



AGENDA
NEWTON TOWN COUNCIL
NOVEMBER 23, 2015
7:00 P.M.

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

- NOVEMBER 9, 2015 REGULAR MEETING

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

VII. ORDINANCES

a. 2ND READING AND PUBLIC HEARING

ORDINANCE 2015-33

AN ORDINANCE AMENDING CHAPTER 139, ENTITLED "HISTORIC PRESERVATION" OF THE CODE OF THE TOWN OF NEWTON, IN ORDER TO DESIGNATE 3 DUNN PLACE, BLOCK 7.09, LOT 4 AS A LOCAL HISTORICAL LANDMARK

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

ORDINANCE 2015-34

AN ORDINANCE REVISING CHAPTER 307, "VEHICLES AND TRAFFIC" OF THE NEWTON CODE TO PROVIDE FOR THE INSTALLATION AND OPERATION OF TRAFFIC SIGNALS WITHIN THE TOWN OF NEWTON

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

b. INTRODUCTION

ORDNANCE 2015-35

AN ORDINANCE TO ESTABLISH MINIMUM AND MAXIMUM SALARIES AND WAGES FOR OFFICERS AND EMPLOYEES OF THE TOWN OF NEWTON FOR CALENDAR YEAR 2016

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 #194-2015* TO CANCEL GRANT RECEIVABLE AND APPROPRIATED RESERVE FOR AN UNREALIZED DRIVE SOBER AND GET PULLED OVER GRANT AMOUNT OF \$150.00
 - b. RESOLUTION #195-2015* TO CANCEL OUTSTANDING CHECKS IN THE MUNICIPAL COURT ACCOUNTS
 - c. RESOLUTION #196-2015* CONCURRING WITH THE DECISION TO HIRE JO-MED CONTRACTING CORP AS THE CONTRACTOR FOR THE STUART STREET EMERGENCY SEWER MAIN PROJECT
 - d. RESOLUTION #197-2015* AUTHORIZE REMITTANCE (CANCELLATION) OF 2014 AND 2015 TAXES FOR BLOCK 4.02, LOT 20
 - e. RESOLUTION #198-2015* AUTHORIZE REFUND OF REDEMPTION MONIES TO OUTSIDE LIEN HOLDER FOR BLOCK 15.01, LOT 27
 - f. RESOLUTION #199-2015* AUTHORIZE CREDITS DUE WATER AND SEWER UTILITY ACCOUNTS
 - g. RESOLUTION #200-2015* APPROVE 2015 APPROPRIATION TRANSFERS
 - h. RESOLUTION #201-2015* APPROVE CHANGE ORDER NO. 1 FOR THE PROPOSED TRAFFIC SIGNAL IMPROVEMENTS FOR THE TRINITY STREET PROJECT
 - i. RESOLUTION #202-2015* APPROVE BILLS AND VOUCHERS FOR PAYMENT
 - j. APPLICATIONS* AN APPLICATION FOR AN ON-PREMISE RAFFLE (50-50) FROM THE H.S.A. CAMP AUXILIUM LEARNING CENTER TO BE HELD ON DECEMBER 12, 2015 FROM NOON TO 1:00PM, 44 RYERSON AVENUE, NEWTON, NJ
- AN APPLICATION FOR MEMBERSHIP INTO THE NEWTON FIRE DEPARTMENT FROM JOSEPH CHAVARRIA, 7A DONALD AVENUE, NEWTON, NEW JERSEY

X. INTERMISSION

XI. DISCUSSION

- a. KATIE'S HOUSE - COAH

XII. OPEN TO THE PUBLIC

XIII. COUNCIL & MANAGER COMMENTS

XIV. EXECUTIVE SESSION

a. RESOLUTION #203-2015

A RESOLUTION PROVIDING FOR A MEETING NOT OPEN TO THE PUBLIC IN ACCORDANCE WITH THE PROVISIONS OF THE NEW JERSEY OPEN PUBLIC MEETINGS ACT, N.J.S.A. 10:4-12

1. POTENTIAL LITIGATION – NEWTON MEDICAL CENTER TAXATION
2. CONTRACT NEGOTIATIONS – CWA & UPSEU

XV. ADJOURNMENT

**TOWN OF NEWTON
ORDINANCE #2015-33**

**AN ORDINANCE AMENDING CHAPTER 139, ENTITLED “HISTORIC PRESERVATION”,
OF THE CODE OF THE TOWN OF NEWTON, IN ORDER TO DESIGNATE 3 DUNN PLACE,
BLOCK 7.09, LOT 4 AS A LOCAL HISTORIC LANDMARK**

WHEREAS, the Town Council has recently received a proposal to designate the former Episcopal Church Parsonage as a local historic landmark in the Town of Newton; and

WHEREAS, the proposed municipal designation of the former Episcopal Church Parsonage, prepared by Wayne McCabe, has been reviewed and the Town Council approves the recommendation of the Newton Planning Board and concludes the subject property may be designated as a local historic landmark, pursuant to §139-9.

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

Section 1. §139-2.D. shall be and is hereby amended to read as follows:

D. The boundaries of the old Newton core historic district, including those landmarks located therein, are hereby established as an overlay zoning district to the Town of Newton Zoning Map, as set forth in Appendix B, Historic District Map, and Appendix C, Designated Historic Landmarks, both Appendices which are attached at the end of this Chapter.

Section 2. A new Appendix C entitled “Designated Historic Landmarks in the Town of Newton” shall be and is hereby added at the end of this Chapter as follows:

**APPENDIX C
“Designated Historic Landmarks in the Town of Newton”**

1. 3 Dunn Place, Block 7.09, Lot 4, the former Episcopal Church Parsonage.

Section 3. 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 4. 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 5. Effective Date. This Ordinance will take effect after publication and passage according to law.

NOTICE

TAKE NOTICE that the above Ordinance was introduced at a regular meeting of the Town Council of the Town of Newton conducted on Monday, November 9, 2015. It adopted, after final reading and public hearing thereon, at a regular meeting of the Newton Governing Body conducted at 7:00pm on Monday, November 23, 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 #2015-34

AN ORDINANCE REVISING CHAPTER 307, "VEHICLES AND TRAFFIC" OF THE NEWTON TOWN CODE TO PROVIDE FOR THE INSTALLATION AND OPERATION OF TRAFFIC SIGNALS WITHIN THE TOWN OF NEWTON

WHEREAS, traffic signals have been installed at the intersection of Trinity Street and Moran Street and the intersection of Trinity Street and Union Place; and

WHEREAS, the traffic signals have been installed in accordance with the engineering design prepared by Harold E. Pellow & Associates, Inc., as shown on the as-built traffic signal plans prepared by Harold E. Pellow & Associates, Inc. dated November 3, 2015; and

WHEREAS, the Town Code shall be revised by adoption of an ordinance establishing the traffic signal installation;

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. A new section of the Town Code, Section 307-17.2 "Traffic Signals" shall be and is hereby adopted as follows:

307-17.2 Traffic Signals.

- A. All traffic control signal installations in the Town of Newton shall be in accordance with the provisions of the Manual on Uniform Traffic Control Devices and New Jersey Motor Vehicle and Traffic law, N.J.S.A 39:4-105, et seq. in effect at the time of installation.
- B. Traffic control signals shall be installed and operated by the Town of Newton at the following intersections:

Spring Street and Union Place/ Madison Street
Trinity Street and Union Place
Trinity Street and Moran Street

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

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

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

TAKE NOTICE that the above Ordinance was introduced at a regular meeting of the Town Council of the Town of Newton conducted on Monday, November 9, 2015. 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, November 23, 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 2015-35**

**AN ORDINANCE TO ESTABLISH MINIMUM AND MAXIMUM
SALARIES AND WAGES FOR OFFICERS AND EMPLOYEES OF
THE TOWN OF NEWTON FOR CALENDAR YEAR 2016**

WHEREAS, N.J.S.A. 40A:9-165 permits a municipality to determine salaries, wages or compensation to be paid to the officers and employees of the municipality; and

WHEREAS, the Town Council and Town Manager have made a careful examination of the salaries, wages, and compensation appropriate to compensate said Town employees and officers;

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

Section 1. The minimum and maximum hourly and annual salary ranges for each officer and employee of the Town of Newton are hereby fixed for calendar year 2016 as shown in Schedules "A" and "B" attached hereto in accordance with §25-12 of the Code of the Town of Newton.

