

Executive Session
September 16, 2009

An Executive Session meeting of the Town Council of the Town of Newton was held on the above date at 6:30 p.m. Present were Mrs. Unhoch, Mrs. Becker, Mr. Ricciardo, Mayor Elvidge and Town Manager, Mr. Thomas Russo, Jr. Mrs. Le Frois was excused.

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

RESOLUTION #198-2009

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
- (2) Potential Litigation

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton, assembled in public session on Wednesday, September 16, 2009, that an Executive Session closed to the public shall be held on September 16, 2009 at 6:30 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. Unhoch, seconded by Mrs. Becker and unanimously carried, the Town Council entered into Executive Session at 8:35 p.m.

EXECUTIVE SESSION

Mr. Sanford Hollander, Esq., Town Attorney addressed the Governing Body to discuss the potential litigation with regard to a pending Liquor License Transfer. Mr. Hollander outlined the current status of the transfer and advised the Town Council of the options for transferring the liquor license.

After a lengthy discussion, the consensus of the governing body was to table the current resolution to the next Town Council meeting to be held on Monday, September 28, 2009.

There being no further business to be conducted in Executive Session, upon motion of Mayor Elvidge, seconded by Mrs. Becker and unanimously carried, Council left Executive

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Session at 7:20 p.m.

Respectfully submitted,

Lorraine A. Read, RMC
Municipal Clerk