fund Balance

\$25,000.00

The \$25,000 being appropriated is in addition to the \$500,000 appropriated by Section 3(k) of bond ordinance #2014-6 finally adopted 4/14/14. The \$500,000 appropriated in bond ordinance #2014-6 included funding of \$45,600 reserved in prior years.

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 Clerk.

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

Mayor Elvidge opened the hearing to the public.

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

The aforementioned **ORDINANCE** was offered by Mrs. Diglio, who moved its adoption, seconded by Mr. Levante and roll call resulted as follows:

Mrs. Diglio Yes Mrs. Becker Yes

Deputy Mayor Flynn Yes Mr. Levante Yes

Mayor Elvidge Yes

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

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

ORDINANCE #2015-6

AN ORDINANCE OF THE TOWN OF NEWTON ELIMINATING RUN-OFF ELECTIONS

WHEREAS, the Town Council of the Town of Newton has reviewed the current procedure for run-off elections, pursuant to N.J.S.A. 40:45-18 and 19; and

WHEREAS, the Town of Newton adopted the Council-Manager, Plan B Form of Government, commonly known as the Faulkner Act, <u>N.J.S.A.</u> 40:69A:1 <u>et seq</u>. on July 1, 1956, which required the holding of run-off elections; and

WHEREAS, municipalities may adopt, by referendum, an ordinance which eliminates run-off elections in the municipality; and

WHEREAS, eliminating run-off elections not only saves the added expense of a run-off election, but also reflects the sentiment of the voters at the election by putting into office the candidate(s) who receive the greatest number of votes;

NOW, THEREFORE BE IT ORDAINED, by the Newton Town Council, County of Sussex, State of New Jersey that the procedure for run-off elections will no longer apply in the Town of Newton and the winning candidate will be determined in accordance with <u>N.J.S.A.</u> 40:45-17, as same may be amended or replaced in the future; and

BE IT FURTHER ORDAINED that this Ordinance shall become effective upon the voters of the Town of Newton voting on a binding referendum to seek their approval to adopt this Ordinance providing for the elimination of holding of run-off elections.

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.

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

Effective date. This Ordinance shall take effect after its final passage and publication as required by 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 Deputy Mayor Flynn and unanimously carried, the hearing was closed.

The aforementioned **ORDINANCE** was offered by Mrs. Diglio, who moved its adoption, seconded by Mr. Levante and roll call resulted as follows:

Mrs. Diglio Yes Mrs. Becker Yes

Deputy Mayor Flynn Yes Mr. Levante Yes

Mayor Elvidge Yes

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

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

ORDINANCE #2015-7

AN ORDINANCE REPEALING ORDINANCE #2003-6 IN ITS ENTIRETY; AND DELETING AND CONFIRMING CERTAIN SECTIONS OF THE MUNICIPAL CODE OF THE TOWN OF NEWTON

WHEREAS, the Town Council of the Town of Newton has reviewed current Code provisions and has determined that fire inspections of commercial properties are within the purview of the County Fire Marshall, so that current Code provisions need to be revised; and

WHEREAS, the Town Council of the Town of Newton has determined that Ordinance #2003-6, adopted on July 14, 2003, applying Certificates of Compliance to commercial structures, should be repealed; and

WHEREAS, §100-21 of the Code of the Town of Newton, specifically regarding Property Maintenance Code fees, is to be revised to delete any reference to fees for inspection of commercial structures; and

WHEREAS, the Town Council of the Town of Newton wishes to confirm that §213-7 of the current Property Maintenance Code, Chapter 213, Article II, regarding "Certificate of Smoke Detector and Carbon Monoxide Alarm Compliance" for residential structures shall remain in full force and effect.

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

- 1. Ordinance #2003-6, adopted July 14, 2003, is hereby deleted in its entirety.
- 2. §100-21.E. is hereby deleted.
- 3. §213-7 of the existing Property Maintenance Code shall remain in full force and effect.

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.

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

Effective date. This Ordinance shall take effect after its final passage and publication as required by law.

Mayor Elvidge opened the hearing to the public.

There being no one from the public to be heard, upon motion of Deputy Mayor Flynn, seconded by Mrs. Diglio and unanimously carried, the hearing was closed.

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

Mrs. Diglio Yes Mrs. Becker Yes

Deputy Mayor Flynn Yes Mr. Levante Yes

Mayor Elvidge Yes

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

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

ORDINANCE #2015-8

AN ORDINANCE ADOPTING AMENDMENTS TO THE MERRIAM GATEWAY REDEVELOPMENT PLAN

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 or areas in need of rehabilitation, as such terms are defined in the Act; and

- **WHEREAS**, on April 23, 2007, the Town of Newton (the "Town"), designated certain properties within its borders as an area in need of rehabilitation in accordance with the Act (the "Rehabilitation Area"); and
- WHEREAS, in November 2010, after review and comment by the Planning Board in accordance with the Act, the Town implemented a redevelopment plan (the "Redevelopment Plan") for a portion of the Rehabilitation Area comprised of: Block 18.03, Lot 10 (then Block 104, Lot 22); Block 22.02, Lots 8, 9 and 10 (then Block 1209, Lots 10, 11, 12.01); Block 18.02, Lots 9, 10, 11, 12, 14, 15, 16 and 17 (then Block 1301, Lots 1, 1.04, 10, 11, 12, 13, 14, 15, 16); and Block 22.04, Lots 1, 2, 3, 4, 5 (portion), 13, 14 and 15 (then Block 1308, Lots 1 (portion), 1.01, 1.02, 10, 11, 12, 13 and 14), together with the public streets and rights-of-way adjacent thereto (collectively, the "Plan Area"); and
- **WHEREAS**, by Ordinance 2012-23 adopted on September 12, 2012, the Town has previously amended the Redevelopment Plan; and
- WHEREAS, the Town now wishes to amend the Redevelopment Plan to permit single use commercial buildings and certain other amendments as further detailed in the proposed amendments to the Redevelopment Plan (the "Proposal"); and
- **WHEREAS**, the Town Council by Resolution No. 26-2015 adopted on February 11, 2015, referred the Proposal to the Planning Board for its review and comment in accordance with N.J.S.A. 40A:12A-7(e) of the Act; and
- **WHEREAS**, at a duly noticed and constituted public meeting of the Planning Board held on February 18, 2015, Jessica Caldwell, P.P., A.I.C.P. (the "Planning Consultant") presented the Proposal and further addressed any questions and comments presented by the Planning Board; and
- WHEREAS, after due consideration of the Proposal, testimony regarding the Proposal, and discussion of the foregoing, the Planning Board determined by Resolution dated February 18, 2015 that the Proposal is consistent with the Town's Master Plan, recommended certain changes to the Proposal and that the Town adopt the Proposal as an amendment to the Redevelopment Plan (the "Planning Board Resolution" attached hereto as <u>EXHIBIT A</u>); and
- WHEREAS, the Town wishes to adopt the Proposal with the recommended changes contained in the Planning Board Resolution and has incorporated the Planning Board's recommended changes into the Proposal (the "Amended Redevelopment Plan" attached hereto as EXHIBIT B);

