



AGENDA

NEWTON TOWN COUNCIL ANNUAL REORGANIZATION MEETING

Thursday, July 1, 2010

6:00 p.m.

I. INVOCATION – Pastor Scott Boger, First Baptist Church, Newton, NJ

II. PLEDGE OF ALLEGIANCE

III. OPEN PUBLIC MEETINGS ACT STATEMENT

IV. OATH OF OFFICE FOR NEWLY ELECTED OFFICIALS

a. Sanford L. Hollander, Esq., Swearing In:

i. Sandra Lee Diglio

ii. E. Kevin Elvidge

b. Kevin Kelly, Esq., Swearing In:

i. Joseph A. Ricciardo

V. ROLL CALL

VI. DESIGNATION OF TEMPORARY MAYOR

a. _____

VII. NOMINATION AND SELECTION OF MAYOR

a. _____

VIII. SWEARING IN OF MAYOR

IX. NOMINATION AND SELECTION OF DEPUTY MAYOR

a. _____

X. SWEARING IN OF DEPUTY MAYOR

XI. COMMENTS BY MANAGER, COUNCIL, DEPUTY MAYOR AND MAYOR

XII. CONSENT AGENDA

- a. Resolution #97-2010* -- Reaffirm Banks as Depositories
- b. Resolution #98-2010* -- Reaffirm Legal Newspapers
- c. Resolution #99-2010* -- Reaffirm schedule of public Town Council meetings for the remainder of the year 2010
- d. Resolution #100-2010* -- Reaffirm Officials to Sign Checks
- e. Resolution #101-2010* -- Reaffirm Chief Financial Officer and/or Finance Director as the individuals authorized to sell bond anticipation notes
- f. Mayor's Appointment* -- Class II Representative to the Newton Planning Board (*Appointment of Town Manager by Mayor*)
- g. Resolution #102-2010* -- Appointment of Mayor as a Class I Member of the Newton Planning Board
- h. Resolution #103-2010* -- Appoint of Town Manager as Hearing Officer in all Matters of Dispute Regarding the Town of Newton
- i. Resolution #104-2010* -- Appointment of Town Council Liaison to the Economic Development Advisory Commission
- j. Resolution #105-2010* -- To Establish a Town of Newton Ad Hoc Redevelopment Team
- k. Resolution #106-2010* -- Appointment of Town Council Representative as a Class III Member of the Newton Planning Board
- l. Resolution #107-2010* -- Appointment of Town Council Liaison to the Historic Preservation Advisory Commission

XIII. OPEN TO THE PUBLIC

XIV. BENEDICTION – Rev. Peter Filipkowski, Saint Joseph's R.C. Church, Newton, NJ

XV. ADJOURNMENT



TOWN OF NEWTON

RESOLUTION #97-2010

July 1, 2010

“Reaffirm Banks as Depositories”

BE IT RESOLVED by the Town Council of the Town of Newton that the following policy is hereby reaffirmed pertaining to Town funds for calendar year 2010:

- 1) The cash management and investment objectives for the Town of Newton include preservation of capital, adequate safekeeping of assets, maintenance of liquidity to meet operating needs, diversification of the Town's portfolio to minimize risks associated with individual investments, and investment of assets in accordance with State and Federal laws and regulations.
- 2) The following banks are hereby authorized to be used as depositories for Town funds:

PNC Bank
Chase
New Jersey Cash Management Fund
Sussex Bank
Lakeland Bank
First Hope Bank
Sovereign Bank
TD Bank
Noble Community Bank
Highland State Bank
Valley National Bank

The above designated official depositories are required to submit to the Chief Financial Officer, a copy of the Governmental Unit Deposit Protection Act Notification of Eligibility, which is filed semi-annually with the Department of Banking each June 30th and December 31st every year.

The above designated official depositories are required to submit to the Chief Financial Officer a copy of the institution's “Annual Report” each year.

- 3) All funds shall be deposited within 48 hours of receipt, in accordance with N.J.S.A. 40A:5-15.

The Chief Financial Officer shall minimize the possibility of idle cash accumulating in accounts by assuring that the amounts in excess of negotiated compensating balances are kept in interest bearing accounts or promptly swept into the investment portfolio.

