



AGENDA
NEWTON TOWN COUNCIL
January 9, 2017
7:00 p.m.

I. PLEDGE OF ALLEGIANCE

II. ROLL CALL

III. OPEN PUBLIC MEETINGS ACT STATEMENT

IV. APPROVAL OF MINUTES

December 28, 2016 Regular Meeting
December 28, 2016 Executive Session

V. OPEN TO THE PUBLIC

At this point in the meeting, the Town Council welcomes comments from any member of the public on any topic. To help facilitate an orderly meeting and to permit the opportunity for anyone who wishes to be heard, speakers are asked to limit their comments to 5 minutes. If reading from a prepared statement, please provide a copy and email a copy to the Clerk's Office after making your comments so it may be properly reflected in the minutes.

VI. PRESENTATIONS

- a. Proclamation – Frank E. Philhower, Jr.
- b. Swearing – In Ceremony – Steven Van Nieuwland

VII. COUNCIL & MANAGER REPORTS

- a. Budget Hearing Dates

VIII. ORDINANCES

- a. Introduction

Ordinance 2017-1

An Ordinance Amending Sections 320-3, Definitions, and 320-25D(3), Sign Lighting, Regarding Sign Luminance

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

IX. OLD BUSINESS

X. CONSENT AGENDA

All items listed with an asterisk (*) are considered to be routine and non-controversial by the Town Council and will be approved by one motion. There will be no separate discussion of these items unless a Council member so requests, in which case the item will be removed from the Consent Agenda and considered in its normal sequence on the Agenda.

- a. Resolution #1-2017* Authorize the Employment Agreement of Thomas S. Russo, Jr., as Town Manager for the Town of Newton
- b. Resolution #2-2017 Town of Newton Capital Budget Amendment
- c. Resolution #3-2017* Adoption of the Temporary Operating Budget and Temporary Water and Sewer Budget for 2017
- d. Resolution #4-2017* Approve 2016 Appropriation Reserve Transfers
- e. Resolution #5-2017* Appointment of Environmental Counsel and Deputy Public Defender For Calendar Year 2017
- f. Resolution #6-2017* Resolution Authorizing Disposal of Surplus Property
- g. Resolution #7-2017* Approve Bills and Vouchers for Payment
- h. Resolution #8-2017* Reappointment of Neil Flaherty to the Newton Planning Board
- i. Application(s)*
 - An application for an off-premise raffle (50-50) from the Karen Ann Quinlan Charitable Foundation to be held on Friday, December 29, 2017 at 12:00pm at 99 Sparta Avenue, Newton
 - An application for an on-premise Bingo from the Newton Pride Foundation to be held on Friday, February 10, 2017 from 6:00pm to 11:00pm (rain date of Friday, February 17, 2017 from 6:00pm to 11:00pm) at 44 Ryerson Avenue, Newton
 - An application for an on-premise Raffle (50-50) from the Newton Pride Foundation to be held on Friday, February 10, 2017 from 6:00pm to 11:00pm (rain date of Friday, February 17, 2017 from 6:00pm to 11:00pm) at 44 Ryerson Avenue, Newton

XI. INTERMISSION

XII. DISCUSSION

XIII. OPEN TO THE PUBLIC

XIV. COUNCIL & MANAGER COMMENTS

XV. EXECUTIVE SESSION

- a. Resolution #9-2017

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

- 1. Contract Negotiations – PBA/SOA

XVI. ADJOURNMENT

Office of the Mayor
Newton, New Jersey

Proclamation

Frank E. Philhower, Jr.

WHEREAS, Frank E. Philhower, Jr., was raised in the Town of Newton, and always aspired to be a police officer; and

WHEREAS, his career in law enforcement included working as a Corrections Officer for Sussex County and as a Sheriff's Officer in Warren County; and

WHEREAS, in 1994, Frank was given the opportunity to become a police officer in the Town of Newton; and

WHEREAS, during his career in Newton, Frank constantly sought to improve and expand his career by serving in many different roles, including Lead Firearms/Use of Force Instructor, Detective, School Resource Officer, D.A.R.E. Officer, Crime Prevention Officer and Field Training Officer. This dedication was recognized by his promotion to Sergeant on May 23, 2005; and