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND TOWN COUNCIL OF THE TOWN OF NEWTON, IN THE COUNTY OF SUSSEX, AS FOLLOWS:

- Section 1. The Town concurs with the Planning Board's determination that the Proposal, including as modified by the revisions requested by the Planning Board, is consistent with the Master Plan. The Amended Redevelopment Plan as filed in the Office of the Town Clerk, and attached hereto as <u>EXHIBIT B</u>, is hereby approved.
- Section 2. The zoning map of the Town of Newton is hereby amended to incorporate the provisions of the Amended Redevelopment Plan, and to delineate the boundaries of the Plan Area, as amended by the Amended Redevelopment Plan.
- Section 3. This Ordinance shall take effect as provided in law. I, Lorraine A. Read, Municipal Clerk of the Town of Newton, Sussex County, New Jersey, do hereby certify the foregoing to be a true and exact copy of the Ordinance which was finally adopted by the Town Council at a meeting held on the 23rd day of March, 2015.

ORDINANCE 2015-8

EXHIBIT A

PLANNING BOARD RESOLUTION ON FILE WITH THE PLANNING BOARD ADMINISTRATOR ORDINANCE 2015-8

EXHIBIT B

AMENDED REDEVELOPMENT PLAN
ON FILE IN THE MUNICIPAL CLERK'S OFFICE

Mayor Elvidge opened the hearing to the public.

There being no one from the public to be heard, upon motion of Deputy Mayor Flynn, seconded by Mrs. Diglio and unanimously carried, the hearing was closed.

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

Mrs. Diglio Yes Mrs. Becker Yes

Deputy Mayor Flynn Yes Mr. Levante Yes

Mayor Elvidge Yes

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

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

ORDINANCE #2015-9

AN ORDINANCE ADOPTING A REDEVELOPMENT PLA N FOR THE MCGUIRE REDEVELOPMENT AREA

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 prepared a proposed Redevelopment Plan for the Redevelopment Area (the "Proposal"); and

WHEREAS, the Town Council by Resolution No. 216-2014 adopted on December 22, 2014, referred the Proposal to the Planning Board for its review and comment in accordance with N.J.S.A. 40A:12A-7(e) of the Act; and

WHEREAS, at duly noticed and constituted public meetings of the Planning Board held on January 21, 2015 and February 18, 2015, Jessica Caldwell, P.P., A.I.C.P. (the "Planning Consultant") presented the Proposal and further addressed any questions and comments presented by the Planning Board; and

WHEREAS, after due consideration of the Proposal, testimony regarding the Proposal, and discussion of the foregoing, the Planning Board determined by Resolution dated February 18, 2015 that the Proposal is consistent with the Town's Master Plan, recommended certain changes to the Proposal and that the Town adopt the Proposal as the Redevelopment Plan (the "Planning Board Resolution" attached hereto as <u>EXHIBIT A</u>); and

WHEREAS, the Town wishes to adopt the Proposal with the recommended changes contained in the Planning Board Resolution and has incorporated the Planning Board's recommended changes into the Proposal (the "Redevelopment Plan" attached hereto as <u>EXHIBIT B</u>);

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND TOWN COUNCIL OF THE TOWN OF NEWTON, IN THE COUNTY OF SUSSEX, AS FOLLOWS:

Section 1. The Town concurs with the Planning Board's determination that the Proposal, including the revisions requested by the Planning Board, is consistent with the Master

Plan. The Redevelopment Plan as filed in the Office of the Town Clerk, and attached hereto as <u>EXHIBIT B</u>, is hereby approved.

Section 2. The zoning map of the Town of Newton is hereby amended to incorporate the provisions of the Redevelopment Plan, and to delineate the boundaries of the Plan Area, as set forth in the Redevelopment Plan.

Section 3. This Ordinance shall take effect as provided in law.

EXHIBIT A

PLANNING BOARD RESOLUTION

ON FILE WITH THE PLANNING BOARD ADMINISTRATOR

ORDINANCE 2015-9

EXHIBIT B

REDEVELOPMENT PLAN

ON FILE IN THE MUNICIPAL CLERK'S OFFICE

Mayor Elvidge opened the hearing to the public.

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

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

Mrs. Diglio Yes Mrs. Becker Yes

Deputy Mayor Flynn Yes Mr. Levante Yes

Mayor Elvidge Yes

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

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

ORDINANCE 2015-10

AN ORDINANCE AMENDING CHAPTER 240-7, ADDING CHAPTER 241 TREE BANK AND AMENDING CHAPTER 100 FEES AND COSTS OF THE CODE OF THE TOWN OF NEWTON

The following **ORDINANCE** was offered by Mrs. Diglio, who moved its introduction, seconded by Mr. Levante and roll call resulted as follows:

Mrs. Diglio Yes 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 April 13, 2015.

