The regular meeting of the Town Council of the Town of Newton was held on the above date at 7:00 pm. Present were Deputy Mayor Elvidge, Mr. Flynn, Mrs. Le Frois, Mrs. Diglio, Mayor Levante, and Thomas S. Russo, Jr., Town Manager. Ursula Leo, Esq., Town Attorney was also present.

Mayor Levante 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 January 8, 2018."

Mayor Levante led the Pledge of Allegiance to the flag and the Clerk called the roll. Upon motion of Deputy Mayor Elvidge, seconded by Mrs. Diglio and unanimously carried, the minutes for March 5, 2018 Special Meeting and the March 12, 2018 Regular meeting were approved.

#### **OPEN TO THE PUBLIC**

At this time, Mayor Levante 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 take one turn at the microphone and please limit their comments to 5 minutes. The Clerk will keep time. 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."

Mayor Levante opened the meeting to the public.

Mel Dennison, President of the GNCC, addressed concern with vehicles parking on both sides of Halsted Street nearest Main Street. He feels it is very dangerous situation when cars are traveling from both directions. Mr. Dennison also addressed concern with a visibility issue, due to hedges, at the corner of Halsted St. & Madison St. He noted another visibility issue but was pleased to advise the huge tree was recently removed.

Karen Hardin-Kitchell, Lafayette resident, thanked the Town for the terrific job after the last snow storm. She also noted her involvement with the Newton Wrestling program and noted the terrific program and amazing year it was for the wrestling team. Councilwoman Le Frois offered assistance. Mrs. Hardin-Kitchell also inquired when the Town Council would begin "streaming" the Town Council meetings and was advised by Mr. Russo he has not reviewed but will keep Council informed. He stated he is not a fan for streaming Council meetings.

Anwar Qarmout, 45 Woodside Avenue, supports streaming of Council Meetings and request the Town Council implement same. Mr. Qarmout noted his property on Diller Avenue is not a part of the Merriam Avenue Redevelopment Plan and requests an amendment to the plan to include his property.

Mr. Russo advised he has spoken to Mr. Qarmout regarding having his property included on the Merriam Avenue Redevelopment Plan. He told Mr. Qarmout that money is required to be placed in an escrow account and noted Mr. Qarmout was not willing to do that.

Mel Dennison, President of the GNCC, thanked the Town Council for all their support with the Greater Newton Chamber of Commerce.

### **COUNCIL & MANAGER REPORTS**

- a. <u>Mayor Levante</u> thanked Deb Danielson for all her hard work with the three events held this weekend. The egg decorating event held Friday night; the Easter Egg Hunt held on Saturday and Senior Dinner & Play held on Sunday. Mayor Levante noting a suggestion by Ken Teets, proposed a Scholar Athlete Award.
- **b.** <u>Deputy Mayor Elvidge</u> thanked the St. Patrick's Day Committee for a great parade on March 17<sup>th</sup>. He also thanked Deb Danielson and the Recreation Commission for the three events this past weekend.
- c. <u>Councilwoman Le Frois</u> also thanked the St. Patrick's Day Committee for a well-organized parade held on Saturday, March 17<sup>th</sup>. She also thanked Deb Danielson and the Recreation Commission for the three great events this past weekend sponsored by Newton Recreation. Mrs. Le Frois asked for a report from the last Sussex County League of Municipality (SCLOM) meeting.
- **d.** <u>Councilman Flynn</u> reported on the SCLOM meeting held on Thursday, March 15th. He outlined the many guest speakers and the panel discussion for prevention of OPIOID epidemic. Mr. Flynn advised of an update on the long awaited boarding house bill. The Bill has passed the Senate and is moving forward which will allow the municipalities to regulate code/building enforcement.
- e. <u>Councilwoman Diglio</u> reported on the Greater Newton Chamber of Commerce (GNCC) meeting. Memorial Day Parade is May 28<sup>th</sup> and Newton Day is June 9<sup>th</sup>. Mrs. Diglio also reported on the Sussex County Chamber of Commerce meeting. She noted she joined Dr. Connelly, President of SCCC, at the McGuire

