

August 10, 2016

An Executive Session meeting of the Town Council of the Town of Newton was held on the above date at 6:00 pm. Present were Deputy Mayor Levante, Mr. Elvidge, Mr. Flynn, Mrs. Le Frois, and Mayor Diglio. Town Manager, Thomas S. Russo, Jr., Jennifer Dodd, HR Director and Mrs. Leo, Esq. were also present.

Mayor Diglio 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 August 4, 2016."

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

**RESOLUTION # 132-2016**

**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) Attorney-Client Privilege
- (2) Personnel

**NOW, THEREFORE, BE IT RESOLVED**, by the Town Council of the Town of Newton, assembled in public session on August 10, 2016, that an Executive Session closed to the public shall be held on August 10, 2016, at 6:00PM 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.

**Attorney-Client Privilege**

Ursula Leo, Esq. Town Attorney reviewed procedures surrounding the Council Manager Form of Government (as a Faulkner Act community).

**Personnel**

Mrs. Leo advised a Rice Notice was given to Jennifer Dodd and Thomas Russo, Jr. in order to meet with them this evening.

At 7:04 pm, Jenn Dodd, HR Director, came before the Town Council to discuss her performance regarding a fire department issue which occurred on June 5, 2016 involving a volunteer fireman.

At 7:21 pm, Tom Russo, Town Manager, came before the Town Council to discuss his performance regarding a fire department issue which occurred on June 5, 2016 involving a

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volunteer fireman.

After a lengthy discussion, Council directed Mrs. Leo to further investigate said incident and provide a report within 30 days.

Upon motion of Mr. Flynn, seconded by Mr. Elvidge and carried, Council left Executive Session at 8:39 pm and adjourned.

Respectfully submitted,



Lorraine A. Read, RMC  
Municipal Clerk

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