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

ORDINANCE 2015-11

AN ORDINANCE CREATING SECTION 320-34 TO REGULATE EMERGENCY STANDBY GENERATORS IN THE TOWN OF NEWTON

The following **ORDINANCE** was offered by Mrs. Becker, who moved its introduction, seconded by Mr. Levante and roll call resulted as follows:

Mrs. Diglio Yes 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 April 27, 2015

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

ORDINANCE 2015-12

AN ORDINANCE AMENDING CHAPTER 100 ENTITLED "FEES AND COSTS" OF THE CODE OF THE TOWN OF NEWTON SPECIFICALLY AMENDING SECTION 100-5B TO REVISE THE APPLICATION FEE FOR GARAGE SALE LICENSE

The following **ORDINANCE** was offered by Mrs. Diglio, who moved its introduction, seconded by Mrs. Becker and roll call resulted as follows:

Mrs. Diglio Yes 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 April 13, 2015

OLD BUSINESS

There was no old business to be discussed.

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."

Mr. Russo outlined the various Resolutions on the Consent Agenda.

Councilman Levante requested Resolution #43-2015 be removed for separate discussion.

RESOLUTION #44-2015*

AWARD PURCHASE CONTRACTS FOR SLUDGE AND CHEMICAL WASTE TRUCKING

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

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

WHEREAS, bids for sludge trucking services and chemical waste trucking services were solicited and publicly opened and read on Wednesday, March 18, 2015 as follows:

<u>Sli</u>	udge Trucking	Chemical Waste Trucking
Russell Reid 200 Smith Street PO Box 130 Keasbey, NJ 08832-0130 Earth Care	\$0.07	\$0.07
Resource Management Corp. 99 Maple Grange Road Vernon, NJ 07462	\$0.0517	\$0.0395
R & D Trucking, Inc. 1874 Route 23 North West Milford, NJ 07480	\$0.034	\$0.04
Accurate Waste Removal Services, Inc. 226 Prospect Point Road Lake Hopatcong, NJ 07849	\$0.035	\$0.035

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

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

WHEREAS, the Chief Financial Officer has certified that funds are available to support these awards as per attached certification;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that it hereby awards the contract for sludge trucking to R & D Trucking, Inc., of West Milford, New Jersey, and chemical waste trucking to Accurate Waste Removal Services, Inc., Lake Hopatcong, New Jersey and that a certified copy of this Resolution be forwarded to all bidders.

RESOLUTION #45-2015*

APPROVE 2014 APPROPRIATION RESERVE TRANSFERS

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

From CURRENT	<u>To</u>	<u>Amount</u>
Court SW 1059100A	Accumulated Absence 1094400A	\$4,000.00
Police SW 1074100A	Accumulated Absence 1094400A	\$25,000.00
Road SW 1080100A Employee Group Insurance OE	Accumulated Absence 1094400A DCRP -Defined Contrib.	\$6,000.00
106200A	Retirement Program 1098294A	\$400.00

Recycling OE Legal OE \$2,500.00

1083200Å 1058201A

Clerk SW Legal OE \$3,000.00 1051100A 1058201A

TOTAL CURRENT TRANSFERS \$40,900.00

RESOLUTION #46-2015*

AUTHORIZE CREDITS DUE WATER AND SEWER UTILITY ACCOUNTS

WHEREAS, the Water and Sewer Collector has determined 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 METER THAT WAS READ INCORRECTLY:

<u>Account</u> <u>Address</u> <u>Amount</u>

1861 57 (57 ½) Trinity St. \$1354.90

UTILITY BOARD RECOMMENDS CREDIT FOR THE FOLLOWING:

<u>Account</u> <u>Address</u> <u>Amount</u>

13352 47 Woodside Ave. \$200.00

RESOLUTION #47-2015*

AUTHORIZE CHANGE ORDER NO. 2 FOR THE FIRE MUSEUM MASONRY RENOVATION PROJECT

WHEREAS, on June 24, 2013 the Newton Town Council adopted Resolution #114-2013, awarding a contract to Edge Property Maintenance, Inc., for the Proposed Fire Museum Masonry Renovation Project; and

WHEREAS, on November 25, 2013 the Newton Town Council adopted Resolution#202-2013 approving Change Order No. 1; and

WHEREAS, weathered and inferior brick veneer was found over the garage doors after power washing activities removed the paint from the front of the building's brick veneer. Work to replace brick facing included shoring of garage doors and lentils; removal of inferior brick veneer; and replacement of brick veneer with brick to match the existing brick on the remainder of the building; and

WHEREAS, the Project Architect, Thomas Kosten of FKA Architects, recommends in his memo dated January 12, 2015, approving Change Order No. 2, for the Fire Museum Masonry Renovation Project, which will increase the total contract amount by \$12,861.79 for a new contract total of \$176,035.87; and

WHEREAS, the Town Engineer, Cory Stoner of Harold E. Pellow and Associates, Inc., concurs with Mr. Kosten's recommendation; and

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

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that it hereby concurs with the Project Architect and Town Engineer's recommendation and accepts Change Order No. 2 for the Fire Museum Masonry Renovation Project: and

BE IT FURTHER RESOLVED, that a copy of Change Order No. 2, and Mr. Kosten's recommendation letter of January 12, 2015 be attached to and made part of this Resolution.