WHEREAS, Frank received numerous letters of commendation over the years due to his professionalism and caring approach to handling calls for service; and

WHEREAS, in 2015 Frank received the Police Department's **Medal of Honor** and in 2016 was presented with the **Valor Award** by the Sussex County 200 Club for his actions during arrests of armed adversaries where he faced imminent risk to his own life;

NOW, THEREFORE, We, the Mayor and Town Council of the Town of Newton hereby proclaim our appreciation and gratitude to Frank E. Philhower, Jr., for his 22 years of dedicated service with the Newton Police Department, building one of the finest reputations of service, integrity and public trust. His service and dedication has positively impacted many lives throughout his career. We offer our best wishes for a long, healthy, and happy retirement.

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

Attest: _____

Date: _____

TOWN OF NEWTON

ORDINANCE 2017- 1

AN ORDINANCE AMENDING SECTIONS 320-3, DEFINITIONS, AND 320-25.D(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.

TAKE NOTICE that the above Ordinance was introduced at a regular meeting of the Town Council of the Town of Newton conducted on Monday, January 9, 2017. It will be considered for adoption, after final reading and public hearing thereon, at a regular meeting of the Newton Governing Body to be conducted at 7:00pm on Monday, January 23, 2017 in the Council Chambers at the Newton Municipal Building, 39 Trinity Street, Newton, New Jersey, and shall take effect according to law.

ATTEST:

Lorraine A. Read, RMC
Municipal Clerk

TOWN OF NEWTON

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.

NOTICE

TAKE NOTICE that the above Ordinance was introduced at a regular meeting of the Town Council of the Town of Newton conducted on Monday, January 9, 2017. It will be considered for adoption, after final reading and public hearing thereon, at a regular meeting of the Newton Governing Body to be conducted at 7:00 p.m. on Monday, January 23, 2017 in the Council Chambers at the Newton Municipal Building, 39 Trinity Street, Newton, New Jersey, and shall take effect according to law.

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #1-2017

January 9, 2017

“Authorize the Employment Agreement of Thomas S. Russo, Jr., as Town Manager for the Town of Newton”

WHEREAS, the Town of Newton and Thomas S. Russo, Jr., desire to continue the employment of Thomas S. Russo, Jr. as Town Manager for the Town of Newton; and

WHEREAS, the Town of Newton has prepared a written Employment Agreement effective January 1, 2017 through December 31, 2019, which has been reviewed and accepted by Thomas S. Russo, Jr.;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton, that the Mayor and Municipal Clerk are hereby authorized to execute said Employment Agreement dated January 1, 2017, with Thomas S. Russo, Jr., on behalf of the Town of Newton, with said Agreement being attached to and made part of this Resolution.

CERTIFICATION

THIS IS TO CERTIFY that the above is a true copy of a Resolution adopted by the Town Council of the Town of Newton at a regular meeting of said Governing Body conducted on Monday, January 9, 2017.

Lorraine A. Read, RMC
Municipal Clerk

TOWN OF NEWTON CAPITAL BUDGET AMENDMENT

RESOLUTION #2-2017

Whereas, the local capital budget for the year 2016 was adopted on April 25, 2016; and

Whereas, it is desired to amend the capital budget section;

Now, Therefore Be It Resolved, by a majority of the full membership of the Governing Body of the Town of Newton, County of Sussex that the following capital budget amendment be made:

RECORDED VOTE:	AYES	((
		(NAYS	(
		((
(Insert last name)		((
		((
ABSTAIN		((
ABSENT		((

Project Title	Project Number	Cost Estimate as Adopted	Cost Estimate as Amended	Funding as Amended		
				Capital Improvement Fund	Capital Surplus	Debt Authorized
reappropriated from:						
Pedestrian Crosswalk Signals	#2014-6 3(q)	\$ 40,000.00	\$ -	\$ 2,000.00	\$ -	\$ 38,000.00
reappropriate to:						
Acquisition of 4WD Police Vehicle	#2016-6	\$ -	\$ 40,000.00			
Total - All Projects		\$ 40,000.00	\$ 40,000.00	\$ 2,000.00	\$ -	\$ 38,000.00

Be It Further Resolved, that one certified copy of this resolution be filed forthwith in the Office of the Director of Local Government Services, and one copy be forwarded to the Town Auditor and filed with the Chief Financial Officer.

