

December 12, 2016

The regular meeting of the Town Council of the Town of Newton was held on the above date at 7:00 pm. Present were Deputy Mayor Levante, Mr. Elvidge, Mr. Flynn, Mrs. Le Frois, and Mayor Diglio. Thomas S. Russo, Jr., Town Manager and Ursula Leo, Esq., Town Attorney were 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, 2015."

Mayor Diglio led the Pledge of Allegiance to the flag and the Clerk called the roll. Upon motion Deputy Mayor Levante, seconded by Mr. Flynn and carried, the minutes for November 28, 2016 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."

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

COUNCIL & MANAGER REPORTS

a. Proclamation -

At this time, Mayor Diglio recognized the Senior Pastor Frank Leone of Christ Community Church with a Proclamation:

PROCLAMATION

CHRIST COMMUNITY CHURCH

Senior Pastor Frank Leone

WHEREAS, since 1990, Christ Community Church first started meeting in the gymnasium at Pope John XXIII High School in Sparta, New Jersey; and

WHEREAS, the congregation grew and wanted to establish a permanent residence, so in 2008 the church acquired their current home at 274 Spring Street here in the Town of Newton; and

WHEREAS, through the years and under the guidance of Senior Pastor Frank Leone, the dedicated members have continually given back to the community; and

WHEREAS, some of the wonderful activities Christ Community Church has been involved in include the Community Garden, which gives harvest to those in need such as Manna House and the Sussex County Food Pantry; and

WHEREAS, they have also hosted Blood Drives, supplied refreshments to those involved in Newton's parades, participated in Neighbors Helping Neighbors and have monthly Open Jam's which provide a place for people to come together and play music; and

WHEREAS, along with these wonderful activities, the church also provides mentoring for women, teen and elementary ministries and supports recovery meetings every week as part of Celebrate Recovery;

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NOW THEREFORE, we the Town Council of the Town of Newton pause in our deliberations to proclaim our appreciation and gratitude to Christ Community Church and Senior Pastor Frank Leone for the dedication and support to the greater Newton community.

In witness whereof I have hereunto set my
Hand and caused this seal to be affixed.

s/Sandra Lee Diglio

Attest: s/Lorraine A. Read

Date: December 12, 2016

Pastor Frank took the opportunity to thank the Newton Town Council for their support and is very grateful for the proclamation.

Mayor Diglio opened the meeting to the public for comments on Christ Community Church.

Joan Current, on behalf of the Greater Newton Chamber of Commerce, thanked Pastor Frank and his church for all their assistance with the Chamber events. She is grateful and appreciates all they do. "God Bless", she concluded.

b. Human Resource Update - Jennifer A. Dodd

Jennifer A. Dodd, Human Resource Director, provided a PowerPoint presentation with an overview of Human Resources (HR) responsibilities. Mrs. Dodd provided an outline of the HR functions as well as the challenges facing the Town of Newton.

After a lengthy discussion, Council thanked Mrs. Dodd for her HR presentation.

Councilwoman Le Frois noted it is good policy to review various departments at Town Hall on an annual basis.

Mrs. Le Frois also thanked Debra Danielson, Recreation Supervisor and the Recreation Commission for the Senior Holiday Luncheon held on Sunday, December 4, 2016. It was well attended and the bell choir entertained the seniors.

ORDINANCES

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

ORDINANCE 2016-1 5

AN ORDINANCE TO ESTABLISH MINIMUM AND MAXIMUM SALARIES AND WAGES FOR OFFICERS AND EMPLOYEES OF THE TOWN OF NEWTON FOR CALENDAR YEAR 201 7

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 2017 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, 2017.

Mayor Diglio opened the hearing to the public.

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

The aforementioned **ORDINANCE** was offered by Mr. Elvidge, who moved its adoption, 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	

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 2016-1 6

A FULLY FUNDED WATER SEWER CAPITAL IMPROVEMENT ORDINANCE IN THE AMOUNT OF \$240,000.00 FOR ROTATING BIOLOGICAL CONTACTORS (RBC 'S) AT THE WASTEWATER TREATMENT PLANT IN THE TOWN OF NEWTON, COUNTY OF SUSSEX, NEW JERSEY

BE IT ORDAINED by the Town Council of the Town of Newton, in the County of Sussex, as follows:

Section 1. \$240,000.00 is hereby appropriated for Rotating Biological Contactors (RBC's) at the Wastewater Treatment Plant and all costs necessary therefore or incidental thereto from the following sources:

Water Sewer Capital - Capital Improvement Fund	\$240,000.00
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Section 2. This funding is in addition to the \$340,000 that was previously budgeted in the 2015 Water Sewer Utility Budget under “STP - 1 RBC Mechanism”.

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 and is filed and available for public inspection in the office of the Clerk.

Section 4. This ordinance shall take effect as provided by the 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. Elvidge and unanimously carried, the hearing was closed.

The aforementioned **ORDINANCE** was offered by Mr. Flynn, who moved its adoption, 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	

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 2016-1 7

AN ORDINANCE AMENDING NEWTON TOWN CODE SECTION 100-19 REGARDING WATER AND SEWER CONNECTION FEES AND RATES AND NEWTON TOWN CODE SECTION 228-19 REGARDING WATER AND SEWER BILLING

WHEREAS, Newton Town Code Section 100-19 sets forth the Town water and sewer rates and connection fees; and

WHEREAS, the County and Municipal Water Supply Act, N.J.S.A 40A-31-1, et seq. and the Municipal and County Sewerage Act, N.J.S.A 40A:26A-10, et seq. set forth the requirements that connection fees for water and sewer shall be uniform within each class of users and requires a computation in accordance with statutory law; and

WHEREAS, Newton Town auditor, Thomas M Ferry, CPA, RMA, at the October 12, 2016 Council public meeting, reviewed the connection fees and water/sewer rates and potential revised connection fees and rates with the Town Council following the statutory formula; and

WHEREAS, the Town Council reviewed the capital base of the sewerage and water system and the number of service units to compute the connection fee calculation and desires to revise the Town Code with updated water and sewer rates and connection fees; and

WHEREAS the Town Council desires to revise Newton Town Code Section 228-19 regarding water and sewer billing and payment agreements.

NOW, THEREFORE, BE IT ORDAINED by the Town Council of the Town of Newton, County of Sussex, State of New Jersey that Newton Town Code Section 100-19.A, Water

connection fees, 100-19.J, Sewer connection fees, 100-19.K Water and sewer rates, and 228-19, Billing and collecting shall be revised as follows:

Section 1. Section 100-19.A of the Code of the Town of Newton shall be and is hereby deleted in its entirety and replaced as follows:

A. Water connection fees (§228-3C):

(1) Residential, per dwelling unit: \$3,402.

(2) Commercial: Charge will be \$23.30 per gallon per day based on estimated usage, with a minimum of \$3,402, plus labor and materials.

Section 2. Section 100-19.J of the Code of the Town of Newton shall be and is hereby deleted in its entirety and replaced as follows:

J. Sewer connection (§228-16):

(1) Residential, per dwelling unit: \$5,933.

(2) Commercial and/or industrial:

Charges Per Gallon Per Day	Minimum
\$40.91	\$5,933

Section 3. Section 100-19.K of the Code of the Town of Newton shall be and is hereby deleted in its entirety and replaced as follows:

K. Water and Sewer rates (§228-17):

Gallons Per Quarter	Water Rate	Sewer Rate	Combined Water/Sewer Rate
0 to 4,000	\$30 minimum	\$45 minimum	\$75 minimum
Over 4,000	\$14.50/M	\$7.50/M	\$22/M

Those individuals who apply and qualify pursuant to N.J.S.A. 54:4-8.40, et seq. for a senior citizen, disability or surviving spouse tax deduction shall be charged the following utility rates:

Gallons Per Quarter	Water Rate	Sewer Rate	Combined Water/Sewer Rate
0 to 4,000	\$30 minimum	\$30 minimum	\$60 minimum
Over 4,000	\$14.50/M	\$7.50/M	\$22/M

Section 4. Section 228-19.A of the Code of the Town of Newton shall be and is hereby deleted in its entirety and replaced as follows:

- A. All accounts will be billed quarterly on the 25th day of February, May, August and November. All bills not paid within 30 days after the billed date, March 25th, June 25th, September 25th and December 25th, are subject to a 10% penalty which shall be added to the amount of the bill and collected as other charges. Should the due date fall on a weekend or legal holiday observed by the Town of Newton, the due date will be extended to the next business day.

