

May 11, 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 Mrs. Becker, Deputy Mayor Diglio, Mr. Elvidge, Mr. Levante, Mayor Flynn, Thomas S. Russo, Jr., Town Manager and Ursula H. Leo, Esq.

Mayor Flynn 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 Flynn led the Pledge of Allegiance to the flag and the Clerk called the roll. Upon motion of Deputy Mayor Diglio, seconded by Mrs. Becker and carried, the minutes of April 25, 2016 Regular and Executive meeting were approved with Mr. Elvidge abstaining.

### **OPEN TO THE PUBLIC**

Mayor Flynn 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."

Anwar Qarmout, 45 Woodside Avenue, congratulated Dan Flynn and Helen Le Frois for their victory in the Newton Municipal Election. He will continue to attend the Council meetings and looks forward to the seeing the progress of Newton. Mr. Qarmout then publicly apologized to Mrs. Le Frois for comments made during the election.

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

### **COUNCIL & MANAGER REPORTS**

Mr. Russo congratulated the winning Town Council candidates, Dan Flynn and Helen Le Frois. He also recognized Anwar Qarmout and Margaret Baldini for their efforts in running for office, noting it takes courage to run for any office.

Mr. Russo reminded Council the Reorganization meeting will take place on Friday, July 1<sup>st</sup>. and asked Council if they would like to move the meeting time to 3:30 pm.

After a brief discussion, Council agreed to move the time of the Reorganization meeting to 3:30 pm on July 1<sup>st</sup>. Mr. Russo noted he will begin to order business cards and letterhead for incoming Mayor Diglio and Deputy Mayor Levante. Council concurred with Mr. Russo.

Councilman Levante updated Council on the recent Newton Board of Education meeting as well as the Economic Development Commission (EDC) meeting.

Mr. Russo outlined the proposed schedule with regard to any proposed parking changes and will continue to work with Councilman Levante and EDC.

Councilman Levante noted his pleasure with the progress of the EDC and the collaboration with the various boards and commissions.

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Mayor Flynn invited the members of the Historic Commission to come up front while he read the following Proclamation.

**PROCLAMATION**

**Charles Tice**

**WHEREAS**, historic preservation is an effective tool for managing growth and sustainable development, revitalizing neighborhoods, fostering local pride and maintaining community character while enhancing livability; and

**WHEREAS**, historic preservation is relevant for communities across the nation, both urban and rural, and for Americans of all ages, all walks of life and all ethnic backgrounds; and

**WHEREAS**, it is important to celebrate the role of history in our lives and the contributions made by dedicated individuals in helping to preserve the tangible aspects of the heritage that has shaped us as a people; and

**WHEREAS**, it is important to celebrate the role of history in our lives and the contributions made by dedicated individuals such as Charles Tice in helping to preserve and maintain the former Episcopal Church Parsonage; and

**WHEREAS**, Charles has owned the property known as 3 Dunn Place in Newton, N.J. since October 19, 1973 and takes pride in maintaining the interior and exterior of the property as it was originally built; and

**WHEREAS**, Charles’ commitment to historic preservation was further proven when he formally requested and petitioned the Newton Historic Preservation Advisory Commission to consider the proposed local designation of the former parsonage as a local historic landmark; and

**WHEREAS**, the Newton Town Council designated 3 Dunn Place, Block 7.09, Lot 4, the former Episcopal Church Parsonage, as a Historic Landmark;

**NOW THEREFORE, We**, the Mayor and Town Council of the Town of Newton hereby proclaim our appreciation and gratitude to Charles Tice for exemplifying the vital role that citizens play within their community and the preservation of buildings & structures in a historic district. In recognition of his efforts, we commend Charles for his spirit and dedication to our Town and hereby name Charles Tice:

**“Newton Historic Preservation Advisory Commission ’s 2016 Citizen of the Year ”**

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

\_\_\_\_\_  
s/Mayor Daniel G. Flynn  
Attest: s/Lorraine A. Read  
Date: \_\_\_\_\_  
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Charles Tice thanked the Town Council for the proclamation. Mr. Tice proudly elaborated on his home and talked about his rope bed he sleeps in every night. He brought in some photos and a tool which allows him to tighten the rope bed when necessary. Mr. Tice hopes after he moves out of his home it will continue to be preserved as it is now.

