

January 27th, 2014 – AGENDA SESSION

President Baxter called the meeting to order at 6:30 p.m. and read the Open Public Meeting Statement:

The notice requirements provided for in the “Open Public Meetings Act” have been satisfied. Notice of this meeting was properly given in a notice which was transmitted to the Times of Trenton and the Trentonian, filed with the Clerk of the Township of Ewing and posted in the Ewing Township Municipal Complex, all on the 6th day of January, 2014.

THE PUBLIC WILL HAVE AN OPPORTUNITY TO ADDRESS THE COUNCIL DURING THE “STATEMENTS AND COMMENTS FROM MEMBERS OF THE PUBLIC” SEGMENT OF THE MEETING. MEMBERS OF THE PUBLIC ARE REQUESTED TO SIGN IN ON THE SHEET PROVIDED IN THE FRONT OF THE ROOM. ALL QUESTIONS AND COMMENTS FROM THE PUBLIC WILL BE DIRECTED TO THE COUNCIL PRESIDENT, WHEN ADDRESSING THE COUNCIL, PLEASE GIVE YOUR NAME AND YOUR ADDRESS.

THE COUNCIL INVITES AND ENCOURAGES PARTICIPATION BY THE PUBLIC IN ITS MEETINGS, HOWEVER A MEMBER OF THE PUBLIC MAY UTILIZE FIVE MINUTES OF TIME FOR REMARKS AND QUESTIONS, UNLESS OTHERWISE ENGAGED IN A DIALOGUE WITH A MEMBER OF THE COUNCIL, ANY FURTHER REMARKS OR QUESTIONS BEYOND THE TIME LIMIT MUST BE AUTHORIZED BY THE PRESIDENT OF THE COUNCIL.

ROLL CALL

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| ▪ Ms. Keyes-Maloney – Present | Jim McManimon, Administrator |
| ▪ Mr. Schroth – Present | Joanna Brewster, CFO |
| ▪ Ms. Steward – Present | Maeve Cannon, Attorney |
| ▪ Ms. Wollert – Present | Susan Bate, Deputy Municipal Clerk |
| ▪ President Baxter - Present | |

PRESENTATION

1. A RESOLUTION AUTHORIZING EXECUTION OF A PUBLIC DONOR AGREEMENT WITH THE CYO OF MERCER COUNTY (Presentation by Thomas G. Mladenetz Executive Director CYO of Mercer County)

Mr. Mladenetz described the history of the Public Donor Agreement Program and how it works. Mr. Mladenetz stressed that one key requirement for this program is that the parents either work at least twenty-five hours per week, or go to school full-time or attend a job training program. Mr. Mladenetz thanked Council and the Township for their past support and requested that Council keep the Public Donor Agreement in place at the current level.

Ms. Keyes-Maloney stated that she would like to express how important these programs are for kids and thanked Mr. Mladenetz.

The Administrator asked Mr. Mladenetz to explain what happens during the summer when the other program is not open.

Mr. Mladenetz explained that the CYO runs a popular summer camp for about seventy-five children between the ages of five and twelve.

President Baxter thanked Mr. Mladenetz for his work with the Board of Education to make sure that when a child leaves this program, he or she is ready for school.

There were no further questions from Council.

DISCUSSION

1. AN ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF EWING IN THE COUNTY OF MERCER, TO AMEND CHAPTER 4 ADMINISTRATION OF GOVERNMENT

The Administrator explained that this is an Ordinance that the Civil Service Director recommends that we have in place in order to allow us to continue our unique - volunteer and career firehouses – firehouses owned by the members of the firehouses and not the town.

The Attorney added that this just puts a structure around the paid force.

Councilwoman Keyes-Maloney asked if this is consistent with the work we began with the Resolution a few months ago.

The Attorney responded that the Resolution established a paid fire district; this Ordinance creates the one paid unit.

Councilwoman Keyes-Maloney asked if this would help with flexibility with grants.