Section 5. Section 228-19.E of the Code of the Town of Newton shall be and is hereby deleted in its entirety and replaced as follows:

- E. A customer must contact the Town Water/Sewer Utility Clerk, by phone, in person or in writing, to arrange for a payment agreement to avoid the scheduled discontinuation of service. If the payment agreement is violated, service may be discontinued.

Section 6. Should any section, paragraph, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid for any reason by any Court of competent jurisdiction, such provision(s) shall be deemed severable and the remaining portions of this Ordinance shall remain in full force and effect.

Section 7. All ordinances or parts of ordinances or resolutions that are inconsistent with the

provisions of this Ordinance are repealed to the extent of such inconsistency.

Section 8. This Ordinance will take effect after publication and passage according to 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. Flynn and unanimously carried, the hearing was closed.

The aforementioned **ORDINANCE** was offered by Mr. Flynn, 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 # 203-2016*

AUTHORIZE AN AGREEMENT WITH HOLZHAUER & HOLENSTEIN, LLC FOR APPRAISAL SERVICES FOR DEFENSE OF STATE LEVEL TAX APPEALS IN CALENDAR YEAR 2017

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

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

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

WHEREAS, the anticipated term of this contract is one (1) year, January 1, 2017 through December 31, 2017; and

WHEREAS, sufficient funds have been appropriated in the Town of Newton Operating Budget for appraisal services by Holzhauer & Holenstein, LLC, in an amount not to exceed \$17,500;

NOW, THEREFORE BE IT RESOLVED, that the Town Council of the Town of Newton hereby authorizes the execution of an agreement with Holzhauer & Holenstein, LLC, for appraisal services as outlined in Mr. Holenstein’s proposal dated November 23, 2016; and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to

Holzhauser & Hostenstein, LLC and that a notice of this agreement be in the newspaper of record published in accordance with the Local Public Contracts Law.

RESOLUTION # 204-2016*

APPROVAL OF THE SUSSEX COUNTY HAZARDOUS MITIGATION PLAN

WHEREAS, the Town of Newton, New Jersey, has experienced natural hazards that result in public safety hazards and damage to private and public property; and

WHEREAS, the hazard mitigation planning process set forth by the State of New Jersey and the Federal Emergency Management Agency offers the opportunity to consider natural hazards and risks, and to identify mitigation actions to reduce future risk; and

WHEREAS, the New Jersey Office of Emergency Management is providing federal mitigation funds to support development of the mitigation plan; and

WHEREAS, a Hazard Mitigation Plan (HMP) has been developed by the Mitigation Steering and Planning Committees; and

WHEREAS, the Hazard Mitigation Plan includes a prioritized list of mitigation actions including activities that, over time, will help minimize and reduce safety threats and damage to private and public property, and

WHEREAS, the draft plan was provided to each participating jurisdiction and was posted on the Sussex County website so as to introduce the planning concept and to solicit questions and comments; and to present the HMP and request comments, as required by law;

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

1. The Sussex County Multi-Jurisdictional Hazard Mitigation Plan, as submitted to the New Jersey Office of Emergency Management and the Federal Emergency Management Agency on **May 31, 2016** by the Sussex County Sheriff's Office, Division of Emergency Management, is hereby adopted as an official plan of the Town of Newton; minor revisions recommended by the Federal Emergency Management Agency and/or the New Jersey Office of Emergency Management may be incorporated without further action.
2. The Town of Newton departments identified in the HMP are hereby directed to pursue implementation of the recommended high priority activities that are assigned to their departments.
3. Any action proposed by the HMP shall be subject to and contingent upon budget approval, if required, which shall be at the discretion of the Town of Newton, and this resolution shall not be interpreted so as to mandate any such appropriations.

The Sussex County Deputy OEM Coordinator is designated to coordinate with other offices and shall periodically report on the activities, accomplishments, and progress, and shall prepare an annual progress report to be submitted to the Sussex County Sheriff's Office, Division of Emergency Management. The status reports shall be submitted on a yearly basis by a predetermined date as agreed upon by all stakeholders.

RESOLUTION # 205-2016*

AWARD BID FOR THE REPLACEMENT OF ROTATING BIOLOGICAL CONTACTORS PROJECT AT THE WASTEWATER TREATMENT PLANT FOR THE TOWN OF NEWTON

WHEREAS, the Town of Newton publicly accepted and opened bids for the Replacement of Rotating Biological Contactors Project at the Wastewater Treatment for the Town of Newton on Thursday, November 17, 2016 at 10:00 a.m. as follows:

Item No.	Description	Fred Devens Construction Ringwood, NJ	Allied Construction Group Parlin, NJ	JEV Construction LLC Clinton, NJ	Ferraro Construction Corp. Franklin, NJ
1	Replacement of RCB 1A	\$269,000	\$262,000	\$265,000	\$375,184
2	Cleaning, Removal and Offsite Disposal Residuals	\$3,750	\$21,750	\$7,500	\$32,250

3	Allowance for Miscellaneous Repairs	\$10,000	\$10,000	\$10,000	\$10,000
Base Bid Subtotal		\$282,750	\$293,750	\$282,500	\$417,434
SB-1	Supplemental Bid Item, Replacement of RBC 1B	\$222,000	\$217,000	\$232,000	\$331,000
Total		\$504,750	\$510,750	\$514,500	\$748,434

WHEREAS, based on review of the bid documents, the Town Sewer Engineer, John J. Scheri, of Mott MacDonald, recommends awarding Replacement of Rotating Biological Contactors Project at the Wastewater Treatment to Fred Devens Construction, with a base bid in the amount of \$282,750, and a supplemental bid in the amount of \$222,000 for a total project cost of \$504,750; 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 the contract for the Replacement of Rotating Biological Contactors Project at the Wastewater Treatment for the Town of Newton is hereby awarded to Fred Devens Construction of Ringwood, NJ in the amount of \$504,750. A copy of this resolution and the proposed Contract is to be forwarded to Fred Devens Construction for execution.

RESOLUTION # 206-2016*

INSERTION OF SPECIAL ITEMS OF REVENUE IN THE 2016 TOWN OF NEWTON BUDGET PURSUANT TO N.J.S.A. 40A:4-87 (C. 159, PL 1948)

WHEREAS, N.J.S.A. 40A:4-87 provides the Director of the Division of Local Government Services may approve the insertion of any special item of revenue and also approve the insertion of an item of appropriation of equal amount in the Budget of any Municipality, when such item shall have been made available by law, and the amount thereof was not determined at the time of the adoption of the Budget; and

WHEREAS, the Town of Newton received a grant award in the amount of \$1,719.55 from Statewide Insurance Fund for a 2016 Body Armor Vests Grant;

NOW, THEREFORE BE IT RESOLVED, that the Town Council of the Town of Newton hereby requests the Director of the Division of Local Government Services approve the insertion of the following items in the 2016 Budget of the Town of Newton which is now available as revenue from:

- Miscellaneous Revenues:
 - Section F: Special Items of Revenue
 - Public and Private Revenues Off-set with Appropriations:
 - Body Armor Vests Grant\$1,719.55
- General Appropriations:
 - (A) Operations - Excluded from CAPS
 - Public and Private Programs Off-Set by Revenues:
 - Body Armor Vests Grant..... \$1,719.55

BE IT FURTHER RESOLVED, that an electronic version of this Resolution be forwarded to the Director of the Division of Local Government Services.