Section 2. Any officer or employee of the Town of Newton who is at any time receiving less than the maximum compensation or salary as hereinabove provided may be given a single increment of salary increase during the calendar year by the Town Manager.

Section 3. The Town Manager of the Town of Newton may hire any new employee at any hourly or annual rate between the minimum and maximum salary provided for such office or position.

Section 4. Those employees at wage level 9 serving in the position of Deputy Municipal Court Administrator may be compensated with a stipend of \$50.00 in lieu of 2 hours compensatory time for each court related call-out with written certification.

Section 5. Those officers and employees at wage level 17 shall be paid their annual salary in equal quarterly payments during the last pay period of each quarter.

Section 6. All ordinances or parts of ordinances which may be inconsistent with the terms of this Ordinance are, to the extent of such inconsistency, hereby repealed.

Section 7. If any chapter, article, division, section, subsection, paragraph, sentence, clause, or provision of the Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect all remaining portions of the Ordinance.

Section 8. This Ordinance shall take effect twenty (20) days after final passage, approval and publication after adoption by the Town Council and shall be effective retroactive to January 1, 2016.

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, November 23, 2015. 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 14, 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
2015-35
SCHEDULE "A"**

<u>LEVEL</u>	<u>HOURLY</u>		<u>35 HRS / WK</u>		<u>40 HRS / WK</u>		<u>IRREGULAR HOURS ANNUALIZED</u>
	<u>MIN</u>	<u>MAX</u>	<u>MIN</u>	<u>MAX</u>	<u>MIN</u>	<u>MAX</u>	
1	\$8.75	\$17.00	\$15,925	\$30,940	\$18,200	\$35,360	
2	\$9.00	\$18.50	\$16,380	\$33,670	\$18,720	\$38,480	
3	\$9.25	\$20.75	\$16,835	\$37,765	\$19,240	\$43,160	
4	\$9.50	\$26.25	\$17,290	\$47,775	\$19,760	\$54,600	
5	\$10.50	\$31.75	\$19,110	\$57,785	\$21,840	\$66,040	
6	\$11.00	\$34.50	\$20,020	\$62,790	\$22,880	\$71,760	
7	\$12.00	\$37.25	\$21,840	\$67,795	\$24,960	\$77,480	
8	\$12.50	\$40.00	\$22,750	\$72,800	\$26,000	\$83,200	
9	\$13.75	\$44.00	\$25,000	\$80,080	\$30,000	\$91,520	
10	\$16.50	\$50.00	\$30,000	\$91,000	\$35,000	\$104,000	
11			\$32,500	\$95,000	\$37,500	\$115,000	
12			\$45,000	\$97,500	\$52,500	\$130,000	
13			\$50,000	\$115,000	\$57,500	\$140,000	
14			\$65,000	\$135,000	\$75,000	\$160,000	
15			\$70,000	\$165,000	\$80,000	\$175,000	
16							\$500 - \$7,500
17							\$2,500 - \$10,000
18							\$3,000 - \$25,000
19							\$12,000 - \$75,000

**TOWN OF NEWTON
ORDINANCE 2015-35
SCHEDULE "B"**

LEVEL 1

Recreation Assistant

LEVEL 2

Lifeguard
Swim Instructor

LEVEL 3

Clerk Typist
Custodian
Keyboarding Clerk I
School Traffic Guard
Secretary

LEVEL 4

Assistant Pool Manager
Code Enforcement Officer Trainee
Keyboarding Clerk II
Laborer
Public Safety Telecommunicator Trainee
Recreation Leader
Senior Clerk Typist

LEVEL 5

Account Supervisor/Treasurer
Assessing Clerk
Building Grounds Maintenance Worker
Fire Prevention Inspector
Planning/Zoning Administrator
Police Clerk
Pool Manager
Records Support Technician
Recreation Enforcement Officer
Sewer Laborer
Water Laborer
Water Meter Reader
Water/Sewer Collector

LEVEL 6

Equipment Operator
Omnibus Operator
Public Safety Telecommunicator
Public Works Repairer
Recycling Foreman
Road Repairer
Sewer Repairer
Truck Driver
Water Repairer

LEVEL 7

Certified Tax Collector/Tax Search Officer
Code Enforcement Officer
Park Caretaker
Parking Meter Enforcer
Payroll Clerk
Senior Public Safety Telecommunicator
Senior Sewer Repairer
Senior Water Repairer
Sewer Repairer 2
Special Police Officer
Water Repairer 2

LEVEL 8

Administrative Assistant
Court Attendant
Road Foreman
Sewer Foreman
Street Foreman
Supervising Public Safety Telecommunicator
Water Foreman

LEVEL 9

Assistant Director of Public Works
Assistant Public Works Supervisor
Assistant Water/Sewer Supervisor
Deputy Municipal Court Administrator
Sewer Plant Operator
Water Plant Operator

LEVEL 10

Code Enforcement Director
Community Development Director
Director of Public Works
Finance Director
Municipal Clerk/Registrar of Vital Statistics
Municipal Court Administrator
Municipal Department Head
Public Works Supervisor
Water/Sewer Supervisor

LEVEL 11

Police Patrolman

LEVEL 12

Police Sergeant

LEVEL 13

Chief Financial Officer
Police Lieutenant
Water/Sewer Superintendent

LEVEL 14

Police Chief

LEVEL 15

Town Manager

LEVEL 16

Assistant Right-to-Know Coordinator
Deputy Municipal Clerk
Deputy Registrar
Deputy Right-to-Know Coordinator
Right-to-Know Coordinator

LEVEL 17

Council Member
Mayor

LEVEL 18

Building Subcode Official/Inspector
Deputy Code Enforcement Officer
Deputy Emergency Management Coordinator
Electrical Subcode Official/Inspector
Emergency Management Coordinator
Fire Subcode Official
Plumbing Subcode Official/Inspector
Zoning Officer

LEVEL 19

Deputy Town Manager
Human Resources Director
Recreation Supervisor
Tax Assessor

**TOWN OF NEWTON
ORDINANCE #2015-36**

**AN ORDINANCE AMENDING CHAPTER 307 “VEHICLES AND TRAFFIC” OF
THE CODE OF THE TOWN OF NEWTON TO REVISE PARKING
VIOLATIONS**

WHEREAS, the Town Council has recently become aware of excessive parking violations in the Town; and

WHEREAS, it has been recommended that additional penalties be assessed to repeated lengthy violators of the parking restrictions.

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

Section 1. §307-6 “Parking prohibited during certain hours” shall be and is hereby amended to add the following sentence:

Whenever a vehicle, which has already received a summons for a parking ordinance violation, exceeds the time permitted by twice the ordinance limit, the vehicle may be issued an additional summons (with increased penalty, as set forth in Section 307-69) and may be subject to impoundment.

Section 2. §307-7 “Parking time limited on certain streets” shall be and is hereby amended to add the following sentence:

Whenever a vehicle, which has already received a summons for a parking ordinance violation, exceeds the time permitted by twice the ordinance limit, the vehicle may be issued an additional summons (with increased penalty, as set forth in Section 307-69) and may be subject to impoundment.

Section 3. §307-10.C “Parking time limited in municipal parking lots” shall be and is hereby amended to add the following sentence:

Additionally, whenever a vehicle, which has already received a summons for a parking ordinance violation, exceeds the time permitted by twice the ordinance limit, the vehicle may be issued an additional summons (with increased penalty, as set forth in Section 307-69) and may be subject to impoundment and subparagraph D, below.

Section 4. §307-25 “Occupying a space beyond legal time” shall be and is hereby amended to add the following sentence:

Additionally, whenever a vehicle, which has already received a summons for a parking ordinance violation, exceeds the time permitted by twice the ordinance limit, the vehicle may be issued an additional summons (with increased penalty, as set forth in Section 307-69) and may be subject to impoundment.

