

July 1, 2015

The Reorganization meeting of the Town Council of the Town of Newton was held on the above date at 6:05 p.m. Present were Mrs. Becker, Mrs. Diglio, Mr. Flynn, Mr. Levante, Mr. Elvidge and Town Manager, Mr. Thomas S. Russo, Jr.

Pastor Frank Leone, Christ Community Church, Newton, NJ, led the Invocation. Mr. Russo led the Pledge of Allegiance to the flag.

Mr. Russo made the following declaration that "in accordance with the Open Public Meetings Act, notice of this special meeting was given to the two newspapers of record and posted on the official bulletin board on December 31, 2014."

DESIGNATION OF TEMPORARY MAYOR

Mr. Russo requested a motion for nomination of Temporary Mayor. Upon motion by Mr. Levante, seconded by Mrs. Diglio and carried, E. Kevin Elvidge was designated as Temporary Mayor. There being no further names to be submitted, nominations were declared closed and roll call resulted as follows:

Mrs. Diglio	Yes	Mrs. Becker	Yes
Mr. Flynn	Yes	Mr. Levante	Yes
	Mr. Elvidge	Yes	

NOMINATION AND SELECTION OF MAYOR

Councilman Kevin Elvidge, designated as Temporary Mayor, entertained a motion for nomination of Mayor for the year 2015-2016. Mrs. Becker then nominated Daniel G. Flynn and the nomination was seconded by Mr. Levante. There being no further names to be submitted, nominations were declared closed and roll call resulted as follows:

Mrs. Diglio	Yes	Mrs. Becker	Yes
Mr. Flynn	Yes	Mr. Levante	Yes
	Mr. Elvidge	Yes	

At this time, Ursula Leo, Esq. proceeded to swear in Mayor Daniel G. Flynn, while his girlfriend Erin Dougherty, held the Bible.

NOMINATION AND SELECTION OF DEPUTY MAYOR

Mayor Flynn entertained a motion for nomination of Deputy Mayor for the year 2015-2016. Mayor Flynn then nominated Sandra Lee Diglio and the nomination was seconded by Mr. Elvidge. There being no further names to be submitted, nominations were declared closed and roll call resulted as follows:

Deputy Mayor Diglio	Yes	Mrs. Becker	Yes
Mr. Levante	Yes	Mr. Elvidge	Yes
	Mayor Flynn	Yes	

At this time, Lorraine A. Read, RMC, proceeded with the swearing-in ceremony of

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Deputy Mayor Sandra Lee Diglio, while her best friend Joan Current, held the Bible.

COMMENTS BY MANAGER, COUNCIL, DEPUTY MAYOR AND MAYOR

Mr. Russo read from a prepared statement:

“Thank you Mayor Flynn. I want to recognize my wife Trish, daughters Ashley and Krista, and parents Tom Sr. and Janet, for being here with me this evening. I am blessed to have their ongoing love and support.

On behalf of all Newton employees, professionals, and volunteers, I want to thank former Mayor Elvidge for his successful tenure as mayor this previous year.

I want to wish Mayor Dan Flynn and Deputy Mayor Sandy Diglio the best of success in their new leadership roles, and I look forward to working with them, and all of the Council members, in continuing the great progress we have made towards making Newton a better place to live, work, and visit.

We have seen many great improvements here in the County Seat over the past seven years, and I am grateful to this Council and previous governing bodies for allowing me the privilege of leading this organization and community.

The work we perform in Newton on a daily basis is critical to the long-term economic success and vitality of the entire County and Region. This is a responsibility we take very seriously, and we look forward to carrying out the policy goals and objectives of the entire Council for this year and beyond.

I want to wish all of you in attendance the very best of health, happiness, and success, and to the good people of the Town of Newton, I wish you a safe and enjoyable summer. Thank you!”

Councilman Elvidge thanked his fellow Councilmembers for their support during the past year while he served as Mayor. He congratulated Mayor Flynn and Deputy Mayor Diglio and looks forward to another great year.

Councilwoman Becker thanked Councilman Elvidge for a great year as Mayor. She looks forward to a successful year with Mayor Flynn this coming year.