The Administrator responded – yes.

Councilwoman Wollert asked for clarification – this does not change anything with regard to paid versus volunteer firemen.

The Attorney responded that this just codifies the existing situation.

The Administrator then explained that our career firefighters work Monday through Friday from 8 a.m. to 4 p.m. The career firefighters are not required to respond to calls after hours; if they do respond, they have to be paid – the Garcia Law.

There were no further questions from Council.

2. A RESOLUTION AUTHORIZING CHECK AUTHORIZATION PRIOR TO BILLS LIST APPROVAL

The Attorney explained that this will allow the CFO to pay certain Township bills that must be paid prior to Council approving a Bill's List.

The CFO added that the wording has been fine-tuned to take into account Councils' concerns.

President Baxter stated that we have been working on this particular resolution for a while. It is on a yearly trial basis. President Baxter then stated he understood that there are some obligations the CFO must pay. Particularly, it could be detrimental to small businesses if they have to wait a month or two to be paid if there is only one Council meeting.

Councilwoman Keyes-Maloney added that this requires us to review these paid bills at the next meeting.

There were no additional questions from Council.

3. A RESOLUTION APPROVING CHANGE ORDER NO. 1 TO PJM MECHANICAL CONTRACTORS FOR THE MUNICIPAL BUILDING BATHROOM RENOVATIONS

The Mayor stated that this change order came to about \$22,000. The Mayor explained that it was an oversight on his part that the Judge's and Health Office's bathrooms were not included in the original renovation project. The Mayor further stated that it falls within the 20% and that the money is there.

President Baxter stated that the original bid did come in lower than what we had estimated for the project, so the money is there.

The Mayor responded that all the projects, so far, have come in under budget.

President Baxter asked the CFO if everything is okay, financially.

The CFO confirmed that we did come in under the estimated budget.

Councilwoman Steward asked the Mayor if he anticipates any other changes.

The Mayor responded that, right now, he does not anticipate other changes.

There were no additional questions from Council.

4. A RESOLUTION TO OPPOSE PRIVATIZATION OF TOLL COLLECTION SERVICES ON THE NEW JERSEY TURNPIKE AND GARDEN STATE PARKWAY

President Baxter asked where did this Resolution originate.

The Mayor responded that the Resolution originated from the AFL-CIO. The Mayor then gave a history of the Turnpike Authority, Parkway, and Atlantic City Expressway – salaries have already been cut by about 30% and more EZ Pass lanes have been added.

The Attorney then discussed privatization.

There were no further questions or comments from Council.

President Baxter then walked on a Resolution:

5. A RESOLUTION AUTHORIZING THE PERSON-TO-PERSON TRANSFER OF PAULIES HILLTOP MANOR, LLC t/a PAULIES ANNA ROSE (1102-33-019-002); A PLENARY RETAIL CONSUMPTION LICENSE, TO SEJ RESTAURANTS INC. t/a PAULIES ANNA ROSE

President Baxter stated that this Resolution was before us previously – there was a glitch in the paperwork but everything is in order now.

The Attorney explained the issue and then stated that this is to transfer the license.

All Discussion Items were moved for action.

CONSENT AGENDA

President Baxter presented the Consent Agenda for review.

- 1. A Resolution Authorizing the Chief Financial Officer to Pay Bills in the Amount of \$6,928,111.62**
- 2. A Resolution Authorizing a Performance Guarantee Release for MKJK LLC Site Plan (Block 40.01/Lot 9) – Ewing Engineers Remington & Vernick and Affiliates #1102 I 038**
- 3. A Resolution Authorizing the Conduct of a Casino Night Sponsored by the Sunshine Foundation on March 29, 2014**
- 4. A Resolution Authorizing the Conduct of an On Premise 50-50 Cash Raffle Sponsored by Meals On Wheels of Trenton/Ewing**
- 5. A Resolution Authorizing a Refund, as Recommended by the Tax Collector, in the amount of \$9,541.96 for November 5, 2012 through December 31, 2013, to Langevine, Kobie & Christene, 6 Nettletree Dr., Ewing, NJ 08638, for property owner Langevine, Kobie & Christene, for Block: 580 Lot: 6 also known as 6 Nettletree Dr., for 100% disabled vet status as of November 5, 2012 through December 31, 2013.**

Councilwoman Keyes-Maloney stated that she noticed there was a Resolution specifically for the Bills List.