Section 5. §307-43 “Penalty” shall be and is hereby deleted in its entirety and revised to read as follow:

Unless another penalty is expressly provided within this Code, including Section 307-69, or by New Jersey statute, a person convicted of a violation of this chapter or any supplement hereto shall be liable for a penalty of not more than \$100 or imprisonment for a term not exceeding 15 days, or both.

Section 6. §307-69 “Schedule XIX: Local Supplemental Violations Bureau Schedule” shall be and is hereby revised to add the following paragraph:

C. Whenever a vehicle, which has already received a summons for a parking ordinance violation, exceeds the time permitted by twice the ordinance limit, and receives an additional summons, the penalty for each summons shall total the same amount set forth above. (For example, a vehicle which parks on north Trinity Street between the hours of 8:00 a.m. and 5:00 p.m. on a weekday (referring to Sections 307-7 and 307-50) shall be subject to a summons and penalty for \$30 for parking beyond the limited time of 15 minutes, and an additional summons and penalty of \$30 if still parked 15 minutes after the issuance of the first summons. Additional summonses may thereafter be issued for each additional 15 minute violation.)

Additionally, such vehicles which exceed the time permitted by twice the ordinance limit may be subject to impoundment.

Section 7. 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 8. 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 9. Effective Date. This Ordinance will take effect after publication and passage according to law.

NOTICE

TAKE NOTICE that the above Ordinance was introduced at a regular meeting of the Town Council of the Town of Newton conducted on Monday, November 23, 2015. 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, December 14, 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
RESOLUTION #194-2015

November 23, 2015 **“To Cancel Grant Receivable and Appropriated Reserve for an Unrealized Drive Sober Get Pulled Over Grant in the Amount of \$150.00”**

WHEREAS, the Town of Newton received an award in the amount of \$5,000.00 from the State of New Jersey Section 405 – National Priority Safety Program – CFDA 20.616 for the 2015 Drive Sober or Get Pulled Over Statewide Labor Day Crackdown Grant which was appropriated in the 2015 Municipal Budget on September 16, 2015 by Resolution #156-2015; and

WHEREAS, the total costs expended and approved total \$4,850.00; and

WHEREAS, there is a grant receivable balance of \$150.00 *Due from the State of New Jersey for Drive Sober or Get Pulled Over* on the Federal and State Grant balance sheet and an appropriated reserve of the same amount; and

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

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

Federal & State Grant Fund

Grant Receivable – Drive Sober or Get Pulled Over	\$150.00
Appropriated Reserves – Drive Sober/Pulled Over Grant	\$150.00

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, November 23, 2015.

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #195-2015

November 23, 2015 "To Cancel Outstanding Checks in the Municipal Court Accounts"

WHEREAS, there are check(s) which have not been cashed in both the Town of Newton Court General Account for overpayments and/or restitution and in the Bail Account for refunds; and

WHEREAS, those check(s) have been reviewed to determine if they should be canceled and the amount paid over to the Town Treasurer to be deposited into the Town of Newton Current Fund Balance;

NOW THEREFORE BE IT RESOLVED by the Town Council of the Town of Newton, that the outstanding checks totaling \$823.00 as per the attached memos from Lucy M. DeLoreto, Court Administrator dated November 2, 2015 are hereby canceled.

THIS IS TO CERTIFY that the above is a true copy of Resolution adopted by the Town Council of the Town of Newton at a regular meeting of said Governing Body held on Monday, November 23, 2015.

Lorraine Read, RMC
Municipal Clerk



Town of Newton



Council-Manager Plan Since 1956

MUNICIPAL COURT -
Hon. John E. Mulhern, J.M.C.
Lucy M. DeLoreto, C.M.C.A.

39 Trinity Street
Newton, New Jersey 07860
Telephone: 973-383-3521
Fax: 973-383-0465

TO: Treasurer, Town of Newton
FROM: Lucy M. DeLoreto, CMCA
RE: Checks not Cashed; Over 6 months
DATE: November 2, 2015

Pursuant to N.J.S.A. 12A:4-404, the bank is not obliged to pay checks that are more than six months old. The following is a list of checks written from Newton Municipal Court's **Bail Account for refunds.**

Date Check Written	Check #	Amt. of Check	Name on Check
11/22/2012	4436	\$ 120.00	Qioa L. Guo
1/14/2013	4453	\$ 15.00	Iliana Kroff
1/14/2013	4455	\$ 40.00	Randy Tanner
4/25/2013	4516	\$ 1.00	Justin Mills
6/18/2013	4554	\$ 1.00	Michael Slantey
7/13/2013	4575	\$ 186.00	Agnes Beraquet
7/26/2013	4581	\$ 18.00	Dennis Tibus
11/25/2014	4732	\$ 11.00	Kenneth W. McNeil
Total this check		\$ 392.00	

Should the Court receive any inquiries regarding any of the above checks, I will be refer calls to your office.

TOWN OF NEWTON MUNICIPAL COURT
BAIL ACCOUNT II-ATS
39 TRINITY ST.
NEWTON, NJ 07860-1823

4879

DATE 11/2/15

55-537/212
BRANCH 51

PAY TO THE ORDER OF

Town of Newton Treasurer

\$ 392.00

Three hundred nine - two dollars and no cents

DOLLARS



Lucy M. DeLoreto



Town of Newton



Council-Manager Plan Since 1956

MUNICIPAL COURT -
Hon. John E. Mulhern, J.M.C.
Lucy M. DeLoreto, C.M.C.A.

39 Trinity Street
Newton, New Jersey 07860
Telephone: 973-383-3521
Fax: 973-383-0465

TO: Treasurer, Town of Newton
FROM: Lucy M. DeLoreto, CMCA
RE: Checks not Cashed; Over 6 months
DATE: November 2, 2015

Pursuant to N.J.S.A. 12A:4-404, the bank is not obliged to pay checks that are more than six months old. The following is a list of checks written from Newton Municipal Court's **General Account for overpayments and or restitution.**

Date Check Written	Check #	Amt. of Check	Name on Check
2/11/2013	4083	\$1.00	Amanda Carides
3/7/2013	4091	\$1.00	Anthony Comi
4/11/2013	4108	\$1.00	Rocco Restrepo
6/13/2013	4140	\$93.00	Jacklyn L. Battestia
9/19/2013	4176	\$1.00	Roger Williams
10/14/2013	4185	\$1.00	Doreen Blnns
11/6/2013	4194	\$181.00	Rite Aid
11/6/2013	4195	\$25.00	Rite Aid
12/12/2013	4206	\$10.00	Rite Aid
2/13/2014	4223	\$31.00	Evelyn Noland
3/10/2014	4232	\$1.00	Suzette H. Drake
4/14/2014	4245	\$2.00	Danelle Rerchenbach
6/11/2014	4261	\$4.00	Dennis Raggi
6/11/2014	4263	\$1.00	Michele Barclay
6/11/2014	4264	\$1.00	Ashley E. Conklin
7/17/2014	4271	\$10.00	Erin Dovovan
8/8/2014	4279	\$5.00	Dennis Kelly
9/15/2014	4288	\$31.00	Frederick Weiss
9/15/2014	4289	\$31.00	Halyna Fediesooo
	Total this check	\$431.00	

Should the Court receive any inquiries regarding any of the above checks, I will be refer calls to your office.



TOWN OF NEWTON

RESOLUTION #196-2015

November 23, 2015 “Concurring with the Decision to Hire Jo-Med Contracting Corp as the Contractor for the Stuart Street Emergency Sewer Main Project”

WHEREAS, the Town is experiencing an emergency affecting the health, safety and welfare of Town residents stemming from significant unanticipated problems with the Stuart Street sewer main;

WHEREAS, based on the determination by the Department of Public Works – Water and Sewer Division, the Purchasing Agent and Sewer Engineer an emergency exists requiring the urgent need for repairs to the Stuart Street sewer main, the Town Council adopted Resolution #191-2015 declaring an emergency for the repair of the sewer main In Stuart Street; and

WHEREAS, the Town of Newton received quotes for the emergency repair work and Jo-Med Contracting Corp was the lowest quote received; and

WHEREAS, the Purchasing Agent and the Sewer Engineer, John Scheri of Hatch Mott MacDonald recommend the emergency repair work be completed by Jo-Med Contracting Corp in the amount of \$170,000; and

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

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton concurs with the decision that the Stuart Street Emergency Sewer Main Project be awarded to Jo-Med Contracting Corp, Elizabeth, New Jersey, in the amount of \$170,000.

