

January 30, 2017
(Rescheduled from January 23, 2017)

The regular meeting of the Town Council of the Town of Newton was held on the above date at 7:00 pm. Present were Mayor Diglio, Mr. Elvidge, Mr. Flynn, Mrs. Le Frois and Mayor Diglio. Thomas S. Russo, Jr., Town Manager and Ursula Leo, Esq., Town Attorney was also present.

Mayor Diglio made the following declaration "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, 2016."

Mayor Diglio led the Pledge of Allegiance to the flag and the Clerk called the roll. Upon motion Mr. Flynn, seconded by Mr. Elvidge and carried, the minutes for January 9, 2017 Special, Regular and Executive meetings were approved.

OPEN TO THE PUBLIC

Mayor Diglio 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."

Ms. Peggy Baldini, 10 Barry Lane, questioned Resolution #12-2017 which addressed Plainfield Avenue project and was advised by Mr. Russo this Resolution allows for the submittal and execution of the grant application for this project.

COUNCIL & MANAGER REPORTS

Mr. Russo introduced Bernie Hattersley, Code Enforcement Director, who started with the Town two weeks ago. Mr. Hattersley advised he is a retired police officer from Parsippany. Council welcomed him to the Town Hall Team.

a. Forestry Plan

Doug Tavella indicated he presented Council with the original Forestry Management Plan in October, 2012 and noted that this report is a summary of the first project under the Forestry Plan. Mr. Tavella made a lengthy presentation on the Timber Harvesting project to take place at Morris Lake.

After a lengthy question and answer session with Mr. Tavella, Council thanked him for his presentation and looks forward to this project at Morris Lake. Mr. Russo will work with Mr. Tavella and legal counsel on the contract for the forestry work to be completed.

ORDINANCES

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

ORDINANCE 2017-1

AN ORDINANCE AMENDING SECTIONS 320-3, DEFINITIONS, AND 320-25D(3), SIGN LIGHTING, REGARDING SIGN LUMINANCE

WHEREAS, the Town Council of the Town of Newton has determined that sign standards for the Electronic Message Boards (EMBs) in Section 320-25.D(3) require revision to meet modern standards for luminance; and

WHEREAS, recent sign applications before the Planning Board have brought more current standards to the forefront and the Planning Board determined standards with respect to daylight and nighttime lighting of EMBs that are reasonable and do not cause public safety concerns; and

WHEREAS, the Town Council desires to update the ordinance to reflect more current standards for lighting of EMBs; and

WHEREAS, the Town Council finds that the use of these new standards promotes the general welfare of the community;

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: Section 320-3 Definitions, is amended by the addition of the following:

Nit(s): a unit of measurement of luminance, or the intensity of visible light. A nit equals one candela per square meter (1 nit = 1 cd/m²).

SECTION 2: Section 320-25.D(3), Sign Lighting, is amended as follows:

320-25.D SIGN LIGHTING

320-25.D(3) Freestanding, ground-mounted or wall/blade signs utilizing digital/LED lettering, also known as electronic message boards (EMB), may be permitted following Planning Board approval via a Minor Site Plan application, if not included in a Major Site Plan application. The EMB shall be measured around the edges of the display board. The EMB may be a portion of or all of the sign area. The EMB must be fitted with a dimmer to adjust the lighting intensity so that it doesn't cause a nuisance or glare. The maximum luminance of the EMB shall be 10,000 nits during daylight hours and 500 nits during nighttime hours for full color displays. Monochrome displays shall have a maximum of 8,000 nits during daylight hours and 400 nits during nighttime hours. Lettering on the sign may change at a maximum of one message per 15 seconds. The Planning Board must find that the sign will not cause any traffic safety concerns and is not a nuisance to adjacent properties.

SECTION 3: SEVERABILITY AND REPEALER

Should any part or provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, the same shall not affect the validity of the Ordinance as a whole or any part thereof other than the part held invalid.

SECTION 4: NOTICE

The Municipal Clerk is directed to give notice at least ten days prior to the hearing on the adoption of this Ordinance to the County Planning Board and to all others entitled pursuant to the provisions of N.J.S.A. 40:55D-15. Upon the adoption of this Ordinance, after public hearing, the Municipal Clerk is further directed to publish notice of the passage and to file a copy of this Ordinance, as finally adopted, with the Sussex County Planning Board, as required by N.J.S.A. 40:55D-16.

