

Executive Session

August 24, 2009

An Executive Session meeting of the Town Council of the Town of Newton was held on the above date at 8:10 p.m. Present were Mrs. Unhoch, Mrs. Becker, Mrs. Le Frois, Mr. Ricciardo, Mayor Elvidge and Town Manager, Mr. Thomas Russo, Jr.

Mr. Russo read the following statement which authorized the Town Council to enter into Executive Session.

RESOLUTION #174-2009

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 item or items authorized by N.J.S.A. 10:4-12b and designated below:

- (1) Contract Negotiations

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton, assembled in public session on Monday, August 24, 2009, that an Executive Session closed to the public shall be held on August 24, 2009, at 8:10 PM in the Town of Newton Municipal Building, 39 Trinity Street, Newton, NJ, for the discussion of matters relating to the specific item 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.

The following **RESOLUTION** was offered by Mrs. Le Frois, seconded by Mrs. Becker and unanimously carried, the Town Council entered into Executive Session at 8:10 p.m.

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Mr. Ricciardo addressed his concerns with the status of the proposed Newton Project at 56 Sparta Avenue, Newton. Upon Council's request, Mr. Russo has made recent attempts to contact Thor Labs for further discussion, with no reply. The Council expressed their sincere disappointment with Thor Labs. The Town expended a lot of time and energy, for the past 2 ½ years, in the effort to allow this business to move to Newton and is looking to obtain a decision from them.

After a lengthy discussion, the Council unanimously agreed to have Mr. Russo schedule a meeting, within the first two weeks of September, with the principal members of Thor Labs along with two members of the Governing Body, the Town Manager and our Bond Counsel.

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There being no further business to be conducted in Executive Session, upon motion of Mrs. Le Frois, seconded by Mrs. Unhoch and unanimously carried, Council left Executive Session at 8:27 p.m.

Respectfully submitted,

Lorraine A. Read, RMC
Municipal Clerk