**ORDINANCES**

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

**ORDINANCE 201 6-4**

**AN ORDINANCE OF THE TOWN OF NEWTON AMENDING CHAPTER 25, PERSONNEL,  
OF THE NEWTON TOWN CODE, TO INCLUDE A DONATED LEAVE PROGRAM**

**WHEREAS**, the Town Council desires to permit employees to voluntarily donate sick leave in order to provide assistance to co-workers who are in serious need of leave due to extended illness or injury of the employee or a member of the employee's immediate family; and

**WHEREAS**, it is in the public interest to provide for a voluntary program allowing Town employees to donate a portion of their earned sick leave to other Town employees upon certain specified conditions; and

**WHEREAS**, the Donated Leave Program will enable eligible Town employees to voluntarily donate a portion of their earned sick time to other Town employees who have exhausted their own earned leave and who are suffering from a catastrophic health condition or injury which is expected to require a prolonged absence from work or have an immediate family member who is suffering from a catastrophic health condition or injury requiring assistance; and

**WHEREAS**, N.J.S.A. 4A:6-1.22(g) allows establishment of a Donated Leave Program, consistent with provisions of the governing regulations and upon approval of the Civil Service Commissioner; and

**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.** Chapter 25, Personnel, is hereby amended to include §25-29.1 "Donated Leave Program" as follows:

**§25-29.1 Donated Leave Program**

**A. Employee Eligibility:**

Eligible employees of the Town of Newton shall be eligible to receive donated sick leave if the employee:

- (1) Has completed at least one (1) year of continuous service with the Town of Newton; and
- (2) Has exhausted all accrued sick, vacation and personal leave, all sick leave injury benefits, and compensatory time; and
- (3) Has not, in the two-year period immediately preceding the employee's need for donated leave, been disciplined for chronic or excessive absenteeism, chronic or excessive lateness or abuse of leave; and
- (4) Either:
  - a. Suffers from a "catastrophic health condition or injury" requiring absence from work for 60 days or longer; or
  - b. Is needed to provide care to a member of the employee's immediate family (as defined under the FMLA) who is suffering from a "catastrophic health condition or injury"; or
  - c. Requires absence from work due to the donation of an organ (which shall include, for example the donation of bone marrow).
- (5) For the purposes of the Town of Newton Donated Leave Program, a "catastrophic health condition or injury" shall be defined as:
  - a. With respect to an employee, a "catastrophic health condition or injury" is defined as a life-threatening condition or combination of conditions, or a period of disability required by his or her mental or physical health or the health of an employee's fetus which requires the care of a physician who provides a medical verification of the need for the employee's absence from work for 60 or more work days.
  - b. With respect to an employee's immediate family member, a "catastrophic health condition or injury" is defined as a life-threatening condition or combination of conditions, or a period of disability required by his or her mental or physical health which requires the care of a physician who provides a medical verification of the need for the immediate family member's care by the employee for 60 or more work days.

**B. Required Approval:**

- (1) The employee may request his/her Department Head approve his or her

participation in the Program, as a leave recipient or as a leave donor. The Department Head shall submit the application to the Town Manager for final approval. Department Heads shall make application directly to the Town Manager. If the Town Manager wishes to participate in the Program, he shall submit the application to the HR Director, who shall submit the application to, and confer with, the Town Council.

(2) Leave Recipient:

- (a.) The leave recipient, upon application to the Program, shall submit medical verification from a physician or licensed health care provider, indicating the nature and anticipated duration of the catastrophic health condition or injury, or the donation of an organ, as the case may be. A certification shall also be provided that the recipient has neither threatened nor coerced, nor solicited nor offered anything of value, for the purpose of obtaining a donation of leave.
- (b.) Upon approval of the Town Manager, the Manager shall, with the leave recipient's consent, post or circulate the employee's name along with those of other eligible employees in a conspicuous manner for 30 days to encourage the donation of leave time, and shall provide notice to all negotiations representatives in the Town. If the employee is unable to consent, based on the underlying condition, to the posting or circulation, the employee's family may consent on his or her behalf.
- (c.) A leave recipient must receive at least five (5) sick days from one or more leave donors to participate in the Donated Leave Program.
- (d.) A leave recipient shall neither receive nor use more than 260 days and shall not receive any such days on a retroactive basis.
- (e.) The leave recipient shall not be compensated or be granted supplemental compensation for any donated leave time, whether upon retirement or "buy back" leave time at the end of the calendar year.
- (f.) An employee receiving donated leave shall not receive temporary disability benefits for the same time period he/she is paid wages from donated sick leave.
- (g.) Sick and vacation time will continue to accrue for the recipient participating in the Donated Leave Program.

