

July 1, 2016

The Reorganization meeting of the Town Council of the Town of Newton was held on the above date at 3:30 p.m. Present were Mr. Levante, Mr. Elvidge, Mr. Flynn, Mrs. Le Frois, Mrs. Diglio, and Town Manager, Mr. Thomas S. Russo, Jr.

Rev. Anwar Qarmout led the Invocation. Mr. Russo led the Pledge of Allegiance to the flag.

Mrs. Read 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 June 10, 2016."

At this time, Mrs. Read invited Kevin Kelly Esq. to swear in Daniel G. Flynn. Mr. Flynn was sworn in for a four-year term as a member of the Newton Town Council.

Mrs. Read then swore in Helen R. Le Frois for a four-year term as a member of the Newton Town Council.

DESIGNATION OF TEMPORARY MAYOR

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

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

NOMINATION AND SELECTION OF MAYOR

Councilman Daniel Flynn, designated as Temporary Mayor, entertained a motion for nomination of Mayor for the year 2016-2017. Mrs. Le Frois 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:

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

At this time, Lorraine A. Read, RMC, Municipal Clerk, proceeded to swear in Mayor Sandra Lee Diglio, while her grandson, Nathan, held the Bible.

NOMINATION AND SELECTION OF DEPUTY MAYOR

Mayor Diglio entertained a motion for nomination of Deputy Mayor for the year 2016-2017. Mr. Flynn then nominated Wayne F. Levante 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:

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

At this time, Lorraine A. Read, RMC, Municipal Clerk, proceeded with the swearing-in ceremony of Deputy Mayor Wayne F. Levante, while his daughter, Molly, held the Bible.

COMMENTS BY TOWN MANAGER, COUNCIL, DEPUTY MAYOR AND MAYOR

Mr. Russo read from a prepared statement:

“Thank you Mayor Diglio. I want to thank my family for being here with me today to support my work in Newton. I am grateful.

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

I want to wish Mayor Diglio and Deputy Mayor Levante 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 eight years, and I am personally grateful to this Council and previous governing bodies for allowing me the privilege of leading this organization and community.

Please remember 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 policies and objectives of the Governing Body 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 July 4th weekend and summer. Thank you and God Bless!”

Mrs. Le Frois read from a prepared statement:

“Good Afternoon,

Welcome to Town of Newton employees, volunteers, Freeholder Director George Graham, Freeholder Carl Lazzaro, Lou Crescitelli, my husband Greg, children Jordan, Madelyn, and Kathryn, parents Lene and Mike, friends, neighbors, and to everyone that is here today - thank you for attending on this Friday afternoon at the start of the long holiday weekend in which we will celebrate our great country’s freedom and independence. And as people enjoy fireworks, listen to American anthems, and wave our beautiful flag, may they enjoy feelings of pride, joy, and honor for the country in which we live. My hope is that, in some way, these are the same goals that we have as a Council over the next four years. That our residents and businesses have pride and joy in our great town - and that collectively, we truly enjoy living, working, and playing here.

I’m excited for Newton’s future! When I was on the Council before, we welcomed Thor Labs to town and had the ribbon cutting for the Newton Theatre - just two of many great achievements for our town. I know that there are more events like that in our future! Being on the Planning Board the last couple of years, I know what opportunities are available to encourage growth and increase our ratable base. But I also know the challenges facing us. We need to continue to focus on bringing businesses and jobs to the vacancies and redevelopment projects available in Town. We need to be innovative, visionary, and proactive in the promotion of our great town outside of our borders. And we need to make decisions from the perspective of what’s best for our residents and taxpayers. This is my commitment to you.

To Tom, Sandy, Wayne, Kevin, Dan, all of the employees, professionals, and volunteers of the Town of Newton, I look forward to working with you over the next four years. My proverbial door is always open, and my phone is always on, so please use it and let me know how I may be of service to you. Mark Twain once said, “Twenty years from now you will be more disappointed by the things that you didn’t do than by the ones you did do.” So four years

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from now, let's not be disappointed by what we didn't get accomplished and let's look forward to being proud of the things we will get done.

To my neighbors here in town, I am proud to call the Town of Newton home and I'm looking forward to getting back to work for you! Thank you!"

Mr. Elvidge thanked his fellow colleagues and looks forward to another great year.

Deputy Mayor Levante also thanked his colleagues and looks forward to serving and assisting Mayor Diglio this year.