RESOLUTION #48-2015

AWARD PURCHASE CONTRACTS FOR THE ACQUISITION OF CHEMI CALS

WHEREAS, specifications were prepared for the purchase of various chemicals needed to operate the Newton Wastewater Treatment Plant and the Newton Water Filtration Plant, and bids were subsequently solicited and publicly opened and read on Wednesday, March 18, 2015 as follows:

	Liquid Sodium Carbonate	Liquid Aluminum Sulfate	Liquid/Gas Sulfur Dioxide	Liquid Chlorine/Gas	CES PACI 2500/Del Pac 2950	Liquid Sodium Hydroxide	Liquid Hydrofluosilic Acid	Sodium Hypochlorite
Usalco	\$ <u>No Bid</u> gal.	\$ <u>No Bid</u> gal.	\$ <u>No Bid</u> lbs.	\$No Bid lbs.	\$ <u>No Bid</u> gal.	\$ <u>No Bid</u> gal.	\$ <u>No Bid</u> gal.	\$ <u>No Bid</u> gal.
1120 Middle River Rd. Baltimore, MD 21220	\$ <u>No Bid</u> total	\$ <u>No Bid</u> total	\$ <u>No Bid</u> total	\$ <u>No Bid</u> total	\$ <u>No Bid</u> total	\$ <u>No Bid</u> total	\$ <u>No Bid</u> total	\$ <u>No Bid</u> total
Univar	\$ <u>No Bid</u> gal.	\$ <u>No Bid</u> gal.	\$ <u>.682</u> lbs.	\$ <u>.80</u> lbs.	\$ <u>No Bid</u> gal.	\$ <u>1.87</u> gal.	\$ <u>5.45</u> gal.	\$ <u>2.11</u> gal.
532 E. Emmaus St. Middletown, PA 18641	\$ <u>No Bid</u> total	\$ <u>No Bid</u> total	\$ <u>7,467.90</u> total	<u>\$8,760</u> total	\$ <u>No Bid</u> total	\$ <u>10,285</u> total	\$ <u>6,812.50</u> total	\$ <u>15,825.00</u> total
Coyne Chemical Co.	\$ <u>.718</u> gal.	\$ <u>No Bid</u> gal.	\$No Bid lbs.	\$ <u>No Bid</u> lbs.	\$ <u>4.597</u> gal.	\$ <u>No Bid</u> gal.	\$ <u>4.472</u> gal.	\$ <u>No Bid</u> gal.
3015 State Rd. Croydon, PA 19021	\$ <u>64,620.00</u> total	\$ <u>No Bid</u> total	\$ <u>No Bid</u> total	\$ <u>No Bid</u> total	\$ <u>73,552.00</u> total	\$ <u>No Bid</u> total	\$ <u>5,590.00</u> total	\$ <u>No Bid</u> total
Main Pool & Chemical	\$ <u>.77</u> gal.	\$ <u>No Bid</u> gal.	\$No Bid lbs.	\$No Bid lbs.	\$ <u>No Bid g</u> al.	\$ <u>1.27</u> gal.	\$ <u>4.44</u> gal.	\$ <u>1.17</u> gal.
501 Main St. Avoca, PA 18641	\$ <u>69,300.00</u> total	\$ <u>No Bid</u> total	\$ <u>No Bid</u> total	\$ <u>No Bid</u> total	\$ <u>No Bid</u> total	\$ <u>6,985.00</u> total	\$ <u>5,550.00</u> total	\$ <u>8,775.00</u> total
JCI - Jones Chemical,	\$ <u>No Bid</u> gal.	\$No Bid gal.	\$ <u>.65</u> lbs.	\$ <u>.60</u> gal.	\$ <u>No Bid</u> gal.	\$ <u>No Bid</u> gal.	\$ <u>No Bid</u> gal.	\$ <u>No Bid g</u> al.
Inc. 103 River St. Warwick, NY 10990	\$ <u>No Bid</u> total	\$ <u>No Bid</u> total	\$ <u>7,117.50</u> total	\$ <u>6,570.00</u> total	\$ <u>No Bid</u> total	\$ <u>No Bid</u> total	\$ <u>No Bid</u> total	\$ <u>No Bid</u> total

	Liquid Sodium Carbonate	Liquid Aluminum Sulfate	Liquid/Gas Sulfur Dioxide	Liquid Chlorine/Gas	CES PACI 2500/Del Pac 2950	Liquid Sodium Hydroxide	Liquid Hydrofluosilic Acid	Sodium Hypochlorite
Miracle Chemical Co.	\$ <u>No Bid</u> gal.	\$ <u>No Bid</u> gal.	\$ <u>No Bid</u> lbs.	\$ <u>No Bid</u> gal.	\$ <u>No Bid</u> gal.	\$ <u>No Bid</u> gal.	\$ <u>No Bid</u> gal.	\$ <u>2.475</u> gal.
1151-B Hwy. 33 Farmingdale, NJ 07727	\$ <u>No Bid</u> total	\$ <u>No Bid</u> total	\$ <u>No Bid</u> total	\$ <u>No Bid</u> total	\$ <u>No Bid</u> total	\$ <u>No Bid</u> total	\$ <u>No Bid</u> total	\$ <u>18,562.50</u> total
	\$ <u>No Bid</u> total	\$ <u>No Bid</u> total	\$ <u>No Bid</u> total	\$ <u>No Bid</u> total	\$ <u>No Bid</u> total	\$ <u>No Bid</u> total	\$ <u>No Bid</u> total	\$ <u>18,562.!</u>

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

WHEREAS, the Chief Financial Officer has certified that funds are available to support these awards as per attached certification;

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

Chemical	Bidder Receiving Award
Liquid Sodium Carbonate	Coyne Chemical Co.
Liquid/Gas Sulfur Dioxide	JCI Jones
Liquid Chlorine/Gas	JCI Jones
CES PACI 2500	Coyne Chemical Co.
Liquid Sodium Hydroxide	Main Pool & Chemical
Liquid Hydrofluosilic Acid	Main Pool & Chemical
Sodium Hypochlorite	Main Pool & Chemical

BE IT FURTHER RESOLVED, that the appropriate municipal staff members are hereby authorized to issue purchase order contracts to the above listed chemical suppliers for the corresponding chemical purchases, and that certified copies of this Resolution be forwarded to each of the bidders.