It is hereby certified that this is a true copy of a resolution adopted by the Governing Body on the 9th day of January 2017.

Date

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #3-2017

January 9, 2017

“Adoption of the Temporary Operating Budget and Temporary Water and Sewer Budget for 2017”

WHEREAS, funds are needed to operate the Municipal Government and the Water and Sewer Utility for the first ninety (90) days of calendar year 2017; and

WHEREAS, N.J.S.A. 40A:4-19 provides for adoption of a Temporary Budget, not to exceed twenty-six and one-quarter percent (26.25%) of the total of the appropriations made for all purposes in the budget for the preceding year excluding, in both instances, appropriations made for interest and debt redemption charges, capital improvement fund and public assistance;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that the 2017 Temporary Operating Budget and the 2017 Temporary Water and Sewer Utility Budget be and are hereby approved, pending adoption of the 2017 Annual Municipal Budget and the 2017 Water and Sewer Utility Budget.

CERTIFICATION

THIS IS TO CERTIFY that the above is a true copy of a Resolution adopted by the Town Council of the Town of Newton at a regular meeting of said Governing Body conducted on Monday, January 9, 2017.

Lorraine A. Read, RMC
Municipal Clerk

2017 TOWN OF NEWTON TEMPORARY OPERATING BUDGET

<u>BUDGETARY ACCOUNT</u>		<u>ACCOUNT NO.</u>	<u>2017 TEMPORARY BUDGET</u>
Town Manager's Office	S&W	1050101	\$32,000
	OE	1050226	30,000
Town Clerk's Office	S&W	1051101	31,000
	OE	1051201	3,000
Town Council	S&W	1052103	3,000
	OE	1052244	1,800
Human Resources	S&W	1053103	8,000
	OE	1053247	3,000
Elections	OE	1053244	3,000
Financial Administration	S&W	1054101	20,000
	OE	1054226	3,700
	AUDIT	1054300	500
Assessment of Taxes	S&W	1055103	15,000
	OE	1055216	7,000
Collection of Taxes	S&W	1056101	18,000
	OE	1056226	4,000
Legal Services and Costs	OE	1058200	35,000
Municipal Court	S&W	1059101	35,000
	OE	1059226	12,000
Engineering Services	OE	1060216	5,000
Buildings and Grounds	S&W	1061101	0
	OE	1061255	50,000
Planning	S&W	1062100	12,000
	OE	1062216	6,000
Historic Commission	OE	1063201	500
Community Development	S&W	1064101	1
	OE	1064216	10,000

<u>BUDGETARY ACCOUNT</u>		<u>ACCOUNT NO.</u>	<u>2017 TEMPORARY BUDGET</u>
Industrial Commission	OE	1065200	0
Shade Tree Commission	OE	1065300	500
Economic Dev. Commission	OE	1065400	800
Employee Group Insurance	OE	1066200	400,000
Health Benefit Waiver	OE	1066300	6,000
Workers' Compensation Ins.	OE	1067200	45,000
Surety Bond Premiums	OE	1068200	0
Liability and Other Insurance	OE	1069200	70,000
Fire	OE	1070212	6,000
Aid to Volunteer Fire Cos.	OE	1072200	0
Police	S&W	1074111	830,000
	OE	1074223	25,000
Communications Center	S&W	1073101	100,000
	OE	1074326	35,000
Parking Meter Maintenance	S&W	1075100	1
	OE	1075271	0
First Aid Organization	OE	1076200	7,000
Inspection of Buildings	S&W	1077101	9,000
	OE	1077247	1,000
Code Enforcement	S & W	1077403	13,000
	OE	10775247	3,000
Emergency Management	S&W	1078100	2,700
	OE	1078246	2,000
Road Repair & Maintenance	S&W	1080101	150,000
	OE	1080259	30,000
Snow Removal	S&W	1081101	45,000
	OE	1081239	50,000
Stormwater/Flood	OE	1082216	4,000

