

March 24, 2008

The regular meeting of the Town Council of the Town of Newton was held on the above date at 7:00 p.m. Present were Mr. Elvidge, Mr. Diglio, Mr. Storm, Mr. Ricciardo, Mayor Unhoch and Town Manager, Eileen Kithcart.

Mayor Unhoch made the following declaration that “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 26, 2007”.

Mayor Unhoch led all present in the Lord’s Prayer and the Pledge of Allegiance to the flag. The Clerk called the roll and upon completion of same, upon motion by Mr. Storm, seconded by Mr. Diglio and carried, the minutes of December 11, 2006 (Special Work) and January 14, 2008 (Regular & Work) meetings were approved.

Mayor Unhoch announced at this time there would be a Public Hearing on the Town’s Flood Mitigation Plan and introduced Mrs. Debra Millikin, Town of Newton Deputy Town Manager/Zoning Officer. Ms. Millikin gave a brief overview of the Local Mitigation Planning Team and indicated the Planning Committee members.

Ms. Millikin indicated that the first public hearing was held on February 12, 2008. The public present indicated several areas of concern which included the area along Swartswood Road, Mill Street and Clinton Street which have debris and sediment collected in the stream that is running along these roads. Ms. Millikin also indicated that the public was concerned that the building in the area is affecting the amount of stormwater flow in the area.

Ms. Millikin identified specific flood mitigation goals for the Town of Newton which include: 1. flooding in the Merriam Avenue / Sussex Court section of Town, 2. Flooding occurring in the West End Avenue (CR519)

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section of Town, 3. Flooding occurring along Route 206 near the intersection with Merriam Avenue, and 4. Flooding occurring along Moore's Brook and its tributaries. Ms. Millikin also addressed the review of Dams within the Town to ensure that they are in safe condition and ensure that the general public is aware of emergency actions measures that will be implemented in case of emergency, enforcing Town Ordinances regarding development and promote development within the town that will not adversely impact stormwater runoff conditions on other properties, and maintain emergency access to all residents and critical facilities.

Mayor Unhoch requested a motion to declared the meeting open to the public. Upon motion made by Mr. Diglio, seconded by Mr. Ricciardo and carried, the meeting was open to the public.

There being no public to be heard, upon motion by Mr. Storm seconded by Mr. Diglio and carried, the hearing was closed.

Under Reading of Ordinances, Mayor Unhoch directed the Clerk to read aloud the following Ordinance relative to final adoption.

ORDINANCE #2008-5

ORDINANCE AMENDING CHAPTER 4 PERSONNEL FO THE REVISED GENERAL ORDINANCES OF THE TOWN OF NEWTON.

WHEREAS, there is a need to amend Chapter 4, Personnel, to make certain provisions to serve the public in the most effective and efficient manner;

NOW THEREFORE BE IT ORDAINED by the Town Council of the Town of Newton that Chapter 4, Personnel, of the Revised General Ordinances of the Town of Newton be amended to include the following:

Section 4-4.2 Pay Period. The first paragraph shall read as follows:

Effective April, 2008, all personnel are paid bi-weekly on Thursdays, or the closest day thereto if said pay day falls on a holiday. All payments are made by check, accompanied by a check stub which shows detailed deductions from employee wages.

BE IT FURTHER ORDAINED that this Ordinance shall take effect according to law.

Mayor Unhoch declared the hearing on Ordinance #2008-5 open to

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the public.

There being no one from the public to be heard, upon motion by Mr. Elvidge, seconded by Mr. Ricciardo and carried, the hearing was closed.

The following RESOLUTION was offered by Mr. Elvidge, who moved its adoption, seconded by Mr. Ricciardo and roll call resulted as follows:

Mr. Elvidge	Yes	Mr. Diglio	Yes
Mr. Storm	Yes	Mr. Ricciardo	Yes
	Mayor Unhoch	Yes	

BE IT RESOLVED by the Town Council of the Town of Newton that the above Ordinance be adopted in its entirety according to law.

Upon motion of Mr. Diglio, seconded by Mr. Elvidge and carried, that the Clerk be authorized and directed to advertise the above Ordinance according to law.

