

## June 10, 2014 – REGULAR SESSION

President Baxter called the meeting to order at 8:07 p.m. and read the Open Public Meetings Statement:

Almighty God who holds the fate of Man and Nation, we most humbly beseech thee to bless these deliberations, and these thy servants, that they may act with wisdom and understanding for the good of our community and thy greater glory. Amen.

### Flag Salute

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 5<sup>th</sup> day of June, 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 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

- |                               |                              |
|-------------------------------|------------------------------|
| ▪ Ms. Keyes-Maloney – Present | Jim McManimon, Administrator |
| ▪ Mr. Schroth – Present       | Maeve Cannon, Attorney       |
| ▪ Ms. Steward – Present       | Kim Macellaro, Clerk         |
| ▪ Ms. Wollert - Present       |                              |
| ▪ President Baxter - Present  |                              |

### STATEMENTS AND COMMENTS FROM MEMBERS OF THE PUBLIC FOR ITEMS NOT ON THE AGENDA

There were no questions or comments from members of the Public for items not on the Agenda.

### CONSENT AGENDA

The Clerk read the Consent Agenda: (Resolution #14R-113/)

1. A Resolution Authorizing the Chief Financial Officer to Pay Bills in the Amount of \$705,236.70 and to Pay Supplemental Bills per Resolution #14R-44 in the Amount of \$206.97
2. A Resolution Authorizing a Refund, as Recommended by the Tax Collector, for Overpayment in the Amount of \$2,394.14 for February 1, 2014 Tax Qtr. to Maqsood, Shahid & Mohammad, 226 Nancy Lane, Ewing, NJ 08638, for Property Owner Maqsood, Shahid & Mohammad, for Block: 214.04 Lot: 4 also Known as 226 Nancy Lane, for Overpayment of February 1, 2014 Tax Qtr.

3. A Resolution Authorizing the Catholic Church of St. Hedwig to Hold a Walking Pilgrimage
4. A Resolution Approving Kyle W. Moody as a Junior Firefighter Member of the Prospect Heights Volunteer Fire Company #1
5. A Resolution Authorizing the Conduct of a Bingo Sponsored by West Trenton Volunteer Fire Company on October 18<sup>th</sup>, 2014
6. A Resolution Authorizing the Conduct of an Off-Premise Merchandise Raffle Sponsored by West Trenton Volunteer Fire Company on September 28<sup>th</sup>, 2014
7. A Resolution Authorizing the Conduct of an On-Premise Merchandise Raffle Sponsored by West Trenton Volunteer Fire Company on October 18<sup>th</sup>, 2014

There were no questions or comments from Council or the Public. Ms. Keyes-Maloney then moved the Resolution, seconded by Mr. Schroth. President Baxter called for a roll call.

**ROLL CALL**

Mr. Schroth	YES
Ms. Keyes-Maloney	YES
Ms. Steward	YES
Ms. Wollert	YES
President Baxter	YES

**ORDINANCE(S) FOR FIRST READING AND INTRODUCTION**

1. The Clerk read (Ordinance #14-12) AN ORDINANCE AMENDING THE OLDEN AVENUE REDEVELOPMENT PLAN

There were no questions from Council or the Public. Ms. Steward then moved the Ordinance, seconded by Ms. Wollert. President Baxter called for a roll call.

**ROLL CALL**

Ms. Wollert	YES
Ms. Steward	YES
Ms. Keyes-Maloney	YES
Mr. Schroth	YES
President Baxter	YES

2. The Clerk read (Ordinance #14-13) AN ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF EWING IN THE COUNTY OF MERCER, TO AMEND CHAPTER 342 TAXICABS AND LIMOUSINES TO PROVIDE FOR ADDITIONAL TAXICAB LICENSING CRITERIA

There were no questions or comments from Council or the Public. Mr. Schroth then moved the Ordinance, seconded by Ms. Wollert. President Baxter called for a roll call.

**ROLL CALL**

Ms. Wollert	YES
Mr. Schroth	YES
Ms. Keyes-Maloney	YES
Ms. Steward	YES
President Baxter	YES

3. The Clerk read (Ordinance #14-14) AN ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF EWING IN THE COUNTY OF MERCER, TO AMEND CHAPTER 172 FEES

The Attorney explained that this brings our existing fee ordinance into compliance with state statutes which require ordinances regulating the licensing of kennels provide that it be based on the number of dogs. Currently, we charge a flat fee of

thirty-five dollars. This will have a sliding scale – ten dollars for ten dogs or less and twenty-five dollars for over ten dogs.