SECTION 5: EFFECTIVE DATE

This Ordinance shall take effect immediately upon adoption and publication in accordance with law.

Mayor Diglio opened the hearing to the public.

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

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

Deputy Mayor Levante	Yes	Mr. Elvidge	Yes
Mr. Flynn	Yes	Mrs. Le Frois	Yes
Mayor Diglio		Yes	

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

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

ORDINANCE 2017-2

ORDINANCE REAPPROPRIATING \$38,000 PROCEEDS OF OBLIGATIONS AND \$2,000 UNSPENT DOWN PAYMENT FUNDS NOT NEEDED FOR THEIR ORIGINAL PURPOSE IN ORDER TO PROVIDE FOR THE ACQUISITION OF AN UNMARKED FOUR-WHEEL DRIVE POLICE VEHICLE IN AND BY THE TOWN OF NEWTON, IN THE COUNTY OF SUSSEX, NEW JERSEY

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF NEWTON, IN THE COUNTY OF SUSSEX, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. Pursuant to N.J.S.A. 40A:2-39, it is hereby determined that \$38,000 of the proceeds of obligations originally made available for the acquisition and installation of user activated lighted pedestrian crosswalk signals as set forth in Section 3(q) of bond ordinance #2014-6 of the Town of Newton, in the County of Sussex, New Jersey (the "Town") finally adopted April 14, 2014, together with the \$2,000 down payment therefor, are no longer necessary for the purpose for which the amounts previously were authorized.

Section 2. The \$40,000 described in Section 1 and made available pursuant to N.J.S.A. 40A:2-39 is hereby reappropriated to provide for the acquisition of an unmarked four-wheel-drive police vehicle.

Section 3. The Town hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Town is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 4. This ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Mayor Diglio opened the hearing to the public.

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

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

Deputy Mayor Levante	Yes	Mr. Elvidge	Yes
Mr. Flynn	Yes	Mrs. Le Frois	Yes
Mayor Diglio		Yes	

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

OLD BUSINESS

There was no Old Business to be discussed.

CONSENT AGENDA

Mayor Diglio 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 Resolutions on the Consent Agenda.

RESOLUTION # 10-2017*

RESOLUTION WAIVING LATE PAYMENT PENALTY FEES FOR WATER AND SEWER PAYMENTS RECEIVED BETWEEN JUNE 25, 2017 AND JUNE 30, 2017

WHEREAS, the Town of Newton has implemented new water and sewer rates pursuant to Ordinance 2016-17; and

WHEREAS, the first billing to Town residents for the new water and sewer rates is due on June 25, 2017; and

WHEREAS, the Town has agreed to waive the late payment penalty for second quarter bills paid between June 25, 2017 and June 30, 2017; and

WHEREAS, any payments received after June 30, 2017 for the second quarter water and sewer bills, and all subsequent late payments, shall be subject to the applicable late payment penalty;

NOW, THEREFORE BE IT RESOLVED, that the Town Council of the Town of Newton hereby authorizes the Water and Sewer Collector to waive the late payment penalty for second quarter billing cycle payments received after June 25, 2017, but no later than June 30, 2017.

RESOLUTION # 11-2017*

AUTHORIZE THE EXECUTION OF AN AGREEMENT FOR CALENDAR YEAR 2017 WITH ROBERT B. MCBRIAR, ESQ., AS CONFLICT COUNSEL FOR THE TOWN OF NEWTON

WHEREAS, the professional services of Conflict Counsel may be needed by the Town of Newton during calendar year 2017; and

WHEREAS, Robert B. McBriar, Esq., has expressed an interest in serving as Conflict Counsel; and

WHEREAS, an appropriate agreement for said services has been prepared for execution by both parties; and

WHEREAS, legal services are 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 the candidate complies with all requirements for appointment without public bidding under N.J.S. 19:44A-1 et seq;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that it hereby authorizes the Mayor and Municipal Clerk to execute an agreement, in duplicate, with Robert B. McBriar, Esq., to permit him to perform the services of Conflict Counsel for the Town of Newton during 2017; and

BE IT FURTHER RESOLVED that a fully executed copy of the agreement and a certified copy of this Resolution be forwarded to Robert B. McBriar, Esq., and kept on file in the Municipal Clerk's office for public viewing.

