

June 22, 2009

The regular meeting of the Town Council of the Town of Newton was held on the above date at 7:00 p.m. Present were Mr. Elvidge, Mrs. Unhoch, Mrs. Becker, Mrs. Le Frois, Mayor Ricciardo and Town Manager, Mr. Thomas Russo, Jr.

Mayor Ricciardo 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 22, 2008”.

Mayor Ricciardo led all present in an invocation.

Mayor Ricciardo led the Pledge of Allegiance to the flag. The Clerk called the roll and upon completion of same, upon motion made by Mrs. Le Frois, seconded by Mrs. Unhoch and carried that the minutes of June 8, 2009 (Regular) and June 8, 2009 (Executive Session) were unanimously approved.

Mayor Ricciardo declared the meeting open to the public.

PUBLIC

Mr. Douglas Radigan, Madison Street, Newton, addressed the Council to commend Officer Jose Morales of the Newton Police Department for his “exemplary” conduct he displayed during a recent incident in Newton. Mr. Radigan also reported that a carcass of a dead animal has been laying on Route 206 since May 27 or 28th and nothing has been done even though he made several reports to the Newton Police Department.

Council & Manager Reports

Mr. Russo noted that on the agenda there is an agreement with D2L Associates, Inc. to provide up to two months of consulting services to oversee our water and sewer operations. Mr. Russo then introduced Mr. Jim De Block, Vice President of D2L Associates, Inc. Mr. De Block thanked the Council for the opportunity to serve Newton and advised that his company has the necessary licenses to provide contract operation and maintenance services to private, municipal and industrial water and wastewater treatment facilities. It was noted that his company provides these services throughout the State of New Jersey as well as for New York City. Councilwoman Unhoch asked if Mr. De Block would be attending the Utility Board meetings and was advised that it would not be necessary.

Mr. Russo addressed the letter from Mr. Eric K. Snyder, County Planning Director, regarding the New Jersey Department of Transportation/ Highway Crossings. Mr. Snyder is proposing that the rail-trail crossings be posted not only with signage but also with a painted

June 22, 2009

crosswalk, giving pedestrians crossing the road far greater protection. Council unanimously agreed to support the idea for the one (1) crossing in Newton which is located opposite the County Administrative Center. Mr. Russo will create a Resolution to be adopted at the next Council meeting.

Mr. Russo reminded the Council of the Reorganization Meeting to be held on Wednesday, July 1, 2009 at 6:00 p.m.

Councilwoman Unhoch reported on the retirement of Mrs. Vera Young, dispatcher of Newton Police Department and requested that a letter of congratulations for her many years of service be sent on behalf of the Newton Town Council. It was noted that Mrs. Young will be returning in a month to continue working part-time as a dispatcher.

Mrs. Unhoch also reported that she recently attended a luncheon for the "Tribute to Women of Sussex County" where four (4) local women were honored. Mrs. Unhoch especially commended Virginia Schaylein, Social Worker, of Brookside Terrace, who was instrumental in obtaining computers and computer furniture for the residents at Brookside Terrace. Residents could utilize these computers to assist them in locating employment.

ORDINANCES

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

ORDINANCE # 2009-17

AN ORDINANCE TO AMEND CHAPTER XXI, FEES AND COSTS, OF THE REVISED GENERAL ORDINANCES OF THE TOWN OF NEWTON

BE IT ORDAINED, by the Town Council of the Town of Newton, that Chapter XXI, Fees and Costs, be amended as follows:

21-1.1 Licensing General (Relating to Chapter VI)

c. Solicitors and canvassers (6-3.5):

- | | |
|---------------------------|----------|
| 1. License fee, per day | \$ 50.00 |
| 2. License fee, per week | \$100.00 |
| 3. License fee, per month | \$200.00 |
| 4. License fee, per year | \$300.00 |

n. Trailer court operations (6-13.4)

- | | |
|-------------------|-----------------|
| 1. Monthly charge | \$40.00/trailer |
|-------------------|-----------------|

21-1.5 Traffic (Relating to Chapter X)

c. Parking lot meter fees (10-14.2):