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

ORDINANCE #2008-6

BOND ORDINANCE AMENDING IN ITS ENTIRETY BOND ORDINANCE 2007-3 OF THE TOWN OF NEWTON IN THE COUNTY OF SUSSEX, NEW JERSEY FINALLY ADOPTED FEBRUARY 26, 2007 IN ORDER TO PROVIDE FOR THE ASSESSMENT OF THE COST OF THE IMPROVEMENT AMONG THE BENEFITING PROPERTY OWNERS.

Mr. Ricciardo had a question which was addressed by Town Manager, Ms. Eileen Kithcart.

The following RESOLUTION was offered by Mr. Ricciardo, who moved its adoption, seconded by Mr. Elvidge and roll call resulted as follows:

Mr. Elvidge	Yes	Mr. Diglio	Yes
Mr. Storm	Yes	Mr. Ricciardo	Yes
	Mayor Unhoch	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 April 14, 2008.

Upon motion of Mr. Ricciardo, seconded by Mr. Diglio carried, that the Clerk be authorized and directed to advertise the above Ordinance according to law.

There being no Old Business, Under New Business, The Town Manager requested a resolution to support the Click It or Ticket Safety Belt Mobilization from May 19 to June 1, 2008.

The following RESOLUTION was offered by Mr. Storm who moved its adoption, seconded by Mr. Ricciardo and roll call resulted as follows:

Mr. Elvidge	Yes	Mr. Diglio	Yes
Mr. Storm	Yes	Mr. Ricciardo	Yes
	Mayor Unhoch	Yes	

RESOLUTION #39-2008

WHEREAS, there were 717 motor vehicle fatalities in New Jersey in 2007, and

WHEREAS, a large percentage of the motor vehicle occupants killed in traffic crashes were not wearing a safety belt, and

WHEREAS, a use of a safety belt remains the most effective way to avoid death or serious injury in a motor vehicle crash, and

WHEREAS, the Division of Highway Traffic Safety estimates that 135,000 lives have been saved by safety belt use nationally between 1975-2000, and

WHEREAS, the State of New Jersey will participate in the nationwide *Click It or Ticket* safety belt mobilization from May 19 – June 1, 2008 in an effort to raise awareness and increase safety belt usage through a combination of enforcement and education, and

WHEREAS, the Division of Highway Traffic Safety has set a goal of increasing the safety belt usage rate in the state from the current level of 91% to 93%, and

WHEREAS, a further increase in safety belt usage in New Jersey will save lives on our roadways;

THEREFORE BE IT RESOLVED, that the Town of Newton declares its support for the Click It or Ticket safety belt mobilization both locally and

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nationally from May 19 – June 1, 2008 and pledges to increase awareness of the mobilization and the benefits of safety belt use.

The Town Manager requested a resolution to support submission of a CLG Grant for Historic Training.

The following RESOLUTION was offered by Mr. Ricciardo who moved its adoption, seconded by Mr. Elvidge and roll call resulted as follows:

Mr. Elvidge	Yes	Mr. Diglio	Yes
Mr. Storm	Yes	Mr. Ricciardo	Yes
Mayor Unhoch	Yes		

RESOLUTION #40-2008

WHEREAS, the governing body of the Town of Newton desires to further the public interest by obtaining a grant from the State of New Jersey in the amount of approximately \$5,000 to fund the following project: Host a Historic Training Session in the Town of Newton, and

WHEREAS, the governing body of the Town of Newton resolves that Debra Millikin, Community Development Director is authorized to (a) to make an application for such a grant. (b) if awarded, Eileen Kithcart, Town manager is authorized to execute a grant agreement with the State for a grant in an amount not less than \$1,000 and not more than \$5,000 and (c) to execute any amendments thereto, and any amendments thereto which do not increase the Grantee's obligations.

NOW THEREFORE BE IT RESOLVED, the Town of Newton Town Council further acknowledges that there is no grant match required for this CLG agreement grant. The Grantee agrees to comply with all applicable federal, State, and municipal laws, rules, and regulations in the performance pursuant to the agreement.