The method of calculating banking fees and compensating balances shall be reviewed on a monthly basis.

Investment decisions shall be guided by the cash flow projections prepared by the Chief Financial Officer.

- 4) Permissible investments for the Town of Newton shall include a) Bonds or other obligations of the United States of America or obligations guaranteed by the United States of America; b) government money market mutual funds; c) any Federal agency or instrumentality obligation authorized by Congress that matures within 397 days from the date of purchase and has a fixed rate of interest not dependent on any index or external factors; d) Bonds or other obligations of the local unit or school districts of which the local unit is a part; e) any other obligations with maturities not exceeding 397 days, as permitted by the Division of Investments; f) local government investment pools; g) New Jersey State Cash Management Fund; and h) repurchase agreements of fully collateralized securities.
- 5) The Chief Financial Officer is authorized and directed to make investments on behalf of the Town of Newton. All investment decisions shall be consistent with this plan and all appropriate regulatory constraints.
- 6) Securities purchased on behalf of the Town of Newton shall be delivered electronically or physically to the Town's custodial bank, which shall maintain custodial and/or safekeeping accounts for such securities on behalf of the Town.
- 7) The Chief Financial Officer shall report to the Town Council all purchases of investments in accordance with N.J.S.A. 40A:5-15.2.
- 8) The Cash Management Plan shall be subject to annual audit conducted pursuant to N.J.S.A. 40A:5-14.
- 9) The Chief Financial Officer shall escheat to the State of New Jersey checks which remain outstanding for twelve or more months after the date of issuance.

CERTIFICATION

THIS IS TO CERTIFY that the above is a true copy of a Resolution adopted by the Town Council of the Town of Newton at a regular meeting of said Governing Body conducted on Thursday, July 1, 2010.

Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #98-2010

July 1, 2010

“Reaffirm Legal Newspapers”

WHEREAS, the *New Jersey Herald* and the *New Jersey Sunday Herald* were previously designated as legal newspapers for the Town of Newton during calendar year 2010 by Resolution #257-2009;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that said two newspapers be reaffirmed as legal newspapers for the remainder of calendar year 2010.

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Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #99-2010

July 1, 2010

"Reaffirm Schedule of Town Council Meetings for the Remainder of 2010"

WHEREAS, the Newton Town Council established their meeting dates for calendar year 2010 by the adoption of Resolution #248-2009 at their meeting on December 14, 2009;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton, Sussex County, New Jersey that the following schedule for 2010 indicates all public meetings of the Newton Town Council for the remainder of the calendar year which will be held on the second and fourth Mondays of each month at 7:00pm, unless otherwise indicated, in the Council Chambers, 39 Trinity Street, Newton, New Jersey;

Council Meetings

7:00pm

July	12	and	26
August	9	and	23
September	15*	and	27
October	13*	and	25
November	8	and	22
December	13	and	29*

**Held Wednesday*

BE IT FURTHER RESOLVED that, for the purposes of the Act, the official bulletin board for posting notices shall be the bulletin board in the first floor lobby of the Municipal Building at 39 Trinity Street, Newton, New Jersey, with said board being just outside the door of the Municipal Clerk's Office; and

BE IT FURTHER RESOLVED that certified copies of this Resolution be forwarded to the New Jersey Herald and the NJ Sunday Herald, and a copy be filed with the Municipal Clerk; and

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be mailed to any person requesting notices of meetings of the Town Council pursuant to N.J.S.A. 10:4-19 and whoever has paid the required fee for such notice.

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Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #100-2010

July 1, 2010

“Reaffirm Officials to Sign Checks”

BE IT RESOLVED by the Town Council of the Town of Newton that the Newton Town Manager, Chief Financial Officer, and/or Treasurer be authorized to sign all Town, Water and Sewer Utility, and payroll checks effective July 1, 2010.

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Municipal Clerk



TOWN OF NEWTON

RESOLUTION #101-2010

July 1, 2010

“Reaffirm Designating the Chief Financial Officer and/or Finance Director as the Individuals Authorized to Sell Bond Anticipation Notes”

BE IT RESOLVED by the Town Council of the Town of Newton that the following policy is hereby reaffirmed pertaining to the sale of Bond Anticipation Notes:

1) The Chief Financial Officer and/or the Finance Director are hereby authorized to sell Bond Anticipation Notes and directed to determine all matters in connection with said Notes not determined by this or subsequent Resolutions.