June 22, 2009

- 1. Adams Street
 - a. Each one hour .25
 - b. Two hour maximum
- 2. Main Street Plaza
 - a. Each one hour .25
 - b. Ten hours maximum
- 3. Central, Eastern, Eastern-South and Western Plaza
 - a. Each one and one-half hours .25
 - b. Ten hours maximum

Parking Passes may be purchased for the above metered lots in the Municipal Building at the following rates:

- 1. Central, Eastern and Western Plaza
 - a. Monthly 25.00* plus tax
 - b. Quarterly 75.00* plus tax
 - c. Annual 269.00* plus tax
 - d. Merchant Annual 2 for 269.00* plus tax
- 2. Overnight Parking Pass Monthly Fee
 - a. Central & Western Plaza and the Adams Street Lot (residents and business' night shift employees) \$15.00*
 - b. Tractor Trailer Parking \$25.00*
 - c. Park & Ride (10-13B.2-b) Free

*plus applicable NJ State Sales Tax

21-1.15 Miscellaneous Fees and Charges

- b. Books and maps:
 - 1. Municipal Land Use Ordinance \$75.00
 - 6. Delete

Mayor Ricciardo declared the hearing on Ordinance #2009-17 open to the public.

There being no one from the public to be heard, upon motion by Mrs. Le Frois, seconded by Mrs. Unhoch and carried, the hearing was closed.

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

Mr. Elvidge	Yes	Mrs. Unhoch	Yes
Mrs. Becker	Yes	Mrs. Le Frois	Yes
	Mayor Ricciardo	Yes	

BE IT RESOLVED by the Town Council of the Town of Newton that the above Ordinance be adopted in its entirety according to law.

The Clerk will advertise the above Ordinance according to law.

June 22, 2009

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

ORDINANCE #2009-18

AN ORDINANCE TO AMEND ORDINANCE 2008-28 ESTABLISHING MINIMUM AND MAXIMUM SALARIES AND WAGES FOR OFFICERS AND EMPLOYEES OF THE TOWN OF NEWTON FOR THE CALENDAR YEAR 2009

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

Mr. Elvidge	Yes	Mrs. Unhoch	Yes
Mrs. Becker	Yes	Mrs. Le Frois	Yes
Mayor Ricciardo	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 July 13, 2009.

The Clerk will advertise the above Ordinance according to law.

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

ORDINANCE #2009-19

AN ORDINANCE TO AMEND CHAPTER V, GENERAL POLICE REGULATIONS OF THE REVISED GENERAL ORDINANCES OF THE TOWN OF NEWTON

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

Mr. Elvidge	Yes	Mrs. Unhoch	Yes
Mrs. Becker	Yes	Mrs. Le Frois	Yes
Mayor Ricciardo	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 July 13, 2009.

The Clerk will advertise the above Ordinance according to law.

OLD BUSINESS

The Town Council reviewed the two questionnaire responses from Ben Horten and FKA Architects as well as a synopsis of the various costs from both firms. After a brief discussion, the Council unanimously agreed to select FKA Architects for the Council Chamber Renovation project. It was noted that the skylight option would be eliminated from the renovation due to cost. Mr. Russo noted that he performed a reference check on FKA with a positive outcome on work performance as well as minimal change orders.

June 22, 2009

Mayor Ricciardo requested a motion on Resolution #113-2009 to authorize the execution of an Agreement with FKA Architects for the Town Council Chambers Redesign.

The following RESOLUTION was offered by Mrs. Le Frois, who moved its adoption, seconded by Mr. Elvidge and roll call resulted as follows:

Mr. Elvidge	Yes	Mrs. Unhoch	Yes
Mrs. Becker	Yes	Mrs. Le Frois	Yes
Mayor Ricciardo	Yes		

RESOLUTION #113-2009

AUTHORIZE THE EXECUTION OF AN AGREEMENT WITH FKA FOR THE TOWN COUNCIL CHAMBERS REDESIGN

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

WHEREAS, the Town of Newton advertised a Request for Proposals for the services of a qualified Architect for the redesign of the Town Council Chambers and received several responses; and

WHEREAS, FKA has submitted a proposal dated May 13, 2009 outlining the services to be provided; and