The Deputy Clerk replied that it had been a mistake that, at the last meeting, the Resolution had not been included in Council's packet.

Councilwoman Keyes-Maloney asked Administration about the process for reimbursement from the property owner for grass cutting.

The Administrator responded that we file a lien on their property and if it is not paid off it becomes part of the tax sale.

Councilwoman Keyes-Maloney asked what was Garden State Municipal.

The CFO and Administrator responded that it is insurance.

Councilwoman Keyes-Maloney then asked about the line dancing item.

The Administrator responded that Recreation hires someone to teach seniors to line dance.

Councilwoman Keyes-Maloney asked how the reimbursement process for clothing allowances work.

The CFO responded that the contracts state it must be paid in one payment by a certain time of year. These two contracts are calendar year contracts with payment by the end of January.

Councilwoman Keyes-Maloney asked what happens if someone is hired during the year.

The CFO responded that it is prorated.

Councilwoman Keyes-Maloney then asked about the Township Trust.

The CFO responded that this is a separate trust; all the revenue is from community donations - no taxes.

Councilwoman Wollert asked why are there two payments to Medco.

The CFO explained that there are two invoices with both due at the same time.

Councilwoman Wollert asked if it was a quarterly payment.

The CFO responded that it is a two week payment.

Councilwoman Wollert and the CFO then briefly discussed the state benefit payments.

President Baxter questioned Check #60510 (deer carcass removal) and asked if it was known how many deer carcasses this covered.

The Administrator responded that it is for the removal of about 100 deer carcasses.

President Baxter then asked about Check #60561.

The Administrator responded that this is a settlement for a grievance hearing – payment for the attorney.

President Baxter asked about Check #60581 – who does this apply to.

The Administrator replied – Council.

President Baxter asked about Check #60610.

The CFO replied that this is Ms. Caruso's firm.

President Baxter then asked about Check #60611.

The Attorney responded that this is a mediation payment over losing a lawsuit concerning an OPRA.

The Mayor stated that it was a no-win situation.

The Attorney stated that it was a grey area and then explained the case.

President Baxter said that Check #60620 is for the flu vaccine.

The Administrator responded – yes.

President Baxter then asked if we knew how much we are going to be reimbursed.

The CFO responded that in 2013 we were reimbursed \$30,000 from the insurance companies.

Councilwoman Keyes-Maloney said she had one question for our next meeting – what is the estimated cost for snow removal.

The CFO responded that it is \$99,000 not including the big storm on Tuesday.

Councilwoman Keyes-Maloney asked what is “purchase power”.

The CFO responded that it is the mail machine.

There were no further questions or comments from Council.

ORDINANCE(S) FOR FIRST READING AND INTRODUCTION

(None for this Meeting)

ORDINANCE(S) FOR SECOND READING, PUBLIC HEARING AND FINAL ADOPTION

(None for this Meeting)

NEW BUSINESS

(None for this Meeting)

STATEMENTS AND COMMENTS FROM MEMBERS OF THE PUBLIC

There were no questions or comments from members of the Public.

CLOSED SESSION

(None for this Meeting)

ADJOURNMENT

There being no further business, President Baxter asked for a motion to adjourn. Ms. Wollert so moved seconded by Ms. Steward. The meeting was adjourned at 7:05 pm.

Kevin Baxter, President

Susan Bate, Deputy Municipal Clerk