Property for the potential purchase with Chapter 12 funds. She also thanked Deb Danielson and her Recreation team for their great work at the recent events. She also thanked Chief Richards and Becky Carlson, Director, for their diligent work with the C.L.E.A.R. Program.

f. <u>Town Manager Russo</u> – Mr. Russo noted the prepared Proclamation:

#### **PROCLAMATION**

# **CHILD ABUSE PREVENTION MONTH**

#### April 2018

**WHEREAS**, child abuse and neglect is a complex and ongoing problem in our society, affecting many children in Sussex County; and

**WHEREAS**, every child is entitled to be loved, cared for, nurtured, feel secure and be free from verbal, sexual, emotional and physical abuse, and neglect; and

**WHEREAS**, child abuse and neglect not only directly harms children, but also increases the likelihood of criminal behavior, substance abuse, health problems, and risky behavior; and

**WHEREAS**, the effects of child abuse are felt by communities as a whole, and need to be addressed by the entire community; and

**WHEREAS**, effective child abuse prevention programs succeed because of partnerships among families, social service agencies, schools, religious and civic organizations, law enforcement agencies and the business community;

**NOW THEREFORE, WE,** the Mayor and Town Council of the Town of Newton, hereby proclaim **April** as Child Abuse Prevention Month, and call upon our citizens, community agencies, faith groups, medical facilities, and businesses to increase their participation in the efforts to support families, thereby preventing child abuse and strengthening the communities in which we live.

|         | nereof I have hereunto set my caused this seal to be affixed. |
|---------|---|
| Attest: |   |
| Date:   | March 26, 2018  |

Mr. Russo advised of the VIP Tour of the RPM building tomorrow at 2pm.

Mr. Russo also noted Town Hall will be closed on Friday, March 30<sup>th</sup> in observation of Good Friday. He wished all, who celebrate, a Happy Easter.

Mayor Levante requested an update on the school litigation which was addressed by Mrs. Leo.

#### **ORDINANCES** - None

### **OLD BUSINESS**

# a. Spring Street Parking Analysis –

No update at this time.

# **CONSENT AGENDA**

Mayor Levante 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 reviewed the Resolutions on the consent agenda and requested adding Resolution #84-2018 to the consent agenda.

#### **RESOLUTION #78-2018\***

# REVISED RESOLUTION TO DESIGNATE OFFICIALS TO SIGN CHECKS FOR THE TOWN OF NEWTON – TOWNSHIP OF GREEN CONSOLIDATED MUNICIPAL COURT

**BE IT RESOLVED** by the Town Council of the Town of Newton, that the Deputy Court Administrator, Sarah Grub and the Court Administrator, Katherine Quinn, are hereby authorized to sign General Account checks and Bail Account checks for the Town of Newton and Green Township Consolidated Municipal Court.

#### **RESOLUTION #79-2018\***

# AUTHORIZE COMPENSATION ADJUSTMENTS FOR 2018 CALENDAR YEAR FOR CERTAIN TOWN OF NEWTON EMPLOYEES NOT COVERED BY COLLECTIVE BARGAINING AGREEMENTS

**WHEREAS**, minimum and maximum hourly and annual salary ranges for each officer and employee of the Town of Newton were established for calendar year 2018 by Ordinance #2017-21; and

**WHEREAS**, the Town Manager, as part of his 2018 Town of Newton Budget, has recommended a TWO PERCENT (2.0%) increase in salary for calendar year 2018 to be paid to certain Town of Newton employees, whose employment is not the subject of any bargaining agreement or individual contract; and

WHEREAS, the Town Council has reached the following conclusions:

- 1. A TWO PERCENT (2.0%) increase in salary for certain full-time and part-time Town of Newton employees, whose employment is not the subject of any bargaining agreement or individual contract, for calendar year 2018 is appropriate.
- 2. The Police Chief has already received an increase according to his contract.
- 3. The salary of the Town Manager has been addressed separately by the Town Council.
- 4. Seasonal Employees and Summer Pool Employees are excluded from any automatic salary increase authorized by this Resolution.
- 5. The following employees/titles have received adjustments for 2018, or are new hires, and are therefore **excluded** from this TWO PERCENT (2%) increase:
  - a. Community Development Director
  - b. Certified Municipal Court Administrator
  - c. Deputy Municipal Court Administrator
  - d. Crossing Guards
- 6. Said raises shall be retroactive to January 1, 2018.
- 7. Stipends received through payroll are not salary and shall not be entitled to the TWO PERCENT (2%) increase authorized by this resolution.