WHEREAS, after an interview process and additional questionnaire review process, the Governing Body has determined that FKA is the best firm for the project; and

WHEREAS, the Chief Financial Office has certified that funds are available to support an agreement with FKA, for architectural design services in the amount of \$35,400.00 as outlined in their original proposal dated May 13, 2009, and a questionnaire received by the June 17, 2009 deadline;

NOW THEREFORE BE IT RESOLVED, that the Town Council of the Town of Newton hereby authorized the Mayor and Clerk to execute an agreement with FKA for architectural services for the redesign of the town Council Chambers, and

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

CONSENT AGENDA

Mayor Ricciardo 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.”*

It was requested that Resolution #121-2009 be removed from the consent agenda for individual discussion.

RESOLUTION #114-2009*

APPROVE REFUND OF ERRONEOUS TAX PAYMENT PAYMENT

June 22, 2009

WHEREAS, property taxes for the 2nd quarter of 2009 were paid for Block 1104, Lot 7, also known as Woodside Avenue and owned by Arcuri, Richard (Drew, Randall G.); and

WHEREAS, Taylor, Bean & Whitaker Mortgage Corporation paid the 2nd quarter 2009 taxes on April 7, 2009 in the amount of \$1,097.76 on behalf of Mr. Arcuri; and

WHEREAS, First American Real Estate Tax Service also paid the 2nd quarter 2009 taxes in the amount of \$1,097.76 on May 5, 2009 as part of their bulk payment on behalf of Mr. Arcuri; and

WHEREAS, Taylor Bean & Whitaker Mortgage Corporation is requesting a refund for their erroneous tax payment in the amount of \$1,097.76;

NOW THEREFORE BE IT RESOLVED by the Town Council of the Town of Newton that this Governing body acknowledges that Taylor, Bean & Whitaker Mortgage Corporation are entitled to a refund in the amount of \$1,097.76, and

BE IT FURTHER RESOLVED that the Tax Collector is hereby authorized to process this refund to Taylor, Bean & Whitaker Mortgage Corporation.

RESOLUTION #115-2009*

RENEWAL OF CLUB LICENSES

BE IT RESOLVED by the Town Council of the Town of Newton, County of Sussex, State of New Jersey that the renewal Club License No. 1915-31-014-001 be issued to Newton memorial Post 5360, Veterans of Foreign Wars, t/a Newton Memorial Post 5360, V.F.W.; 85 Mill Street, Newton, New Jersey; and that the renewal Club License No. 1915-31-013-002 be issued to Loyal Order of Moose Newton Lodge #432, t/a Loyal Order of Moose Newton Lodge #432, 4 Diller Avenue, Newton, New Jersey for the licensing year 2009-2010, effective July 1, 2009.

RESOLUTION #116-2009*

RENEWAL OF PLENARY RETAIL DISTRIBUTION LICENSES

BE IT RESOLVED by the Town Council of the Town of Newton, County of Sussex, State of New Jersey, that the renewal Plenary Retail Distribution License No. 1915-44-010-003 be issued to Bia Krishna, Inc., t/a Seplow's Liquors, 5 Woodside Avenue, Newton, New Jersey; that the renewal Plenary Retail distribution License No. 1915-44-004-012 be issued to HV Patel Corporation, t/a Spring Liquors, 110 Spring Street, Newton, New Jersey for the licensing year 2009-2010, effective July 1, 2009.