RESOLUTION # 207-2016*

CONCUR WITH THE TOWN MANAGER 'S APPOINTMENT OF SPECIAL POLICE OFFICERS

WHEREAS, within Chapter Thirty, Police Department, of the Revised General Ordinances of the Town of Newton, it indicates the Town Manager may appoint Special Police Officers for a term not to exceed one year;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that this Governing Body concurs with the Town Manager's appointment of the following individuals as Special Police Officers for calendar year 2017:

December 12, 2016

Class II

Raul Couce

Donald Donofrio

Stephen Moran

RESOLUTION # 208-2016*

APPOINTMENT OF JOSEPH CARR AS MUNICIPAL REPRESENTATIVE TO THE SUSSEX COUNTY WATER QUALITY POLICY ADVISORY COMMITTEE

BE IT RESOLVED, by the Town Council of the Town of Newton the Assistant Supervisor Water and Sewer, Joseph Carr, is hereby appointed as the municipality's representative to the Sussex County Water Quality Policy Advisory Committee for 2017 and will attend regular meetings of said Committee conducted on the second Thursday evening of each month at 7:30pm (or as otherwise scheduled) at the Sussex County Administrative Center on One Spring Street, Newton, New Jersey; and

BE IT FURTHER RESOLVED, that, if required, the Newton Assistant Supervisor Water and Sewer or his designee may also attend workshop meetings of the Sussex County Water Quality Policy Advisory Committee; and

BE IT FURTHER RESOLVED, that a certified copy of this Resolution be forwarded to the Chairman of the Sussex Water Quality PAC.

RESOLUTION # 209-2016*

DESIGNATION OF PUBLIC AGENCY COMPLIANCE OFFICER FOR CALENDAR YEAR 2017

BE IT RESOLVED, by the Town Council of the Town of Newton that Thomas S. Russo, Jr., Town Manager, is hereby designated as the Public Agency Compliance Officer for the Town of Newton for 2017; and

BE IT FURTHER RESOLVED, that a certified copy of this Resolution be forwarded to the NJ Department of Treasury, Division of Contract Compliance and Equal Employment Opportunity, as requested by said agency.

RESOLUTION # 210-2016*

APPOINTMENT OF ADAM VOUGH AS MUNICIPAL REPRESENTATIVE TO THE SUSSEX COUNTY SOLID WASTE ADVISORY COMMITTEE FOR 2017

BE IT RESOLVED by the Town Council of the Town of Newton the Assistant Public Works Supervisor, Adam Vough, is hereby appointed as the municipality's representative to the Sussex County Solid Waste Advisory Committee to attend regular meetings of said Committee conducted on the second Tuesday evening of each month at 7:30pm (or as otherwise scheduled) at the Sussex County Administrative Center on One Spring Street, Newton, New Jersey; and

BE IT FURTHER RESOLVED that, if required, the Assistant Public Works Supervisor or his designee may also attend workshop meetings of the Sussex County Solid Waste Advisory Committee; and

BE IT FURTHER RESOLVED that a certified copy of this Resolution be forwarded to the Chairman of the Sussex County SWAC.

RESOLUTION # 211-2016*

DESIGNATION OF LINDA A. ROTH AS TAX SEARCH OFFICER FOR THE TOWN OF NEWTON FOR 2017

WHEREAS, N.J.S.A. 54:5-11 provides that each municipality within the State of New Jersey shall designate a person to act as the Tax Search Officer for the municipality; and

WHEREAS, Linda A. Roth, as Certified Tax Collector for the Town of Newton, is qualified to make examinations of the municipalities records as to unpaid municipal liens and to

certify the results of that examination;

NOW, THEREFORE BE IT RESOLVED, that the Town Council of the Town of Newton hereby designates Linda A. Roth as the Tax Search Officer for the Town of Newton for calendar year 2017.

RESOLUTION # 212-2016*

APPOINT THE TOWN MANAGER AS HEARING OFFICER IN ALL MATTERS OF DISPUTE REGARDING THE TOWN OF NEWTON FOR CALENDAR YEAR 2017

WHEREAS, certain matters may arise over the course of the year which require a hearing to be conducted for the purpose of resolving issues; and

WHEREAS, Thomas S. Russo, Jr., Town Manager of the Town of Newton, is the representative of the Governing Body, as well as the Chief Executive and Administrative Officer of the municipality;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that the Town Manager is hereby appointed as Hearing Officer in all matters of dispute regarding the Town of Newton for the calendar year 2017.

RESOLUTION # 213-2016*

DESIGNATE NEWSPAPERS THAT WILL RECEIVE NOTICES REQUIRED BY THE NJ OPEN PUBLIC MEETINGS ACT FOR 2017

WHEREAS, Section 3D(2) of the Open Public Meetings Act, approved October 21, 1975 as Chapter 231, P.L. 1975, requires every public body to designate two (2) newspapers to receive notices required to be mailed, telephoned, telegraphed or hand delivered;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that it hereby designates the newspapers listed below as newspapers to receive notices required by the Open Public Meetings Act:

New Jersey Herald

New Jersey Sunday Herald

RESOLUTION # 214-2016*

DESIGNATE LEGAL NEWSPAPERS FOR CALNEDAR YEAR 2017

BE IT RESOLVED by the Town Council of the Town of Newton that the newspapers listed below be designated as the official newspapers for the Town of Newton for legal advertising during the 2017 calendar year:

New Jersey Herald

New Jersey Sunday Herald

RESOLUTION # 215-2016*

DESIGNATE THE TOWN MANAGER AS THE NATIONAL ORGANIZATION ON DISABILITY REPRESENTATIVE

WHEREAS, the Town Manager has historically been appointed as the National Organization of Disability representative for the Town of Newton;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that the Newton Town Manager, Thomas S. Russo, Jr., is hereby appointed as the National Organization on Disability representative for the Town of Newton; and

BE IT FURTHER RESOLVED that the Mayor and the Town Manager are authorized to sign any documents that may be required by the National Organization on Disability to confirm this appointment.

RESOLUTION # 216-2016*

ESTABLISH THE RATE OF INTEREST TO BE CHARGED FOR NON-PAYMENT OF TAXES ON OR BEFORE THE DUE DATE

WHEREAS, N.J.S.A. 54:4-67 permits the Governing Body of each municipality to fix the rate of interest to be charged for late payment of taxes as provided by law; and

WHEREAS, N.J.S.A. 54:6-67 has been amended to permit the fixing of said rate at eight percent (8%) per annum for the first \$1,500.00 of the delinquency and eighteen percent (18%) per annum for amounts in excess of \$1,500.00, and an additional penalty of six percent (6%) may be collected for delinquencies in excess of \$10,000.00 from property owners who fail to pay the delinquency prior to the end of the calendar year;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that the Tax Collector is hereby authorized and directed to charge an eight percent (8%) per annum rate of interest on the first \$1,500.00 of taxes which become delinquent after the tax due date, and a rate of eighteen percent (18%) per annum interest on any amount of taxes due in excess of \$1,500.00 which becomes delinquent after the tax due date; and

BE IT FURTHER RESOLVED, that the Tax Collector is also authorized and directed to charge an additional penalty of six percent (6%) if a delinquency is in an amount in excess of \$10,000.00 and remains in arrears beyond December 31st of each calendar year; and

BE IT FURTHER RESOLVED, that the ten (10) day grace period for quarterly tax payments shall remain in effect, that any payment of taxes not made on or before the due date in accordance with this Resolution shall be charged interest from the due date as set forth by law, and that this Resolution shall take effect immediately.

RESOLUTION # 217-2016*

CANCELLATION OF SMALL BALANCES

WHEREAS, N.J.S.A. 40A: 5-17.1 allows for the cancellation of property tax refunds or delinquent amounts in the amounts of less than ten (\$10.00) dollars; and

WHEREAS, the Town Council of the Town of Newton may authorize the Tax Collector to process, without any further action on the part of the Governing Body, any cancellation of property tax refunds or delinquencies of less than ten (\$10.00) dollars;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton in the County of Sussex, State of New Jersey, that the Tax Collector is hereby authorized to process the cancellation of any property tax refunds or delinquencies of less than ten (\$10.00) dollars.