<u>BUDGETARY ACCOUNT</u>		<u>ACCOUNT NO.</u>	2017 TEMPORARY BUDGET
Recycling/Sanitation	S&W	1083101	600
	OE	1083269	10,000
Vehicle Maintenance	OE	1083380	31,000
Board of Health	OE	1084252	500
Occupational Health(PEOSHA)	S&W	1085100	2,500
	OE	1085200	1,500
Recreation	SW	1087100	5,000
	OE	1087200	6,000
Utilities/Bulk Purchases	OE	1089225	100,000
Swimming Pool	S&W	1090100	2,000
	OE	1090207	5,000
Parks and Playgrounds	S&W	1091101	22,000
	OE	1091218	10,000
Celebration of Public Events	OE	1092200	5,000
Senior Citizen Programs	S&W	1093100	10,000
	OE	1093272	500
Length of Service Awards	OE	1094500	0
Aid to Dennis Mem. Library	OE	1094200	0
Recycling Tax O/S Cap	OE	1094550	200
Interlocal Parking Authority	S&W	1094710	5,000
Interlocal Green Court	S&W	1094798	10,000
Interlocal Byram Tax Coll	S&W	10947971	6,000
Public Employee Retire. Sys.	OE	1098296	177,924
Police & Fire Retirement Sys.	OE	1098297	0
Def. Contrib. Retire System	OE	1098294	5,000
Social Security System	OE	1098298	64,500
Unemployment	OE	1098299	500

TOTAL 2017 TEMPORARY OPERATING BUDGET
(Subject to 26.25% increase)

\$ 2,664,226

APPROPRIATIONS NOT SUBJECT TO 26.25% INCREASE

Public & Private Programs			
Offset by Revenues:			
DDEF	SW	1094814	2,000
Capital Improvements	OE	1095200	100,000
Debt Service	OE	1096200	500,000

2017 TEMPORARY BUDGET CALCULATION

\$ 12,414,438	Total 2016 Budget
2,132,005	Less: Debt (principal & interest)
-0-	Less: Public Assistance
<u>133,000</u>	Less: Capital Improvements
\$10,149,433	Amount on which % is applied
x <u>.2625</u>	Percentage increase allowed by State
\$ 2,664,226	Allowable 2017 Temporary Budget

2017 TEMPORARY WATER AND SEWER BUDGET

	<u>2016 BUDGET</u>	2017 TEMPORARY BUDGET
Salaries and Wages	\$ 810,845	\$260,000
Other Expenses	1,887,404	511,000
Deferred Charges	290,000	
Public Employee Retirement System	15,500	15,500
Unemployment	4,300	500
Social Security System	<u>67,000</u>	<u>20,200</u>
	\$3,075,049	\$807,200
	x <u>.2625</u>	
	\$ 807,200	
TOTAL 2017 TEMPORARY WATER & SEWER BUDGET		\$807,200
TOTAL 2017 TEMPORARY W&S CAPITAL IMPR BUDGET		\$400,000
TOTAL 2017 TEMPORARY W&S DEBT SERVICE BUDGET		\$200,000



TOWN OF NEWTON

RESOLUTION #4-2017

January 9, 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>To</u>	<u>Amount</u>
CURRENT		
Community Development OE 1064200A	Planning Board OE 1062216A	\$1,000.00
Celebration Public Events 1092200A	Legal OE 1058296A	\$2,000.00
Manager OE 1050200A	Mayor & Council OE 1052244A	\$250.00
TOTAL CURRENT TRANSFERS		<hr/> \$3,250.00

CERTIFICATION

THIS IS TO CERTIFY that the above is a true copy of a Resolution adopted by the Town Council of the Town of Newton at a regular meeting of said Governing Body conducted on Monday, January 9, 2017.

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #5-2017

January 9, 2017

"Appointment of Environmental Counsel and Deputy Public Defender for Calendar Year 2017"

WHEREAS, the Town of Newton has a need to acquire legal counsel for certain specific matters under non-fair and open contracts pursuant to provisions of N.J.S. 19:44A-20; and

WHEREAS, said professional services will be needed by the Town of Newton during calendar year 2017, and appropriate agreements for the appointment of each attorney have been prepared and executed by said attorneys; and

WHEREAS, the below named professionals have completed and submitted a Business Entity Disclosure Certification which certifies that each professional has not made any reportable contributions to a political or candidate committee in the Town of Newton in the previous one (1) year, and that the contract will prohibit the professional from making any reportable contributions through the term of the contract; and

WHEREAS, the anticipated term of each individual contract is one (1) year;

NOW, THEREFORE BE IT RESOLVED, that the Town Council of the Town of Newton authorizes the Mayor and Municipal Clerk to execute an agreement in duplicate with each professional listed below:

Edward J. Buzak, Esq.
The Buzak Law Group, LLC

Environmental Counsel

Daniel P. Agatino, J.D., Ph.D.
Gruber, Colabella, Liuzza & Thompson

Deputy Public Defender

BE IT FURTHER RESOLVED that a fully executed copy of each agreement be provided to each of the respective attorneys with a certified copy of this Resolution and advertised according to State Statute.