RESOLUTION #117-2009*

RENEWAL OF PLENARY RETAIL CONSUMPTION LICENSES

BE IT RESOLVED by the Town Council of the Town of Newton, County of Sussex, State of New Jersey, that the renewal Plenary Retail Consumption License No. 1915-33-001-005 be issued to Chun Bo, Inc., t/a Chun Bo Chinese Restaurant, 66 Sparta Avenue, Newton, New Jersey; that the renewal Plenary Retail Consumption License No. 1915-33-002-008 be issued to Bader George Qarmout, t/a O'Reillys Pub & Grill, 271 Spring Street, Newton, New Jersey; that the renewal Plenary Retail Consumption License No. 1915-33-003-007 be issued to Big Tadew, LLC t/a Andre's Restaurant & Wine Boutique, 188-190 Spring Street, Newton, New Jersey; that the renewal Plenary Retail Consumption License w/Broad Package Privilege No. 1915-32-005-011 be issued to Newton Bar & Liquors, Inc., t/a Shop Rite Liquors of Newton, 127 Water Street, (Route 206 N.) Newton, New Jersey; that the renewal Plenary Retail Consumption License No. 1915-33-006-011 be issued to Thordon Inc., t/a Tuscany Bistro, 216 Woodside Avenue, (Rt. 206 S.), Newton, New Jersey; that the renewal Plenary Retail Consumption License No. 1915-33-007-005 be issued to Apple Food Service of Newton, LLC., t/a Applebee's Neighborhood Grill & Bar, 6 North Park Drive, Newton, New Jersey; that the renewal Plenary Retail Consumption License No. 1915-33-008-004 be issued to F. Roger Pierson Enterprises, Inc., t/a Barristers, 173 Spring Street, Newton, New Jersey; that the renewal Plenary Retail Consumption License No. 1915-33-009-001 be issued to Sakel Grapsas, Inc., t/a Spring House Restaurant & Tavern, 144 Spring Street, Newton, New Jersey; and that the renewal Plenary Retail Consumption License No. 1915-33-011-007 be

June 22, 2009

issued to The County Seat Restaurant, LLC, t/a The County Seat Dining & Catering, 64 Water Street, Newton, New Jersey; for the licensing year 2009-2010, effective July 1, 2009.

RESOLUTION #118-2009*

AUTHORIZATION CREDITS DUE WATER AND SEWER UTILITY ACCOUNTS

WHEREAS, the Water and Sewer Collector has determined that the following Water and Sewer Utility Accounts are due credits or refunds for the reason 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 the reasons stated:

Credit due to estimated bill of 2nd quarter billing too high:

<u>Account</u>	<u>Address</u>	<u>Amount</u>
1526	73 Water Street	\$46.75

Utility Board recommends waiver of penalty charge:

<u>Account</u>	<u>Address</u>	<u>Amount</u>
16307	33 Paterson Avenue	\$46.09

RESOLUTION #119-2009*

AUTHORIZE AN AGREEMENT WITH D2L ASSOCIATES, INC. FOR GENERAL CONSULTING SERVICES FOR THE NEWTON WATER AND SEWER UTILITY FOR 2009

WHEREAS, the Town of Newton requires the consulting services of a licensed operator for the Wastewater Treatment Plant and Water Filtration Plant; and

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

WHEREAS, D2L Associates, Inc. has submitted a proposal for services of a licensed operator for the Wastewater Treatment Plant and Water Filtration Plant, and possesses the following licenses: S-4, C-4, W-3, and T-3; and

WHEREAS, the Chief Financial Officer has certified that funds are available to support an agreement with D2L Associates, Inc., for General Consulting services for \$10,400.00 a month for a period not to exceed two (2) months through the 2009 Water and Sewer Utility Operating Budget;

NOW THEREFORE BE IT RESOLVED that the Town Council of the Town of Newton hereby authorizes an agreement with D2L Associates, Inc. for General Consulting services as outlined in their proposal.

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to D2L Associates, Inc. and that a notice of this agreement be in the newspaper of record published in accordance with the Local Public Contracts Law.

RESOLUTION #120-2009*

RATIFY A CHANGE IN THE PERCENTAGE OF DEPENDENT COVERAGE UNDER STATE HEALTH BENEFITS TO BE PAID BY THE TOWN OF NEWTON FOR CERTAIN UNION EMPLOYEES

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

1. In accordance with Ch. 62, PL 2007, the Town of Newton, in the County of Sussex, participating employer # 0144-00 under the New Jersey State Health Benefits Program, may elect to differentiate between health benefit premium obligations based on binding, negotiated union contracts.