Mr. Flynn thanked Sandy Diglio for serving as Deputy Mayor this past year and congratulated her on her new term as Mayor this year. He noted he is excited to continue his next four (4) years serving the good people of Newton.

Mayor Diglio read from a prepared statement:

"On behalf of my fellow council members and myself I would like to thank each of you for taking the time out of this July 4th Holiday weekend to be here. As many of you know I am not one for long speeches and I doubt very much if anyone of you wants to hear one.

First I would like to thank my fellow Council members for appointing me to this position and I look forward to continuing working with them in our efforts to make Newton the Downtown of Sussex County. I would like to congratulate Dan Flynn on his re-election and for his many countless hours he devoted to the Town during his past year as Mayor. Congratulations to Helen on her re-election to the Council and a special thank you to Kristi Becker for her 8 years of service.

At this point I would like to recognize Thomas S. Russo, Jr, our Town Manager, Debra Millikin, our Deputy Town Manager, Dawn Babcock, our Chief Financial Officer, Lorraine Read, our Municipal Clerk, Deb Danielson, our Recreation Supervisor, Scott Holzhauer, the Tax Assessor, Jenn Dodd, our Human Resource, Police Chief Michael Richards, Ken Teets, from our Office of Emergency Management, Ken Jaekel, our DPW Supervisor. Also present today are our many professionals including our engineers, planners, auditors, general legal counsel, labor legal counsel, and bond counsel. Thank you for attending. I would be remiss if I did not thank the many Town employees and volunteers who work together to make Newton a better place to live. Special kudos and thanks to the police, DPW workers, NFAS and our firefighters.

I would also like to recognize Dr. Ken Greene the Newton School District Superintendent, George Graham our Freeholder Director and Carl Lazzaro our Freeholder, Lou Crescitelli, the Chief of Staff for the 24th District Legislators, Tammie Horsfield the Sussex County Chamber President and Jackie Espinoza, the JCP & L representative. Also in attendance is Little Mr. Newton, Barry Mayfield.

Finally I want to thank my friends who have been there for me. What would I ever do without Joan Currant, Nancy Woods, who is not only a good friend but the director of the GNCC, the Carlson family who could not be here, and Tom Dust who I am thankful for coming into my life.. Most important, I want to thank my children, Phil, Steve, and Paul, as well as their families for their constant support. A special thank you to my grandson Nathan who is always helping me. As in the past I want to thank my late husband, Phil, for being the person he was and for always being there encouraging me to be the best that I could be, lifting me up, and loving me through our many years together.

During the past Year Spring Street was converted to a one way and was milled and paved. Trinity Street was also milled and paved and traffic lights were added to Moran and Union intersections. With the advice of the Downtown Newton Associations, wayfinding signs have been designed, ordered and will be installed next week. Numerous ordinances were adopted including the Fence ordinance, the New Jersey Housing Code which is being enforced throughout the Town, The Tree Ordinance and the Lighting Ordinance to name a few. Since I am on the Fire Museum Committee, I am thrilled that the external renovations to the Fire Museum have been completed.

Presently, the parking situation and rates are being investigated. The Council is planning on extending the Tax Abatement program for the Historic District, negotiations with Newton Medical Center for a Community Service Agreement are almost complete, and the Council is investigating undertaking construction of Firehouse #2. The Town Square Center

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should be breaking ground within the next several months. This complex will offer low income housing to seniors and will have a senior community center. I have also been working with Dr. Chris Robertozzi on plans for a Community Fitness Center but that may be several years down the road. Several new businesses have opened on Spring Street and there are plans for several more. I could continue with plans but I promised to keep this short. What I do feel is Newton is definitely experiencing revitalization.

Many of you know I have been involved in our community since I arrived. I fell in love with the Town and I am proud to call it my home. As your Mayor I will continue to stay active in Town activities, the NFAS, GNCC, and the many events sponsored by both the Town and the GNCC including Newton Day, the Holiday Parade, Memorial Day Parade, and The Taste of Newton, to name just a few. I strongly encourage others to take part as well.

As always I will maintain an open door policy and I welcome your comments and suggestions. I strongly believe in listening to the public as it is the public that I serve.

In conclusion I would again like to thank all of you for taking part in the Reorganization.”

ORDINANCES

Mayor Diglio directed the Clerk to read aloud the following Ordinance relative to introduction of same.