Councilman Levante congratulated Mayor Flynn and Deputy Mayor Diglio on their new appointments. He looks forward to working with Dan and Sandy for the upcoming 2015-2016 year.

Deputy Mayor Diglio read from a prepared statement:

“I would like to thank all of you for attending the reorganization meeting. I would like to congratulate Dan on his appointment to Mayor and look forward to working with him throughout the next year. I want to thank Kevin for his last two years as Deputy Mayor and Mayor. Finally, I want to thank Mr. Russo, the Town Manager, Debbie the Deputy Town Manager, and all of the employees of the Town, the volunteers, the business owners and the residents who work very hard to make Newton a Town we can all be proud of. We are all witnesses to the revitalization and growth of our Town, and the many improvements and we all need to continue working together to make Newton a Destination Location. Finally, I would like to thank my fellow Council members for their foresight which has lead Newton into this revitalization and for allowing me to serve as Deputy Mayor for the 2015-2016 year. Thank you.”

Mayor Flynn read from a prepared statement:

Mayor Flynn recognized and thanked the dignitaries for attending this evening. “I would like to first thank the residents of Newton for their continued support, and the Council for having the faith to appoint me as Mayor. I strive to live up to the expectations that we all have for this great Town. It was 3 years ago today that I became a councilman in Newton and I must say, what an experience it has been thus far.

Our community is strong, built upon the hard work and innovation of our predecessors who had the vision to create the Pearl of Kittatinny, the Newton we call home today. A beacon of

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innovation and the center of rural trade and commerce in the area for over a century, Newton has seen decades of substantial growth and prosperity. That growth built the infrastructure we are fortunate to have today. It allows us to admire the past while we push forward into a new age of commerce, technology, and light industry. From the Meriam Shoe Factory to the high-tech photonics company Thorlabs, from the large brick emporiums of the 19th century to the glitter factory of 21st century, one thing remains -- people see Newton as a place to do business, raise a family, and educate their children. Change is the constant that moves Newton.

In our community of 8,000 people, 3,400 homes, a solvent water and sewer infrastructure, the cross roads of 2 out of the 3 major state highways that run through our county, home to our County government, our community college, and the largest hospital in the region, it doesn't require a thorough look to see the significance of Newton to our surrounding area. The discussion about the future of this County has so much to do with Newton, and its poised to once again rise as the center of commerce in this area.

Our zoning is inviting to businesses, our redevelopment areas are attracting interest from both commercial and residential development alike, our school system is the only school system in the county which is not declining in enrollment, an anomaly amongst our surrounding districts.

The advancement in all of these areas indicate a bright future for our Town. But the one area we are falling short on as a whole, our Town and beyond, is our ability to retain the youth through relatively affordable and desirable housing, proximity to employment, and areas of entertainment, dining, and sports. This remains an area that we all need to improve, in our Town and around the county.

Newton's fire department and EMS squad are first class organizations that put the safety of our residents above all else. They respond to about 500-600 calls per year, and ensure that our residents will have expert levels of safety services all of which are performed by volunteers. If you are a user of social media (twitter, Facebook), you have most likely seen, heard, or even followed the progress of the prestigious Newton Police Department. Our department of outstanding officers has built a reputation for us all to be proud of--community outreach, youth education, motivational speeches, and drug awareness, are just a handful of things over and above protecting this community in which they do.

Last month we rewarded 2 exemplary officers for using exceptional judgement in a situation that could have justified lethal force, in which they did not. The past two years have not been exactly easy for police departments across the United States, so we feel that is it especially important to reward officers who exercise proper judgment in a time when it is needed most. I am proud to be a citizen who supports a department with such integrity.

One thing I can say with complete confidence is that the Newton Town Council does an excellent job of keeping politics out of the decision making process and allowing our policies to remain products of our residents.

We enjoy the great working relationship that we have with our colleagues in the County Administration, and look forward to another year of continued collaboration on our many projects.