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, November 23, 2015.

Lorraine A. Read, RMC
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 #: 196 -2015

APPROVING: JO-MED CONTRACTING CORP.

FOR THE PURPOSE OF: STUART STREET EMERGENCY SEWER MAIN
PROJECT

IN THE AMOUNT OF: \$170,000.00

APPROPRIATED BY:

WATER SEWER UTILITY FUND -EMERGENCY SEWER MAIN - STUART STREET	
#6079214	\$170,000.00

DATED THIS 23RD DAY OF NOVEMBER, 2015

BY *Dawn Babcock*

DAWN L. BABCOCK
CHIEF FINANCIAL OFFICER



TOWN OF NEWTON

RESOLUTION #197-2015

November 23, 2015 "Authorize Remittance (Cancellation) of 2014 and 2015 Taxes for Block 4.02, Lot 20"

WHEREAS, the Municipal Tax Assessor has indicated that during the remapping of the Town, Block 4.02, Lot 20 also known as High Street Rear and assessed to "Unknown Owner" represents a "void" in the tax map; and

WHEREAS, this property currently has unpaid taxes for the years 2014 and 2015 which, in total amount to \$80.36; and

WHEREAS, the Tax Collector has determined that the taxes in the amount of \$80.36 for the tax years 2014 and 2015 are uncollectible and are unable to be sold in the annual tax sale and the amount must be remitted (cancelled);

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that this Governing Body acknowledges the taxes for the years 2014 and 2015 for Block 4.02, Lot 20 are uncollectible and must be remitted (cancelled); and

BE IT FURTHER RESOLVED, that the Tax Collector be authorized to remit (cancel) taxes for Block 4.02, Lot 20 for the years of 2014 and 2015 in the total amount of \$80.36.

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, November 23, 2015.

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #198-2015

November 23, 2015 "Authorize Refund of Redemption Monies to Outside Lien Holder for Block 15.01, Lot 27"

WHEREAS, at the Municipal Tax Sale held on October 9, 2013, a lien was sold on Block 15.01, Lot 27, also known as 71 Trinity Street, for 2012 delinquent water and sewer charges; and

WHEREAS, this lien, known as Tax Sale Certificate #1386, was sold to US Bank cust for Pro Cap III LLC for 18% redemption fee; and

WHEREAS, LC Realty Associates, LLC, the owners of said property, has effected the redemption of Certificate #1386 in the amount of \$5,278.62;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that this Governing Body acknowledges, US Bank cust for Pro Cap III LLC is entitled to a redemption in the amount of \$5,278.62; and

BE IT FURTHER RESOLVED, that the Tax Collector be authorized to issue a check, in the amount of \$5,278.62 for the redemption of Certificate #1386 to US Bank cust for Pro Cap III LLC, 50 S. 16th Street, Suite 1950, 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, November 23, 2015.

Lorraine A. Read, RMC
Municipal Clerk



**TOWN OF NEWTON
RESOLUTION #199-2015**

November 23, 2015 "Authorize Credits Due Water and Sewer Utility Accounts"

WHEREAS, in the first quarter of 2012, the Water Department discontinued the water service for 13 Summit Avenue at the owner's request; and

WHEREAS, the Utility Collector erroneously charged the customer for water in the second quarter of 2012, and the customer paid the bill although the water service had been discontinued; and

WHEREAS, the Utility Collector adjusted the account with Resolution #149-2012, creating a credit balance which currently remains;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that the Water and Sewer Collector is hereby authorized to refund the aforementioned account for the credit balance:

Refund for ongoing credit balance due to an erroneous bill:

<u>Account</u>	<u>Address</u>	<u>Amount</u>
6740	13 Summit Avenue	\$75.00

CERTIFICATION

THIS IS TO CERTIFY that the above is a true copy of a Resolution adopted by the Town Council of the Town of Newton at a regular meeting of said Governing Body conducted on Monday, November 23, 2015.

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #200-2015

November 23, 2015 "Approve 2015 Appropriation Transfers"

BE IT RESOLVED, by the Town Council of the Town of Newton that the following 2015 appropriation transfers be approved effective this date:

<u>From</u>	<u>To</u>	<u>Amount</u>
CURRENT		
Misc. Operating OE 1079200	Town Council OE 1052222	500.00
Utility – Gas/Diesel 1089229	Stormwater OE 1082250	7,000.00
TOTAL CURRENT TRANSFERS		<u>\$7,500.00</u>

CERTIFICATION

THIS IS TO CERTIFY that the above is a true copy of a Resolution adopted by the Town Council of the Town of Newton at a regular meeting of said Governing Body conducted on Monday, November 23, 2015.

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #201-2015

November 23, 2015 “Approve Change Order No. 1 for the Proposed Traffic Signal Improvements for Trinity Street Project”

WHEREAS, the Town Council of the Town of Newton awarded a contract for the Proposed Traffic Signal Improvements for Trinity Street to FAI-GON Electric, Inc. in the amount of \$294,875.00 by Resolution #88-2015, which was adopted on June 8, 2015; and

WHEREAS, the reason for Change Order No. 1 increase is to adjust the final contract amount to reflect as-built quantities, provide for additional police traffic directors, and address various resident concerns encountered during construction; and

WHEREAS, Harold E. Pellow and Associates has prepared Change Order No. 1 for said project and recommends approval:

	<u>Amount</u>
<u>Extras</u>	\$13,381.00
<u>Supplemental</u>	\$5,118.45
<u>Reduction</u>	<u>(\$16,163.95)</u>
Total Change Order No. 1	\$2,335.50

WHEREAS, the adjusted contract amount will be increased by Change Order No. 1 to the new contract total of \$297,210.50; and

WHEREAS, the Chief Financial Officer has certified funds are available based on the attached certification;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that it hereby approves Change Order No. 1 for the Proposed Traffic Signal Improvements for Trinity Street based on the recommendation of the Harold E. Pellow and Associates, and that the Mayor or Deputy Mayor is authorized to execute said Change Order No. 1 resulting in a new contract total of \$297,210.50.

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, November 23, 2015.

Lorraine A. Read, RMC
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 #: 201-2015

APPROVING: FAI-GON ELECTRIC, INC.

FOR THE PURPOSE OF: C.O.#1 TRINITY ST. TRAFFIC SIGNAL
ADD'L POLICE & RESIDENT CONCERNS

IN THE AMOUNT OF: \$2,335.50

APPROPRIATED BY:

CAPITAL

ORD#2015-16 TRINITY STREET #30915162 \$2,335.50

DATED THIS 23RD DAY OF NOVEMBER 2015

BY *Dawn L. Babcock*

DAWN L. BABCOCK
CHIEF FINANCIAL OFFICER



HAROLD E. PELLOW & ASSOCIATES, INC.

CONSULTING ENGINEERS • PLANNERS • LAND SURVEYORS

Established 1969

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

ANN PELLOW WAGNER
NJ - C.L.A., VA - C.L.A., PA - C.L.A.
(5/26/84 - 7/27/89)

DAVID B. SIMMONS, JR., *VICE PRESIDENT*
NJ - P.E. & L.S., NJ - P.P., NJ - C.M.E.,
NY - P.E. & L.S., PA - P.E. & L.S.

CORY L. STONER, *EXEC. VICE PRESIDENT*
NJ - P.E., NJ - C.M.E.,
PA - P.E.

MATTHEW J. MORRIS
NJ - L.L.A., NJ - P.P.

THOMAS G. KNUTELSKY, *ASSOCIATE*
NJ - P.E.