The Town Manager requested a resolution of the Town of Newton, in the County of Sussex, New Jersey determining that a portion of the cost of the Trinity/Mill Street waterline project be assessed as a local improvement.

The following RESOLUTION was offered by Mr. Storm who moved its adoption, seconded by Mr. Diglio and roll call resulted as follows:

Mr. Elvidge	Yes	Mr. Diglio	Yes
Mr. Storm	Yes	Mr. Ricciardo	Yes
Mayor Unhoch	Yes		

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RESOLUTION #41-2008

BE IT RESOLVED by the Town Council of the Town of Newton in the County of Sussex, New Jersey as follows:

Section 1. It is hereby determined that the portion of the cost of the Trinity/Mill Street Waterline Project involving the installation of reinforcement water lines in the area of Trinity Street and Mill Street (the "Project") not covered by grant funds should be assessed as a local improvement, as the project is for the benefit of affected property owners.

Section 2. In accordance with the NJSA 40A:31-13, the Town shall provide notice of the date, time and place for the public hearing on its intention to assess part of the cost of the Project as a local improvement by advertising in one or more newspapers of general circulation in the Town and by notifying each concerned property owner by certified mail no later than two weeks prior to the date of the public hearing.

Section 3. This resolution shall take effect immediately.

The Town Manager requested a resolution to authorize submission of an Application to the Department of Community Affairs for a Smart Growth Grant.

The following RESOLUTION was offered by Mr. Ricciardo who moved its adoption, seconded by Mr. Elvidge and roll call resulted as follows:

Mr. Elvidge	Yes	Mr. Diglio	Yes
Mr. Storm	Yes	Mr. Ricciardo	Yes
	Mayor Unhoch	Yes	

RESOLUTION #42-2008

WHEREAS, the Town of Newton desires to apply for and obtain a grant from the New Jersey Department of Community Affairs for approximately \$50,000 to create a circulation plan for the Town of Newton;

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

1. The Town of Newton does hereby authorize the submission of an application for such a grant, and
2. Recognizes and accepts that the Department of Community Affairs may offer a lesser or greater amount, therefore, upon receipt of the grant agreement from the New Jersey Department of Community Affairs, does further authorize the execution of any such grant agreement; and also, upon receipt of the fully executed agreement from the Department, does further authorize the expenditure of funds pursuant to the terms of the agreement between the Town of Newton and the New Jersey Department of Community Affairs.

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BE IT FURTHER RESOLVED, that the person whose names, titles, and signatures appear below are authorized to sign the application and that they or their successors in said titles are authorized to sign the agreement, and any other documents necessary in connection therewith:

_____ (signature)	_____ (signature)	_____ (signature)
<u>Thea Unhoch</u> (type or print name)	<u>Eileen Kithcart</u> (type or print name)	<u>Lorraine A. Read</u> (type or print name)
<u>Mayor</u> (title)	<u>Town Manager</u> (title)	<u>Municipal Clerk</u> (title)

The Town Manager requested a resolution for the amendment to 2008 Temporary Operating Budget and 2008 Temporary Water and Sewer Utility Budget.

The following RESOLUTION was offered by Mr. Elvidge who moved its adoption, seconded by Mr. Ricciardo and roll call resulted as follows:

Mr. Elvidge	Yes	Mr. Diglio	Yes
Mr. Storm	Yes	Mr. Ricciardo	Yes
Mayor Unhoch	Yes		

RESOLUTION #43-2008

WHEREAS, the Town Council of the Town of Newton adopted the 2008 Temporary Operating Budget and Temporary Water and Sewer Utility Budget by Resolution #255-2007 dated December 26, 2007, and

WHEREAS, New Jersey State Law provides for amendments to temporary budgets in an amount not to exceed one-twelfth (1/12) of the preceding year's Budget;

NOW THEREFORE BE IT RESOLVED by the Town Council of the Town of Newton that the 2008 Temporary Operating Budget and the 2008 Temporary Water and Sewer Utility Budget be and are hereby amended as follows:

TOWN OF NEWTON 2008 TEMPORARY BUDGET AMENDMENT

<u>Account</u>	<u>Account No.</u>	<u>Amt of Amendment</u>
Town Manager S&W	1050101	\$ 15,000
Town Clerk S&W	1051101	9,000
Town Clerk O.E.	1051201	500
Finance Admin S&W	1054101	9,000
Tax Assessor S&W	1055101	3,000
Tax Assessor O.E.	1055216	500
Collection of Taxes S&W	1056101	3,000
Legal Services O.E.	1058200	1,000
Municipal Court S&W	1059101	8,000
Building & Grounds O.E.	1061217	7,055

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Planning Board S&W	1062100	4,000
Planning Board O.E.	1062216	1,000
Community Development S&W	1064100	3,300
Shade Tree O.E.	1065300	2,000
Economic Development O.E.	1065400	1,000
Workmen's Comp Insurance	1067200	65,000
Police S&W	1074112	9,500
Parking Meters S&W	1075100	6,000
Aid to First Aid O.E.	1076200	7,500
Building Inspection S&W	1077101	5,000
Building Inspection O.E.	1077268	2,000
Emergency Management S&W	1078100	300
Emergency Management O.E.	1078244	200
Road Repair & Maintenance S&W	1080101	50,000
Snow Removal S&W	1081101	5,000
Stormwater Mgmt O.E.	1082250	9,000
Recycling/Sanitation O.E.	1083226	5,000
Vehicle Maintenance O.E.	1083380	5,000
Board of Health O.E.	1084252	700
Occupational Health S&W	1085100	750
Occupational Health O.E.	1085200	1,000
Interlocal-911 Police S&W	1094735	55,000
Interlocal-911 Cencom O.E.	1094746	10,000
Body Armor Grant	1094816	2,567
PFRS	1098297	302,857
Social Security O.E.	1098298	<u>15,000</u>
Total Amendment		\$ 624,729
Debt Service Amendment	1096230	\$ 100,000

2007 TOWN OF NEWTON BUDGET

\$8,930,000	Total 2007 General Appropriations
870,305	Less: Debt service
157,800	Capital Improvements
<u>405,139</u>	Reserve for Uncollected Taxes
\$7,496,756	Total Amount to calculate upon
<u> x 1/12</u>	
\$ 624,729	Allowable 2008 Temporary Budget Amendment

**NEWTON WATER & SEWER UTILITY
2008 TEMPORARY BUDGET AMENDMENT**

<u>Account</u>	<u>Account No.</u>	<u>Amt of Amendment</u>
Salaries and Wages	6077100	\$ 10,000
Other Expenses	6077200	169,666
Statutory Expend. – PERS	6093296	<u>8,000</u>
Total Amendment		\$ 187,666

2007 WATER & SEWER UTILITY BUDGET

\$ 696,000	Salaries & Wages
1,496,000	Other Expenses
8,000	Public Employee Retirement System
<u>52,000</u>	Social Security
\$ 2,252,000	Total 2007 Water & Sewer Utility Budget
<u> x 1/12</u>	
\$ 187,666	Allowable 2008 Temporary W&S Budget Amendment

W/S Capital Improvements	\$ 100,000
W/S Debt Service Amendment	\$ 745,000

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The Town Manager requested a resolution to support submission of the Town of Newton Flood Mitigation Worksheet to the Delaware River Basin Commission.

The following RESOLUTION was offered by Mr. Storm who moved its adoption, seconded by Mr. Diglio and roll call resulted as follows:

Mr. Elvidge	Yes	Mr. Diglio	Yes
Mr. Storm	Yes	Mr. Ricciardo	Yes
Mayor Unhoch	Yes		

RESOLUTION #44-2008

WHEREAS, the Town of Newton has prepared a Flood Mitigation Municipal Worksheet as per the guidelines by the Delaware River Basin Commission

WHEREAS, a public hearing was held on February 12, 2008 for public comment related to flood prone areas within the Town of Newton

WHEREAS, this Flood Mitigation Municipal Worksheet has been prepared by the Town Engineer, Harold E. Pellow & Associates

NOW THEREFORE BE IT RESOLVED by the Town Council of the Town of Newton that it hereby supports the submission of the Flood Mitigation Worksheet to the Delaware Basin Commission. This information provided by the town will be utilized in the Multi-Jurisdiction Flood Mitigation Plan.