(3) Leave Donor:

- (a.) A leave donor shall donate only whole sick days and may not donate more than thirty (30) days to any one recipient.
- (b.) A leave donor shall have remaining at least 20 days of accrued sick leave or 12 days of accrued vacation leave after the donation is calculated.
- (c.) A leave donor shall not revoke the leave donation. If there is, however, any unused donated time for the recipient, the leave time shall be returned to the donors on a prorated basis in whole days. The return of donated time is triggered upon the recipient employee's return to work at his or her previous schedule or separation from the Town. Any portion that would amount to less than one day shall not be returned and shall be forfeit.
- (d.) The donor's leave time will be reduced permanently by the number of days that are to be donated.
- (e.) May not solicit nor accept any money, gift, credit, gift, and gratuity, a promise of future compensation, thing of value or compensation of any kind in exchange for the donation.

**C. Voluntary Donations:**

Town employees shall be prohibited from intimidating, threatening or coercing, or attempting to threaten or coerce another employee for the purpose of interfering with the rights involving donating, receiving, or using donated sick time. Such prohibited acts shall include, but are not limited to, promising or conferring a benefit such as an appointment or promotion, or making a threat to engage in, or engaging in, an act of retaliation against an employee.

**D. Administration:**

- (1) Donated days are paid to the recipient at the recipient’s rate of pay.
- (2) The use of donated time shall not affect the running of any applicable FMLA leave.
- (3) No issue or dispute arising out of the administration of this program will be either grievable or arbitrable.
- (4) The Town’s Human Resources Department shall retain all records concerning the Donated Leave Program.
- (5) The Town Manager may suspend or terminate the Donated Leave Program at any time, upon thirty (30) days written notice to collective bargaining unit representatives and all employees.
- (6) The Donated Leave Program shall be in accordance with N.J.S.A. 4A:6-1.22(g), as may be amended.

**Section 2.** This Ordinance shall be submitted to the Civil Service Commission for approval, in accordance with N.J.S.A. 4A:6-1.22(g).

**Section 3. Severability.** If any provision of this Ordinance or the application of this Ordinance to any person or circumstances is held invalid, the remainder of this Ordinance shall not be affected and shall remain in full force and effect.

**Section 4. Repealer.** All ordinances or parts of ordinances or resolutions that are inconsistent or in opposition to the provisions of this Ordinance are hereby repealed in their entirety.

**Section 5. Effective Date.** This Ordinance will take effect after publication and passage according to law.

Mayor Flynn opened the hearing to the public.

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

The aforementioned **ORDINANCE** was offered by Deputy Mayor Diglio, who moved its introduction, seconded by Mr. Elvidge and roll call resulted as follows:

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

Mayor Flynn noted an additional item was added to the Consent Agenda.

Mr. Russo outlined the Resolutions on the Consent Agenda.

**RESOLUTION # 74-2016\***

**AUTHORIZE EXECUTION OF AN AGREEMENT WITH THE COMMUNICATION WORKERS OF AMERICA, AFL/CIO LOCAL 1032 EMPLOYEES UNION**

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**WHEREAS**, the terms of a contract covering the three-year period from January 1, 2016 to December 31, 2018 have been negotiated by representatives of the Communications Workers of America, Local 1032 "CWA" and representatives of the Town of Newton; and

**WHEREAS**, an appropriate contract reflecting the changes from the previous agreement has been prepared and executed by CWA representatives;

**NOW, THEREFORE BE IT RESOLVED**, by the Town Council of the Town of Newton that it hereby authorizes the Town Manager, Mayor, and the Municipal Clerk to execute said three-year contract covering calendar years 2016, 2017, and 2018 with the Communications Workers of America, Local 1032 Employees Union.

**RESOLUTION # 75-2016\***

**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 has received an award in the amount of \$6,562.00 from the County of Sussex through the State of New Jersey- Division of Elections HAVA - Section 261 Accessible Polling Places Grant, which it intends to use for installation of ADA door closers and activators at the Municipal Building polling location;

**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:
      - HAVA 261 Accessible Polling Place Grant .....\$6,562.00
- General Appropriations:
  - (A) Operations - Excluded from CAPS
    - Public and Private Programs Off-Set by Revenues:
      - HAVA 261 Accessible Polling Place Grant..... \$6,562.00

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

**RESOLUTION # 76-2016\***

**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 has received a check in the amount of \$20,000.00 from McKee Food Corporation which is a donation for Improvements to the Newton Pool for construction of a picnic pavilion;

