

February 13, 2012

An Executive Session meeting of the Town Council of the Town of Newton was held on the above date at 9:03 p.m. Present were Mrs. Becker, Mr. Elvidge, Mr. Ricciardo, Deputy Mayor Diglio, Mayor Le Frois and Mr. Thomas S. Russo, Jr., Town Manager. Also present were Mark Hontz, Esq., Town Attorney, and Debra Millikin, Deputy Town Manager.

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

RESOLUTION #33-2012

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 February 13, 2012, that an Executive Session closed to the public shall be held on February 13, 2012 at 9:03 p.m. 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 aforementioned **RESOLUTION** was offered by Mr. Ricciardo, seconded by Mrs. Becker and roll call resulted as follows:

Mrs. Becker	Yes	Mr. Elvidge	Yes
Mr. Ricciardo	Yes	Deputy Mayor Diglio	Yes
	Mayor Le Frois	Yes	

CONTRACT NEGOTIATIONS

Mr. Russo read correspondence from Robert Tighue, MAI, State of New Jersey – Department of Treasury regarding property located on North Park Drive.

“Our in-house environmental consultant looked over the Excel report, and has given it her “blessing” as far as the State moving forward. We are prepared to reduce our sale price by \$147,528.97, which is the estimated cost of remediation. As you know the original estimate of value for the building was \$485,246. This will result in an agreed upon sale price of \$337,717. Once you have approval from Town Council, the State is ready to move forward with the Agreement of Sale.

February 13, 2012

Please feel free to contact me with any additional comments or questions.

Robert Tighue, MAI
State of NJ - Department of Treasury
Division of Property Management and Construction
33 W. State St. - 9th Floor
PO Box 229
Trenton, NJ
(609) 943-3492

After a brief discussion, Council agreed to the submitted proposal by the State of New Jersey.

It was also agreed to have Jen Credidio, Esq., Bond Counsel, work on researching the feasibility of creating a redevelopment plan for said property located at North Park Drive.

There being no further business to be conducted in Executive Session, upon motion of Mr. Ricciardo, seconded by Mrs. Becker and unanimously carried, Council left Executive Session at 9:06 p.m.

Respectfully submitted,

Lorraine A. Read, RMC
Municipal Clerk

CONFIDENTIAL