Newton is proud to be the home of Sussex County College and we truly are fortunate to have that institution within our borders. Our goal for the coming year is to develop policies through positive leadership and sound fiscal principals that will allow Newton to grow responsibly, and attract new residents and business to Town. I am proud to be a member of this council of genuine and engaged people who really truly do care about our community. I would like to thank all of you in attendance this evening, and we look forward to another great year of serving the Town of Newton. God Bless"

CONSENT AGENDA

Mayor Flynn 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 provided a synopsis of each item on the Consent Agenda.

RESOLUTION #1 00-2015*

REAFFIRM BANKS AS DEPOSITORIES FOR CALENDAR YEAR 2015

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BE IT RESOLVED by the Town Council of the Town of Newton that the following policy is hereby reaffirmed pertaining to Town funds for calendar year 2015:

- 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.

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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 #1 01-2015*

REAFFIRM LEGAL NEWSPAPERS

WHEREAS, the New Jersey Herald and the New Jersey Sunday Herald were previously designated as legal newspapers for the Town of Newton during calendar year 2015 by Resolution #230-2014;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that said two newspapers be reaffirmed as legal newspapers for the remainder of calendar year 2015.

New Jersey Herald

New Jersey Sunday Herald

RESOLUTION #1 02-2015*

REAFFIRM SCHEDULE OF TOWN COUNCIL MEETINGS FOR THE REMAINDER OF 2015

WHEREAS, the Newton Town Council established their meeting dates for calendar year 2015 by the adoption of Resolution #219-2014 at their meeting on December 8, 2014;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton, Sussex County, New Jersey that the following schedule for 2015 indicates all public meetings of the Newton Town Council for the remainder of the calendar year which will be held on the second and fourth Mondays of each month at 7:00pm, unless otherwise indicated, in the Council Chambers, 39 Trinity Street, Newton, New Jersey;

Council Meetings			
7:00pm			
July	20		
August	24		
September	16*	and	28
October	14*	and	26
November	9	and	23
December	14	and	28

*Held Wednesday

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 # 103-2015*

REAFFIRM OFFICIALS TO SIGN CHECKS

BE IT RESOLVED, by the Town Council of the Town of Newton that the Newton Town Manager, Chief Financial Officer, and/or Treasurer be authorized to sign all Town, Water and Sewer Utility, and payroll checks effective July 1, 2015.

RESOLUTION # 104-2015*

REAFFIRM DESIGNATING THE CHIEF FINANCIAL OFFICER AND/OR FINANCE DIRECTOR AS THE INDIVIDUALS AUTHORIZED TO SELL BOND ANTICIPATION NOTES

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BE IT RESOLVED, by the Town Council of the Town of Newton that the following policy is hereby reaffirmed pertaining to the sale of Bond Anticipation Notes:

- 1) The Chief Financial Officer and/or the Finance Director are 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 and/or the Finance Director are 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 # 105-2015*

APPOINTMENT OF MAYOR AS A CLASS I MEMBER OF THE NEWTON PLANNING BOARD

BE IT RESOLVED, by the Town Council of the Town of Newton that Mayor Daniel G. Flynn be and is hereby appointed to the Newton Planning Board as a Class I member for the one year period commencing July 1, 2015 and ending June 30, 2016.

RESOLUTION # 106-2015*

APPOINTMENT OF TOWN COUNCIL REPRESENTATIVE AS A CLASS III MEMBER OF THE NEWTON PLANNING BOARD

BE IT RESOLVED, by the Town Council of the Town of Newton that Deputy Mayor Sandra Lee Diglio, Town Council member, be and is hereby appointed to the Newton Planning Board as a Class III member for the one-year period commencing July 1, 2015 and ending June 30, 2016.

RESOLUTION # 107-2015*

APPOINTMENT OF THE TOWN MANAGER AS HEARING OFFICER IN ALL MATTERS OF DISPUTE REGARDING THE TOWN OF NEWTON

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, Mr. Thomas S. Russo, Jr., Town Manager of the Town of Newton, is the representative of the Governing Body, as well as both the Chief Executive Officer and Chief 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 remainder of calendar year 2015.