RESOLUTION # 12-2017*

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APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE PLAINFIELD AVENUE PROJECT

NOW, THEREFORE BE IT RESOLVED, that the Newton Town Council of the Town of Newton, County of Sussex, State of New Jersey formally approves the grant application for the above stated project; and

BE IT FURTHER RESOLVED that the Town Manager and/or Mayor and Municipal Clerk are hereby authorized to submit an electronic grant application identified as MA-2017-Plainfield Avenue-00347 to the New Jersey Department of Transportation on behalf of the Town of Newton; and

BE IT FURTHER RESOLVED that the Town Manager and/or Mayor and Municipal Clerk are hereby authorized to sign the grant agreement on behalf of the Town of Newton and that their signatures constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement.

RESOLUTION # 13-2017*

APPROVAL OF A RENEWAL APPLICATION FOR A JUNK DEALERS LICENSE FOR GEORGE'S SALVAGE COMPANY

WHEREAS, the Newton Code under Chapter 156 "Junkyards and Junk Dealers" requires no person shall engage in the business of a retail or wholesale junk dealer except pursuant to and within the terms of a license granted by the Council; and

WHEREAS, said renewal application for the Junk Dealer's License lists the business as George's Salvage Company Inc., 10 South Park Drive, Newton, New Jersey; and

WHEREAS, Section 156-8 requires the Health Officer, Construction Official, Fire Official, Public Works Supervisor, and Zoning Officer are authorized and directed to make periodic inspections of all licensed junkyards in the Town for the purpose of ascertaining the business is being conducted on the licensed premises in accordance with the provision of Chapter 156; and

WHEREAS, George's Salvage Company Inc., has been inspected and approved as required in Section 156-8; and

WHEREAS, George's Salvage Company has provided a two hundred dollar (\$200.00) bond conditioned for the due observance of all ordinances of the Town relating to the business of retail junk dealer;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton, we hereby approve the application for a renewal Junk Dealer License submitted by George Miller, 10 South Park Drive, Newton, N.J., which shall expire on December 31, 2017.

RESOLUTION # 14-2017*

APPROVAL OF A RENEWAL APPLICATION FOR A JUNK DEALERS LICENSE FOR NEWTON AUTO EXCHANGE

WHEREAS, the Newton Code under Chapter 156 "Junkyards and Junk Dealers" requires no person shall engage in the business of a retail or wholesale junk dealer except pursuant to and within the terms of a license granted by the Council; and

WHEREAS, said renewal application for the Junk Dealer's License lists the business as Newton Auto Exchange at 79 Mt. View Street, Newton, New Jersey; and

WHEREAS, Section 156-8 requires the Health Officer, Construction Official, Fire Official, Public Works Supervisor, and Zoning Officer are authorized and directed to make periodic inspections of all licensed junkyards in the Town for the purpose of ascertaining the business is being conducted on the licensed premises in accordance with the provision of Chapter 156; and

WHEREAS, Newton Auto Exchange has obtained the necessary approvals as required in Section 156-8; and

WHEREAS, Newton Auto Exchange has provided a two hundred dollar (\$200.00) bond conditioned for the due observance of all ordinances of the Town relating to the business of retail junk dealer;

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NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton, we hereby approve the application for a renewal Junk Dealer License submitted by Michael F. Sesera, Jr., t/a Newton Auto Exchange, 79 Mt. View Street, Newton, N.J., which shall expire on December 31, 2017.

RESOLUTION # 15-2017*

APPROVE 2016 APPROPRIATION RESERVE TRANSFERS

BE IT RESOLVED by the Town Council of the Town of Newton that the following 2016 appropriation reserve transfers be approved effective this date:

<u>From</u> <u>CURRENT</u>	<u>To</u>	<u>Amount</u>
Worker Comp. Ins. OE 1067200A	Planning Board OE 1062216A	\$200.00
Election OE 1051500A	Clerk SW 1051101A	\$375.00
Inspection Building SW 1077100A	Senior Citizen SW 1093100A	\$550.00
Tax Collection OE 1056200A	Interlocal Tax Coll. SW 1094797A	\$448.00
Cencom SW 1073100A	Legal OE 1058296A	\$4,000.00
Employee Group Ins. OE 1066200A	Police SW 1074113	\$10,000.00
Worker Comp. Ins. OE 1067200A	Community Devel. OE 1064200A	\$700.00
Occupational Health SW 1085100A	Engineering OE 1060216A	\$1,000.00
TOTAL CURRENT TRANSFERS		\$17,273.00