ORDINANCE 2016-7

AN ORDINANCE TO AMEND SECTION 30748, SCHEDULE I, NO PARKING AND ADOPT NEW SECTION 307-17.3, STRAWAY BOULEVARD, OF THE CODE OF THE TOWN OF NEWTON, TO PROHIBIT GENERAL THROUGH TRAFFIC AND PARKING ON CERTAIN PORTIONS OF A PARK ACCESS WAY, STRAWAY BOULEVARD

The aforementioned **ORDINANCE** was offered by Deputy Mayor Levante, who moved its introduction, seconded by Mrs. Le Frois and roll call resulted as follows:

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

BE IT RESOLVED by the Town Council of the Town of Newton that the above Ordinance be introduced for the first reading, with hearing on same to be held on July 18, 2016.

Mayor Diglio directed the Clerk to read aloud the following Ordinance relative to introduction of same.

ORDINANCE 2016-8

AN ORDINANCE AMENDING NEWTON TOWN CODE §213-7.A REGARDING CERTIFICATE OF COMPLIANCE REQUIREMENTS; §213-9.E, F AND G, REGARDING PROPERTY MAINTENANCE STANDARDS; AND ADOPTING §266-11 REGARDING SIDEWALK AND CURB MAINTENANCE AND REPAIR

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

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

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BE IT RESOLVED by the Town Council of the Town of Newton that the above Ordinance be introduced for the first reading, with hearing on same to be held on July 18, 2016.

Mayor Diglio directed the Clerk to read aloud the following Ordinance relative to introduction of same.

ORDINANCE 2016-9

AN ORDINANCE TO AMEND ORDINANCE 2015-35 ESTABLISHING MINIMUM AND MAXIMUM SALARIES AND WAGES FOR OFFICERS AND EMPLOYEES OF THE TOWN OF NEWTON FOR CALENDAR YEAR 2016

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

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

BE IT RESOLVED by the Town Council of the Town of Newton that the above Ordinance be introduced for the first reading, with hearing on same to be held on July 18, 2016.

CONSENT AGENDA

Mayor Diglio read the following statement:

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

Mr. Russo provided a synopsis of each item on the Consent Agenda.

RESOLUTION # 109-2016*

REAFFIRM BANKS AS DEPOSITORIES FOR CALENDAR YEAR 201 6

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 2016:

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:

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http://www.state.nj.us/dobi/division_banking/depositories/gudpa.htm. The Chief Financial Officer/Finance Director will review this site and provide the Town Auditor with a copy of this list.

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

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

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

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

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

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

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

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

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

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

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

RESOLUTION #1 10-2016*

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 2016 by Resolution #215-2015;

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 2016.

New Jersey Herald

New Jersey Sunday Herald

RESOLUTION #1 11-2016*

REAFFIRM SCHEDULE OF TOWN COUNCIL MEETINGS FOR THE REMAINDER OF 201 6

WHEREAS, the Newton Town Council established their meeting dates for calendar year 2016 by the adoption of Resolution #204-2015 at their meeting on December 14, 2015;

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NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton, Sussex County, New Jersey that the following schedule for 2016 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	18		
August	22		
September	14*	and	26
October	12*	and	24
November	14	and	28
December	12	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 outside 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 # 112-2016*

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, 2016.

RESOLUTION # 113-2016*

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

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 # 114-2016*

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 Sandra Lee Diglio be and is hereby appointed to the Newton Planning Board as a Class I member for the one year period commencing July 1, 2016 and ending June 30, 2017.

RESOLUTION # 115-2016*

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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 Levante, 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, 2016 and ending June 30, 2017.

RESOLUTION # 116-2016*

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 2016.

RESOLUTION # 117-2016*

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 individuals in 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, 2016 through June 30, 2017; and

BE IT FURTHER RESOLVED that individuals representing the following positions shall 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 Attorney; 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 # 118-2016*

APPOINTMENT OF DEPUTY MAYOR 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 Deputy Mayor 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, 2016 and ending June 30, 2017.

RESOLUTION # 119-2016*

APPOINTMENT OF MAYOR 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 Mayor Sandra Lee

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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, 2016 and ending June 30, 2017.

RESOLUTION # 120-2016*

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 # 121-2016*

APPOINTMENT OF TINA LARSEN AS AN ALTERNATE MEMBER OF THE NEWTON PLANNING BOARD

WHEREAS, there is currently a vacancy on the Town of Newton Planning Board for an Alternate Member; and

WHEREAS, Tina Larsen, has expressed an interest in serving on the Planning Board;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that Tina Larsen is hereby appointed to a two-year term as an Alternate Member of the Newton Planning Board, effective immediately with said term continuing to December 31, 2017.