RESOLUTION #49-2015*

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 2014 and 2015 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

CHECK

CHECK #	COMPANY	<u>AN</u>	<u>MOUNT</u>
34852	B&R Uniform, Inc.	\$	238.80
34853	ABCode Security Inc.	\$	304.00
34854	Sussex Car Wash Inc.	\$	511.00
34855	Elizabethtown Gas	\$	4,377.46
34856	G&G Diesel Service Inc.	\$	1,276.01
34857	JCP&L	\$	7,104.89
34858	Teets, Michael D.	\$	137.70
34859	CenturyLink Communications, Inc.	\$	35.00
34860	CenturyLink Communications, Inc.	\$	178.33
34861	CenturyLink Communications, Inc.	\$	3,352.82
34862	Capital Account	\$	5,226.00
34863	Beaver Run Farms LP	\$	3,465.66
34864	Newton First Aid Squad	\$	6,043.50
34865	R.S. Phillips Steel LLC	\$	37.00
34866	New Jersey Planning Officials	\$	338.00

34867	McManimon, Scotland & Baumann, LLC	\$	914.73
34868	Holzhauer, Scott	\$	112.00
34869	Sisco, James	\$	60.00
34870	Straway, Richard A. Jr.	\$	51.00
34871	Straway, Thomas	\$	60.00
34872	Willco, Inc.	\$	10,580.00
34873	Treasurer, Petty Cash Fund	\$	10.00
34874	Kithcart, Brock	\$	79.50
34875	T.A. Mountford Company, Inc.	\$	125.00
34876	Trust Account, Town of Newton	\$	16,000.00
34877	Sussex County Assessors Assoc.	\$	100.00
34878	Sebring Auto Parts, Inc.	\$	146.42
34879	Sussex County Community College	\$	75.00
34880	Dempsey Uniform & Supply Inc.	\$	1,038.50
34881	Millikin, Debra	\$	140.00
34882	Applied Service Corp.	\$	7,380.04
34883	Sussex County Clerk's Assoc.	\$	20.00
34884	Boonton Tire Supply Inc.	\$	589.97
34885	Treasurer, State of New Jersey	\$	2,880.00
34886	Verizon Wireless, Inc.	\$	1,333.07
34887	MCAA of New Jersey	\$	30.00
34888	Dell Marketing LP	\$	85.00
34889	Mr. John, Inc	\$	73.68
34890	NENA	\$	137.00
34891	Teresa Ann Oswin	\$	37.50
34892	Vogel, Chait, Collins, Schneider, PC,	\$	898.81
34893	Advance Auto Parts	\$	22.99
34894	Home Depot, Inc.	\$	127.11
34895	RR Donnelley	\$	294.00
34896	National Entertainment Tech., Inc.	\$	480.00
34897	Town of Newton	\$	240.00
34898	Matthew Bender & Co., Inc.	\$	73.00
34899	Staples Business Advantage, Inc.	\$	661.51
34900	Lowe's, Inc.	\$	252.32
34901	Dominick's Pizza LLC	\$	130.60
34902	Steve Estler	\$	59.00
34903	Rachles/Michele's Oil Company, Inc.	\$	3,497.61
34904	Taylor Oil Co., Inc.	\$	4,349.60
34905	Eric Tompkins	\$	9.00
34906	Laddey, Clark & Ryan, LLP	\$	2,458.33
34907	Laddey, Clark & Ryan, LLP	\$	5,352.00
34908	R&R Radar, Inc.	\$	121.95
34909	Joseph White	\$	58.00
34910	JMC Environmental Consultants, Inc.	\$	20.83
34911	General Code, LLC	\$	2,680.00
34912	NJLM	\$	130.00
34913	William Oswin III	\$	50.00
34914	JCP&L	\$	847.15
34915	Code 96 LLC	\$	748.00
34915	Trimboli & Prusinowski, LLC	\$ \$	2,475.00
34910	Penteledata		
34917	NJMEBF	\$	689.70
J 1 710	INSTALL	\$	138,950.00

