



**AGENDA**  
**NEWTON TOWN COUNCIL**  
**DECEMBER 28, 2009**  
**7:00 P.M.**

**I. PLEDGE OF ALLEGIANCE**

**II. ROLL CALL**

**III. OPEN PUBLIC MEETINGS ACT STATEMENT**

**IV. APPROVAL OF MINUTES** - DECEMBER 14, 2009 REGULAR MEETING

**V. OPEN TO THE PUBLIC**

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 LIMIT THEIR COMMENTS TO 5 MINUTES. 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.

**VI. PRESENTATION**

- a. HOUSE DECORATING CONTEST WINNER

**VII. COUNCIL & MANAGER REPORTS**

**VIII. ORDINANCES**

- a. 2<sup>ND</sup> READING AND PUBLIC HEARING

ORDINANCE 2009-31

AN ORDINANCE FOR PROFESSIONAL SERVICES  
FOR CALENDAR YEAR 2010

- i. OPEN HEARING TO PUBLIC
- ii. CLOSE HEARING TO PUBLIC
- iii. ACT ON ORDINANCE

ORDINANCE 2009-32

AN ORDINANCE TO ESTABLISH MINIMUM AND MAXIMUM SALARIES FOR OFFICERS AND EMPLOYEES OF THE TOWN OF NEWTON FOR CALENDAR YEAR 2010

- i. OPEN HEARING TO PUBLIC
- ii. CLOSE HEARING TO PUBLIC
- iii. ACT ON ORDINANCE

**b. INTRODUCTION**

ORDINANCE 2009-33

AN ORDINANCE OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF NEWTON, IN THE COUNTY OF SUSSEX, NEW JERSEY, ADOPTING AMENDMENTS TO THE SPARTA AVENUE REDEVELOPMENT PLAN

ORDINANCE 2009-34

AN ORDINANCE GRANTING MUNICIPAL CONSENT TO THE ISSUANCE OF A FRANCHISE TO SERVICE ELECTRIC CABLE T.V. OF NEW JERSEY, INC; TO CONSTRUCT, OWN, OPERATE, EXTEND AND MAINTAIN A CABLE TELEVISION SYSTEM IN THE TOWN OF NEWTON, COUNTY OF SUSSEX, SETTING FORTH CONDITIONS ACCOMPANYING THE GRANT OF SAID MUNICIPAL CONSENT AND PROVIDING FOR THE REGULATION AND USE OF SAID SYSTEM

**IX. OLD BUSINESS**

ORDINANCE 2009-30

AN ORDINANCE TO ACCEPT THE DEDICATION OF PATERSON PLACE, WINDSOR DRIVE, BUCKINGHAM COURT AND STRATFORD LANE BY THE TOWN OF NEWTON IN THE COUNTY OF SUSSEX

- i. OPEN HEARING TO PUBLIC
- ii. CLOSE HEARING TO PUBLIC
- iii. ACT ON ORDINANCE

**X. CONSENT AGENDA**

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.

- a. RESOLUTION #275-2009\* TRANSFER OF SCHOOL MONIES FOR THE PERIOD FROM JANUARY 1, 2010 TO JUNE 30, 2010
- b. RESOLUTION #276-2009\* AUTHORIZE CONTINUED BENEFIT COVERAGE FOR JOHN E. MULHERN AND SCOTT J. HOLZHAUER
- c. RESOLUTION #277-2009\* REAPPOINTMENT OF LINDA A. ROTH AS CERTIFIED TAX COLLECTOR FOR THE TOWN OF NEWTON
- d. RESOLUTION #278-2009\* REAPPOINTMENT TO THE ECONOMIC DEVELOPMENT ADVISORY COMMISSION
- e. RESOLUTION #279-2009\* AUTHORIZE CREDITS OF MONIES FOR TAXES DUE TO TAX APPEAL SETTLEMENT
- f. RESOLUTION #280-2009\* ADOPTION OF THE TEMPORARY OPERATING BUDGET AND TEMPORARY WATER AND SEWER BUDGET FOR 2010
- g. RESOLUTION #281-2009\* APPOINTMENT OF VARIOUS ATTORNEYS FOR CALENDAR YEAR 2010
- h. RESOLUTION #282-2009\* RESOLUTION AUTHORIZING AGREEMENT FOR CERTAIN LEGAL SERVICES ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF NEWTON
- i. RESOLUTION #283-2009\* AUTHORIZE AND DIRECT THE TAX COLLECTOR TO SELL MUNICIPAL LIENS IN ACCORDANCE WITH NEW JERSEY LAW
- j. RESOLUTION #284-2009\* AUTHORIZE CREDITS DUE WATER AND SEWER UTILITY ACCOUNTS
- k. RESOLUTION #285-2009\* APPOINTMENT OF MR. NEIL FLAHERTY AS A REGULAR MEMBER OF THE PLANNING BOARD
- l. RESOLUTION #287-2009\* APPOINTMENTS TO THE ZONING BOARD OF ADJUSTMENT FOR 2010
- m. RESOLUTION #288-2009\* REAPPOINTMENTS TO THE ZONING BOARD OF ADJUSTMENT FOR 2010
- n. RESOLUTION #289-2009\* REAPPOINTMENTS TO THE HISTORIC PRESERVATION ADVISORY COMMISSION FOR 2010

- o.** RESOLUTION #290-2009\* REAPPOINTMENTS TO THE RECREATION ADVISORY COMMISSION FOR 2010
- p.** RESOLUTION #291-2009\* REAPPOINTMENT TO THE ADVISORY SHADE TREE COMMISSION FOR 2010
- q.** RESOLUTION #292-2009\* APPROVE BILLS AND VOUCHERS FOR PAYMENT
- r.** RESOLUTION #294-2009\* EMERGENCY HOUSING REPAIR FUND RESOLUTION
- s.** RESOLUTION #295-2009\* RESERVE ITEMS OF REVENUE FOR USE IN THE 2010 TOWN OF NEWTON BUDGET
- t.** RESOLUTION #296-2009\* APPROVE 2009 APPROPRIATION TRANSFERS
- u.** APPLICATION\* APPLICATION FOR AN OFF-PREMISE RAFFLE (50/50) FROM THE PRIDE FOUNDATION, INC., 44 RYERSON AVENUE, NEWTON, TO BE HELD ON FRIDAY, FEBRUARY 5, 2010 AT 3:00PM AT 44 RYERSON AVENUE, NEWTON

**XI. RESOLUTIONS**

- a.** RESOLUTION #286-0009 APPOINTMENT OF MR. GREGORY LE FROIS AS A REGULAR MEMBER OF THE PLANNING BOARD
- b.** RESOLUTION #293-2009 RESOLUTION AND AGREEMENT FOR PROFESSIONAL SERVICES – PUBLIC DEFENDER

**XII. INTERMISSION**

**XIII. DISCUSSION**

**XIV. OPEN TO THE PUBLIC**

**XV. COUNCIL & MANAGER COMMENTS**

**XVI. EXECUTIVE SESSION**

**XVII. ADJOURNMENT**