RESOLUTION # 218-2016*

APPOINT LOCAL EMERGENCY PLANNING COMMITTEE

WHEREAS, Appendix A:9-41 of the NJ Statutes Annotated, and N.J.A.C. 13:64-2.3 pertaining to Emergency Management, require that every New Jersey municipality create a Local Emergency Planning Committee; and

WHEREAS, the individual appointed as the local Emergency Management Coordinator shall also be a member of, and shall serve as Chairman of, said Local Emergency Planning Committee;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that it hereby concurs with the appointment of the individuals recommended by Emergency Management Coordinator Kenneth A. Teets for membership on the Newton Local Emergency Planning Committee for calendar year 2017 as listed below:

- | | |
|---------------------------|--|
| Kenneth A. Teets | Emergency Management Coordinator |
| Dan Finkle | Deputy Emergency Management Coordinator |
| Deborah Danielson | NIXLE Coordinator |
| Chief Michael S. Richards | Newton Police Department |
| Thomas S. Russo, Jr. | Newton Town Manager |
| Chief Jason Miller | Newton Fire Chief |
| Captain, To be determined | Newton Vol. First Aid and Rescue Squad |
| Ken Jaekel | Newton Public Works Supervisor |
| Adam Vough | Assistant Newton Public Works Supervisor |
| Joseph Carr | Licensed Water and Sewer Operator |
| Lorraine Read | Newton Municipal Clerk |

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Terri Oswin
Joseph Butto
Dr. Kennedy Greene
Robert Moorehead

Deputy Municipal Clerk/Assistant to Town Manager
Newton/Hardyston Construction Official
Newton School Superintendent
Radio Station WNNJ

BE IT FURTHER RESOLVED, if any positions become held by different individuals in the 2017 calendar year then said individuals will assume the aforementioned titled responsibilities on Newton Local Emergency Planning Committee.

RESOLUTION # 219-2016*

DESIGNATE OFFICIALS TO SIGN CHECKS

BE IT RESOLVED by the Town Council of the Town of Newton that the Town Manager, the Town Treasurer and/or the Chief Financial Officer are hereby designated as officials authorized to sign all municipal checks, Water and Sewer Utility checks, and payroll checks during calendar year 2017.

RESOLUTION # 220-2016*

AUTHORIZE THE TAX ASSESSOR, THE TOWN ATTORNEY AND THE TOWN MANAGER TO ACT ON THE BEHALF OF THE TOWN OF NEWTON FOR CALENDAR YEAR 2017 WITH REGARD TO TAX APPEALS

BE IT RESOLVED, by the Town Council of the Town of Newton that the Municipal Tax Assessor and the Town Attorney are hereby authorized to defend all contest appeals before the Sussex County Board of Taxation and the Tax Court of the State of New Jersey; and

BE IT FURTHER RESOLVED, that the Municipal Tax Assessor and the Town Attorney are also hereby authorized to initiate municipal appeals to correct the Town of Newton tax listing including, but not limited to, rollback complaints, added and omitted assessment complaints, and such other appeals as may be necessary to correct the assessments for the Town of Newton; and

BE IT FURTHER RESOLVED, that the Municipal Assessor, the Municipal Attorney, and the Town Manager are hereby designated as the agents of the Town of Newton for the purpose of signing settlements of the foregoing matters by stipulation for the 2017 Calendar Year.

RESOLUTION # 221-2016*

DESIGNATE CHIEF FINANCIAL OFFICER/FINANCE DIRECTOR AS THE INDIVIDUAL AUTHORIZED TO SELL BOND ANTICIPATION NOTES

WHEREAS, it is necessary from time to time for the Town of Newton to sell Bond Anticipation Notes or other Notes for the benefit of the municipality; and

WHEREAS, the Chief Financial Officer/Finance Director is the individual responsible for maintaining the financial records of the Town of Newton;

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

- 1) The Chief Financial Officer/Finance Director is hereby authorized to sell Bond Anticipation Notes and directed to determine all matters in connection with said Notes not determined by this or subsequent Resolutions.
- 2) The Chief Financial Officer/Finance Director is directed to report in writing to the Governing Body at the meeting next succeeding the date when the sale or delivery of Notes pursuant to this Resolution is made. Such report is to include the amount, description, interest rate, maturity of the Notes sold, the price obtained, and the name of the purchaser.
- 3) This Resolution shall take effect immediately upon its adoption.

RESOLUTION # 222-2016*

APPOINTMENT OF DEBORAH DANIELSON AS ACTION ALLIANCE COORDINATOR FOR THE TOWN OF NEWTON FOR 2017

BE IT RESOLVED, by the Town Council of the Town of Newton that Deborah Danielson

December 12, 2016

be and is hereby appointed as the Action Alliance Coordinator for the Town of Newton during calendar year 2017.

RESOLUTION # 223-2016*

APPOINTMENT OF PAT POWERS AS SENIOR CITIZEN COORDINATOR FOR THE TOWN OF NEWTON FOR 2017

BE IT RESOLVED, by the Town Council of the Town of Newton that Pat Powers be and is hereby appointed as the Senior Citizen Coordinator for the Town of Newton during calendar year 2017.

RESOLUTION # 224-2016*

AUTHORIZE THE AWARD OF A NON-FAIR AND OPEN CONTRACT KIEFFER ELECTRIC, INC.

WHEREAS, the Town of Newton has a need to acquire licensed electrical services as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4; and

WHEREAS, Sean Canning, Q.P.A., for the Town of Newton of the Canning Group, LLC has determined and certified in writing that the value of the acquisition will exceed \$17,500; and

WHEREAS, the anticipated term of this contract is remainder of the 2016 year (s); and

WHEREAS, Kieffer Electric Inc., has submitted a proposal November 23, 2016 indicating they will provide the electrical services for the \$2,167.09, exceeding in aggregate the pay to play threshold of \$17,500.00; and

WHEREAS, Kieffer Electric Inc., has completed and submitted a Business Entity Disclosure Certification which certifies that Kieffer Electric Inc., has not made any reportable contributions to a political or candidate committee in the Town of Newton in the previous one year, and that the contract will prohibit Kieffer Electric Inc. from making any reportable contributions through the term of the contract, and

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

NOW, THEREFORE, BE IT RESOLVED, that the Town Council of the Town of Newton authorizes the Town Manager to enter into a contract with Kieffer Electric Inc. not to exceed \$21,000.00 for the 2016 calendar year; and

BE IT FURTHER RESOLVED, that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution.

RESOLUTION # 225-2016*

AUTHORIZE EXECUTION OF A SHARED SERVICES AGREEMENT FOR ANIMAL CONTROL AND POUND SERVICES WITH THE TOWNSHIP OF WANTAGE COVERING CALENDAR YEAR 2017

WHEREAS, the Town of Newton desires to enter into a shared service agreement with the Township of Wantage for animal control and pound services; and

WHEREAS, the annual fee for the calendar year 2017 is \$17,021; and

WHEREAS, sufficient funds have been appropriated in the Town of Newton Operating Budget for calendar year 2017 for said services;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that the Mayor and the Municipal Clerk are hereby authorized to execute an agreement for animal control and pound services, in duplicate, with the Township of Wantage for calendar year 2017; and

BE IT FURTHER RESOLVED that a copy of said agreement shall be placed on file in the Municipal Clerk's office and available for public viewing.

RESOLUTION # 226-2016*

REFUND A ZONING PERMIT FEE FOR BLOCK 6.01, LOT 3

WHEREAS, Eric Martino, of EM Electrical Contractors, LLC paid an application fee in the amount of \$100.00 for Zoning Permit #2016-117 related to the installation of a standby generator located at Block 6.01, Lot 3, also known as 116 West End Avenue, in the Town of Newton; and

WHEREAS, Angela Koustelas, the owner of Block 6.01, Lot 3, has cancelled the job with EM Electrical Contractors, LLC; and

WHEREAS, Eric Martino has requested the Zoning Permit #2016-117 be voided and a refund be issued; and

WHEREAS, no costs were incurred by Town professionals related to Zoning Permit #2016-117;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that the Governing Body authorizes a refund be made to EM Electrical Contractors, LLC in the amount of \$100.00; and

BE IT FURTHER RESOLVED, that the Treasurer is hereby authorized to issue a check to EM Electrical Contractors, LLC in the amount of \$100.00.

RESOLUTION # 227-2016*

ESTABLISH SCHEDULE OF PUBLIC TOWN COUNCIL MEETINGS FOR 2017

WHEREAS, Section 13 of the Open Public Meetings Act, approved October 21, 1975 as Chapter 231, P.L. 1975, requires every public body to post and maintain posted throughout the year a schedule of the meetings of said public body;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton, Sussex County, New Jersey that the following schedule for 2017 indicates all public meetings of the Newton Town Council will be held on the second and fourth Mondays of each month, unless otherwise indicated, in the Council Chambers, 39 Trinity Street, Newton, New Jersey; and

		Council Meetings			
		7:00pm			
			2		
January	9	and	3	July	17
	1		2		
February	3	and	7	August	14 and 28
	1		2		
March	3	and	7	September	13* and 25
	1		2		
April	0	and	4	October	11* and 23
			2		
May	8	and	2	November	13 and 27
	1		2		
June	2	and	6	December	11 and 27*

*Held Wednesday

Reorganizational Meeting

Noon
Saturday, July 1, 2017

BE IT FURTHER RESOLVED, that, for the purposes of the Act, the official bulletin board for posting notices shall be the bulletin board in the first floor lobby of the Municipal Building at 39 Trinity Street, Newton, New Jersey, with said board being just outside the door of the Municipal Clerk's Office; and

BE IT FURTHER RESOLVED, that certified copies of this Resolution be forwarded to the New Jersey Herald and the NJ Sunday Herald, and a copy be filed with the Municipal Clerk; and

BE IT FURTHER RESOLVED, that a certified copy of this Resolution shall be mailed to any person requesting notices of meetings of the Town Council pursuant to N.J.S.A. 10:4-19 and whoever has paid the required fee for such notice.