June 22, 2009

2. The Town of Newton, through negotiated union contracts, authorized a change in the percent of dependent coverage to be paid by the employer for employees who are members of the **Communications Workers Union, Local 1032** under said State Health Benefits Plan to the amount of **ninety percent (90%)** of dependent coverage payable by the Town for all eligible Local 1032 members as stipulated in their respective contracts in force as of January 1, 2009.
3. In accordance with N.J.S.A. 52:14-17.38, the Town has remitted to the State Treasury all contributions to premiums on account of said union employee and dependent coverage.
4. This resolution shall take effect retroactively to January 1, 2009 and the change in percent of dependent premium to **90%** paid by the employer for said employees who are members of Local 1032, has properly been remitted since January, 2009, pursuant to the statutes and regulations of the State of New Jersey.
5. Certified copies of this resolution shall be provided to the State Health Benefits Plan and Local 1032.

The Clerk presented an application for membership to the Newton Fire Department Junior Firefighter Program from Nick Olivieri, 55 Halsey Road, (Hampton), Newton, New Jersey. The application was in order and signed by the Chief of the Newton Fire Department.

The Clerk presented an application for a Special Permit for a Social Affair from the Newton Memorial Post 5360 Veterans of Foreign Wars, 85 Mill Street, Newton to be held on July 11, 2009 from 4:00 p.m. to 8:00 p.m. at 85 Mill Street, Newton. It was noted that the application was in order, signed by the Chief of Police and accompanied by the prescribed fee.

The Clerk presented an application for a Special Permit for a Social Affair from the Newton Moose Lodge No. 432, 4 Diller Avenue, Newton to be held on July 25, 2009 from 10:00 a.m. to 8:00 p.m. at 4 Diller Avenue, Newton. It was noted that the application was in order, signed by the Chief of Police and accompanied by the prescribed fee.

The Clerk presented an application for a Special Permit for a Social Affair from the Newton Moose Lodge No. 432, 4 Diller Avenue, Newton to be held on August 22, 2009 from 10:00 a.m. to 8:00 p.m. at 4 Diller Avenue, Newton. It was noted that the application was in order, signed by the Chief of Police and accompanied by the prescribed fee.

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

Mr. Elvidge	Yes	Mrs. Unhoch	Yes
Mrs. Becker	Yes	Mrs. Le Frois	Yes
Mayor Ricciardo	Yes		

RESOLUTION #121-2009

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

June 22, 2009

payment, representing expenditures for which appropriations were duly made in the 2008 and 2009 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

4,000.00	NJ Division of Pensions & Benefits	25548
179,557.75	Payroll Account	910047
60.00	Treasurer, Petty Cash Fund	25549
330.46	Quill Corporation	25550
542.92	Staples Credit Plan	25551
546.70	E.A. Morse & Company	25552
3,105.00	Printing Center, Inc.	25553
615.40	M G L Printing Solutions	25554
160.00	Decker's Fire & Safety	25555
492.96	Airmark Pools	25556
100.00	Sussex Car Wash, Inc.	25557
1,5559.00	NUI Corporation	25558
1,156.80	Camille Furgiuele	25559
725.62	G & H Service Inc.	25560
570.80	SCMUA	25561
175.50	Michael D. Teets	25562
350.00	B & G Elevator Inc.	25563
35.00	EMBARQ	25564
27.46	EMBARQ	25565
450.81	EMBARQ	25566
4,464.00	Hollander, Hontz, Hinkes & Pasculli, LLC	25567
1,156.80	Arthur & Rita Frisbie	25568
1,156.80	John & Terry Iliff	25569
2,319.48	Thea Unhoch	25570
110.44	Campbell's Small Engine	25571
30.05	Federal Express	25572
8,050.00	Newton First Aid Squad	25573
37.50	Joseph Inga	25574
50.00	First United Methodist Church	25575
1,800.00	Ferraioli, Cerullo & Cuva	25576
314.75	Thomas Trudgeon	25577
234.00	Scott Holzhauer	25578
401.82	Newton Citgo	25579
578.40	Eugene Williams	25580
233.08	Miami Systems	25581
10.00	Newton Trophy	25582
37.50	Brock Kithcart	25583
886.16	Weldon Asphalt Company	25584
300.00	Minisink Press, Inc.	25585
578.40	Donald Donofrio	25586
1,156.80	Gerald & Jean Garris	25587
7.44	Microsystems-NJ Com., LLC	25588
5,140.00	Newton Junior Athletic League	25589
324.00	Skylands Press	25590
643.21	Dempsey Uniform & Supply Inc.	25591
271.50	Debra Millikin	25592
101.63	Airgas	25593
2,045.00	Newton Soccer Club	25594
578.40	Jean Richards	25595
45.34	Sirchie Finger Print Labs	25596
242.83	Boonton Tire Supply	25597
1,156.80	James & Nancy Ransnorth	25598
1,529.34	Verizon Wireless	25599
375.00	Accurate Door, Inc.	25600
37.50	Robert Bittle	25601