RESOLUTION # 122-2016*

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

165.84	Advance Auto Parts	36935
100.00	Amore Bakery	36936
29.98	Campbell's Small Engine Inc.	36937
657.49	Compass Energy Gas Services, Inc.	36938
130.00	Gall's Incorporated	36939
49.40	Home Depot, Inc.	36940
226.37	Kyle Bucenec	36941
202.87	Linda Roth	36942
1,503.32	Lowe's, Inc.	36943
6,562.00	Mackenzie Automatic Doors	36944
1,280.00	Municipal Software, Inc.	36945
157.00	Newton Citgo, Inc.	36946
121.20	Newton Trophy	36947
161.99	Quill Corporation	36948
599.00	Ricciardi Brothers, Inc.	36949
622.00	Rutgers, Center for Government Serv	36950

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5.10	Service Electric Cable TV	36951
675.00	Spring Street Pub & Grill	36952
494.99	Staples Business Advantage, Inc.	36953
88.00	Thomson West, Inc.	36954
127.23	United Telephone/Century Link	36955
194.49	Verizon Wireless, Inc.	36956
66.64	Walmart	36957

CAPITAL

1,703.00	Pellow, Harold & Assoc., Inc.	8554
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Total TOWN BILLS \$ 15,922.91

WATER AND SEWER ACCOUNT

1,391.20	Accurate Waste Removal Inc.	15724
715.72	Compass Energy Gas Services, Inc.	15725
7,597.96	Coyne Chemical Corp., Inc.	15726
518.41	Hatch Company	15727
1,280.00	Municipal Software, Inc.	15728
11,320.00	Passaic Valley Sewerage Comm.	15729
438.44	Pollard Water	15730
1,262.95	Process Tech Sales and Service	15731
4,757.55	Schmidt's Wholesale, Inc.	15732
825.00	Spring Street Pub & Grill	15733
207.97	Staples Business Advantage, Inc.	15734

Total WATER & SEWER Bills \$ 30,315.20

TRUST ACCOUNT

349.99	Simon Peter Sport, Inc.	3494
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Total TRUST ACCOUNT Bills \$ 349.99

RESOLUTION # 123-2016*

RESOLUTION APPROVING RETIREE MEDICAL BENEFITS FOR POLICE OFFICER DANIEL SMITH

WHEREAS, Police Officer Daniel Smith was previously employed as a Police Officer with the Town of Newton starting on March 1, 2004 and continuing until August 31, 2015 when he retired on an accidental disability retirement approved by PFRS based on a work-incurred injury; and

WHEREAS, upon being approved for an accidental disability retirement with PFRS, Smith requested retiree medical health insurance coverage through the Town; and

WHEREAS, the Town denied the request for such medical health coverage; and

WHEREAS, Officer Smith filed a grievance regarding the Town's denial of employer-paid retiree health benefits under the collective negotiations agreement (CNA) between the Town and PBA Local 138; and

WHEREAS, the Town and the PBA have reached an agreement to resolve the dispute regarding Officer Smith's retiree health coverage;

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

1. The Town of Newton will provide retiree health benefits to Officer Smith and any eligible dependents effective January 1, 2016, pursuant to the requirements for such benefit under the CNA between the Town of Newton and the PBA. Officer Smith shall make any required Chapter 78 employee contributions/1.5% applicable to retirees who receive retiree health benefits, based upon a disability retirement, from the Town. Officer Smith shall also make contributions for any additional coverage he elects above that which is provided by the Town of Newton under the CNA.

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2. The Town of Newton shall enroll Officer Smith for retiree health benefits through the current provider as soon as practicable. For any covered medical expenses incurred by Officer Smith between January 1, 2016 and the date of enrollment, the Town shall reimburse Officer Smith upon presentation of appropriate proof of such paid expenses.
3. The Town of Newton reserves the right to change medical health insurance providers consistent with the CNA between the Town and PBA Local 138.

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

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

APPOINTMENT

At this time, Mayor Diglio 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

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

BENEDICTION

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

There being no further business to be heard, upon motion of Mr. Flynn, seconded by Mrs. Le Frois and carried, the meeting was unanimously adjourned at 4:00 p.m.

Respectfully submitted,



Lorraine A. Read, RMC
Municipal Clerk