**NOW, THEREFORE BE IT RESOLVED**, by the Town Council of the Town of Newton that the salaries and wages for the year 2018 for non-union Town of Newton employees, whose employment is not covered by bargaining agreement or individual contract and with the aforementioned exceptions, shall be increased by TWO PERCENT (2%), retroactive to January 1, 2018.

#### **RESOLUTION #80-2018\***

# RESOLUTION AUTHORIZING THE EXECUTION OF A SETTLEMENT AGREEMENT AND RELEASE REGARDING THE MORRIS LAKE WATER TREATMENT PLANT

**WHEREAS**, the Town of Newton has been assessed a penalty for submission of a Discharge Monitoring Report for October 1, 2016 through October 31, 2016, which indicates a violation of discharge limits in the New Jersey Pollutant Discharge Elimination System ("NJPDES") permit at the Morris Lake Water Treatment Plant for chronic toxicity; and

**WHEREAS**, the Town believes the testing results are an error based upon testing location, but does not have simultaneous acceptable test results available; and

**WHEREAS**, settlement of the violation presents an opportunity for the Town to resolve the violation and penalty issued by the New Jersey Department of Environmental Protection, which will result in significant cost savings and other benefits to the Town, will provide certainty regarding the outcome of claims asserted, and serves the interest of the public; and

**WHEREAS**, without admitting liability for the violation, the Town of Newton desires to settle the violation by making a payment of \$1,000.00, in full satisfaction of the claim, and execution of a Settlement Agreement;

**NOW, THEREFORE BE IT RESOLVED,** by the Town Council of the Town of Newton, County of Sussex, State of New Jersey as follows:

- 1. The Mayor and/or Town Manager are hereby authorized and directed to sign a Settlement Agreement on behalf of the Town, a copy of which is on file in the Municipal Clerk's Office.
- **2.** The Mayor, Town Manager, Clerk, Town Attorney, and other appropriate officers, employees and professionals, are hereby authorized and directed to prepare, revise and execute any and all documents and undertake any and all acts necessary to effectuate the settlement.

#### **RESOLUTION #81-2018\***

# AUTHORIZATION FOR THE TOWN OF NEWTON STAFF TO PROCESS AN INVOLUNTARY DISABILITY RETIREMENT APPLICATION

**WHEREAS**, the Town of Newton has employed Shawn Burke as a Patrolman in its Police Department and Officer Burke was injured on duty in September of 2017 and is currently receiving treatment through Workers' Compensation; and

WHEREAS, Burke is an active member of the PFRS; and

**WHEREAS**, Burke had 19 years and 5 months of PFRS Service Credit as of December 31, 2017, meeting the minimum service credit requirement of at least 4 years for PFRS members; and

**WHEREAS**, based on medical reports received from the Worker's Compensation treating physicians, it appears that Burke is totally and permanently disabled and no longer can perform his assigned duties, and that Burke is expected to be unable to return to his assigned duties after he reaches maximum medical improvement; and

**WHEREAS**, the Town is unable to provide an alternative to the PFRS covered position with duties capable of being performed by Burke; and

**WHEREAS**, the Town Manager and Council have consented to the processing of the Involuntary Disability Retirement application.

**NOW, THEREFORE BE IT RESOLVED, BY** the Governing Body of the Town of Newton that the Town Manager is authorized to process an Involuntary Disability Retirement application for Shawn Burke and any other documents or materials to ensure a complete application is submitted; and

**BE IT FURTHER RESOLVED** that certified copies of this Resolution shall be forwarded to all parties involved in the administration of this action.