The Town Manager requested a resolution to approve Bills and Vouchers for payment.

The following RESOLUTION was offered by Mr. Ricciardo who moved its adoption, seconded by Mr. Storm and roll call resulted as follows:

Mr. Elvidge	Yes	Mr. Diglio	Yes
Mr. Storm	Yes	Mr. Ricciardo	Yes
Mayor Unhoch	Yes		

RESOLUTION #45-2008

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 2007 and 2008 Budgets adopted by this local Governing Body, including any emergency appropriations, and

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where unexpended balances exist in said appropriation accounts for the payment of such vouchers.

TOWN BILLS
TEMPORARY

176,415.45	Payroll Account	810020
13.60	State of New Jersey	23389
1,448.96	E.A. Morse & Company	23390
351.93	Montague Tool & Supply	23391
846.14	Harold Pellow & Assoc. Inc.	23392
145.00	Municipal Software, Inc.	23393
580.75	Decker's Fire & Safety	23394
996.00	ABCCode Security	23395
216.16	Brian & Bill's Automotive Inc.	23396
188.75	Sussex Car Wash, Inc.	23397
12,206.80	NUI Corporation	23398
2,696.89	G & G Diesel Service Inc.	23399
447.60	JCP&L	23400
443.85	New Jersey Herald	23401
4,090.70	SCMUA	23402
350.00	B & G Elevator	23403
2,486.11	EMBARQ	23404
1,680.00	Hollander, Hontz, Hinkes & Pasculli LLC	23405
2,246.55	Thea Unhoch	23406
98.75	Lock & Key World	23407
7.80	Tri-State Rentals, Inc.	23408
915.63	Thomas Trudgeon	23409
150.00	Scott Holzhauser	23410
6.00	Peter J. Kays	23411
165.00	Willco, Inc.	23412
958.87	Galls Incorporated	23413
495.00	Minisink Press Inc.	23414
120.00	Weights & measures Fund	23415
351.50	Gann Law Books	23416
132.00	Microsystems-NJ Com, LLC	23417
2,150.00	Office Business Systems, Inc.	23418
19,699.00	Wilfred MacDonald, Inc.	23419
14.71	Sebring Auto Parts	23420
765.00	Treasurer, State of NJ DCA	23421
908.86	Dempsey Uniform & Supply, Inc.	23422
93.75	Debra Millikin	23423
999.84	Boonton Tire Supply	23424
25.00	Rutgers Center for Gov't Serv.	23425
32,806.00	Statewide Insurance Fund	23426
390.64	Verizon Wireless	23427
2,349.21	Sparta Ready Mix	23428
396.74	Walmart	23429
901.04	Nextel Communications	23430
437.50	Holzhauser & Holenstein, LLC	23431
192.18	Danforth's Trailer & Auto, Inc.	23432
1,400.00	NJSACOP	23433
66.62	Advance Auto Parts	23434
366.04	The Home Depot	23435
466.06	VOID	23436
259.80	Matthew Bender & Co.	23437

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2,340.00	Penn State Justice & Safety Inst.	23438
79.80	Tritec Office Equipment, Inc.	23439
33.41	AW Direct Inc.	23440
891.27	Staples Business Advantage	23441
530.00	Spectrum Communications	23442
16.08	Easylink Services Corporation	24443
112.50	Jeff Schiffner	24444
686.73	Darley	24445
3,439.33	Rachles/Michele's Oil Company	24446
6,032.37	Taylor Oil Co.	24447
1,550.00	Laddey, Clark & Ryan, LLP	24448
2,000.00	Lea Data Technologies	24449
150.00	Sussex County Chamber of Commerce	24450
25.94	Soltys Bros. Hardware	24451
112.50	Derek J. Wechtler	24452
202.50	R & R Radar, Inc.	24453
2,663.60	Delta Dental	24454
2,434.57	Delta Dental	24455