November 19, 2015

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

FROM: Harold E. Pellow, P.E., L.S., Town Engineer

SUBJECT: Proposed Traffic Signal Improvements for Trinity Street
HPA No. 15-047

Dear Tom:

Enclosed herewith please find the following paperwork in reference to the above project:

1. Town of Newton voucher in the amount of \$167,836.27 due FAI-GON Electric, Inc. for work completed through November 9, 2015.
2. Estimate Certificate No. 2 reflecting quantities used through November 9, 2015.
3. Three (3) copies of Change Order No. 1 which reflect an adjustment of the amount of the original contract of \$294,875.00 by the addition of Extras totaling \$13,381.00 and Supplemental work totaling \$5,118.45, and the subtraction of Reductions totaling \$16,163.95, resulting in an adjusted contract amount of \$297,210.50. Kindly have the Mayor sign and date all three copies on the line indicated *Presiding Officer*. Retain one copy for your file and **return the remaining two copies to this office**. We will forward one copy to FAI-GON Electric, Inc. and retain one copy in our files.

Please ensure that FAI-GON Electric, Inc. has provided all up-to-date payroll certifications prior to issuing payment for this project.

Very truly yours,

Cory L. Stoner, P.E., C.M.E. for
HAROLD E. PELLOW & ASSOCIATES, INC.
Town of Newton Engineers

CLS:mac
K:\PROJECTS\MUNICIPAL\NEWTON\COUNCIL\15-047 - TRAFFIC SIGNAL IMPROVEMENTS FOR TRINITY STREET\RUSSO5.DOC

Enclosures

cc: FAI-GON Electric, Inc.

Town of Newton

39 Trinity Street

Newton, NJ 07860-1823

Phone: (973) 383-3521 ext. 233

FUND	ACCOUNT	ACCOUNT NO.	AMOUNT	CHECK NO.

VENDOR #	P.O. #	YEAR	DATE PAID

Pay To:

*FAI-GON Electric, Inc.
140 11th Street
Piscataway, NJ 08854*

VOUCHER

N. J. Tax Exempt No. 22-6002148

DATE	INVOICE #	QUAN.	DESCRIPTION	UNIT COST	TOTAL
			<p>FOR WORK COMPLETED ON PROPOSED TRAFFIC SIGNAL IMPROVEMENTS FOR TRINITY STREET THROUGH 11/9/2015 AS SHOWN ON ESTIMATE CERTIFICATE NO. 2 (ATTACHED)</p> <p>ORIGINAL CONTRACT AMOUNT \$294,875.00 ADJUSTED CONTRACT AMOUNT BASED ON CHANGE ORDER NO. 1 \$297,210.50 WORK COMPLETED THROUGH 11/9/2015 \$297,210.50 LESS 2% RETAINAGE (\$ 5,944.21) LESS PREVIOUS PAYMENTS (\$123,430.02)</p> <p>TOTAL AMOUNT DUE THIS VOUCHER</p>		\$167,836.27

Officer's Certification

I, having knowledge of the facts, certify that the materials and supplies have been received or the services rendered; said certification being based on signed delivery slips or other reasonable procedures.

Date _____

Approved: _____ Date _____
Town Manager

Finance Pre-Audit

Date: _____ Initials: _____

Claimant's Certification and Declaration

I do solemnly declare and certify under the penalties of the law that the within bill is correct in all its particulars; that the articles have been received or services rendered as stated herein; that no bonus has been given or received by any person or persons within the knowledge of this claimant in connection with the above claim; that the amount herein stated is justly due and owing and that the amount charged is a reasonable one.

Signature Here _____

Official Position _____

Date _____

Estimate Certificate No. 2

Date: For Work Completed Through November 9, 2015
Project: Proposed Traffic Signal Improvements for Trinity Street
Owner: Town of Newton, Municipal Building, 39 Trinity Street, Newton, NJ 07860
Contractor: FAI-GON Electric, Inc., 140 11th Street, Piscataway, NJ 08854

Item No.	Description	Unit Measure	Original Contract Quantity	Extrac'tion Supplem. Quantity	Reduction Quantity	Adjusted Quantity	Quantity to Date	Unit Price Totals	Total Amt. to Date or Final
1	Mobilization	L.S.	100%			100%	100%	\$ 28,300.00	\$ 28,300.00
2	Construction Signs	Sq. Ft.	182		86	96	96	\$ 1.00	\$ 96.00
3	Drums, If & Where Needed	Unit	20		20	0	0	\$ 1.00	\$ -
4	Cones, If & Where Needed	Unit	20			20	20	\$ 1.00	\$ 20.00
5	Police Traffic Directors	Mn. Hr.	80	98		178	178	\$ 85.00	\$ 15,130.00
6	2" Rigid Metallic Conduit, Type CUR (Service)	Lin. Ft.	80		20	60	60	\$ 28.00	\$ 1,680.00
7	3" Rigid Non-Metallic Conduit, Type CUR (Schedule 80 PVC)	Lin. Ft.	65	25		90	90	\$ 30.00	\$ 2,700.00
8	4" Rigid Non-Metallic Conduit, Type CUR (Schedule 80 PVC)	Lin. Ft.	985	42		1,027	1,027	\$ 30.00	\$ 30,810.00
9	Foundations, Type SFK	Unit	8			8	8	\$ 1,700.00	\$ 13,600.00
10	Foundations, Type SPF	Unit	2			2	2	\$ 900.00	\$ 1,800.00
11	Foundations, Type P-MC	Unit	2			2	2	\$ 2,360.00	\$ 4,720.00
12	18" x 36" Junction Box	Unit	10			10	10	\$ 1,850.00	\$ 18,500.00
13	Meter Cabinet, Type TL	Unit	2			2	2	\$ 2,290.00	\$ 4,580.00
14	Controller Assembly, 8 Phase with Battery Backup	Unit	2			2	2	\$ 15,725.00	\$ 31,450.00
15	Traffic Signal Standard, Aluminum (Type "K")	Unit	8			8	8	\$ 2,435.00	\$ 19,480.00
16	Traffic Signal Mast Arm, Aluminum (15 Feet)	Unit	8			8	8	\$ 1,885.00	\$ 15,080.00
17	Traffic Signal Head	Unit	24			24	24	\$ 900.00	\$ 21,600.00
18	No Item	***	0			0	0	\$ -	\$ -
19	Pedestrian Signal Standard	Unit	2			2	2	\$ 665.00	\$ 1,330.00
20	Pedestrian Signal Head (Countdown)	Unit	16			16	16	\$ 885.00	\$ 14,160.00
21	Push Button Assembly with R10-3e Sign	Unit	8			8	8	\$ 300.00	\$ 2,400.00
22	Traffic Signal Cable, 2 Conductor	Lin. Ft.	900	23		923	923	\$ 2.25	\$ 2,076.75
23	Traffic Signal Cable, 5 Conductor	Lin. Ft.	1,900	54		1,846	1,846	\$ 2.50	\$ 4,615.00
24	Traffic Signal Cable, 10 Conductor	Lin. Ft.	3,200	443		2,757	2,757	\$ 2.90	\$ 7,995.30
25	Ground Wire, No. 8 AWG	Lin. Ft.	800	122		922	922	\$ 2.25	\$ 2,074.50
26	Service Wire, No. 6 AWG	Lin. Ft.	240	155		395	395	\$ 4.45	\$ 1,757.75
27	Image Detection Cable	Lin. Ft.	600		123	477	477	\$ 2.75	\$ 1,311.75
28	Image Detection Unit Assembly	Unit	4			4	4	\$ 4,245.00	\$ 16,980.00
29	Controller Turn On	Unit	2			2	2	\$ 2,730.00	\$ 5,460.00
30	Signs	Unit	8		8	0	0	\$ 700.00	\$ -
31	Concrete Sidewalk, 4" Thick	Sq. Yd.	160	27		187	187	\$ 75.00	\$ 14,025.00
32	9" x 18" Concrete Curb	Lin. Ft.	220		148	72	72	\$ 55.00	\$ 3,960.00
33	Detectable Warning Surface	Unit	16		16	16	16	\$ 275.00	\$ 4,400.00