June 22, 2009

190.00	North Jersey Portable Toilets	25602
72.45	Mr. John	25603
2,500.00	Prime Time Newton Seniors	25604
1,020.00	Vogel, Chait, Collins, Schneider, PC	25605
503.86	The Home Depot	25606
11.00	International Code Council, Inc.	25607
578.40	Larry E. Romyns	25608
1,156.80	Thomas & Bulah Morris	25609
293.60	Guardline Fire & Safety Co., Inc.	25610
102.95	Excelsior Lumber Company	25611
1,225.00	Scarinci & Hollenbeck, LLC	25612
37.50	Tania L. Ell	25613
1,317.44	Buckman's Inc.	25614
1,583.29	Staples Business Advantage	25615
578.40	Douglas Cummins	25616
2,139.06	Lowe's	25617
175.50	Katherine Citterbart	25618
1,491.67	Andrews & Company, LLC	25619
1,958.00	Rachles/Michele's Oil Company	25620
2,125.73	Taylor Oil Co.	25621
79.35	Action Office Supplies	25622
2,000.00	Laddey, Clark & Ryan, LLP	25623
674.80	Ronald Clouse	25624
175.50	Derek J. Wechtler	25625
1,000.00	Thomas S. Russo, Jr.	25626
213.20	W. B. Mason	25627
1,500.00	Paul Cowie & Associates	25628
335.40	Central Poly Corp.	25629
375.00	Civic Plus	25630
1,757.36	Downtown Aero Crop Service	25631
168.00	Jersey Central Power & Light	25632

CAPITAL

635.06	Payroll Account	93005
911.40	Current Account	93006
134.60	Aurora Electrical Supply	7330
342.00	Hollander, Hontz, Hinkes & Pasculli LLC	7331
18,763.71	McManimon & Scotland	7332
634.40	The Phillips Companies	7333
8,494.00	Access Control Technology	7334
400.88	Signs, Etc.	7335
77.25	Lowe's	7336
4,990.75	Metro Energy Solutions	7337
438.73	Engineer Supply	7338
1,725.00	County Concrete Corp.	7339

Total TOWN BILLS \$295,853.19

WATER AND SEWER ACCOUNT

29,300.78	Payroll Account	960022
452.76	State of New Jersey – PWT	960023
13,150.00	Montgomery Watson Harza	10812
618.70	CCP Industries	10813
410.92	NUI Corporation	10814
276.08	Pumping Services	10815
12.00	Paul Baldwin	10816
24.00	Paul M. Havens	10817
3,595.29	Coyne Chemical Corp., Inc.	10818
26.00	EMBARQ	10819
90.00	Hollander, Hontz, Hinkes & Pasculli LLC	10820

June 22, 2009

40.39	Campbell's Small Engine	10821
535.00	Garden State Laboratories	10822
239.76	Dempsey Uniform & Supply Inc.	10823
161.20	One Call Systems	10824
22,500.00	R & D Trucking	10825
12.00	Ervin Lasso	10826
1,100.00	Instrumentation Tech. Systems Inc.	10827
10,620.00	Passaic Valley Sewerage Comm.	10828
1,828.40	John Smalley	10829
218.04	The Home Depot	10830
29.14	Carquest	10831
11,150.00	Kistler O'Brien Fire Protection	10832
436.60	Staples Business Advantage	10833
122.81	Action Office Supplies	10834
33.00	Andy Matt, Inc.	10835
375.00	Civic Plus	10836
1,340.71	Basic Chemical Solutions	10837
3,600.00	William Grenville, LLC	10838
267.50	Liz Hu	10839
550.00	Joyce Barkowski	10840