RESOLUTION # 108-2015*

APPOINTMENT OF MEMBERS OF THE TOWN OF NEWTON AD HOC REDEVELOPMENT TEAM

WHEREAS, the Town of Newton acknowledges there are potential benefits to the Town of Newton to be gained through the process of redevelopment; and

WHEREAS, opportunities for beneficial redevelopment should be thoroughly, expeditiously and efficiently evaluated and pursued;

NOW, THEREFORE, BE IT RESOLVED, by the Town Council of the Town of Newton that it hereby appoints the positions listed below to an ad hoc Redevelopment Team to evaluate and pursue redevelopment opportunities in the Town of Newton for a one-year period from July 1, 2015 through June 30, 2016; and

BE IT FURTHER RESOLVED that individuals representing the following positions shall

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be members of the Redevelopment Team, with said meetings to be called by the Town Manager as needed:

Mayor; Deputy Mayor; Town Manager; Deputy Town Manager; Town Planner; Town Engineer; Planning Board Chairperson; Redevelopment Counsel; and other professionals and/or staff as deemed necessary by the Town Manager; and

BE IT FURTHER RESOLVED, said Redevelopment Team is a purely advisory group working only in an analytical and advisory capacity and is: (a) not empowered to make any decisions; (b) has no effective authority; (c) is not empowered to act by vote; (d) is not governed by the Open Public Meetings Act; and (e) is not a "Redevelopment Agency" pursuant to N.J.S. 40A:12A-11.

RESOLUTION # 109-2015*

APPOINTMENT OF MR. WAYNE F. LEVANTE AS THE TOWN COUNCIL LIAISON TO THE ECONOMIC DEVELOPMENT ADVISORY COMMISSION

BE IT RESOLVED, by the Town Council of the Town of Newton that Councilman Wayne F. Levante be and is hereby appointed to the Economic Development Advisory Commission as the Town Council liaison member for a one-year period commencing July 1, 2015 and ending June 30, 2016.

RESOLUTION # 110-2015*

APPOINTMENT OF MRS. SANDRA LEE DIGLIO AS TOWN COUNCIL LIAISON TO THE HISTORIC PRESERVATION ADVISORY COMMISSION

BE IT RESOLVED, by the Town Council of the Town of Newton that Deputy Mayor Sandra Lee Diglio be and is hereby appointed to the Historic Preservation Advisory Commission as the Town Council liaison member for a one-year period commencing July 1, 2015 and ending June 30, 2016.

RESOLUTION # 111-2015*

APPROVE BILLS AND VOUCHERS FOR PAYMENT

BE IT RESOLVED by the Town Council of the Town of Newton that payment is hereby approved for all vouchers that have been properly authenticated and presented for payment, representing expenditures for which appropriations were duly made in the 2014 and 2015 Budgets adopted by this local Governing Body, including any emergency appropriations, and where unexpended balances exist in said appropriation accounts for the payment of such vouchers.

TOWN BILLS

590.00	MGL Forms - Systems, LLC.	35356
120.00	ABCcode Security Inc.	35357
702.88	G & G Diesel Service Inc	35358
5,409.12	JCP&L	35359
477.11	SCMUA	35360
113.97	Campbell's Small Engine Inc.	35361
59.00	Tri-State Rentals, Inc.	35362
50.53	Federal Express	35363
1,229.17	Sloan, James PPC.	35364
641.00	Office Business Systems Inc	35365
568.75	Zee Medical, Inc.	35366
71.96	L-3 Comm. Mobile-Vision	35367
694.91	Vision Service Plan	35368
400.00	Magloclen	35369
23.16	Advance Auto Parts	35370
678.18	Home Depot, Inc.	35371
557.30	Buckman's Inc.	35372
182.85	Matthew Bender & Co., Inc.	35373
113.48	AW Direct Inc	35374
1,228.08	Staples Business Advantage, Inc.	35375
98.31	Staples Business Advantage, Inc.	35376
912.90	County of Sussex	35377
67.03	Nestle Waters, Inc.	35378