Estimate Certificate No. 2

Date: For Work Completed Through November 9, 2015
Project: Proposed Traffic Signal Improvements for Trinity Street
Owner: Town of Newton, Municipal Building, 39 Trinity Street, Newton, NJ 07860
Contractor: FAI-GON Electric, Inc., 140 11th Street, Piscataway, NJ 08854

Item No.	Description	Unit Measure	Original Contract Quantity	Extrav. Supplem. Quantity	Reduction Quantity	Adjusted Quantity	Quantity to Date	Unit Price Totals	Total Amt. to Date or Final
34S	Additional Concrete Sidewalk Removal	Sq. Yd.	0	45		45	45	\$ 12.00	\$ 540.00
35S	Additional Lawn Repair	Sq. Yd.	0	15		15	15	\$ 15.00	\$ 225.00
36S	Reset Casting	Unit	0	1		1	1	\$ 350.00	\$ 350.00
37S	Concrete Driveway, 6" Thick	Sq. Yd.	0	8		8	8	\$ 90.00	\$ 720.00
38S	Reset Brick Pavers	Sq. Ft.	0	66		66	66	\$ 11.00	\$ 726.00
39S	Hot Mix Asphalt Driveway Repair	Ton	0	4		4	4	\$ 210.00	\$ 840.00
40S	Sidewalk Replacement Due to JCP&L Damage	L.S.	0%	100%		100%	100%	\$ 1,200.00	\$ 1,200.00
41S	Lawn Sprinkler Repairs	L.S.	0%	100%		100%	100%	\$ 517.45	\$ 517.45
TOTAL:									\$ 297,210.50

Recommended for Approval
 Approved by
 Signatures
 INSPECTOR
 MUNICIPAL ENGINEER

Original Contract \$ 294,875.00
 Total Extra & Supplemental \$ 18,499.45
 Total Reduction \$ 16,163.95
Total Adjusted Contract \$ 297,210.50
 (Based on Change Order No. 1)

Total Cost of Construction 2%
 Less Retainage of
 Less Previous Payments

PAYMENT NOW DUE: \$ 167,836.27

HAROLD E. PELLOW and ASSOCIATES, INC.

17 Plains Road
Augusta, NJ 07822-2009

**CHANGE ORDER NO. 1
11/19/2015**

Project	PROPOSED TRAFFIC SIGNAL IMPROVEMENTS FOR TRINITY STREET
Owner	TOWN OF NEWTON, MUNICIPAL BUILDING, 39 TRINITY STREET, NEWTON, NJ 07860
County	SUSSEX COUNTY
Contractor	FAL-GON ELECTRIC, INC., 140 11TH STREET, PISCATAWAY, NJ 08854

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

Location: Trinity Street
Reason: See reasons below.

<u>ITEM NO.</u>	<u>DESCRIPTION</u>	<u>QUANTITY (+/-)</u>	<u>UNIT PRICE</u>	<u>AMOUNT</u>
<u>EXTRA</u>				
5	POLICE TRAFFIC DIRECTORS <i>Actual hours that Police Traffic Directors were required during construction.</i>	98	MN. HR. \$ 85.00	\$ 8,330.00
7	3" RIGID NON-METALLIC CONDUIT, TYPE CUR (SCHEDULE 80 PVC) <i>As-built quantity.</i>	25	LIN. FT. \$ 30.00	\$ 750.00
8	4" RIGID NON-METALLIC CONDUIT, TYPE CUR (SCHEDULE 80 PVC) <i>As-built quantity.</i>	42	LIN. FT. \$ 30.00	\$ 1,260.00
22	TRAFFIC SIGNAL CABLE, 2 CONDUCTOR <i>As-built quantity.</i>	23	LIN. FT. \$ 2.25	\$ 51.75
25	GROUND WIRE, NO. 8 AWG <i>As-built quantity.</i>	122	LIN. FT. \$ 2.25	\$ 274.50
26	SERVICE WIRE, NO. 6 AWG <i>As-built quantity.</i>	155	LIN. FT. \$ 4.45	\$ 689.75
31	CONCRETE SIDEWALK, 4" THICK <i>Additional sidewalk replacement was required to adjust grade and sidewalk near the handicap ramps.</i>	27	SQ. YD. \$ 75.00	\$ 2,025.00
Total EXTRA:				\$ 13,381.00
<u>SUPPLEMENTAL</u>				
34S	ADDITIONAL CONCRETE SIDEWALK REMOVAL <i>Additional sidewalk replacement was required to adjust grade and sidewalk near the handicap ramps.</i>	45	SQ. YD. \$ 12.00	\$ 540.00
35S	ADDITIONAL LAWN REPAIR <i>Additional sidewalk replacement was required to adjust grade and sidewalk near the handicap ramps.</i>	15	SQ. YD. \$ 15.00	\$ 225.00
36S	RESET CASTING <i>Required during construction to adjust grade of curbing near the handicap ramps.</i>	1	UNIT \$ 350.00	\$ 350.00
37S	CONCRETE DRIVEWAY, 6" THICK <i>Added during construction at the Union Place intersection near the handicap ramps.</i>	8	SQ. YD. \$ 90.00	\$ 720.00
38S	RESET BRICK PAVERS <i>Reset required during construction to adjust grade of sidewalk near the handicap ramps.</i>	66	SQ. FT. \$ 11.00	\$ 726.00
39S	HOT MIX ASPHALT DRIVEWAY REPAIR <i>Required during construction to repair asphalt driveway near the handicap ramp at the Union Place intersection.</i>	4	TON \$ 210.00	\$ 840.00
40S	SIDEWALK REPLACEMENT DUE TO JCP&L DAMAGE <i>To be reimbursed by JCP&L.</i>	100%	L.S. \$ 1,200.00	\$ 1,200.00
41S	LAWN SPRINKLER REPAIRS <i>Required during construction to repair lawn sprinklers that needed to be relocated on the Mitchell Agency corner of Moran St.</i>	100%	L.S. \$ 517.45	\$ 517.45
Total SUPPLEMENTAL:				\$ 5,118.45

HAROLD E. PELLOW and ASSOCIATES, INC.

17 Plains Road
Augusta, NJ 07822-2009

**CHANGE ORDER NO. 1
11/19/2015**

Project	PROPOSED TRAFFIC SIGNAL IMPROVEMENTS FOR TRINITY STREET
Owner	TOWN OF NEWTON, MUNICIPAL BUILDING, 39 TRINITY STREET, NEWTON, NJ 07860
County	SUSSEX COUNTY
Contractor	FAL-GON ELECTRIC, INC., 140 11TH STREET, PISCATAWAY, NJ 08854

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

Location: Trinity Street
Reason: See reasons below.

<u>ITEM NO.</u>	<u>DESCRIPTION</u>	<u>QUANTITY (+/-)</u>	<u>UNIT PRICE</u>	<u>AMOUNT</u>
REDUCTION				
2	CONSTRUCTION SIGNS <i>As-built quantity.</i>	86	SQ. FT. \$ 1.00	\$ 86.00
3	DRUMS, IF & WHERE NEEDED <i>As-built quantity.</i>	20	UNIT \$ 1.00	\$ 20.00
6	2" RIGID METALLIC CONDUIT, TYPE CUR (SERVICE) <i>As-built quantity.</i>	20	LIN. FT. \$ 28.00	\$ 560.00
23	TRAFFIC SIGNAL CABLE, 5 CONDUCTOR <i>As-built quantity.</i>	54	LIN. FT. \$ 2.50	\$ 135.00
24	TRAFFIC SIGNAL CABLE, 10 CONDUCTOR <i>As-built quantity.</i>	443	LIN. FT. \$ 2.90	\$ 1,284.70
27	IMAGE DETECTION CABLE <i>As-built quantity.</i>	123	LIN. FT. \$ 2.75	\$ 338.25
30	SIGNS <i>Eliminated during construction.</i>	8	UNIT \$ 700.00	\$ 5,600.00
32	9" x 18" CONCRETE CURB <i>As-built quantity.</i>	148	LIN. FT. \$ 55.00	\$ 8,140.00
Total REDUCTION:				\$ 16,163.95

AMOUNT OF ORIGINAL CONTRACT:	<u>\$294,875.00</u>	EXTRA:	<u>\$ 13,381.00</u>
ADJUSTED AMOUNT BASED ON CHANGE ORDER NO. 1:	<u>\$297,210.50</u>	SUPPLEMENTAL:	<u>\$ 5,118.45</u>
% CHANGE IN CONTRACT: [(+) Increase or (-) Decrease]	<u>+ 0.79%</u>	REDUCTION:	<u>\$ 16,163.95</u>
		TOTAL CHANGE:	<u>\$ 2,335.50</u>

_____	_____
(Engineer)	(Date)
_____	_____
(Presiding Officer)	(Date)
_____	_____
(Contractor)	(Date)



TOWN OF NEWTON

RESOLUTION #202-2015

November 23, 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.