#### **RESOLUTION #82-2018\***

# RESOLUTION AUTHORIZING RELEASE OF SURETY BOND FOR BLOCK 3.04, LOT 19 FORMERLY KNOWN AS BLOCK 303, LOT 26.06

**WHEREAS**, Wachovia Bank, NA received approvals from the Town of Newton Planning Board for the Wachovia Bank, now Wells Fargo Bank, on its property located at Block 3.04, Lot 19 formerly known as Block 303, Lot 26.06, within the Town of Newton; and

**WHEREAS**, the applicant submitted a surety bond in the amount of \$159,180.00 related to the bank site project improvements; and

**WHEREAS**, the Planning Board Engineer, David B. Simmons, Jr., of Harold E. Pellow & Associates, Inc., has opined that site improvements and easement recordings covered by the surety bond have been successfully completed and recommended that the \$159,180.00 surety bond be released at this time;

**NOW, THEREFORE BE IT RESOLVED,** by the Town Council of the Town of Newton that the surety bond in the amount of \$159,180.00 be released to Wells Fargo Bank, formerly Wachovia Bank.

#### **RESOLUTION #83-2018\***

#### 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 2017 and 2018 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**

| 39692 | ABCODE SECURITY INC.                | 185.00    |
|-------|-------------------------------------|-----------|
| 39693 | ACCESS CONTROL TECHNOLOGY INC.      | 19,210.00 |
| 39694 | ADVANCE AUTO PARTS                  | 127.16    |
| 39695 | AIRGAS EAST                         | 485.29    |
| 39696 | ARF RENTAL SERVICES, INC.           | 328.31    |
| 39697 | ATLANTIC TACTICAL INC.              | 253.80    |
| 39698 | BOONTON TIRE SUPPLY INC.            | 1,302.35  |
| 39699 | CAMPBELL'S SMALL ENGINE INC.        | 98.48     |
| 39700 | CAMPBELLS SUPPLY OF SUSSEX COUNTY L | 485.87    |
| 39701 | CENTURYLINK COMMUNICATIONS, INC.    | 75.60     |
| 39702 | CENTURYLINK COMMUNICATIONS, INC.    | 1,960.25  |
| 39703 | CINTAS CORPORATION NO. 2            | 44.69     |
| 39704 | CODE 96 LLC                         | 835.00    |
| 39705 | DANFORTH'S TRAILER & AUTO, INC      | 347.45    |
| 39706 | DANIEL FLYNN                        | 30.00     |
| 39707 | DANIELSON, DEBORAH                  | 115.00    |
| 39708 | extel communications                | 1,740.00  |