Total WATER & SEWER BILLS \$103,116.08

TRUST ACCOUNT

7,378.29	Harold Pellow & Associates, Inc.	2657
1,548.00	Hollander, Hontz, Hinkes & Pasculli LLC	2658
255.00	Vogel, Chait, Collins, Schneider, PC	2659

Total TRUST BILLS \$9,181.29

The following **RESOLUTION** was offered by Mrs. Becker, seconded by Mrs. Le Frois and roll call resulted as follows:

Mr. Elvidge	Yes	Mrs. Unhoch	Abstain
Mrs. Becker	Yes	Mrs. Le Frois	Yes
Mayor Ricciardo	Yes		

Intermission (10 minutes)

DISCUSSION (WORK SESSION)

Mr. Russo noted into the record that on March 9, 2009, the Town Council passed Resolution #35-2009, which authorized an initial 2009 payment of \$20,000.00 to Main Street Newton as financial support of this program. As part of this Resolution, Main Street Newton would follow up with the governing body to inform them of the progress being made by the organization as it relates to meeting their 2009 fundraising goals.

Mr. Jim Sheldon, Executive Director and Mr. Sean McGuire, President of Main Street Newton, addressed the Council and updated them on the progress of the 2009 fundraising efforts for Main Street Newton as well as outlined the account funds for Main Street Newton. After a brief discussion, Council expressed their concerns with regard to the follow up letter, which has

June 22, 2009

only been sent out this past week for initial “promised” pledges and noted that it is now the middle of the year. Council suggested that follow up calls request the 2009 as well as the 2010 pledge amount.

After a lengthy discussion, the consensus of the governing body was to release \$10,000.00 of the \$20,000.00 balance due and requested that Main Street Newton return in September for an additional update to the Town Council.

Mr. Sheldon inquired about hanging a banner, for Main Street Newton, in between two buildings on Spring Street and was advised to put his request in writing to Mr. Russo, who would forward it to our Town Engineer and Town Attorney for review.

OPEN TO THE PUBLIC

There was no one from the public to be heard.

COUNCIL & MANAGER COMMENTS

Councilwoman Le Frois updated Council on new website being created and advised that it is in the final design stages. Mrs. Le Frois noted that it is going to be a “great resource” for the Town as well as the residents. The money Council authorized “is being used wisely and timely”, Mrs. Le Frois concluded.

Mayor Ricciardo indicated that this is his last Council meeting serving as Mayor and wanted to thank his colleagues for their support throughout this past year.

Councilwomen Le Frois questioned the radius of banking institutions to be utilized by Newton and was advised that any bank within 10 miles radius of 39 Trinity Street (Town Hall) will be eligible to apply.

The Town Council entered into Executive Session at 8:35 p.m.

The Town Council returned from Executive Session at 9:48 p.m.

Mr. Glenn Scotland, Esq. outlined the new redevelopment laws with the governing body. He also reviewed the new laws entitled, Economic Redevelopment Growth Grant (ERGG), which is utilized within a Redevelopment Area.

Councilwoman Le Frois requested an update on Able Energy, which was “carried” from the last Planning Board meeting and was advised by Mayor Ricciardo that it will be continued at the Special meeting scheduled for August 6, 2009.

Councilwoman Le Frois advised that she will be out of town for the next scheduled Council meeting on July 13, 2009.

Mr. Russo advised Council that at the next Council meeting on July 13th, Metro Energy will make a presentation on the energy audit findings and a presentation, by Jessica Caldwell, for

June 22, 2009

the new wind and solar ordinance will be heard.

There being no further business to be conducted, upon motion of Mrs. Le Frois, seconded by Mrs. Becker and carried, the meeting was adjourned at 10:01 p.m.

There being no further business to discuss, upon motion of Mrs. Le Frois, seconded by Mrs. Becker and unanimously carried, the Town Council meeting was adjourned at 10:01 p.m.

Respectfully submitted,

Lorraine A. Read, RMC
Municipal Clerk