34919	Chelbus Cleaning Co., Inc.	\$	1,770.00
34920	Roy Leyman	\$	60.00
34921	Dustin McGarry	\$	33.00
34922	Tractor Supply Co.	\$	15.98
34923	Woodruff Energy US, Inc.	\$	10,517.16
34924	McGrath Municipal Equipment, LLC	\$	140.50
34925	NJ Division Pension & Benefit	\$	595.20
34926	Thyssenkrupp Elevator Corp.	\$	410.22
34927	Kerry Deckert	\$	121.50
34928	Susan W. Osborn	\$	1,444.80
34929	J. Caldwell & Associates, LLC	\$	767.00
34930	Toyota/Subaru/Scion of Morristown Inc.	\$	24.08
34931	Toyota Motor Credit Corp.	\$	472.08
34932	Sunlight General	\$	152.94
34933	USA Hoistco., Inc.	\$	210.00
34934	Morton Salt, Inc.	\$	7,265.32
34935	Pennsylvania State University	\$	345.00
151013	Payroll Account	\$	179,961.90
151012	Elavon	\$	151.80
		\$	444,819.57
CAPITAL			
8408	McManimon, Scotland & Baumann, LLC	\$	9,069.08
8409	J. Caldwell & Associates, LLC	\$	6,783.00
		\$	
		_15,	852.08
FEDEDAL	ICTATE CDANTS		
FEDERAL	<u> /STATE GRANTS</u>		
	Staples Business Advantage, Inc.	\$_	26.61
	Staples Business Advantage, Inc.	<u> \$ </u>	26.61 26.61
1260			
1260	Staples Business Advantage, Inc. SEWER ACCOUNT		
1260		\$	26.61
1260 WATER/S	SEWER ACCOUNT	\$	26.61 3,742.11
1260 WATER/S 14797	SEWER ACCOUNT Schmidt's Wholesale, Inc.	\$ \$ \$	26.61 3,742.11 1,811.37
1260 WATER/S 14797 14798	SEWER ACCOUNT Schmidt's Wholesale, Inc. Elizabethtown Gas	\$ \$ \$ \$	3,742.11 1,811.37 10,282.65
1260 WATER/S 14797 14798 14799	SEWER ACCOUNT Schmidt's Wholesale, Inc. Elizabethtown Gas JCP&L	\$ \$ \$ \$	3,742.11 1,811.37 10,282.65 365.00
1260 WATER/S 14797 14798 14799 14800	SEWER ACCOUNT Schmidt's Wholesale, Inc. Elizabethtown Gas JCP&L NJ Herald, Inc.	\$ \$ \$ \$ \$	3,742.11 1,811.37 10,282.65 365.00 1,390.00
1260 WATER/S 14797 14798 14799 14800 14801	SEWER ACCOUNT Schmidt's Wholesale, Inc. Elizabethtown Gas JCP&L NJ Herald, Inc. Pumping Services, Inc.	\$ \$ \$ \$ \$	3,742.11 1,811.37 10,282.65 365.00 1,390.00 22,038.72
1260 WATER/S 14797 14798 14799 14800 14801 14802	Schmidt's Wholesale, Inc. Elizabethtown Gas JCP&L NJ Herald, Inc. Pumping Services, Inc. Coyne Chemical Corp., Inc.	\$ \$ \$ \$ \$ \$	3,742.11 1,811.37 10,282.65 365.00 1,390.00 22,038.72 1,329.77
1260 WATER/S 14797 14798 14799 14800 14801 14802 14803	Schmidt's Wholesale, Inc. Elizabethtown Gas JCP&L NJ Herald, Inc. Pumping Services, Inc. Coyne Chemical Corp., Inc. CenturyLink Communications, Inc. Garden State Laboratories, Inc.	\$ \$ \$ \$ \$ \$	3,742.11 1,811.37 10,282.65 365.00 1,390.00 22,038.72 1,329.77 2,177.00
1260 WATER/S 14797 14798 14799 14800 14801 14802 14803 14804	Schmidt's Wholesale, Inc. Elizabethtown Gas JCP&L NJ Herald, Inc. Pumping Services, Inc. Coyne Chemical Corp., Inc. CenturyLink Communications, Inc.	\$ \$ \$ \$ \$ \$ \$	3,742.11 1,811.37 10,282.65 365.00 1,390.00 22,038.72 1,329.77 2,177.00 297.00
1260 WATER/S 14797 14798 14799 14800 14801 14802 14803 14804 14805	Schmidt's Wholesale, Inc. Elizabethtown Gas JCP&L NJ Herald, Inc. Pumping Services, Inc. Coyne Chemical Corp., Inc. CenturyLink Communications, Inc. Garden State Laboratories, Inc. Hamburg Plumbing Supply Co., Inc.	\$ \$ \$ \$ \$ \$ \$ \$	3,742.11 1,811.37 10,282.65 365.00 1,390.00 22,038.72 1,329.77 2,177.00 297.00 684.25
1260 WATER/S 14797 14798 14799 14800 14801 14802 14803 14804 14805 14806	Schmidt's Wholesale, Inc. Elizabethtown Gas JCP&L NJ Herald, Inc. Pumping Services, Inc. Coyne Chemical Corp., Inc. CenturyLink Communications, Inc. Garden State Laboratories, Inc. Hamburg Plumbing Supply Co., Inc. Willco, Inc.	\$ \$ \$ \$ \$ \$ \$ \$	3,742.11 1,811.37 10,282.65 365.00 1,390.00 22,038.72 1,329.77 2,177.00 297.00 684.25 621.90
1260 WATER/S 14797 14798 14799 14800 14801 14802 14803 14804 14805 14806 14807	Schmidt's Wholesale, Inc. Elizabethtown Gas JCP&L NJ Herald, Inc. Pumping Services, Inc. Coyne Chemical Corp., Inc. CenturyLink Communications, Inc. Garden State Laboratories, Inc. Hamburg Plumbing Supply Co., Inc. Willco, Inc. Dempsey Uniform & Supply Inc.	\$ \$ \$ \$ \$ \$ \$ \$	3,742.11 1,811.37 10,282.65 365.00 1,390.00 22,038.72 1,329.77 2,177.00 297.00 684.25 621.90 3.67
1260 WATER/S 14797 14798 14799 14800 14801 14802 14803 14804 14805 14806 14807 14808	Schmidt's Wholesale, Inc. Elizabethtown Gas JCP&L NJ Herald, Inc. Pumping Services, Inc. Coyne Chemical Corp., Inc. CenturyLink Communications, Inc. Garden State Laboratories, Inc. Hamburg Plumbing Supply Co., Inc. Willco, Inc. Dempsey Uniform & Supply Inc. Airgas East Lasso, Ervin	\$ \$ \$ \$ \$ \$ \$ \$ \$	3,742.11 1,811.37 10,282.65 365.00 1,390.00 22,038.72 1,329.77 2,177.00 297.00 684.25 621.90 3.67 25.00
1260 WATER/S 14797 14798 14799 14800 14801 14802 14803 14804 14805 14806 14807 14808 14809	Schmidt's Wholesale, Inc. Elizabethtown Gas JCP&L NJ Herald, Inc. Pumping Services, Inc. Coyne Chemical Corp., Inc. CenturyLink Communications, Inc. Garden State Laboratories, Inc. Hamburg Plumbing Supply Co., Inc. Willco, Inc. Dempsey Uniform & Supply Inc. Airgas East	\$ \$ \$ \$ \$ \$ \$ \$ \$ \$	3,742.11 1,811.37 10,282.65 365.00 1,390.00 22,038.72 1,329.77 2,177.00 297.00 684.25 621.90 3.67 25.00 683.00
1260 WATER/S 14797 14798 14799 14800 14801 14802 14803 14804 14805 14806 14807 14808 14809 14810	Schmidt's Wholesale, Inc. Elizabethtown Gas JCP&L NJ Herald, Inc. Pumping Services, Inc. Coyne Chemical Corp., Inc. CenturyLink Communications, Inc. Garden State Laboratories, Inc. Hamburg Plumbing Supply Co., Inc. Willco, Inc. Dempsey Uniform & Supply Inc. Airgas East Lasso, Ervin McGuire, Inc. JCI Jones Chemicals, Inc.	\$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$	26.61 3,742.11 1,811.37 10,282.65 365.00 1,390.00 22,038.72 1,329.77 2,177.00 297.00 684.25 621.90 3.67 25.00 683.00 559.97
1260 WATER/S 14797 14798 14799 14800 14801 14802 14803 14804 14805 14806 14807 14808 14809 14810 14811 14812	Schmidt's Wholesale, Inc. Elizabethtown Gas JCP&L NJ Herald, Inc. Pumping Services, Inc. Coyne Chemical Corp., Inc. CenturyLink Communications, Inc. Garden State Laboratories, Inc. Hamburg Plumbing Supply Co., Inc. Willco, Inc. Dempsey Uniform & Supply Inc. Airgas East Lasso, Ervin McGuire, Inc. JCI Jones Chemicals, Inc. Verizon Wireless, Inc.	\$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$	26.61 3,742.11 1,811.37 10,282.65 365.00 1,390.00 22,038.72 1,329.77 2,177.00 297.00 684.25 621.90 3.67 25.00 683.00 559.97 136.96
1260 WATER/S 14797 14798 14799 14800 14801 14802 14803 14804 14805 14806 14807 14808 14809 14810 14811 14812 14813	Schmidt's Wholesale, Inc. Elizabethtown Gas JCP&L NJ Herald, Inc. Pumping Services, Inc. Coyne Chemical Corp., Inc. CenturyLink Communications, Inc. Garden State Laboratories, Inc. Hamburg Plumbing Supply Co., Inc. Willco, Inc. Dempsey Uniform & Supply Inc. Airgas East Lasso, Ervin McGuire, Inc. JCI Jones Chemicals, Inc. Verizon Wireless, Inc. Passaic Valley Sewerage Comm.	\$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$	26.61 3,742.11 1,811.37 10,282.65 365.00 1,390.00 22,038.72 1,329.77 2,177.00 297.00 684.25 621.90 3.67 25.00 683.00 559.97 136.96 6,720.00
1260 WATER/S 14797 14798 14799 14800 14801 14802 14803 14804 14805 14806 14807 14808 14809 14810 14811 14812 14813 14814	Schmidt's Wholesale, Inc. Elizabethtown Gas JCP&L NJ Herald, Inc. Pumping Services, Inc. Coyne Chemical Corp., Inc. CenturyLink Communications, Inc. Garden State Laboratories, Inc. Hamburg Plumbing Supply Co., Inc. Willco, Inc. Dempsey Uniform & Supply Inc. Airgas East Lasso, Ervin McGuire, Inc. JCI Jones Chemicals, Inc. Verizon Wireless, Inc. Passaic Valley Sewerage Comm. Dell Marketing LP	\$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$	26.61 3,742.11 1,811.37 10,282.65 365.00 1,390.00 22,038.72 1,329.77 2,177.00 297.00 684.25 621.90 3.67 25.00 683.00 559.97 136.96 6,720.00 84.99
1260 WATER/S 14797 14798 14799 14800 14801 14802 14803 14804 14805 14806 14807 14808 14809 14810 14811 14812 14813 14814 14815	Schmidt's Wholesale, Inc. Elizabethtown Gas JCP&L NJ Herald, Inc. Pumping Services, Inc. Coyne Chemical Corp., Inc. CenturyLink Communications, Inc. Garden State Laboratories, Inc. Hamburg Plumbing Supply Co., Inc. Willco, Inc. Dempsey Uniform & Supply Inc. Airgas East Lasso, Ervin McGuire, Inc. JCI Jones Chemicals, Inc. Verizon Wireless, Inc. Passaic Valley Sewerage Comm. Dell Marketing LP Smalley, John	\$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$	26.61 3,742.11 1,811.37 10,282.65 365.00 1,390.00 22,038.72 1,329.77 2,177.00 297.00 684.25 621.90 3.67 25.00 683.00 559.97 136.96 6,720.00 84.99 1,250.00
1260 WATER/S 14797 14798 14799 14800 14801 14802 14803 14804 14805 14806 14807 14808 14809 14810 14811 14812 14813 14814	Schmidt's Wholesale, Inc. Elizabethtown Gas JCP&L NJ Herald, Inc. Pumping Services, Inc. Coyne Chemical Corp., Inc. CenturyLink Communications, Inc. Garden State Laboratories, Inc. Hamburg Plumbing Supply Co., Inc. Willco, Inc. Dempsey Uniform & Supply Inc. Airgas East Lasso, Ervin McGuire, Inc. JCI Jones Chemicals, Inc. Verizon Wireless, Inc. Passaic Valley Sewerage Comm. Dell Marketing LP	\$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$	26.61 3,742.11 1,811.37 10,282.65 365.00 1,390.00 22,038.72 1,329.77 2,177.00 297.00 684.25 621.90 3.67 25.00 683.00 559.97 136.96 6,720.00 84.99