**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

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Public and Private Revenues Off-set with Appropriations:  
Improvements to the Pool Pavilion donation ..... \$20,000.00  
General Appropriations:  
(A) Operations - Excluded from CAPS  
Public and Private Programs Off-Set by Revenues:  
Improvement to the Pool Pavilion donation..... \$20,000.00

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

**RESOLUTION # 77-2016\***

**AUTHORIZE FORECLOSURE ON OUTSTANDING MUNICIPAL TAX SALE CERTIFICATE**

**BE IT RESOLVED** by the Town Council of the Town of Newton, Sussex County and State of New Jersey, that the Tax Sale Certificate as shown on the attached Tax Foreclosure List now held by the Town of Newton be foreclosed by the summary proceedings IN REM, and as described by New Jersey Statutes R.S. 54:5-104.29 et seq., as amended, and pursuant to the Rules of Civil Practice of the Superior Court of New Jersey.

Approved,

s/Lorraine A. Read  
LORRAINE A. READ, Clerk  
Town of Newton

s/Daniel G. Flynn  
DANIEL G. FLYNN, Mayor  
Town of Newton

**RESOLUTION # 78-2016\***

**AUTHORIZE REFUND OF REDEMPTION MONIES TO OUTSIDE LIEN HOLDER FOR BLOCK 22.05, LOT 17**

**WHEREAS**, at the Municipal Tax Sale held on October 29, 2015, a lien was sold on Block 22.05, Lot 17, also known as 71 Pine Street, for 2014 delinquent water and sewer charges; and

**WHEREAS**, this lien, known as Tax Sale Certificate #2015-016, was sold to MTAG cust for Empire VII NJ Portfolio for 0% redemption fee and a premium of \$2,000.00; and

**WHEREAS**, Stern, Lavinthal & Frankenberg, LLC, the attorneys representing owner, Bank of NY Mellon, has effected the redemption of Certificate #2015-016 in the amount of \$2,730.92;

**NOW, THEREFORE BE IT RESOLVED**, by the Town Council of the Town of Newton that this Governing Body acknowledges that MTAG cust for Empire VII NJ Portfolio is entitled to a redemption in the amount of \$2,730.92 along with the return of the premium in the amount of \$2,000.00; and

**BE IT FURTHER RESOLVED**, that the Tax Collector be authorized to issue a check, in the amount of \$2,730.92, for the redemption of Certificate #2015-016, and a check in the amount of \$2,000.00 for the premium to MTAG cust for Empire VII NJ Portfolio, PO Box 2096, Hicksville, NY 11802.

**RESOLUTION #80-2016\***

**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**

237.00	ABCode Security Inc.	36635
172.12	Adam Vough	36636
80.00	Ambassador Medical Service	36637
1,712.41	Automatic Data Processing, Inc.	36638

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769.80	B & R Uniform, Inc.	36639
2,282.75	Beyer Ford	36640
1,042.70	Boonton Tire Supply Inc.	36641
66.72	Campbell's Small Engine Inc.	36642
63.99	Cartridge World	36643
1,770.00	Chelbus Cleaning Co., Inc.	36644
96.00	CSS Test Inc.	36645
554.00	Extra Tech Data Services, LLC.	36646
2,487.25	Facility Dude	36647
74.17	Federal Express	36648
1,765.00	Fire & Safety Services, LTD., Inc.	36649
148.00	Fire Fighters Equipment Co. Inc.	36650
10.58	Hayek's Market Inc.	36651
342.13	Home Depot, Inc.	36652
25.00	IAAO	36653
413.00	J. Caldwell & Associates, LLC.	36654
267.83	JCP&L	36655
665.00	Johnny On The Spot, LLC.	36656
120.75	<b>Krave Café</b>	36657
1,280.00	Laddey, Clark & Ryan, LLP	36658
456.00	Lawmen Supply Co of NJ	36659
457.95	McGuire, Inc.	36660
349.95	Montague Tool & Supply, Inc.	36661
504.00	Neopost Leasing, Inc.	36662
46.00	Newton Trophy	36663
4,735.30	Pellow, Harold & Assoc., Inc.	36664
4,075.64	Pinnacle Wireless FBO Unitek Global	36665
1,529.15	Public Engines, Inc.	36666
2,462.18	Rachles/Michele's Oil Company, Inc.	36667
85.21	Read, Lorraine	36668
86.60	Ready Refresh By Nestle	36669
54.44	Reisinger Oxygen Service, Inc.	36670
3,200.00	Schenck, Price, Smith, & King, LLP	36671
690.94	SCMUA	36672
320.00	Seely Brothers, Inc.	36673
662.56	Sherwin-Williams, Inc.	36674
31.00	Space Farms	36675
1.75	Staples Business Advantage, Inc.	36676
100.00	Sussex County Assessors Assoc.	36677
250.00	Sussex County Economic	36678
670.90	Sussex County Mailing Service	36679
1,873.17	Taylor Oil Co., Inc.	36680
180.77	Teresa Ann Oswin	36681
5,083.60	The Buzak Law Group, LLC.	36682
409.00	Treasurer, State of NJ	36683
150.00	Tropicana Atlantic City Corp.	36684
127.23	United Telephone, Century Link	36685
195.02	Verizon Wireless, Inc.	36686
1,780.00	Witmer Public Safety Group, Inc.	36687
60.00	NJMVC	36634
140,062.50	JP Morgan Chase Bank	161025
192,960.30	Payroll Account	161024