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, November 23, 2015.

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #203-2015

November 23, 2015 "A Resolution Providing for a Meeting Not Open to the Public in Accordance with the Provisions of the New Jersey Open Public Meetings Act, N.J.S.A. 10:4-12"

WHEREAS, the Town Council of the Town of Newton is subject to certain requirements of the Open Public Meetings Act, N.J.S.A. 10:4-6, et seq.; and

WHEREAS, the Open Public Meetings Act, N.J.S.A. 10:4-12, provides that an Executive Session, not open to the public, may be held for certain specific purposes when authorized by Resolution; and

WHEREAS, it is necessary for the Town Council of the Town of Newton to discuss in a session not open to the public certain matters relating to the items authorized by N.J.S.A. 10:4-12b and designated below:

- (1) Potential Litigation – Newton Medical Center Taxation
- (2) Contract Negotiations – CWA and UPSEU

NOW, THEREFORE, BE IT RESOLVED, by the Town Council of the Town of Newton, assembled in public session on November 23, 2015, that an Executive Session closed to the public shall be held on November 23, 2015, at _____ PM in the Town of Newton Municipal Building, 39 Trinity Street, Newton, NJ, for the discussion of matters relating to the specific items designated above.

It is anticipated that the deliberations conducted in closed session may be disclosed to the public upon the determination of the Town Council that the public interest will no longer be served by such confidentiality.

CERTIFICATION

THIS IS TO CERTIFY that the above is a true copy of a Resolution adopted by the Town Council of the Town of Newton at a public meeting of said Governing Body conducted on Monday, November 23, 2015.

Lorraine A. Read, RMC
Municipal Clerk

AGENDA ITEMS

For November 23, 2015 Council Meeting

Minutes: - November 9, 2015 – Regular Meeting

An application for an on-premise raffle (50-50) from the HSA Camp Auxilium Learning Center to be held on December 12, 2015 from 12:00 pm to 1:00 pm at 44 Ryerson Avenue, Newton.

Terri Oswin

From: Michelle Estremera
Sent: Wednesday, November 18, 2015 4:20 PM
To: Terri Oswin
Cc: Lorraine A. Read
Subject: 11/23/15 Agenda Item Add-On

A membership application from Joseph Chavarria, 7A Donald Avenue, Newton, into the Newton Fire Department.

 *Michelle Estremera*

Municipal Clerk Secretary
39 Trinity Street
Newton, NJ 07860
PH: 973-383-3521 ext. 221
E-mail: mestremera@newtontownhall.com

IMPORTANT NOTICE: The information contained in this message and in any attachments is time-sensitive and confidential. If you are not an intended recipient, please inform the sender immediately. Any unauthorized use, disclosure, or distribution is prohibited.

List of Bills - (10001) CASH - CURRENT - LAKELAND #434 CURRENT FUND

Check#	Vendor	Description	Payment	Check Total
35900	921 - AIRGAS EAST	PO 46163 BLANKET: ACETYLENE/ARGON/OXYGEN REN	7.34	7.34
35901	89 - AIRMARK POOLS, INC.	PO 47199 CLOSE & SHOCK POOL	2,392.47	2,392.47
35902	2757 - ATLANTIC TACTICAL INC.	PO 46952 GLOCK FRONT SIGHT TOOL	25.00	
		PO 47061 BATTERIES -CUST #203375	87.32	112.32
35903	1132 - BOONTON TIRE SUPPLY INC.	PO 47164 CODE ENFORCEMENT NJ INSPECT WIPERS	187.83	187.83
35904	3143 - CARTRIDGE WORLD	PO 47151 PRINT CARTRIDGES -CLERK	341.96	341.96
35905	163 - CENTURYLINK COMMUNICATIONS, INC.	PO 46110 BLANKET: LONG DISTANCE (APR-DEC @\$2	46.49	46.49
35906	2756 - EM SIGNS, LLC	PO 47178 TOWN SEALS TRK #17	110.00	110.00
35907	2192 - EMERGENCY MEDICAL PRODUCTS	PO 47155 SHARPS CONTAINERS	40.38	40.38
35908	1608 - GOLD TYPE BUSINESS MACHINES	PO 47081 COMPUTER MOUNT	391.95	391.95
35909	2660 - GRASS ROOTS, INC.	PO 47014 ATHLETIC FIELD MAINTENANCE	4,287.60	4,287.60
35910	2778 - High Point Electric Inc.	PO 47182 ST LIGHTING REPAIR VARIOUS LOCATION	681.90	681.90
35911	3235 - J. CALDWELL & ASSOCIATES, LLC.	PO 47206 PB CONSULT-OCT	295.00	295.00
35912	3715 - JOHN MULHERN	PO 46558 JUDGE 7/15-12/15 \$35,000/12=\$2916.6	2,916.67	2,916.67
35913	2532 - LADDEY, CLARK & RYAN, LLP	PO 46038 2015 PROSECUTOR (ann \$27,000/\$2,250	2,458.33	2,458.33
35914	2532 - LADDEY, CLARK & RYAN, LLP	PO 47240 OCT LEGAL CURR, W/S, CAP-REDEV	3,024.00	3,024.00
35915	2456 - MAGARINO FORD, LLC.	PO 47117 FRONT END SPRINGS/HARDWARE TRK 13	1,347.44	1,347.44
35916	409 - MINISINK PRESS INC	PO 47126 Business Cards	275.00	275.00
35917	3450 - MORRIS ASPHALT CO.	PO 47147 ASPHALT (16.048 TONS)	1,011.02	1,011.02
35918	1528 - MR. JOHN, INC.	PO 46103 BLANKET: RECYCLING CNTR PORT A JOHN	72.98	72.98
35919	3728 - MUNICIPAL SAFETY SUPPLY	PO 47150 POLICE TRAFFIC VESTS	638.75	638.75
35920	3598 - Mariola Mlekicki	PO 47139 POLISH INTERPRETER	85.00	85.00
35921	116 - NEW JERSEY HERALD, INC.	PO 46965 2015 Tax Sale Ad	369.60	
		PO 47249 Ad OCT	244.80	614.40
35922	288 - NEWTON CITGO, INC.	PO 47180 GAS POLICE CARS	44.25	44.25
35923	336 - NEWTON TROPHY	PO 47129 PLANNING BD Name Plate	10.50	10.50
35924	106 - ELIZABETHTOWN GAS	PO 46204 BLANKET: NAT GAS USAGE (APR-DEC)	823.65	823.65
35925	2450 - PINNACLE WIRELESS FBO UNITEK GLOBAL	PO 47079 VHF ANTENNA	54.35	54.35
35926	39 - QUILL CORPORATION	PO 47189 Soundbars for new monitors	89.97	89.97
35927	2478 - RACHLES/MICHELE'S OIL COMPANY, INC.	PO 46160 BLANKET: GAS (APR-SEPT \$4000)ACCT #	4,086.64	4,086.64
35928	2471 - SCHWABE, INC	PO 47095 CLERK STAMPS - NOTARY/ REC'D	108.24	108.24
35929	126 - SCMUA	PO 46195 BLANKET: TRASH/BRUSH/STREET SWEEPIN	1,276.26	1,276.26
35930	951 - SERVICE ELECTRIC CABLE TV	PO 46201 BLANKET: (3) CONVERTER BOX RENTAL 2	15.65	15.65
35931	3117 - SOME'S WORLD WIDE UNIFORMS, INC.	PO 47175 S/O UNIFORM	734.30	734.30
35932	2257 - STAPLES BUSINESS ADVANTAGE, INC.	PO 46151 BLANKET: PD/CENCOM OFFICE SUPPLIES	284.80	284.80
35933	102 - SUSSEX CAR WASH INC	PO 46085 BLANKET: POLICE CAR WASHES (APR-DEC	126.00	126.00
35934	2113 - SUSSEX COUNTY MAILING SERVICE	PO 46990 Process/Mail Fall Public Newsletter	684.16	684.16
35935	371 - T.A. MOUNTFORD COMPANY, INC.	PO 46728 TONER -CODE ENF	243.00	
		PO 47148 FINANCE COPIER/SCANNER CONTRACT (5,	125.00	368.00
35936	3429 - TOYOTA MOTOR CREDIT CORP.	PO 46155 BLANKET: 2013 TOYOTA CAMRY 60 PMT @	472.08	472.08
35937	3444 - USA HOISTCO., INC.	PO 46082 BLANKET: ELEVATOR MAINT POLICE SIDE	210.00	210.00
35938	1819 - VOGEL, CHAIT, COLLINS, SCHNEIDER, PC,	PO 47224 PB CONSULT-OCT 2015	1,350.00	1,350.00
35939	2938 - WOODRUFF ENERGY US, INC.	PO 46115 BLANKET: NAT GAS USAGE (APR-DEC)	1,118.47	1,118.47
TOTAL				33,196.15