CAPITAL

245,793.00	Pierce Manufacturing Inc.	7115
2,023.20	Montague Tool & Supply	7116
3,980.00	ABCCode Security	7117
3,475.00	G & H Service Inc.	7118
210.00	Hollander,Hontz,Hinkes,Pasculli LLC	7119
1,493.65	Lou's Glass	7120
21,697.45	Warner Communications Co., Inc.	7121
100.00	Art Frisbie's Airworx	7122
525.00	Houghton, Quarty, Warr	7123
3,992.40	Nelessen, A & Associates, Inc.	7124
3,025.00	Corby Associates, Inc.	7125
2,833.63	Barco Products	7126
1,911.22	Harold Pellow & Assoc., Inc.	7127
51,720.61	McManimon & Scotland	7128
360.00	Vogel,Chait, Collins,Schneider,PC	7129
800.00	Allan J. May, Jr.	7130
71.90	Excelsior Lumber Company	7131
22,063.20	Nelessen, A & Associates, Inc.	7132
1,132.60	Spectrum Communications	7133
3,180.03	Structural Metal Fabricators	7134
4,375.00	Kasler Associates	7135
10,120.08	Harold Pellow & Associates, Inc.	7136
192.50	Hollander, Hontz,Hinkes,Pasculli LLC	7137
9,527.31	McManimon & Scotland	7138
720.00	Key-Tech	7139
401.97	Cooper Electric Supply Co.	7140
1,275.00	Vogel,Chait, Collins,Schneider,PC	7141
745.88	Excelsior Lumber Company	7142
2,293.70	Nelessen, A & Associates, Inc.	7143
7,388.51	Harold Pellow & Assoc., Inc.	7144
2,555.00	Ben Shaffer & Associates	7145
72.57	Paint Spot	7146
1,037.00	Airpurifiers Inc.	7147
37,285.95	Firefighter One	7148

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Total TEMPORARY TOWN BILLS \$747,082.68

WATER AND SEWER ACCOUNT

18,509.12	Payroll Account	860012
160.90	Montague Tool & Supply	9953
2,038.88	Harold Pellow & Associates, Inc.	9954
25,455.25	MWH Americas, Inc.	9955
24.94	Albertsons, Inc.	9956
4,873.59	NUI Corporation	9957
4,365.18	JCP&L	9958
221.40	SCMUA	9959
1,236.28	EMBARQ	9960
245.00	Hollander,Hontz,Hinkes&Pasculli LLC	9961
40.00	Campbell's Small Engine	9962
249.84	Dempsey Uniform & Supply Inc.	9963
87.22	One Call Systems	9964
6,120.00	R & D Trucking Inc.	9965
106.31	Airgas East	9966
1,440.00	ORR's	9967
830.77	Dell Marketing L.P.	9968
1,250.00	John Smalley	9969
466.69	The Home Depot	9970
3,566.42	Suburban Energy Services	9971
132.83	Staples Business Advantage	9972
900.00	Delta Dental	9973

CAPITAL

2,203.43	Harold Pellow & Associates, Inc.	2078
175.00	Hollander,Hontz,Hinkes&PasculliLLC	2079
1,855.00	Scarinci & Hollenbeck, LLC	2080

Total Temporary WATER & SEWER BILLS \$76,554.04

TRUST ACCOUNT

2,258.34	Payroll Account	871006
6,708.38	Harold Pellow & Assoc.	2485
1,345.50	Hollander,Hontz,Hinkes&Pasculli,LLC	2486
1,100.00	Zion Grove Trout Hatchery	2487
915.00	Vogel, Chair, Collins, Schneider, PC	2488
2,250.00	Colleen Cunningham, Esq.	2489

Total Temporary TRUST ACCOUNT \$14,577.22

DOG RESERVE ACCOUNT

181.80	Payroll Account	821002
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Total Temporary DOG RESERVE ACCOUNT \$181.80

The Town Manager requested a resolution for the appointment of a
Class II – Special Police Officer.