2) The Chief Financial Officer and/or the Finance Director are directed to report in writing to the Governing Body at the meeting next succeeding the date when the sale or delivery of Notes pursuant to this Resolution is made. Such report is to include the amount, description, interest rate, maturity of the Notes sold, the price obtained, and the name of the purchaser.

3) This Resolution shall take effect immediately upon its adoption.

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Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #102-2010

July 1, 2010

“Appointment of Mayor as a Class I Member of the Newton Planning Board”

BE IT RESOLVED by the Town Council of the Town of Newton that Mayor Kristen S. Becker be and is hereby appointed to the Newton Planning Board as a Class I member for the one year period commencing July 1, 2010 and ending June 30, 2011.

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Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #103-2010

July 1, 2010

“Appoint the Town Manager as Hearing Officer in all Matters of Dispute Regarding the Town of Newton”

WHEREAS, certain matters may arise over the course of the year which require a hearing to be conducted for the purpose of resolving issues; and

WHEREAS, Mr. Thomas S. Russo, Jr., Town Manager of the Town of Newton, is the representative of the Governing Body, as well as the Chief Executive and Administrative Officer of the municipality;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that the Town Manager is hereby appointed as Hearing Officer in all matters of dispute regarding the Town of Newton for the remainder of calendar year 2010.

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Municipal Clerk



TOWN OF NEWTON

RESOLUTION #104-2010

July 1, 2010

**“Appointment of Mayor Kristen S. Becker as the
Town Council Liaison to the Economic
Development Advisory Commission”**

BE IT RESOLVED by the Town Council of the Town of Newton that Mayor Kristen S. Becker be and is hereby appointed to the Economic Development Advisory Commission as the Town Council liaison member for a one-year period commencing July 1, 2010 and ending June 30, 2011.

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Municipal Clerk



TOWN OF NEWTON

RESOLUTION #105-2010

July 1, 2010

**“To Establish a Town of Newton Ad Hoc
Redevelopment Team”**

WHEREAS, the Town of Newton acknowledges there are potential benefits to the Town of Newton to be gained through the process of redevelopment; and

WHEREAS, opportunities for beneficial redevelopment should be thoroughly, expeditiously and efficiently evaluated and pursued;

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF NEWTON that it hereby establishes an ad hoc Redevelopment Team to evaluate and pursue redevelopment opportunities in the Town of Newton for a one-year period from July 1, 2010 through June 30, 2011; and

BE IT FURTHER RESOLVED that individuals representing the following positions shall be members of the Redevelopment Team, with said meetings to be called by the Town Manager as needed:

Mayor;

Town Manager;

Deputy Town Manager;

Town Planner;

Town Engineer;

Planning Board Chairperson;

Redevelopment Counsel; and other professionals and/or staff as deemed necessary by the Town Manager; and

BE IT FURTHER RESOLVED said Redevelopment Team is a purely advisory group working only in an analytical and advisory capacity and is: (a) not empowered to make any decisions; (b) has no effective authority; (c) is not empowered to act by vote; (d) is not governed by the Open Public Meetings Act; and (e) is not a “Redevelopment Agency” pursuant to N.J.S. 40A:12A-11.

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Lorraine A. Read, RMC
Municipal Clerk



TOWN OF NEWTON

RESOLUTION #106-2010

July 1, 2010

**“Appointment of Town Council
Representative as a Class III Member of the
Newton Planning Board”**

BE IT RESOLVED by the Town Council of the Town of Newton that Deputy Mayor Helen R. Le Frois, Town Council member, be and is hereby appointed to the Newton Planning Board as a Class III member for the one-year period commencing July 1, 2010 and ending June 30, 2011.

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Municipal Clerk



TOWN OF NEWTON

RESOLUTION #107-2010

July 1, 2010

**“Appointment of Town Council Liaison to the
Historic Preservation Advisory Commission”**

BE IT RESOLVED by the Town Council of the Town of Newton that Councilwoman Sandra Lee Diglio be and is hereby appointed to the Historic Preservation Advisory Commission as the Town Council liaison member for a one-year period commencing July 1, 2010 and ending June 30, 2011.

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