RESOLUTION # 16-2017*

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 2016 and 2017 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

37662	ADVANCE AUTO PARTS	53.00
37663	AMORE BAKERY	175.00
37664	B & R UNIFORM, INC.	516.90
37665	BOONTON TIRE SUPPLY INC.	1,683.46
37666	CAMPBELL'S SMALL ENGINE INC.	183.80
37667	CENTURYLINK COMMUNICATIONS, INC.	215.10
37668	CENTURYLINK COMMUNICATIONS, INC.	125.85
37669	COMPASS ENERGY GAS SERVICES, INC.	3,448.36
37670	COOPER ELECTRIC SUPPLY CO.	302.16
37671	CSS TEST INC.	336.00
37672	D & E SERVICE CENTER, INC.	137.50
37673	DANFORTH'S TRAILER & AUTO, INC	898.16
37674	DEMPSEY UNIFORM & SUPPLY INC	1,438.39

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37675	DOMINICK'S PIZZA LLC	90.33
37676	DUSTIN MCGARRY	41.00
37677	FEDERAL EXPRESS	26.87
37678	FIRE & SAFETY SERVICES, LTD., INC.	5,592.01
37679	FIREFIGHTER ONE, LLC.	1,378.88
37680	G & G DIESEL SERVICE INC	964.36
37681	HARTER EQUIPMENT INC.	1,721.43
37682	HAYDEE BALLESTER	165.00
37683	HOME DEPOT, INC.	968.44
37684	J.CALDWELL & ASSOCIATES, LLC	413.00
37685	JCP&L	12,756.91
37686	JK HVAC SERVICE, LLC.	1,288.46
37687	JOHN MULHERN	2,916.67
37688	JOSEPH WHITE ^	17.00
37689	JP MONZO MUNIC CONSULTING, LLC	40.00
37690	LADDEY, CLARK & RYAN, LLP	2,462.50
37691	LADDEY, CLARK & RYAN, LLP	32.00
37692	LAFAYETTE AUTO PARTS	139.88
37693	LANDY, ROXANNE	200.00
37694	LOCK & KEY WORLD	920.00
37695	LOWE'S , INC.	132.46
37696	MCGUIRE, INC.	597.95
37697	MGL FORMS - SYSTEMS, LLC.	215.00
37698	MINISINK PRESS INC	75.00
37699	MONTAGUE TOOL & SUPPLY, INC.	400.19
37700	MORRIS COUNTY POLICE ACADEMY	55.00
37701	MURCH AUTO BODY, INC.	480.43
37702	NEW JERSEY HERALD, INC.	1,327.54
37703	NEWTON BOARD OF EDUCATION	690.00
37704	NEWTON UNITED SOCCER PROGRAM	300.00
37705	NJMEBF	175,934.00
37706	ELIZABETHTOWN GAS	2,407.24
37707	PELLOW, HAROLD & ASSO, INC.	1,841.60
37708	PHOENIX ADVISORS, LLC.	1,350.00
37709	QUILL CORPORATION	338.86
37710	RACHLES/MICHELE'S OIL COMPANY, INC	6,485.52
37711	READY REFRESH BY NESTLE	16.90
37712	RUTGERS, CENTER FOR GOVERNMENT	1,099.00
37713	SANDRA DIGLIO	275.03
37714	SCMUA	1,160.24
37715	SEBRING AUTO PARTS, INC.	680.79
37716	SHERWIN-WILLIAMS, INC.	802.20
37717	SISCO, JAMES	49.00
37718	SLOAN, JAMES PPC.	1,231.25
37719	SPARTA BLOCK, INC.	51.54
37720	STAPLES BUSINESS ADVANTAGE, INC.	2,428.46
37721	STRUTURAL METAL FABRICATORS, INC.	105.00
37722	SUNLIGHT GENERAL	193.31
37723	SUSSEX & WARREN TAX COLL	90.00
37724	SUSSEX CAR WASH INC	147.00
37725	TAP INTO, LLC	325.00
37726	TAYLOR OIL CO., INC.	3,227.56