**CAPITAL**

41,000.00	Beyer Ford	8544
236.00	J. Caldwell & Associates, LLC.	8545
6,735.71	Pellow, Harold & Assoc., Inc.	8546

**Total TOWN BILLS    \$ 428,069.07**

**WATER AND SEWER ACCOUNT**

369.99	Azul Core	15617
1,165.27	Centurylink Communications, Inc.	15618
2,266.00	Chlorinator & Instrument., Inc.	15619
2,954.05	Coyne Chemical Corp., Inc.	15620
629.00	Eagle Equipment, Inc.	15621
99.00	Extra Tech Data Services, LLC.	15622

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2,487.25	Facility Dude	15623
750.00	Frank Semeraro Construction, Inc.	15624
3,399.00	Garden State Laboratories Inc.	15625
524.42	Hach Company	15626
784.38	Hamburg Plumbing Supply Co. Inc.	15627
1,463.19	Hatch Mott MacDonald	15628
211.00	Home Depot, Inc.	15629
163.50	Lock & Key World	15630
9,560.00	Passaic Valley Sewerage Comm.	15631
2,404.50	Pellow, Harold & Assoc., Inc.	15632
3,492.66	Process Tech Sales and Service	15633
3,965.00	Pumping Services, Inc.	15634
573.85	SCMUA	15635
82.98	Staples Business Advantage, Inc.	15636
670.90	Sussex County Mailing Service	15637
244.69	Sussex County P & H, Inc.	15638
355,018.77	JP Morgan Chase Bank	166014
32,632.56	Payroll Account	166013

**CAPITAL**

6,185.98	Pellow, Harold & Assoc., Inc.	2420
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**Total WATER & SEWER Bills \$ 432,097.94**

**TRUST ACCOUNT**

448.00	Laddey, Clark & Ryan, LLP	3472
1,700.00	Lakeland Bus Lines, Inc.	3473
5,282.00	Pellow, Harold & Assoc., Inc.	3474
682.50	Pellow, Harold & Assoc., Inc.	3475
2,000.00	Zion Grove Trout Hatchery	3476
16.00	Payroll Account	167107

**Total TRUST ACCOUNT Bills \$ 10,128.50**

**HOUSING TRUST FUND COAH ACCOUNT**

1,357.00	J. Caldwell & Associates, LLC.	147
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**Total HOUSING TRUST FUND (COAH) ACCOUNT Bills \$ 1,357.00**

**W/S UTILITY TRUST ASSESSMENT ACCOUNT**

15,011.17	Water & Sewer Operating Acct	1
15,862.48	JP Morgan Chase Bank	166401

**Total W/S UTILITY TRUST ASSESMENT ACCOUNT Bills \$ 30,873.65**

**Added:** The Clerk presented an application for a permit for a Social Affair from the VFW Post 5360 - Men's Auxiliary to be held on Saturday, May 21, 2016 from 4:00 pm to 7:00 pm at 85 Mill Street, Newton. It was noted the application was in order.

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

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

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Mr. Russo outlined the various details surrounding the Agreement with the Communication Workers of America, AFL/CIO Local 1032 Employees Union for contract 2016-2018. Resolution #74-2016 executed said contract.

After a brief discussion, Mayor Flynn and Councilman Levante commended Mr. Russo and his staff for their due diligence on said Union contract.