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| 39709  | FEDERAL EXPRESS                       | 29.21      |
|--------|---------------------------------------|------------|
| 39710  | GOLD TYPE BUSINESS MACHINES           | 861.61     |
| 39711  | GRUBER, COLABELLA & LIUZZA            | 1,233.42   |
| 39712  | HARTER EQUIPMENT INC.                 | 1,836.43   |
| 39713  | HAYDEE BALLESTER                      | 165.00     |
| 39714  | J. CALDWELL & ASSOCIATES, LLC.        | 570.00     |
| 39715  | JCP&L                                 | 11,661.63  |
| 39716  | JERSEY SHIRTS & DESIGNS               | 130.00     |
| 39717  | JOHNNY ON THE SPOT, LLC.              | 930.06     |
| 39718  | JP MONZO MUNIC CONSULTING, LLC        | 40.00      |
| 39719  | KATHERINE QUINN                       | 37.50      |
| 39720  | KITHCART, BROCK                       | 37.50      |
| 39721  | KKPR MARKETING & PUBLIC RELATIONS,    | 125.00     |
| 39721  |                                       |            |
|        | LADDEY, CLARK & RYAN, LLP             | 6,327.33   |
| 39723  | LAFAYETTE AUTO PARTS                  | 121.84     |
| 39724  | LEVANTE, WAYNE                        | 150.00     |
| 39725  | LINCOLN FINANCIAL GROUP               | 20,297.50  |
| 39726  | MILLER, JASON                         | 115.00     |
| 39727  | MUNICIPAL SOFTWARE, INC.              | 6,462.00   |
| 39728  | NATIONAL ENTERTAINMENT TECH., INC.    | 240.00     |
| 39729  | NEW JERSEY HERALD, INC.               | 923.10     |
| 39730  | NEWTON FIRST AID SQUAD                | 6,125.00   |
| 39731  | NEWTON TROPHY                         | 290.00     |
| 39732  | NJ DIV PENSION & BENEFIT              | 226.07     |
| 39733  | NJ FENCE LLC                          | 20,000.00  |
| 39734  | NJ NENA                               | 450.00     |
| 39735  | NJEPA                                 | 270.00     |
| 39736  | NJMEBF                                | 76,298.00  |
| 39737  | NORTHERN RAIN                         | 200.00     |
| 39738  | NORTHWEST BUILDING SUPPLY, INC.       | 440.10     |
| 39739  | ELIZABETHTOWN GAS                     | 3,695.27   |
| 39740  | PELLOW, HAROLD & ASSO, INC.           | 240.15     |
| 39741  | PENTELEDATA                           | 769.70     |
| 39742  | PINNACLE WIRELESS FBO UNITEK GLOBAL   | 193.35     |
| 39743  | QUILL CORPORATION                     | 743.91     |
| 39744  | R.S. PHILLIPS STEEL LLC               | 132.00     |
| 39745  | RACHLES/MICHELE'S OIL COMPANY, INC.   | 5,494.12   |
| 39746  | SANDRA DIGLIO                         | 30.00      |
| 39747  | SCMUA                                 | 2,322.03   |
| 39748  | SERVICE ELECTRIC CABLE TV, INC.       | 204.98     |
| 39749  | SHOP RITE, INC.                       | 12.43      |
| 39750  | SLOAN, JAMES P.                       | 3,214.17   |
| 39751  | SPECTROTEL                            | 775.03     |
| 39752  | STAPLES BUSINESS ADVANTAGE, INC.      | 832.57     |
| 39753  | STATEWIDE INSURANCE FUND              | 59,838.42  |
| 39754  | SUNLIGHT GENERAL                      | 220.14     |
| 39755  | SUSSEX COUNTY TECH SCHOOL             | 215.00     |
| 39756  |                                       |            |
|        | TAYLOR OIL CO., INC.                  | 3,045.74   |
| 39757  | TERESA ANN OSWIN                      | 37.50      |
| 39758  | TIRE KING, INC.                       | 540.00     |
| 39759  | TOYOTA MOTOR CREDIT CORP.             | 472.08     |
| 39760  | TRI-STATE RENTALS, INC.               | 98.41      |
| 39761  | TRIMBOLI & PRUSINOWSKI, LLC.          | 2,520.00   |
| 39762  | VERIZON WIRELESS, INC.                | 1,511.25   |
| 39763  | VOGEL, CHAIT, COLLINS, SCHNEIDER, PC, | 1,905.00   |
| 39764  | W.B. MASON, INC.                      | 63.11      |
| 39765  | WALTER CHADWICK                       | 125.00     |
| 39766  | WEIS MARKETS, INC.                    | 498.95     |
| 181018 | PAYROLL ACCOUNT                       | 219,260.18 |
|        |                                       |            |