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37727	TCTANJ	100.00
37728	THE CANNING GROUP, LLC.	1,071.42
37729	TIMMERMAN COMPANY, INC.	1,110.75
37730	TIRE KING, INC.	4,160.00
37731	TONY SANCHEZ LTD, INC.	18.91
37732	TOYOTA MOTOR CREDIT CORP.	472.08
37733	TRACTOR SUPPLY CO	89.97
37734	TRIMBOLI & PRUSINOWSKI, LLC.	1,905.00
37735	USA HOISTCO., INC.	220.00
37736	VERIZON WIRELESS, INC.	193.71
37737	VERIZON WIRELESS, INC.	1,526.08
37738	VOGEL,CHAIT,COLLINS,SCHNEIDER, PC,	705.00
37739	WIDMER TIME RECORDER CO. INC.	320.85
171007	US BANK OPER.CTR/TRUST MGHT	110,203.13
171006	ELECTRONIC FEES -OTHER	150
171005	PAYROLL ACCOUNT	275,000.00
171004	Wells Fargo Bank	9,745.46
171003	ELECTRONIC FEES - TAX	350
171002	ELAVON	143.29
171001	NEWTON BOARD OF EDUCATION	1,052,283.00

CAPITAL

8596	J. CALDWELL & ASSOCIATES, LLC.	295.00
8597	NEW JERSEY HERALD, INC.	381.30
8598	PELLOW, HAROLD & ASSO, INC.	653.90

TOTAL TOWN BILLS

**\$
1,707,260.34**

WATER AND SEWER ACCOUNT

16081	ACCURATE WASTE REMOVAL INC.	1,279.20
16082	AMERICAN AQUATIC TESTING, INC.	825.00
16083	BOONTON TIRE SUPPLY INC.	34.10
16084	COMPASS ENERGY GAS SERVICES, INC.	1,928.50
16085	COUNTY SEAT	120.00
16086	COYNE CHEMICAL CORP., INC.	10,247.56
16087	CURRENT ACCOUNT	1,377.82
16088	DEMPSEY UNIFORM & SUPPLY INC	641.51
16089	DUSTIN MCGARRY	25.00
16090	HOME DEPOT, INC.	405.18
16091	JOSEPH WHITE	17.00
16092	KOZDEBA & SON LLC.	937.50
16093	LOU'S GLASS	1,945.80
16094	Miracle Chemical Co	784.30
16095	MOTT MACDONALD GROUP, INC.	560.70
16096	NEW JERSEY HERALD, INC.	221.20
16097	ELIZABETHTOWN GAS	1,103.05
16098	ONE CALL CONCEPTS, INC.	122.50
16099	PASSAIC VALLEY SEWERAGE COMM.	4,800.00
16100	PROCESS TECH SALES AND SERVICE	1,268.95

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16101	PUMPING SERVICES, INC.	5,360.00
16102	R&D TRUCKING INC	3,729.00
16103	RELIABLE WOOD PRODUCTS, LLC.	443.00
16104	RESOLUTIONS	950.00
16105	SCHMIDT'S WHOLESALE, INC	6,591.62
16106	SCMUA	491.05
16107	SISCO, JAMES	34.00
16108	SMALLEY, JOHN H	1,250.00
16109	SPARTA TOWNSHIP TAX COLLECTOR	15,880.48
16110	SPECTRUM COMMUNICATIONS, INC.	209.47
16111	SUBURBAN PROPANE, LP.	1,079.46
16112	SUNLIGHT GENERAL	373.84
16113	SUSSEX COUNTY P & H, INC.	6.95
16114	TREASURER, STATE OF NEW JERSEY	7,235.00
16115	UNITED STATES PLASTIC CORP	297.23
16116	VERIZON WIRELESS, INC.	223.16
176002	PAYROLL ACCOUNT	35,008.41
176001	ELECTRONIC FEES - W/S	800.00

CAPITAL

2434	MONTANA CONTRACTING CORP., INC.	106,219.50
2435	MOTT MACDONALD GROUP, INC.	2,674.66
2436	NEW JERSEY HERALD, INC.	35.40

TOTAL WATER & SEWER BILLS \$ 17,537.10

TRUST

3571	DANIELSON, DEBORAH	376.00
3572	GRUBER, COLABELLA & LIUZZA	200.00
3573	J. CALDWELL & ASSOCIATES, LLC.	2,478.00
3574	LADDEY, CLARK & RYAN, LLP	512.00
3575	MCMANIMON, SCOTLAND 6 BAUMANN, LLC	3,096.00
3576	MINISINK PRESS INC	350.00
3577	PELLOW, HAROLD & ASSO, INC.	4,497.80
3578	PELLOW, HAROLD & ASSO, INC.	3,756.20
3579	VOGEL, CHAIT, COLLINS, SCHNEIDER, PC	690.00
177101	PAYROLL ACCOUNT	3,397.50