14818	Home Depot, Inc.	\$	702.90
14819	Suburban Propane, LP	\$	2,906.43
14820	Staples Business Advantage, Inc.	\$	17.57
14821	Lowe's, Inc.	\$	46.17
14822	Sussex County Rental Center, LLC	\$	95.20
14823	Eric Tompkins	\$	25.00
14824	Laddey, Clark & Ryan, LLP	\$	448.00
14825	Accurate Waste Removal Inc.	\$	25,080.00
14826	William Grennille, LLC	\$	4,000.00
14827	Penteledata	\$	119.90
14828	Ryan Herco Flow Solutions, Inc.	\$	987.63
14829	NJMEBF	\$	28,861.00
14830	Dustin McGarry	\$	8.00
14831	One Call Concepts, Inc.	\$	61.12
14832	Woodruff Energy US, Inc.	\$	4,306.65
14833	Eagle Equipment, Inc.	\$	1,375.00
14834	Kozdeba & Son LLC	\$	750.00
14835	Braen Stone Sparta	\$	158.16
14836	Sunlight General	\$	230.95
14837	Resolutions	\$	575.00
14838	Rossi & Company	\$	35.99
156006	Payroll Account	\$_	33,302.96
		\$_	159,042.47
TRUST A	CCOUNT		
3338	Pellow, Harold & Assoc., Inc.	\$	1,483.50
3339	McManimon, Scotland & Baumann, LLC	\$	482.77
3340	Sloan, James PPC	\$	1,229.17
3341	Vogel, Chait, Collins, Schneider, PC,	\$	45.00
3342	V&K Construction, Inc.	\$	873.75
3343	Robert Campbell Associates	\$	435.50
157105	Payroll Account	\$	18,222.04
		\$_	22,771.73
	GRAND TOTAL	\$_	642,512.46