Total to be paid from Fund 10 CURRENT FUND

33,196.15

33,196.15

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

Check#	Vendor	Description	Payment	Check Total
1294	286 - CURRENT ACCOUNT	PO 47248 REIM POLICE 1074223 BODY ARMOR	2,165.12	2,165.12
1295	2048 - DANIELSON, DEBORAH	PO 47196 1st & 2nd QTR STIPEND ACTION ALLIAN	500.00	500.00
	TOTAL			----- 2,665.12

Total to be paid from Fund 11 FEDERAL/STATE GRANTS

2,665.12

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2,665.12

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

Check#	Vendor	Description	Payment	Check Total
8484	2532 - LADDEY, CLARK & RYAN, LLP	PO 47240 OCT LEGAL CURR, W/S, CAP-REDEV	832.00	832.00
8485	3590 - MCELWEE & QUINN FINANCIAL PRINTING	PO 47161 PRINT BAN OFFICIAL STATEMENT	1,000.00	1,000.00
	TOTAL			----- 1,832.00

Total to be paid from Fund 30 CAPITAL

1,832.00

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1,832.00

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

Check#	Vendor	Description	Payment	Check Total
15310	2709 - ACCURATE WASTE REMOVAL INC.	PO 46177 BID: CHEMICAL WASTE REMOVAL @ \$.03	264.00	264.00
15311	921 - AIRGAS EAST	PO 45495 BLANKET: CARBON DIOXIDE	194.81	194.81
15312	2141 - AIRMATIC COMPRESSOR SYSTEMS, INC.	PO 47179 GENERATOR REPAIR WTP	218.75	218.75
15313	1625 - ALTERNATE POWER INC.	PO 47119 LOAD TEST WTP	2,895.00	2,895.00
15314	3015 - CAPITOL SUPPLY CONST PRODUCTS, INC.	PO 47141 8" REPAIR CLAMP	301.18	301.18
15315	2138 - KISTLER O'BRIEN FIRE PROTECTION, IN	PO 47145 WTP TANK CHLORINE RM SVC	720.00	720.00
15316	2532 - LADLEY, CLARK & RYAN, LLP	PO 47240 OCT LEGAL CURR, W/S, CAP-REDEV	400.00	400.00
15317	116 - NEW JERSEY HERALD, INC.	PO 45628 ADVERTISE TOWN NEWTON 2015 (2/1/15	365.00	365.00
15318	106 - ELIZABETHTOWN GAS	PO 46204 BLANKET: NAT GAS USAGE (APR-DEC)	352.99	352.99
15319	2882 - ONE CALL CONCEPTS, INC.	PO 46083 BLANKET: ONE CALL MESSAGES (APR-DEC	208.44	208.44
15320	121 - PUMPING SERVICES, INC.	PO 46153 BLANKET: 2 QTR INSPECT STP @ \$3500/ PO 47016 MERRIAM AVE PUMP STATION REPAIR	3,965.00 495.00	4,460.00
15321	853 - R&D TRUCKING INC	PO 46170 BID: SLUDGE REMOVAL @ \$.034 (\$74,0	3,740.00	3,740.00
15322	1489 - SMALLEY, JOHN	PO 46039 2015 SVC'S MORRIS LAKE 9 mnths @ \$1	1,250.00	1,250.00
15323	2113 - SUSSEX COUNTY MAILING SERVICE	PO 46990 Process/Mail Fall Public Newsletter	684.17	684.17
15324	2675 - TIRE KING, INC.	PO 47154 4 TRK TIRES-CARR	960.00	960.00
15325	382 - WELDON ASPHALT COMPANY, INC.	PO 47225 9.9 TON I-5 FABC WATER MAIN REPAIR	504.80	504.80
15326	2938 - WOODRUFF ENERGY US, INC.	PO 46115 BLANKET: NAT GAS USAGE (APR-DEC)	390.02	390.02
TOTAL				17,909.16

17,909.16

Total to be paid from Fund 60 WATER/SEWER UTILITY

17,909.16

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17,909.16

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

Check#	Vendor	Description	Payment	Check Total
3430	175 - CAPITAL ACCOUNT	PO 47250 cor #8402 2/23 JCaldwell Supp Redev	2,993.00	2,993.00
3431	3235 - J. CALDWELL & ASSOCIATES, LLC.	PO 47209 PNC BANK-OCT ESCROW	531.00	
		PO 47210 QUANTUM HOME-OCT ESCROW	590.00	
		PO 47211 NATURAL SELECTION-OCT ESCROW	531.00	1,652.00
3432	3438 - LAKELAND BUS LINES, INC.	PO 47035 BUS TRIP TO RADIO CITY 11/29	850.00	850.00
3433	263 - MCMANIMON, SCOTLAND & BAUMANN, LLC	PO 47135 KROUGH'S BREWERY	1,134.50	1,134.50
3434	285 - SLOAN, JAMES PPC.	PO 47247 PUBLIC DEFENDER NOV	1,229.17	1,229.17
3435	1819 - VOGEL, CHAIT, COLLINS, SCHNEIDER, PC,	PO 47212 J&R DEVEL/J PUTRINO/TWN SQ GRDN-OCT	30.00	
		PO 47213 SUSSEX ENTERPRISES-OCT ESCROW	45.00	
		PO 47218 NVE/OCCHINFINTO-OCT ESCROW	105.00	
		PO 47220 BRIAN GIBLIN-OCT ESCROW	75.00	
		PO 47221 PNC BANK-OCT ESCROW	210.00	
		PO 47222 NATURAL SELECTION-OCT ESCROW	225.00	
		PO 47223 NEWTON DUNKIN DONUTS-OCT ESCROW	345.00	1,035.00

	TOTAL			8,893.67

Total to be paid from Fund 71 TRUST

8,893.67

8,893.67

**List of Bills - (750001) CASH - HOUSING TRUST FUND (COAH) #0301
HOUSING TRUST FUND (COAH) (Fund 75)**

Check#	Vendor	Description	Payment	Check Total
138	2532 - LADDEY, CLARK & RYAN, LLP	PO 46553 COAH FOR STATE MATTER	688.00	688.00
	TOTAL			----- 688.00

Total to be paid from Fund 75 HOUSING TRUST FUND (COAH) (Fund 75) 688.00
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688.00