

April 25, 2016

An Executive Session meeting of the Town Council of the Town of Newton was held on the above date at 7:41 pm. Present were Mrs. Becker, Deputy Mayor Diglio, Mayor Flynn, Mr. Levante and Town Manager, Thomas S. Russo, Jr. Mr. Elvidge was excused.

Mayor Flynn 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, 2015."

The following Resolution was read which authorized the Town Council to enter into Executive Session.

RESOLUTION # 73-2016

A RESOLUTION PROVIDING FOR A MEETING NOT OPEN TO THE PUBLIC IN ACCORDANCE WITH THE PROVISIONS OF THE NEW JERSEY OPEN PUBLIC MEETINGS ACT, N.J.S.A. 10:4-12

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

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

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

- (1) Potential Litigation - Newton Medical Center

NOW, THEREFORE, BE IT RESOLVED, by the Town Council of the Town of Newton, assembled in public session on April 25, 2016, that an Executive Session closed to the public shall be held on April 25, 2016, at 7:41PM in the Town of Newton Municipal Building, 39 Trinity Street, Newton, NJ, for the discussion of matters relating to the specific items designated above.

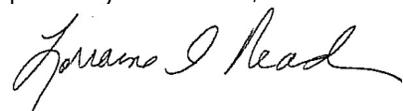
It is anticipated that the deliberations conducted in closed session may be disclosed to the public upon the determination of the Town Council that the public interest will no longer be served by such confidentiality.

Scott Holzhauer, Tax Assessor and Jackie Gioioso, Esq. of Buzak Law Group, updated Council on potential litigation with Newton Medical Center (formerly Newton Memorial Hospital).

After a lengthy discussion, Council agreed to proceed as recommended by Mr. Holzhauer and Ms. Gioioso, Esq.

Upon motion of Mrs. Becker, seconded by Mr. Levante and carried, Council left Executive Session at 8:17 pm.

Respectfully submitted,



Lorraine A. Read, RMC
Municipal Clerk