**RESOLUTION**

**RESOLUTION #79 -2016**

**RESOLUTION TO ACCEPT THE CERTIFIED LIST OF QUALIFYING 2015 NEWTON FIRST AID SQUAD LOSAP PARTICIPANTS**

**WHEREAS**, the Length of Service Awards Program (LOSAP) for the Newton Volunteer First Aid Squad was approved by the Mayor and Council through the passage of Ordinance #2013-3 on February 11, 2013, and approved by Newton voters as a public question at the General Election on November 5, 2013; and

**WHEREAS**, Resolution #196-2014 and Resolution #198-2014 were adopted October 27, 2014 establishing the LOSAP for the Newton First Aid Squad and awarding the contract to Lincoln Financial Advisors; and

**WHEREAS**, the Newton Volunteer First Aid Squad has certified a list of members who are eligible, in accordance with guidelines outlined in Ordinance 2013-3, to receive an amount between \$115.00 and \$1,150.00 based on points credited for volunteer services rendered in 2015 as per the 2015 LOSAP LIST attached; and

**WHEREAS**, the total number of qualifying volunteers for the First Aid Squad is 23, for a total contribution of \$14,490.00; and

**WHEREAS**, the Chief Financial Officer has certified that sufficient funds have been appropriated in the Town of Newton Operating Budget for calendar year 2015 to cover the cost of this contract;

**NOW, THEREFORE, BE IT RESOLVED**, the Mayor and Council do hereby accept the certified list from the Newton First Aid Squad dated April 25, 2016.

**Newton First Aid 2015 LOSAP Contribution**

**Contribution**

<b>Last</b>	<b>First</b>	<b>MI</b>	<b>2015</b>
AXELRODE	FREDERICK		115.00
BLEVINS	HANNAH		1,150.00
CARD	JEAN		287.50
CARIDES	KRYSTAL		115.00
CICCIA	APRIL		115.00
CHAVARRIA	JOSEPH		287.50
CORTLEY	DEBORAH		1,150.00
COUCE	JOHN PAUL		575.00

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COUCE	JOSHUA		1,150.00
COUCE	JONATHAN	P	115.00
DIGLIO	SANDRA	L	1,150.00
FERGUS	REBECCA		1,150.00
FERGUS	MEGHAN	L	1,150.00
FERUS	MARCEL	A	287.50
FOX	NATALIE		115.00
PHILLIPS	DEBORAH		115.00
POSEY	BRANDON	W	287.50
PRICE	JOSHUA	R	1,150.00
TENIS	WAYNE	P	1,150.00
VANDERMAAS	CONNER		287.50
WITZEL	KELLY		862.50
WAHLERS	RICK		1,150.00
WILSON	KYLE		575.00
<b>TOTAL</b>			<b>14,490.00</b>

Prepared by: Sandy Diglio,  
Newton First Aid Squad

Certified by: Dawn L. Babcock  
Chief Financial Officer

Upon motion of Mrs. Becker, seconded by Mr. Elvidge and carried, to approve **Resolution #79-2016** and a roll call resulted as follows:

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

**INTERMISSION** - None

**DISCUSSION**

There were no items for discussion.

**OPEN TO THE PUBLIC**

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

**COUNCIL & MANAGER COMMENTS**

Mr. Russo reminded Council of the next Council meeting to be held on Monday, May 23,

May 11, 2016

2016. The agenda will include the Police Chief awarding commendations to various Newton Police Officers.

Mayor Flynn elaborated on an upcoming event honoring Henry Boresch, Founding Father of Wrestling in New Jersey. Henry Boresch, a former legendary Newton Wrestling Head Coach, made Newton wrestling the most recognizable program in the State. Councilman Elvidge and Mayor Flynn indicated a sign in his honor will be placed on the welcome to Newton sign. Mr. Russo has placed an order for said sign.

Mr. Russo recognized Debra Danielson, Recreation Director, on her efforts with the purchase and installation of the new pool pavilion. He will advise when the ribbon cutting ceremony will take place.

Mr. Russo noted the new bakery, Amore Bakery & Café, opened last week and a bookstore is underway to open shortly.

Mrs. Becker and Deputy Mayor Diglio congratulated Dan Flynn and Helen Le Frois on their successful Municipal Election on Tuesday, May 10, 2016.

There being no further business to be conducted, upon motion of Mrs. Becker, seconded by Mr. Levante and unanimously carried, the meeting was adjourned at 7:44 pm.

Respectfully submitted,

A handwritten signature in cursive script that reads "Lorraine A. Read".

Lorraine A. Read, RMC  
Municipal Clerk