RESOLUTION # 228-2016*

AUTHORIZING THE TOWN OF NEWTON TO AMEND THE SHARED SERVICES AGREEMENT WITH THE COUNTY OF SUSSEX, NEW JERSEY FOR THE COUNTY FIRE MARSHAL TO ENFORCE THE UNIFORM FIRE SAFETY ACT, THE STATE FIRE SAFETY CODE AND RELEVANT REGULATIONS

WHEREAS, the Town of Newton authorized entering into a Shared Services Agreement with the County of Sussex for Fire Marshal Services by the adoption of Resolution #63-2015 on April 27, 2015; and

WHEREAS, the Sussex County Fire Marshal has been notified by the Department of Community Affairs, New Jersey Division of Fire Safety, of minor changes to the Fee Schedule annexed to said Shared Service Agreement; and

WHEREAS, the attached amended Shared Services Agreement incorporates the changes to it necessitated by the revisions to the Fee Schedule; and

WHEREAS, all other aspects of the Town's April 27, 2015 Resolution and annexed agreement remain in full force and effect, and the agreement does not replace but supplements the prior one;

NOW, THEREFORE BE IT RESOLVED by the Town Council of the Town of Newton, County of Sussex, State of New Jersey, hereby agrees to enter into an amended Shared Services Agreement with the County of Sussex for the purpose of receiving enforcement agency services related to the Uniform Fire Safety Act, the State Fire Safety Code and Relevant Regulations.

RESOLUTION # 229-2016*

ACCEPTING A BID FOR THE LEASE OF SPACE ON THE HIGH STREET WATER TANK, 150 HIGH STREET/STATE HIGHWAY 94, FOR CELLULAR COMMUNICATION EQUIPMENT BY SPRINT SPECTRUM REALTY COMPANY, LLC.

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

WHEREAS, the sole Bidder was Sprint Spectrum Realty Company, LLC ("Sprint") with a Bid in the amount of \$4,500 per month for the first year of the Lease (\$54,000.00 per year) with an annual increase equal to the greater of 3% or the change in the consumer price index. Sprint currently leases space on the water tank; and

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

NOW, THEREFORE BE IT RESOLVED, by the Newton Town Council that the Bid submitted by Sprint for leasing space on the Town's water tank located at 150 High Street/State Highway 94 is hereby approved, subject to Sprint executing a lease to be prepared by the Town Attorney with the approval of the Town Manager and Qualified Purchasing Agent; and

BE IT FURTHER RESOLVED the Mayor and Town Clerk are authorized to sign the final Lease on behalf of the Town of Newton; and

BE IT FURTHER RESOLVED this resolution shall take effect immediately and shall be void and of no effect if the Town and Sprint are unable to resolve any remaining issues concerning the terms of the Lease, or if Sprint fails or refuse to execute the final Lease, provide proof of insurance and meet the other requirements of the Lease in a timely manner.

RESOLUTION # 230-2016*

AUTHORIZE CREDITS DUE WATER AND SEWER UTILITY ACCOUNTS

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

December 12, 2016

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 aforementioned accounts for amounts billed incorrectly due to the reasons stated:

Credit for Excess Usage Due to a Meter Malfunction:

<u>Account</u>	<u>Address</u>	<u>Amount</u>
7006	7 Liberty Street	\$341.38

RESOLUTION # 231-2016*

AUTHORIZE THE RELEASE OF EXECUTIVE SESSION MINUTES TO THE PUBLIC JULY 1, 2016 THROUGH NOVEMBER 30, 2016

WHEREAS, the Newton Mayor and Council met in Executive Session on certain occasions; and

WHEREAS, as a result of these Executive Sessions, minutes were prepared and approved by the Mayor and Council although the minutes were not released to the public; and

WHEREAS, the Town Attorney, Town Clerk, and Town Manager have reviewed such approved minutes and recommend the release of certain meeting minutes to the public;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton, in the County of Sussex, and State of New Jersey, that the minutes of the following Executive Sessions be released to the public:

08/10/16 08/22/16 09/14/16 10/12/16 11/28/16

BE IT FURTHER RESOLVED, that these specified minutes may be released to the public upon request.

RESOLUTION # 232-2016*

REIMBURSE TOWN EMPLOYEES FOR VEHICLE EXPENSES

WHEREAS, certain Town of Newton employees use their private vehicles in connection with Town business; and

WHEREAS, such employees routinely use their vehicles for travel within Sussex County; and

WHEREAS, it is appropriate to reimburse said Town employees for use of their personal vehicles;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that the employees listed below receive the following quarterly allowances for all vehicular trips within Sussex County effective January 1, 2017:

<u>Employee</u>	<u>Position</u>	<u>Estimated Miles/Qtr.</u>	<u>Quarterly Amount</u>
Scott Holzhauser	Tax Assessor	200 miles	\$115.00
Deborah Danielson	Recreation Supervisor	200 miles	\$115.00

BE IT FURTHER RESOLVED that for out-of-town business trips, employees and officers of the Town of Newton who use their personal means of transportation shall be reimbursed, in accordance with the IRS standard allowance for business miles driven, in effect at the time of travel, from Newton to the point of destination and return during calendar year 2017.

RESOLUTION # 233-2016*

REAPPOINTMENT OF JACQUALINE BUTTERFIELD TO THE ECONOMIC DEVELOPMENT ADVISORY COMMISSION

BE IT RESOLVED, by the Town Council of the Town of Newton that Jacqueline Butterfield is hereby reappointed to a full three-year term on the Newton Economic Development Advisory Commission, effective January 1, 2017 and continuing through December 31, 2019.

RESOLUTION # 234-2016*

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 2015 and 2016 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

60.00	AMANJ	37535
629.40	ANN ROSELLEN	37536
45.95	BOONTON TIRE SUPPLY INC.	37537
40,937.81	CARGILL DEICING TECHNOLOGY, INC.	37538
678.89	CARTRIDGE WORLD	37539
125.85	CENTURYLINK COMMUNICATIONS, INC.	37540
1,770.00	CHELBUS CLEANING CO., INC.	37541
115.00	DANIELSON, DEBORAH	37542
983.08	DEMPSEY UNIFORM & SUPPLY INC	37543
629.40	DOUGLAS CUMMINS	37544
50.89	FEDERAL EXPRESS	37545
2,462.82	FIRE & SAFETY SERVICES, LTD., INC.	37546
974.40	FIREFIGHTER ONE, LLC.	37547
1,258.80	FRISBIE, ARTHUR & RITA	37548
629.40	FURGIULE, CAMILLE	37549
337.50	GANN LAW BOOKS	37550
295.00	GARDEN STATE HIGHWAY PRODUCTS, INC.	37551
629.40	GARRIS, JEAN	37552
1,195.00	GENERAL CODE, LLC	37553
129.94	GOLD TYPE BUSINESS MACHINES	37554
165.00	HAYDEE BALLESTER	37555
27.52	HAYEK'S MARKET INC.	37556
115.00	HOLZHAUER, SCOTT	37557
499.60	HOME DEPOT, INC.	37558
705.15	IHEARTMEDIA + ENTERTAINMENT INC.	37559
1,258.80	ILIFF, JOHN & TERRY	37560
265.50	J. CALDWELL & ASSOCIATES, LLC.	37561
629.40	JAMES J KILDUFF	37562
3,791.63	JOHN MULHERN	37563
1,258.80	KAYS, PETER J.	37564
37.50	KITHCART, BROCK	37565
2,458.36	LADDEY, CLARK & RYAN, LLP	37566
558.26	LAFAYETTE AUTO PARTS	37567
237.50	LANDY, ROXANNE	37568
125.00	LEAL, ALVARO	37569
690.00	MCGUIRE, INC.	37570
629.40	MICHAEL A. PANDISCIA	37571
1,258.80	MORRIS, THOMAS & BULAH	37572
200.00	MUGS MEDIA	37573
287.50	MUNICIPAL SOFTWARE, INC.	37574
12,200.00	NEWTON FIRE DEPARTMENT	37575
6,125.00	NEWTON FIRST AID SQUAD	37576
45,000.00	NEWTON TOWN CENTRE URBAN RENEWAL AS	37577
20.95	PENCO PRODUCTS, INC.	37578
125.97	QUILL CORPORATION	37579
4,087.20	RACHLES/MICHELE'S OIL COMPANY, INC.	37580
629.40	RANSNORTH, NANCY	37581
134.72	REISINGER OXYGEN SERVICE, INC.	37582
629.40	RICHARDS, JEAN	37583
390.00	ROK INDUSTRIES, INC	37584
629.40	ROMYNS, LARRY E.	37585
1,258.80	RONALD CLOUSE	37586
157.50	SCHENCK, PRICE, SMITH, & KING, LLP	37587
596.72	SCMUA	37588
118.53	SEBRING AUTO PARTS, INC.	37589