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574.72	Municipal Graphics Inc	35379
1,143.35	Rachels/Michele's Oil Company, Inc.	35380
1,438.94	Taylor Oil Co., Inc	35381
2,458.33	Laddey, Clark & Ryan, LLP	35382
4,786.00	Laddey, Clark & Ryan, LLP	35383
704.00	Municipal Record Service	35384
504.00	Tire King, Inc.	35385
7,867.00	Kyocera Mita, Inc.	35386
5,995.00	Hampton RV Sales, Inc.	35387
3,540.00	Chelbus Cleaning Co., Inc.	35388
10.83	American Society of Composers	35389
126.69	United Telephone/Century Link	35390
472.08	Toyota Motor Credit Corp.	35391
100.00	Sussex County Sheriff's Crimestopper	35392
135.00	NJEPA	35393
475.00	Johnny On The Spot, LLC.	35394
39.00	Safe Ride News Publications	35395
150.00	Gruber, Colabella & Liuzza	35396
120.00	Sussex & Warren Tax Coll	35355

CAPITAL

2,112.50	McManimon, Scotland & Baumann, LLC	8428
464.00	Laddey, Clark, & Ryan, LLP	8429
338.00	Natural Structures, Inc.	8430
1,643.74	Resort Contract Furnishings, Co.	8431

Total TOWN BILLS \$ 50,187.87

WATER AND SEWER ACCOUNT

499.68	Schmidt's Wholesale, Inc	15044
20.00	Aurora Electrical Supply, LLC.	15045
5,941.92	JCP&L	15046
536.99	SCMUA	15047
2,922.98	Coyne Chemical Corp., Inc	15048
15,501.99	Sparta Township Tax Collector	15049
534.59	Weldon Asphalt Company, Inc.	15050
16,719.60	R&D Trucking Inc	15051
176.00	Vision Service Plan	15052
10,540.00	Passaic Valley Sewerage Comm.	15053
1,250.00	Smalley, John	15054
632.97	Main Pool & Chemical Company, Inc.	15055
72.70	Advance Auto Parts	15056
317.77	Home Depot, Inc.	15057
281.25	Airmatic Compressor Systems, Inc.	15058
76.02	Staples Business Advantage, Inc.	15059
3,432.10	Firefighter One, LLC.	15060
608.00	Laddey, Clark & Ryan, LLP	15061
2,550.00	Harter Equipment Inc.	15062
797.00	A.P. Certified Testing, LLC.	15063

Total WATER & SEWER Bills \$ 63,411.56

HOUSING TRUST FUND (COAH)

656.00	Laddey, Clark & Ryan, LLP	2532
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Total HOUSING TRUST FUND (COAH) Bills \$ 656.00

TRUST

1,102.00	Resort Contract Furnishings, Co.	3383
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Total TRUST ACCOUNT Bills \$ 1,102.00

FEDERAL/STATE GRANTS

250.00	Tri-State Rentals, Inc.	1275
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71.50	Town of Newton	1276
3,530.00	Center for Prevention & Counseling	1277
250.00	Kerry Deckert	1278
1,400.00	Town of Newton Pool	1279
500.00	Cornell Thomas	1280

Total FEDERAL/STATE/ GRANTS \$ 6,001.50

RESOLUTION # 112-2015*

APPROVAL OF A RENEWAL APPLICATION FOR TAXICAB OWNER 'S LICENSE FOR DORAGAIL SPICER T/A DADS TAXI & LIMO

WHEREAS, the Code of the Town of Newton requires that under **§283.2, License Required**, "No person shall operate a taxicab within the Town unless both the owner and the driver of the taxicab are licensed under this chapter." "All licenses issued under this chapter are deemed valid for one (1) year and requests for renewal must be submitted at least thirty (30) days prior to the expiration to the Chief of Police"; and

WHEREAS, the Police Department has completed the necessary investigation and submitted a letter advising that the renewal Taxicab Owner's License application is complete and accurate; and

WHEREAS, in accordance with **§283.6, Inspection of Vehicles**, "Before a vehicle is used as a taxicab within the Town it shall be inspected...to ascertain that it is in a safe, clean and sanitary condition and contains all safety devices required by law";

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that it hereby approves the renewal Taxicab Owner's License application submitted by Doragail Spicer, 51 Route 206, Suite 105, Augusta, NJ 07822, t/a D.A.D.S. Taxi & Limo, which shall expire June 12, 2016; and

BE IT FURTHER RESOLVED that the applicant must be in compliance with all aspects of **Chapter 283**, of the Code of the Town of Newton, as well as, the provisions of N.J.R.S. 46:16.