The Clerk presented an application for an off-premise raffle (50/50) from the Pride Foundation to be held on October 31, 2015 from11:00 am to 1:00 pm at Newton High School, 44 Ryerson Avenue, Newton. It was noted the application was In order and accompanied by the prescribed fee.

The Clerk presented an application for a Junior Firefighter from Jose Urena, 127 High Street, into the Newton Fire Department. It was noted the application was in order and approved by the Newton Fire Chief.

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

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

Mayor Elvidge Yes

Councilman Levante had questions on Resolution #43-2015 which was addressed by Mrs. Leo, Esq.

RESOLUTION #43-2015

ACCEPTING A BID FOR THE LEASE OF SPACE ON THE HIGH STREET WATER TANK, 150 HIGH STREET/STATE HIGHWAY 94, FOR CELLULAR COMMUNICATION EQUIPMENT BY T-MOBILE NORTHEAST LLC

WHEREAS, the Town of Newton sought Bids for a Lease with cellular communication service providers in order to install cellular communication equipment on the Town's water tank located at 150 High Street/State Highway 94 (Block 4.05, Lot 3); and

WHEREAS, the sole Bidder was T-Mobile Northeast LLC ("T-Mobile") with a Bid in the amount of \$4,500 per month for the first year of the Lease. T-Mobile currently leases space on the water tank; and

WHEREAS T-Mobile took certain exceptions to the Bid specifications which have been reviewed by the Town Manager, Town Qualified Purchasing Agent and the Town Attorney. The parties reasonably believe the exceptions can be so resolved to the Town's satisfaction and will be embodied in the final lease agreement to be signed by the Mayor and Town Clerk; and

WHEREAS, the Newton Town Council desires to accept the Bid in accordance with the New Jersey Local Lands and Building Law, <u>N.J.S.A.</u> 40A:12-14, et seq.;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that the Bid submitted by T-Mobile for leasing space on the Town's water tank located at 150 High Street/State Highway 94 is hereby approved, subject to the resolution of any outstanding exceptions or issues with T-Mobile by the Town Manager, Town Qualified Purchasing Agent and Town Attorney; and

BE IT FURTHER RESOLVED, that the Mayor and Town Clerk are authorized to sign the final Lease on behalf of the Town of Newton. This resolution shall take effect immediately and shall be void and of no effect if the Town and T-Mobile are unable to resolve any remaining issues concerning the terms of the Lease, or if T-Mobile fails or refuses to execute the final Lease, provide proof of insurance and meet the other requirements of the Lease in a timely manner.

A motion was made by Mr. Levante to approve the **RESOLUTION #43-2015**, seconded by Deputy Mayor Flynn and roll call resulted as follows:

Mrs. Diglio Yes Mrs. Becker Yes

Deputy Mayor Flynn Yes Mr. Levante Yes

Mayor Elvidge Yes

INTERMISSION - None

DISCUSSION

Councilwoman Diglio addressed concerns with the one-way Spring Street and asked if the Governing Body would reconsider the one-way street project. She noted the merchants were complaining about making Spring Street a one-way street.

Mayor Elvidge indicated Council had many discussions related to the one-way Spring Street project. He expressed his frustration with the newly formed group, Downtown Newton Association (DNA), indicating the merchants have been involved and apart of the numerous discussions related to the one-way street. He wished DNA would communicate to Council

without all of the negative comments at every Council meeting. Mayor Elvidge suggested the Council meet with DNA to discuss the negative pulse coming from the merchants.

Councilwoman Becker expressed disappoint with the merchants as well. She noted the Town has been talking about making Spring Street a one-way for several years. Mrs. Becker noted she is "disheartened" with the merchants. She noted the Town has made several improvements to Spring Street and feels the merchants do not appreciate anything the Town does for the business district on Spring Street.

Mr. Russo outlined the many successes with the SID communities in New Jersey. Mr. Russo believes the Town should continue to support their newly formed DNA group and wish then much success.

Mayor Elvidge feels the merchants are running in the opposite direction of the Town Council. The Town has implemented many improvements for the benefit of the downtown. The merchants need to help themselves as well.

Mr. Russo, noting the Town recently adopted interior code enforcement regulations (which would help Spring Street), advised Council the first violation has been successfully abated thanks to the Code Enforcement Director, Nanette Crift. He noted the violation was for a building on Spring Street.

Councilman Levante advised Council at a recent Economic Development Advisory Commission, Mr. Andrews was present and made a presentation on the newly formed DNA. Mr. Levante feels it was the most productive meeting to date. Mr. Levante feels that communication is "key" for DNA to be successful.

Deputy Mayor Flynn feels the DNA is important and agrees the Town should support this group, but feels the negative comments are a disappointment.

OPEN TO THE PUBLIC

There was no one from the public to be heard.

COUNCIL & MANAGER COMMENTS

There were no additional Council and Manager comments.

EXECUTIVE SESSION

Mr. Russo read Resolution #50-2015 and Council entered into Executive Session at 8:00 pm.

Upon motion of Mrs. Becker, seconded by Mr. Levante and carried, Council left Executive Session at 9:08 pm.

There being no further business to be conducted, upon motion of Mrs. Becker, seconded by Mrs. Diglio and unanimously carried, the meeting was adjourned at 9:02 p.m.

Respectfully submitted,

Lorraine A. Read, RMC Municipal Clerk

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