December 12, 2016

1,229.14	SLOAN, JAMES PPC.	37590
629.40	SMITH, WILLIAM F	37591
637.76	STAPLES BUSINESS ADVANTAGE, INC.	37592
629.40	STEVE MILLS	37593
311.00	SUSSEX COUNTY CHAMBER OF COMMERCE	37594
1,414.67	TAYLOR OIL CO. INC.	37595
115.00	TEETS, MICHAEL D	37596
37.50	TERESA ANN OSWIN	37597
212.18	THYSSENKRUPP ELEVATOR CORP.	37598
472.08	TOYOTA MOTOR CREDIT CORP.	37599
202.62	TOYOTA/SUBARU/SCION OF MORRISTOWN I	37600
121.67	TREASURER, PETTY CASH FUND	37601
775.00	TRIMBOLI & PRUSINOWSKI, LLC.	37602
126.68	UNITED TELEPHONE/CENTURY LINK	37603
215.00	USA HOISTCO., INC.	37604
193.71	VERIZON WIRELESS, INC.	37605
2,515.49	VISION SERVICE PLAN	37606
1,650.00	WEATHER WORKS, INC.	37607
629.40	ZENES, NANCY	37608
1,200,782.00	NEWTON BOARD OF EDUCATION	161074
210,000.00	CAPITAL ACCOUNT	161073
204,838.61	PAYROLL ACCOUNT	161072

CAPITAL

16,046.25	FKA ARCHITECTS INC.	8590
401.00	J. CALDWELL & ASSOCIATES, LLC.	8591
1,444.00	SIGN-A-RAMA, INC.	8592
25,000.00	STRYKER EMS EQUIPMENT, CORP	8593

Total TOWN BILLS \$ 1,811,870.40

WATER AND SEWER ACCOUNT

280.00	ACCURATE WASTE REMOVAL INC.	16023
362.70	DEMPSEY UNIFORM & SUPPLY INC	16024
54.00	EM SIGNS, LLC	16025
377.50	EXTRA TECH DATA SERVICES, LLC.	16026
556.72	HACH COMPANY	16027
107.10	HAMBURG PLUMBING SUPPLY CO INC	16028
857.37	HOME DEPOT, INC.	16029
1,806.00	IHEARTMEDIA + ENTERTAINMENT INC.	16030
1,294.85	IHEARTMEDIA + ENTERTAINMENT INC.	16031
1,365.00	JCI JONES CHEMICALS, INC	16032
475.20	MAIN POOL & CHEMICAL COMPANY, INC.	16033
1,100.00	MCCULLOUGH TREE EXPERTS LLC	16034
8,951.11	MOTT MACDONALD GROUP, INC.	16035
200.00	MUGS MEDIA	16036
287.50	MUNICIPAL SOFTWARE, INC.	16037
28,000.00	NJ FENCE LLC	16038
143.75	ONE CALL CONCEPTS, INC.	16039
4,649.24	PALL CORPORATION	16040
6,480.00	PASSAIC VALLEY SEWERAGE COMM.	16041
4,847.70	R&D TRUCKING INC	16042
8,987.24	SCHMIDT'S WHOLESALE, INC	16043
612.95	SCMUA	16044
2,508.80	SMALLEY, JOHN H	16045
603.33	SUBURBAN PROPANE, LP	16046
20.00	SUSSEX COUNTY P & H, INC.	16047
168.00	SUSSEX COUNTY RENTAL CENTER, LLC.	16048
250.00	T.A. MOUNTFORD COMPANY, INC.	16049
3,577.25	TILCON NEW JERSEY, INC.	16050
39.16	TREASURER, WATER & SEWER PETTY CASH	16051
518.00	VISION SERVICE PLAN	16052
1,258.80	WAGNER, WILLIAM	16053
36,597.39	PAYROLL ACCOUNT	166035
907.17	SPARTA POSTMASTER	16022
472.08	TOYOTA MOTOR CREDIT CORP.	16021

December 12, 2016

Total WATER & SEWER Bills \$ 118,715.91

TRUST

720.00	LADDEY, CLARK & RYAN, LLP	3565
4,305.50	PAYROLL ACCOUNT	167124

Total TRUST (FUND 71) \$ 5,025.50

FEDERAL/STATE GRANTS

228.65	SHOP RITE, INC.	1351
356.86	PAYROLL ACCOUNT	161124

Total FEDERAL/STATE GRANTS \$ 585.51

HOUSING TRUST FUND (COAH)

50,000.00	NEWTON TOWN CENTRE URBAN RENEWAL AS	158
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Total HOUSING TRUST FUND (COAH) \$ 50,000.00

RESOLUTION # 235-2016*

RESOLUTION APPROVING VACATION & SICK LEAVE AND ACCUMULATED COMPENSATORY TIME PAYOUT FOR FRANK E. PHILHOWER, JR.

WHEREAS, Frank E. Philhower, Jr., Police Sergeant with the Town of Newton, retires effective December 31, 2016 and is entitled to payout for unused and accrued vacation & sick leave, and compensatory time pursuant to applicable law, Town ordinances, PBA Local No. 138 - Superior Officers Association Agreement and the Town of Newton Personnel Policy and Procedures Manual and Employee Handbook;

NOW, THEREFORE BE IT RESOLVED, the Town Council authorizes the following payout for unused and accrued vacation & sick leave and accumulated compensatory time to Frank E. Philhower, Jr. as follows:

<u>EMPLOYEE</u>	<u>RETIREMENT DATE</u>	<u>PAYOUT TOTAL</u>
Frank E. Philhower, Jr.	December 31, 2016	\$12,443.55

BE IT FURTHER RESOLVED, that appropriate Town employees are hereby authorized to make the payments set forth above, with any required revisions to the payout amounts.

RESOLUTION # 236-2016*

APPROVE PURCHASE FROM WITMER PUBLIC SAFETY GROUP, INC., THROUGH STATE CONTRACT A80953, FOR EQUIPMENT FOR NEWTON FIRE DEPARTMENT

WHEREAS, there is a need to purchase SCBA equipment for the Town of Newton Fire Department, in the County of Sussex, State of New Jersey; and

WHEREAS, this can be purchased through State Contract #A80953; and

WHEREAS, the maximum amount of the purchase is \$38,536.80 and funds are available as evidenced by the Chief Financial Officer/Finance Director's Certification; and

WHEREAS, the purchasing agent has concurred with the legality of the purchase in accord with the New Jersey Local Publics Contract Law (N.J.S. 40A:11-1 et. Seq.; and

WHEREAS, public bids are not required when the purchase is under a State Contract in accordance with N.J.S.A. 40A:11-12 of the Local Public Contracts Law;

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Towns of Newton, in the County of Sussex as follows:

The Chief Financial Officer/Finance Director is hereby authorized and directed to approve and forward a Purchase Requisition to Witmer Public Safety Group for

the purchase of SCBA Equipment.