CERTIFICATION

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Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #6-2017

January 9, 2017

"Resolution Authorizing Disposal of Surplus Property"

WHEREAS, the Town of Newton is the owner of certain surplus property which is no longer needed for public use; and

WHEREAS, the Town Council is desirous of selling said surplus property in an "as is" condition without express or implied warranties;

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

- 1) The sale of surplus property shall be conducted through GovDeals pursuant to NJ State Contract A-83453/T2581 in accordance with the terms and conditions of the State Contract. The terms and conditions of the agreement entered into with GovDeals are available online at govdeals.com and also available in the Clerk's Office of the Town of Newton.
- 2) The sale will be conducted online and the address of the auction site is **govdeals.com**.
- 3) The sale is being conducted pursuant to Local Finance Notice 2008-9.
- 4) A list of the surplus property to be sold is as follows:
 - a) 2011 Ford Crown Victoria Police Interceptor
VIN: 2FABP7BVXBX101174
Odometer: 76,000 (approx.)
Condition: Fair
 - b) Tufbox Gun Locker
Qty: Two (2)
Condition: Excellent
- 5) The surplus property as identified shall be sold in an "as-is" condition without express or implied warranties with the successful bidder required to execute a Hold Harmless and Indemnification Agreement concerning use of said surplus property.
- 6) The Town of Newton reserves the right to accept or reject any bids submitted.

CERTIFICATION

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Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #7-2017

January 9, 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.

CERTIFICATION

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Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #8-2017

January 9, 2017

**"Reappointment of Neil Flaherty to the Newton
Planning Board"**

BE IT RESOLVED, by the Town Council of the Town of Newton that Neil Flaherty is hereby reappointed to the Newton Planning Board, effective January 1, 2017 expiring on December 31, 2020.

CERTIFICATION

THIS IS TO CERTIFY that the above is a true copy of a Resolution adopted by the Town Council of the Town of Newton at a regular meeting of said Governing Body conducted on Monday, January 9, 2017.

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #9-2017

January 9, 2017

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

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

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

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

- (1) Contract Negotiations – PBA/SOA

NOW, THEREFORE, BE IT RESOLVED, by the Town Council of the Town of Newton, assembled in public session on January 9, 2017, that an Executive Session closed to the public shall be held on January 9, 2017 at _____ PM in the Town of Newton Municipal Building, 39 Trinity Street, Newton, NJ, for the discussion of matters relating to the specific items designated above.

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

CERTIFICATION

THIS IS TO CERTIFY that the above is a true copy of a Resolution adopted by the Town Council of the Town of Newton at a public meeting of said Governing Body conducted on Monday, January 9, 2017.

Lorraine A. Read, RMC
Municipal Clerk

AGENDA ITEMS

For January 9, 2017 Council Meeting

Minutes: - December 28, 2016 – Regular Meeting
December 28, 2016 – Executive Meeting

An application for an off-premise raffle (50-50) from the Karen Ann Quinlan Charitable Foundation to be held on Friday, December 29, 2017 at 12:00 pm at 99 Sparta Avenue, Newton.

An application for an on-premise Bingo from the Newton Pride Foundation to be held on Friday, February 10, 2017 from 6:00 pm to 11:00 pm (rain date of Friday, February 17, 2017 from 6:00 pm to 11:00 pm) at 44 Ryerson Avenue, Newton.

An application for an on-premise Raffle (50-50) from the Newton Pride Foundation to be held on Friday, February 10, 2017 from 6:00 pm to 11:00 pm (rain date of Friday, February 17, 2017 from 6:00 pm to 11:00 pm) at 44 Ryerson Avenue, Newton.