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The following RESOLUTION was offered by Mr. Storm who moved its adoption, seconded by Mr. Diglio and roll call resulted as follows:

Mr. Elvidge	Yes	Mr. Diglio	Yes
Mr. Storm	Yes	Mr. Ricciardo	Yes
	Mayor Unhoch	Yes	

RESOLUTION #46-2008

WHEREAS, Section 3-10 within Chapter III, Police Department, of the Revised General Ordinances of the Town of Newton indicates that the Town Manager may appoint Special Police Officers for a term not to exceed one year.

NOW THEREFORE BE IT RESOLVED by the Town Council of the Town of Newton that this Governing Body concurs with the town Manager's appointment of the following individual as a Class II – Special Police Officer for calendar year 2008.

Donald Donofrio

Under Manager's reports, Ms. Kithcart updated the Governing Body regarding a very successful Easter Egg Hunt at Memory Park on Saturday.

Ms. Kithcart advised Council that Main Street Newton received the Business Partnership Award at the Annual Sussex County Chamber of Commerce Dinner. Ms. Kithcart also advised that a "Design Day" will be held tomorrow in downtown Newton by the Main Street New Jersey Design Service Team from Trenton, New Jersey. A walking tour of the business district, training sessions, and feedback will be given by the Trenton Design Team.

Ms. Kithcart indicated that the Trenton Design Team has offered to design the interior and exterior of the proposed retail incubator on Spring Street. Ms. Kithcart also advised that the proposed Spring Board Retail Shops may turn out to be a pilot program for New Jersey Retail Incubator.

Ms. Kithcart advised that in response to a recent request by the Newton Chamber of Commerce, Water and Sewer personnel have installed a

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water spigot at the Newton Fire Museum building to facilitate watering the flower planters on Spring Street.

Ms. Kithcart indicated that she met with Jason Sullivan, Associate Pastor for Christ Community Church. Ms. Kithcart advised that the Church has designated Sunday, May 4, 2008 as Community Service Day and wish to spend it doing Special Projects within the Town of Newton.

Ms. Kithcart updated the Governing Body regarding the renovations to the second floor of the Municipal Building. Ms. Kithcart also advised Bids will be accepted this week for professional landscaping to the outside of the Municipal Building.

Ms. Kithcart advised that the continuation of the public hearing on the Railroad District Redevelopment investigation study will be continued on Wednesday April 2nd. Ms. Kithcart also advised the Master Plan Subcommittee will be meeting on April 16th prior to the Planning Board and the final draft for review by the subcommittee members is expected by April 9th.

Ms. Kithcart updated the Governing Body regarding the new pumper tanker which was delivered to the #2 Firehouse.

Ms. Kithcart indicated that the Newton Fire Department will be activating its youth fire program and will be accepting membership for teenagers between 14 and 17 years of age.

Ms. Kithcart indicated that the 2007 Annual Report is being printed and should be in the mail by April 10th.

The Town Manager advised that advertisements for replacement Town Manager have been sent out and will be published in the next edition of the New Jersey Municipal Management Association, International City Management Assoc. and the League of Municipalities.

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Ms. Kithcart advised Council she will be taking off in anticipation of the birth of her new grandson.

Ms. Kithcart announced that Morris Lake is 7.5" above spillway.

Mayor Unhoch announced that the town of Newton received a Clean Communities Grant in the amount of \$8,737.97.

Mayor Unhoch briefly reviewed the update received from the League of Municipalities regarding the Local Public Contracts Law.

Mayor Unhoch declared the meeting open to the public.

Mr. Neil Flaherty, 154 Sparta Avenue, had a question regarding Resolution 42-2008 and questioned the definition of a retail incubator. Mr. Flaherty's questions were addressed by Mrs. Millikin and Ms. Kithcart and the Governing Body.

Mrs. Connie Sutton-Falk, 20 Hick Avenue, expressed her concerns regarding redevelopment issues and requested the Governing Body to consider an Ordinance to prohibit eminent domain in the Town of Newton. Mrs. Sutton-Falk gave a sample ordinance to the Town Manager, who will then copy and distribute to the Governing Body.

There being no one else from the public to be heard, upon motion of Mr. Storm, seconded by Mr. Diglio, and carried, the meeting was adjourned at 7:26 p.m.

Respectfully submitted,

Lorraine A. Read, RMC
Municipal Clerk