RESOLUTION # 237-2016*

DESIGNATE BANKS AS DEPOSITORIES FOR CALENDAR YEAR 2017

BE IT RESOLVED, by the Town Council of the Town of Newton that the following policy is hereby adopted pertaining to Town funds for calendar year 2017:

1) The cash management and investment objectives for the Town of Newton include preservation of capital, adequate safekeeping of assets, maintenance of liquidity to meet operating needs, diversification of the Town's portfolio to minimize risks associated with individual investments, and investment of assets in accordance with State and Federal laws and regulations.

2) The following banks are hereby authorized to be used as depositories for Town funds:

PNC Bank
Bank of New York Mellon (Chase)
New Jersey Cash Management Fund
Sussex Bank
Lakeland Bank
First Hope Bank
Santander Bank (Sovereign Bank)
TD Bank
Highland State Bank
Valley National Bank
Wells Fargo Bank, N.A.

Beginning with the filing of September 30, 2010 a list of banks that participate in the Governmental Unit Deposit Protection Act (GUDPA) and the type of certificate of eligibility is available quarterly from the State of New Jersey, Department of Banking and Insurance website: http://www.state.nj.us/dobi/division_banking/depositories/gudpa.htm. The Chief Financial Officer/Finance Director will review this site and provide the Town Auditor with a copy of this list.

The above designated official depositories are required to submit to the Chief Financial Officer/Finance Director a copy of the institution's "Annual Report" each year. This may also be satisfied electronically.

3) All funds shall be deposited within 48 hours of receipt, in accordance with N.J.S.A. 40A:5-15.

The Chief Financial Officer/Finance Director shall minimize the possibility of idle cash accumulating in accounts by assuring that the amounts in excess of negotiated compensating balances are kept in interest bearing accounts or promptly swept into the investment portfolio.

The method of calculating banking fees and compensating balances shall be reviewed on a monthly basis.

Investment decisions shall be guided by the cash flow projections prepared by the Chief Financial Officer/Finance Director.

4) Permissible investments for the Town of Newton shall include a) Bonds or other obligations of the United States of America or obligations guaranteed by the United States of America; b) government money market mutual funds; c) any Federal agency or instrumentality obligation authorized by Congress that matures within 397 days from the date of purchase and has a fixed rate of interest not dependent on any index or external factors; d) Bonds or other obligations of the local unit or school districts of which the local unit is a part; e) any other obligations with maturities not exceeding 397 days, as permitted by the Division of Investments; f) local government investment pools; g) New Jersey State Cash Management Fund; and h) repurchase agreements of fully collateralized securities.

5) The Chief Financial Officer/Finance Director is authorized and directed to make investments on behalf of the Town of Newton. All investment decisions shall be consistent with this plan and all appropriate regulatory constraints.

6) Securities purchased on behalf of the Town of Newton shall be delivered electronically or physically to the Town's custodial bank, which shall maintain custodial and/or safekeeping accounts for such securities on behalf of the Town.

7) The Chief Financial Officer/Finance Director shall report to the Town Council all purchases of investments in accordance with N.J.S.A. 40A:5-15.2.

8) The Cash Management Plan shall be subject to annual audit conducted pursuant to N.J.S.A. 40A:5-14.

9) The Chief Financial Officer/Finance Director shall escheat to the State of New Jersey checks which remain outstanding for twelve or more months after the date of issuance.

RESOLUTION # 238-2016*

TRANSFER OF SCHOOL MONIES FOR THE PERIOD FROM JANUARY 1, 2017 TO JUNE 30, 2017

BE IT RESOLVED, by the Town Council of the Town of Newton that the Town Treasurer be authorized to turn over to the Treasurer of School Monies, as monies become available, \$6,313,697.00 to meet the obligations of the Newton Board of Education, exclusive of Debt Service, in accordance with the Statutes and the request of the Board of Education of Newton.

Amount of Tax Voted (Exclusive of Debt Service)	\$12,627,394.00
Amount Received to Date	\$6,313,697.00
Amount of This Request	<u>\$6,313,697.00</u>
Balance Due Board of Education	\$0.00

RESOLUTION # 239-2016*

APPROVE 2016 APPROPRIATION TRANSFERS

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

<u>From</u>	<u>To</u>	<u>Amount</u>
CURRENT Court SW 1059100	Court OE 1059200	4,000.00
Tax Collector SW 1056101	Tax Collector OE 1056246	4,300.00
Community Devel OE 1064200	Engineering 1060200	1,000.00
Code Enforcement SW 1077400	Code Enforcement OE 1077500	1,100.00
Cencom SW 1073102	Police SW 1074103	19,000.00
Cencom OE 1074300	Police SW	2,000.00
Police OE 1074200	Police SW	1,000.00
Senior Citizen SW 1093100	Police SW	8,000.00
Health Insurance Waiver OE 1066300	Police SW	5,400.00
Community Devel SW 1064100	Police SW	6,200.00
Clerk SW 1051100	Police SW	3,600.00
Court SW 1059100	Police SW	1,000.00
Manager SW 1050100	Police SW	1,100.00

TOTAL CURRENT TRANSFERS

\$57,700.00

RESOLUTION # 240-2016*

PREMIUM PAYMENT TURNED OVER TO TREASURER FOR TAX SALE CERTIFICATE # 1355

WHEREAS, Tax Sale Certificate #1355 was issued at the Tax Sale held on October 19, 2011 with zero percent redemption and a premium of \$3,000.00; and

WHEREAS, N.J.S.A. 54:5-33 states if redemption is not made within five years from the date of the Sale, the premium payment shall be turned over to the Treasurer of the Municipality; and

WHEREAS, Tax Sale Certificate #1355 was five years from the date of Tax Sale on October 19, 2016, therefore the premium in the amount of \$3,000.00 is to be turned over to the Treasurer;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Town of Newton that this Governing Body acknowledges that the premium for Tax Sale Certificate #1355 be turned over to the Treasurer; and

BE IT FURTHER RESOLVED, that the Tax Collector be authorized to issue a check in the amount of \$3,000.00 for said premium to the Treasurer of the Town of Newton.

RESOLUTION # 241-2016*

PREMIUM PAYMENT TURNED OVER TO TREASURER FOR TAX SALE CERTIFICATE # 1369

WHEREAS, Tax Sale Certificate #1369 was issued at the Tax Sale held on October 19, 2011 with zero percent redemption and a premium of \$2,000.00; and

WHEREAS, N.J.S.A. 54:5-33 states if redemption is not made within five years from the date of the Sale, the premium payment shall be turned over to the Treasurer of the Municipality; and

WHEREAS, Tax Sale Certificate #1369 was five years from the date of Tax Sale on October 19, 2016, therefore the premium in the amount of \$2,000.00 is to be turned over to the Treasurer;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Town of Newton that this Governing Body acknowledges that the premium for Tax Sale Certificate #1369 be turned over to the Treasurer; and

BE IT FURTHER RESOLVED, that the Tax Collector be authorized to issue a check in the amount of \$2,000.00 for said premium to the Treasurer of the Town of Newton.

RESOLUTION # 242-2016*

CONFIRM THE REFUND OF REDEMPTION MONIES TO OUTSIDE LIEN HOLDER FOR BLOCK 13.05, LOT 20

WHEREAS, at the Municipal Tax Sale held on November 17, 2016 a lien was sold on Block 13.05, Lot 20, also known as 68 Woodside Avenue for 2015 delinquent Utility charges; and

WHEREAS, this lien, known as Tax Sale Certificate #2016-006, and was sold to US Bank cust for PC6, LLC Sterling National for 7% redemption fee; and

WHEREAS, Lereta Tax & Flood, the mortgage servicer, representing the owner, Van Etten, John H. has effected the redemption of Certificate #2016-006 in the amount of \$158.56;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that this Governing Body acknowledges, US Bank cust for PC6, LLC Sterling National is entitled to a redemption in the amount of \$158.56; and

BE IT FURTHER RESOLVED, that the Town Council of the Town of Newton confirms and acknowledges the Tax Collector has issued a check, in the amount of \$158.56 for the redemption of Certificate #2016-006 to US Bank cust for PC6, LLC Sterling National, 50 South Street - Suite 2050, Philadelphia, PA 19102.