RESOLUTION # 113-2015*

APPROVAL OF A RENEWAL APPLICATION FOR TAXICAB DRIVER 'S LICENSE FOR GLENN T. SPICER

WHEREAS, the Code of the Town of Newton requires that under **§283.2, License Required**. "No person shall operate a taxicab within the Town unless both the owner and the driver of the taxicab are licensed under this chapter." "All licenses issued under this chapter are deemed valid for one (1) year and requests for renewal must be submitted at least thirty (30) days prior to expiration to the Chief of Police"; and

WHEREAS, the Newton Police Department has completed the necessary investigation and submitted a letter advising that the renewal Taxicab Driver's license application is complete and accurate; and

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that it hereby approves the application for the renewal Taxicab Driver's License submitted by Glenn T. Spicer, 8 Smith Hill Road, Newton, New Jersey and represents D.A.D.S. Taxi & Limo, which expires on June 12, 2016.

RESOLUTION # 114-2015*

APPROVAL OF A RENEWAL APPLICATION FOR TAXICAB DRIVER 'S LICENSE FOR DORAGAIL SPICER

WHEREAS, the Code of the Town of Newton requires that under **§283-2, License Required**. "No person shall operate a taxicab within the Town unless both the owner and the driver of the taxicab are licensed under this chapter." "All licenses issued under this chapter are deemed valid for one (1) year and requests for renewal must be submitted at least thirty (30) days prior to expiration to the Chief of Police"; and

WHEREAS, the Newton Police Department has completed the necessary investigation and submitted a letter advising that the renewal Taxicab Driver's license application is complete and accurate; and

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NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that it hereby approves the application for the renewal Taxicab Driver’s License submitted by Doragail Spicer, 8 Smith Hill Road, Newton, New Jersey and represents D.A.D.S. Taxi & Limo, which expires on June 12, 2016.

RESOLUTION #115 -2015*

APPROVAL OF A RENEWAL APPLICATION FOR TAXICAB DRIVER ’S LICENSE FOR RALPH E. DRAKE

WHEREAS, the Newton General Revised Ordinances require that under §283.2, License Required. “No person shall operate a taxicab within the Town unless both the owner and the driver of the taxicab are licensed under this chapter.” “All licenses issued under this chapter are deemed valid for one (1) year and requests for renewal must be submitted at least thirty (30) days prior to expiration to the Chief of Police”; and

WHEREAS, the Newton Police Department has completed the necessary investigation and submitted a letter advising that the renewal Taxicab Driver’s license application is complete and accurate; and

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that it hereby approves the application for the renewal Taxicab Driver’s License submitted by Ralph E. Drake, 2203B Rt. 57W, Washington, New Jersey and represents D.A.D.S. Taxi & Limo, which expires on June 12, 2016.

RESOLUTION #116 -2015*

TO CONFIRM/ESTABLISH PETTY CASH AND CHANGE FUNDS

WHEREAS, the Town of Newton maintains the following petty cash funds, as approved and recorded with the Division of Local Government Services:

Finance	\$250.00	Treasurer
Water & Sewer	\$50.00	Treasurer

WHEREAS, The Town of Newton maintains the following change funds:

Cashier	\$100.00	Tax Collector
Water & Sewer	\$100.00	Water Sewer Utility Collector
Clerk	\$100.00	Municipal Clerk
Court	\$100.00	Court Administrator
Court	\$100.00	Deputy Court Administrator
Police	\$10.00	Records Clerk
Recreation	\$250.00	Recreation Supervisor

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton, that the aforementioned petty cash and change funds are established and confirmed.