# CAPITAL

8697 ENVIRO VISION ENVIRONMENTA 1,450.00

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| 8698<br>8699<br>8700<br>8701<br>8702  | FKA ARCHITECTS INC.  IBN CONSTRUCTION CORP  LADDEY, CLARK & RYAN, LLP  NEW JERSEY HERALD, INC.  PELLOW, HAROLD & ASSO, INC.  Total TOWN BILLS \$596,814.95   | 3,153.91<br>94,080.00<br>480.00<br>30.00<br>4,393.00   |
|---|--|--|
|   | 101di 10WN BILL3 3576,614.75   |  |
| WATER AND SEWER   | ACCOUNT  |  |
| 16791<br>16792<br>16793<br>16794<br>16795<br>16796<br>16797<br>16798<br>16799<br>16800<br>16801<br>16802<br>16803<br>16804<br>16805<br>16806<br>16807<br>16808<br>16809<br>16810<br>16811<br>16812<br>16813 | ACCURATE WASTE REMOVAL INC. AIRGAS EAST CENTURYLINK COMMUNICATIONS, INC. CENTURYLINK COMMUNICATIONS, INC. CINTAS CORPORATION NO. 2 COYNE CHEMICAL CORP., INC. DEPARTMENT OF ENVIRONMENTAL PROTECT GARDEN STATE LABORATORIES INC GENSERVE INC. JERSEY SHIRTS & DESIGNS KKPR MARKETING & PUBLIC RELATIONS, LADDEY, CLARK & RYAN, LLP MOTT MACDONALD MUNICIPAL SOFTWARE, INC. NJMEBF ELIZABETHTOWN GAS ONE CALL CONCEPTS, INC. PASSAIC VALLEY SEWERAGE COMM. PELLOW, HAROLD & ASSO, INC. PENTELEDATA SCMUA SMALLEY, JOHN H STATEWIDE INSURANCE FUND SUBURBAN PROPANE, LP. | 8,089.00<br>49.23<br>39.83<br>1,208.11<br>51.41<br>7,283.19<br>1,000.00<br>1,649.50<br>2,705.52<br>130.00<br>800.00<br>352.00<br>9,202.77<br>6,057.60<br>89,406.00<br>4,502.20<br>240.00<br>5,480.00<br>11,388.12<br>399.85<br>1,040.75<br>1,250.00<br>54,359.83<br>2,754.97 |
| 16815<br>16816<br>16817<br>16818<br>186009  | SUNLIGHT GENERAL SUSSEX COUNTY P & H, INC. TREASURER, STATE OF NEW JERSEY VERIZON WIRELESS, INC. PAYROLL ACCOUNT   | 417.03<br>209.19<br>835.00<br>223.91<br>37,055.41  |
| CAPITAL   |  |  |
| 2474<br>2475  | MCMANIMON, SCOTLAND & BAUMANN, LLC<br>MOTT MACDONALD   | 107.50<br>8,921.00   |
|   | Total WATER & SEWER Bills \$257,208.92   |  |
| DOG RESERVE   |  |  |
|   |  | 400.00   |
| 8569  | MUNICIPAL SOFTWARE, INC.   | 408.00   |
|   | Total DOG RESERVE ACOUNT Bills \$ 408.00   |  |
| DEVELOPERS ESCRO  | W (FUND 72) ACCOUNT  |  |
| 1299<br>1300<br>1301  | J. CALDWELL & ASSOCIATES, LLC. KENNETH MARTIN OF MARTIN REALTY & D MOTT MACDONALD  | 1,620.00<br>7,674.82<br>514.07   |

# Total DEVELOPERS ESCROW (FUND 72) Bills \$10,438.89

VOGEL, CHAIT, COLLINS, SCHNEIDER, PC,

# **FEDERAL/STATE GRANTS**

1302

630.00

| 1397   | DRAGER SAFETY DIAGNOSTICS, INC. | 137.50 |
|--------|---------------------------------|--------|
| 181106 | PAYROLL ACCOUNT                 | 262.17 |

# Total HOUSING FEDERAL/STATE GRANTS Bills \$399.67

# **HOUSING TRUST FUIND COAH (FUND 75) ACCOUNT**

| 163 | COMMUNITY OPTIONS, INC.   | 75,000.00 |
|-----|---------------------------|-----------|
| 164 | LADDEY, CLARK & RYAN, LLP | 32.00     |