RESOLUTION #2 43-2016*

RESOLUTION OF THE TOWN OF NEWTON, IN THE COUNTY OF SUSSEX, NEW JERSEY REQUESTING THE COUNTY OF SUSSEX INSTALL A TRAFFIC SIGNAL AND PERFORM REQUISITE ROAD IMPROVEMENTS AT THE INTERSECTION OF HICKS AVENUE AND SPARTA AVENUE

WHEREAS, on December 10, 2007, the Newton Town Council designated Block 1309, Lots 1, 1.01, 2, 6, 8, 9, 41 and 42 on the official Tax Map of the Town of Newton (currently designated as Block 24.02, Lots 1, 2, 3, 4, 5, 6, 7 and 8), along with the adjacent public rights-of-way along Sparta Avenue, Hicks Avenue and Smith Street as an Area in Need of Redevelopment (the **"Hicks Avenue Redevelopment Area "**); and

WHEREAS, on December 22, 2008, the Town Council adopted a redevelopment plan establishing superseding zoning governing the development of the Hicks Avenue Redevelopment Area, which was then amended in July 2014 (the **"Hicks Avenue Redevelopment Plan "**); and

WHEREAS, in accordance with a certain study titled "Alternatives Analysis Report", prepared for the scoping project known as Operations & Safety Improvements to Newton - Sparta Road (CR 616 and CR 517) prepared by Harold E. Pellow & Associates, Inc., and dated April 2010 and revised July 2011, and given the existing traffic conditions (without redevelopment within the Hicks Avenue Redevelopment Area) a traffic signal and road improvements are needed at the intersection of Hicks Avenue and Sparta Avenue in order to provide for the safety of motorists and pedestrians (the "Traffic Signal"); and

WHEREAS, County Land Use ordinances prohibit the development of the Hicks Avenue Redevelopment Area without the installation of the Traffic Signal; and

WHEREAS, there is currently a developer interested in developing within the Hicks Avenue Redevelopment Area creating an immediate need for the installation of the Traffic Signal; and

WHEREAS, a detailed cost analysis performed by the Town of Newton Municipal Engineer, Cory L. Stoner, P.E., C.M.E. of Harold E. Pellow & Associates, Inc., dated December 9, 2016, estimated the total cost of this project to be \$784,430.00; and

WHEREAS, redevelopment of the Hicks Avenue Redevelopment Area will not occur without the County of Sussex's commitment to installing the requisite traffic signal and road improvements, thus adversely impacting economic revitalization in the Town of Newton;

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

Section 1. The aforementioned recitals are incorporated herein as though fully set forth at length.

Section 2. The Town hereby respectfully requests the County of Sussex install a traffic signal and associated road improvements at the intersection of Hicks Avenue and Sparta Avenue at the sole cost and expense of the County in order to protect the safety of motorists and pedestrians and facilitate the revitalization and redevelopment of the Hicks Avenue Redevelopment Area for the benefit of the Town and the County.

Section 3. If any part of this Resolution shall be deemed invalid, such parts shall be severed and the invalidity thereby shall not affect the remaining parts of this Resolution.

Section 4. A copy of this resolution shall be available for public inspection at the offices of the Town Clerk.

Section 5. This Resolution shall take effect immediately.

RESOLUTION # 244-2016*

APPOINTMENT OF JARROD C. COFRANCESCO, ESQ., AS THE TOWN OF NEWTON 'S ALTERNATE MUNICIPAL PROSECUTOR FOR CALENDAR YEAR 2017

WHEREAS, Jonathan E. McMeen, Esq., currently serving as the Town of Newton's Municipal Prosecutor, has indicated an Alternate Municipal Prosecutor may be needed by the Town of Newton during calendar year 2017; and

WHEREAS, Jarrod C. Cofrancesco, Esq., has expressed an interest in serving as Newton's Alternate Municipal Prosecutor; and

WHEREAS, compensation for said services will be the sole responsibility of Jonathan E. McMeen, Esq.; and

WHEREAS, legal 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);

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that we hereby appoint Jarrod C. Cofrancesco, Esq. as the Town of Newton's Alternate Municipal Prosecutor for the calendar year 2017; and

BE IT FURTHER RESOLVED, that a certified copy of this Resolution be forwarded to Jarrod C. Cofrancesco, Esq., Jonathan E. McMeen, Esq., Frances Koch, Sussex County Prosecutor and the Town of Newton Municipal Judge, the Hon. John E. Mulhern.

A motion was made by Mr. Flynn 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	

At this time, upon motion of Mr. Flynn, seconded by Deputy Mayor Levante and carried, to add on (to the agenda) and approve an application for Special Permit for Social Affair from the Sussex County Arts & Heritage Council to be held on February 4, 2017 from 4:00 pm to 8:00 pm (rain date February 11, 2017 from 4:00pm to 8:00 pm) at 133 Spring Street, Newton. It was noted the application was in order. Roll call resulted as follows:

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

A motion was made by Mr. Flynn 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	

RESOLUTIONS

RESOLUTION # 245-2016

AUTHORIZE THE RELEASE OF EXECUTIVE SESSION MINUTES TO THE PUBLIC JULY 1, 2015 THROUGH JUNE 30, 2016

December 12, 2016

WHEREAS, the Newton Mayor and Council met in Executive Session on certain occasions; and

WHEREAS, as a result of these Executive Sessions, minutes were prepared and approved by the Mayor and Council although the minutes were not released to the public; and

WHEREAS, the Town Attorney, Town Clerk, and Town Manager have reviewed such approved minutes and recommend the release of certain meeting minutes to the public;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton, in the County of Sussex, and State of New Jersey, that the minutes of the following Executive Sessions be released to the public:

11/23/15	12/14/15	12/28/15	02/08/16
02/22/16	03/28/16	04/25/16	

BE IT FURTHER RESOLVED, that these specified minutes may be released to the public upon request.

A motion was made by Mr. Flynn to approve **Resolution #245-2016**, seconded by Deputy Mayor Levante and roll call resulted as follows:

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

At this time, Mayor Diglio recused herself from the following resolution.

RESOLUTION # 246-2016

AUTHORIZING WAIVING OF WATER AND SEWER UTILITY CHARGES FOR THE NEWTON VOLUNTEER FIRST AID SQUAD FOR CALENDAR YEAR 2017

WHEREAS, the Newton First Aid Squad, "NFAS", is a not-for-profit entity, comprised solely of volunteers that provide emergency assistance to the Newton community; and

WHEREAS, the "NFAS" owns Block 22.01, Lot 24 also known as 66 Sussex Street, which houses their vehicles, equipment, and provides for a meeting place; and

WHEREAS, the "NFAS" operating expenses are funded through donations and fundraising efforts; and

WHEREAS, the Newton Town Council supports the efforts of the "NFAS" and would like to assist, so they may continue to provide this valuable emergency service to the people of Newton;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that it hereby waives the water and sewer utility charges incurred at Block 22.01, Lot 24 by the Newton First Aid Squad for calendar year 2017.

A motion was made by Mr. Flynn to approve **Resolution #246-2016**, seconded by Mrs. Le Frois and roll call resulted as follows:

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

INTERMISSION - None

DISCUSSION - None

OPEN TO THE PUBLIC

December 12, 2016

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

COUNCIL & MANAGER COMMENTS

Mr. Russo reported Town Hall will be closing at 2:30 on Friday, December 16th for the Holiday Staff Party. Additionally, Town Hall will be closed on Friday, December 23rd (Christmas Eve) and Monday, December 26th in observation of Christmas Day. He wished everyone a Merry Christmas and Happy Hanukkah. Lastly, Mr. Russo advised the next Council meeting will be held on Wednesday, December 28, 2016.

Mayor Diglio also wished everyone a very Merry Christmas and Happy Holidays.

Councilman Flynn wished those in attendance a very Merry Christmas and Happy Hanukkah.

EXECUTIVE SESSION

Mayor Diglio read Resolution #247-2016. Upon motion of Mrs. Le Frois, seconded by Deputy Mayor Levante and unanimously carried, Council entered Executive Session at 8:02 pm.

Upon motion of Mrs. Le Frois, seconded by Deputy Mayor Levante and unanimously carried, Council left Executive Session at 10:05 pm.

There being no further business to be conducted, upon motion of Mrs. Le Frois, seconded by Deputy Mayor Levante and unanimously carried, the meeting was adjourned at 10:21 pm.

Respectfully submitted,



Lorraine A. Read, RMC
Municipal Clerk