RESOLUTION #117 -2015*

AUTHORIZING LADDEY, CLARK & RYAN, LLP TO FILE A DECLARATORY JUDGMENT ACTION SEEKING A DECLARATION THAT THE TOWN OF NEWTON ’S HOUSING ELEMENT AND FAIR SHARE PLAN MEETS AFFORDABLE HOUSING REQUIREMENTS ADOPTED ON JULY 1, 2015

WHEREAS, the Town of Newton, County of Sussex, State of New Jersey petitioned for substantive certification under the Council of Affordable Housing’s (“COAH”) Third Round Rules; and

WHEREAS, COAH’s Third Round Rules were subsequently invalidated and the New Jersey Supreme Court recently held that municipalities may apply directly to the courts for a judicial determination that Housing Element and Fair Share Plans are presumptively valid in that they provide a realistic opportunity for the provision of a fair share of a housing region’s present and prospective need for low- and moderate-income housing; and

WHEREAS, the Town Council of the Town of Newton desires to seek the judicial equivalent of substantive certification from the courts, declaring that the Town’s Housing Element and Fair Share Plan is valid, and be granted immunity prohibiting exclusionary zoning actions from proceeding;

NOW, THEREFORE BE IT RESOLVED, that the Town Council of the Town of Newton that Laddey, Clark & Ryan, LLP is hereby authorized to file a declaratory judgment action on behalf of the Town of Newton, seeking a declaration by the Town of Newton’s Housing Element and Fair Share Plan meets affordable housing requirements.

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

Deputy Mayor Diglio	Yes	Mrs. Becker	Yes
Mr. Levante	Yes	Mr. Elvidge	Yes
	Mayor Flynn	Yes	

APPOINTMENT

At this time, Mayor Flynn made the Mayor’s Appointment to the Planning Board by appointing the Town Manager, Thomas S. Russo, Jr., as a Class II Representative to the Newton Planning Board.

OPEN TO THE PUBLIC

Mayor Flynn opened the meeting to the public.

Senator Steven Oroho, New Jersey’s 24th Legislative District, congratulated Mayor Flynn and Deputy Mayor Diglio on their new appointments. He thanked the Newton Town Council for their continued support with the State.

COUNCIL & MANAGER REPORTS

Mr. Russo introduced and read a bio on Raul Couce who will become full time as the Newton Special Law Enforcement Officer.

“Raul Couce retired from the New Jersey State Police on July 1, 2012 after 26 ½ years of **service**. He was a Staff Sergeant and performed supervisory responsibilities at the **Sussex Station**. He speaks fluent Spanish and will be readily available to assist the department for our translation **needs**. He is a long-time resident of Newton with children who have gone through the Newton school **system**. Mr. Couce also possesses a bachelor’s degree and served as a Corporal in the United States Marine Corps/Reserves from 1983 to 1989.

He brings with him a great deal of experience, training and certifications as well as outstanding **recommendations from many highly respected references**.

I am grateful he has been a part of my team since spring of 2013 as a part-time Special Officer and even more pleased to introduce him this evening as our newest full-time Special Law Enforcement Class II Officer, dedicated primarily to the downtown Spring Street business **district**. Officer Couce will continue to build upon his successful relationships with the residents, merchants and visitors to the downtown, which is critical for the long-term viability of our most important business district.

Officer Couce, congratulations again and please come forward to be recognized and offer a few remarks.”

Special Officer Couce thanked the Town Council, Mr. Russo and Chief Richards for the opportunity to serve as a full-time Newton Special Law Enforcement Officer.

BENEDICTION

At this time, Pastor Frank Leone, Christ Community Church, Newton, NJ, led all in the Benediction.

July 1, 2015

There being no further business to be heard, upon motion of Mrs. Becker, seconded by Mr. Levante and carried, the meeting was unanimously adjourned at 6:28 p.m.

Respectfully submitted,

A handwritten signature in cursive script that reads "Lorraine A. Read". The signature is written in black ink and is positioned above the printed name.

Lorraine A. Read, RMC
Municipal Clerk