# Total HOUSING TRUST COAH (FUND 75) Bills \$75,032.00

# **SUI (FUND 73)**

1115 S/NJ EMPLOYER ACCOUNTS 186.00

# Total HOUSING FEDERAL/STATE GRANTS Bills \$ 186.00

#### **RESOLUTION #84-2018\***

# **APPROVE 2017 APPROPRIATION RESERVE TRANSFERS**

**BE IT RESOLVED** by the Town Council of the Town of Newton that the following 2017 appropriation reserve transfers be approved effective this date:

| <u>From</u>             | <u>To</u>                          | <u>Amount</u> |
|-------------------------|------------------------------------|---------------|
| CURRENT                 |                                    |               |
| Court SW<br>1059100A    | Finance Audit OE<br>1054300A       | \$ 2,000.00   |
| Police SW<br>1074112A   | Accumulated Absence OE<br>1094400A | \$20,000.00   |
| TOTAL CURRENT TRANSFERS |                                    | \$22,000.00   |

A motion was made by Mrs. Le Frois to approve the revised **COMBINED ACTION RESOLUTIONS**, adding Resolution #84-2018 and seconded by Mrs. Diglio roll call resulted as follows: (Mrs. Diglio recused from checks #39730 & #39746)

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

# **INTERMISSION** - None

# **DISCUSSION**

# a. <u>Draft Ordinance – Vaping & Tobacconists</u>

Mr. Russo advised this draft ordinance was requested by Mayor Levante and read the proposed Ordinance title.

Mayor Levante advised he would like this Ordinance revisited due the various number of requests and interest with these facilities.

Councilwoman Le Frois outlined several concerns regarding the proposed Ordinance. She also addressed concern with the pending marijuana laws and potential connection with the vapor stores.

Deputy Mayor Elvidge supports the proposed Ordinance as outlined.

Councilwoman Diglio addressed concerns regarding the proposed Ordinance.

Mrs. Diglio is strongly against marijuana being a part of the vaping ordinance if it becomes legalized.

Councilman Flynn agrees with the Town Planner attending a Council meeting to address the proposed Ordinance but feels it is not necessary to rush this Ordinance.

After a lengthy discussion, Council requested Jessica Caldwell, Town Planner, who drafted the previous Ordinance; attend a future Council meeting to discuss the proposed Ordinance prior to introducing same.

# **OPEN TO THE PUBLIC**

Mel Dennison, President of GNCC, Creamery Road, noted the Chamber is creating a new GNCC brochure and requested permission to leave the brochures at Town Hall.

After a brief discussion, Mr. Russo advised Mr. Dennison to contact Kimberly Williams, Community Development Director, for all business related support and events.

Karen Hardin-Kitchell, Lafayette resident, believes the one-way Spring Street is great. Mrs. Hardin-Kitchell thanked the Council for their support. She also noted her support with the boarding house Bill recently passed by Senate.

Mayor Levante thanked Mrs. Hardin-Kitchell for all her support on the boarding house issue.

Anwar Qarmout, 45 Woodside Avenue, is supportive of the vapor stores and should be allowed.

Ben Egner, 16 Windsor Drive, appreciates the caution regarding vapor stores and believes tight restrictions should be implemented.

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

# **COUNCIL & MANAGER COMMENTS**

Councilwoman Le Frois noting "things do not happen overnight", wanted to clarify to the public that the Town Council seeks information from various departments;

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professionals; and boards/commissions prior to approvals. Many of the projects

completed have taken time and are not created by one person but a combined

effect with many different stake holders; professionals; boards/commissions and the

Governing Body.

Councilman Flynn asked Mr. Russo if the Town has a sight triangle ordinance on

the books. Mr. Russo will review and advise.

Mr. Russo indicated he has just sent an email to Code Enforcement & Zoning

Officer to address the hedges on Halsted Street. He also sent an email to Chief

Richards to address the parking issue on Halsted Street.

Councilwoman Le Frois asked Mr. Russo to speak on the Neighbors Helping

Neighbors event to be held on Saturday, April 21, 2018. He noted the bulk pickup will

be held on the same day for Newton residents and outlined the details.

There being no further business to be conducted, upon motion of Mrs. Le Frois

seconded by Deputy Mayor Elvidge and unanimously carried, the meeting was

adjourned at 8:17 pm.

Respectfully submitted,

Jorram I Read

Lorraine A. Read, RMC

Municipal Clerk