TOTAL TRUST ACCOUNT BILLS \$ 19,353.50

DEVELOPERS ESCROW(FUND 72) ACCOUNT

1267	FERRIERO ENGINEERING INC.	1,628.25
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TOTAL DEVELOPERS ESCROW (FUND 72) BILLS \$ 1,628.25

DOG RESERVE ACCOUNT

8560	READ, LORRAINE	27.98
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8561	SARAH JONES	325.00
8562	SMITH, MARILLEE	18.00
TOTAL DEVELOPERS ESCROW (FUND 72) BILLS		\$ 370.98

RESOLUTION # 17-2017*

REAPPOINTMENT OF BRIAN LOCKWOOD TO THE UTILITY ADVISORY BOARD

BE IT RESOLVED, by the Town Council of the Town of Newton that Brian Lockwood is hereby reappointed to a five-year term on the Utility Advisory Board, effective January 1, 2017 and continuing through December 31, 2021.

RESOLUTION #18-2017 *

REAPPOINTMENT OF MATTHEW SMITH TO THE ADVISORY SHADE TREE COMMISSION

BE IT RESOLVED by the Town Council of the Town of Newton that Matthew Smith is hereby reappointed to a full five-year term on the Advisory Shade Tree Commission effective immediately and continuing through May 31, 2021.

RESOLUTION #19-2017*

RESOLUTION TO ACCEPT THE CERTIFIED LIST OF QUALIFYING 2016 NEWTON FIRE DEPARTMENT LOSAP PARTICIPANTS

WHEREAS, the Length of Service Awards Program (LOSAP) for the Newton Volunteer Fire Department was approved by the Mayor and Council through the passage of Ordinance #2003-12 on August 11, 2003, confirmed by Resolution #104-2003, and approved by Newton voters as a public question at the General Election on November 4, 2003; and

WHEREAS, the Newton Volunteer Fire Department has certified a list of members who are eligible, in accordance with guidelines outlined in Ordinance 2003-12, to receive an amount between \$115.00 and \$1,150.00 based on points credited for volunteer services rendered in 2016 as per the 2016 LOSAP LIST attached; and

WHEREAS, the total number of qualifying volunteers for the Fire Department is 32, for a total contribution of \$26,450.00; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds have been appropriated in the Town of Newton Operating Budget for calendar year 2016 to cover the cost of this contribution;

NOW, THEREFORE BE IT RESOLVED, the Mayor and Council do hereby accept the certified list from the Newton Fire Department dated January 23, 2017.

Mr. Flynn recused from check #1267.

A motion was made by Mrs. Le Frois to approve the **COMBINED ACTION**

RESOLUTIONS, seconded by Deputy Mayor Levante and roll call resulted as follows:

Deputy Mayor Levante	Yes	Mr. Elvidge	Yes
Mr. Flynn	Yes	Mrs. Le Frois	Yes
Mayor Diglio	Yes		

INTERMISSION - None

DISCUSSION - None

OPEN TO THE PUBLIC

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

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COUNCIL & MANAGER COMMENTS

Mr. Russo outlined the two upcoming budget hearing agendas for Saturday, February 4, 2017 at 9 am and Thursday, February 9, 2017 at 6 pm.

Deputy Mayor Levante updated Council on the upcoming Firehouse #2 renovation.

Mrs. Le Frois commended Newton Police Chief and his team regarding their lead on Community Law Enforcement Addiction Recovery Program (CLEAR) program.

Councilman Elvidge requested a continued update on the Halsted Street School renovation project. Deputy Mayor Levante advised the administration is looking at all avenues and he will keep Council advised.

Councilman Elvidge also welcomed the new Code Enforcement Director and indicated the Council supports him in his efforts.

Mayor Diglio recently attended the NJ Future Conference, along with some of our professionals and looking forward to a Rain Garden project at Memory Park.

Councilwoman Le Frois commended on the recent demolitions on Sparta Avenue and looks forward to the new future projects.

There being no further business to be conducted, upon motion of Mrs. Le Frois, seconded by Mr. Flynn and unanimously carried, the meeting was adjourned at 7:48 pm.

Respectfully submitted,



Lorraine A. Read, RMC
Municipal Clerk