There were no questions or comments from Council or the Public. Ms. Keyes-Maloney then moved the Ordinance, seconded by Ms. Steward. President Baxter called for a roll call.

**ROLL CALL**

<b>Ms. Steward</b>	<b>YES</b>
<b>Ms. Keyes-Maloney</b>	<b>YES</b>
<b>Mr. Schroth</b>	<b>YES</b>
<b>Ms. Wollert</b>	<b>YES</b>
<b>President Baxter</b>	<b>YES</b>

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

- 1. The Clerk read (Ordinance #14-11) AN ORDINANCE AUTHORIZING THE LEASE OF A PORTION OF THE EWING SENIOR AND COMMUNITY CENTER TO KIDSBRIDGE, INC., A 501(C)(3) NON-PROFIT ORGANIZATION**

**WHEREAS**, the Township of Ewing is the owner of the Ewing Senior and Community Center (“ESCC”); and

**WHEREAS**, the Township desires to lease a portion of the ESCC to Kidsbridge, Inc. (“Kidsbridge”), a registered 501(c)(3) nonprofit organization which is dedicated to providing an array of youth-oriented programs aimed at eliminating bullying and facilitating character development.

**WHEREAS**, the Township finds the said youth-oriented programs provided by Kidsbridge to be in the public interest and desires to further these programs accordingly; and

**WHEREAS**, in consideration for using a portion of the ESCC, Kidsbridge must provide services to a minimum of 200 children per year; and

**WHEREAS**, N.J.S.A. 40A:12-14(c) authorizes the lease of Township-owned property to non-profit organizations; and

**WHEREAS**, said portion of the Center is not needed for any municipal purpose.

**NOW THEREFORE, BE IT ORDAINED**, by the Township Council of the Township of Ewing that it authorizes the lease of a portion of the Ewing Senior and Community Center as set forth in the Lease annexed hereto to Kidsbridge, Inc., a registered 501(c)(3) nonprofit organization for purposes of providing an array of youth-oriented programs aimed at eliminating bullying and facilitating character development; and

**BE IT FURTHER ORDAINED**, that the Mayor and Clerk are authorized to execute the Lease in substantially the same form as annexed hereto and such other documentation as are necessary to Lease the space to Kidsbridge, Inc.

**BE IT FURTHER ORDAINED**, that this Ordinance shall take effect upon final passage and publication according to law.

**STATEMENT**

This Ordinance permits the Township to enter into a Lease with Kidsbridge, Inc., a registered 501(c)(3) nonprofit organization for purposes of providing an array of youth-oriented programs aimed at eliminating bullying and facilitating character development at the Ewing Senior and Community Center.

**Ms. Steward made a motion to open the Public Hearing, seconded by Ms. Wollert. It was agreed by unanimous voice vote.**

**The Attorney said that Kidsbridge will provide tolerance and anti-bullying programs to school children free of charge as part of the lease.**

There were no questions or comments from the Public. Ms. Wollert then made a motion to close the Public Hearing, seconded by Mr. Schroth. It was agreed by unanimous voice vote.

There were no questions or comments from Council. Ms. Keyes-Maloney then moved the Ordinance, seconded by Ms. Steward. President Baxter called for a roll call.

**ROLL CALL**

Ms. Steward	YES
Ms. Keyes-Maloney	YES
Mr. Schroth	YES
Ms. Wollert	YES
President Baxter	YES

**NEW BUSINESS**

1. The Clerk read (**Resolution #14R-114**) A RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EWING APPROVING AND CONSENTING TO THE ISSUANCE OF NOT TO EXCEED \$5,100,000 OF OBLIGATIONS BY THE EWING-LAWRENCE SEWERAGE AUTHORITY THROUGH THE SFY 2015 NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST FINANCING PROGRAM

President Baxter said that we just had a presentation from our ELSA director.

There were no questions or comments from Council or the Public. Ms. Wollert then moved the Resolution, seconded by Mr. Schroth. President Baxter asked for a roll call.

**ROLL CALL**

Mr. Schroth	YES
Ms. Wollert	YES
Ms. Keyes-Maloney	YES
Ms. Steward	YES
President Baxter	YES

2. The Clerk read (**Resolution #14R-115**) A RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION NJS 40A:4-87

President Baxter said that these are two grants that we received – Clean Communities and JAG.

There were no questions or comments from Council or the Public. Ms. Keyes-Maloney then moved the Resolution, seconded by Ms. Steward. President Baxter asked for a roll call

**ROLL CALL**

Ms. Steward	YES
Ms. Keyes-Maloney	YES
Mr. Schroth	YES
Ms. Wollert	YES
President Baxter	YES

3. The Clerk read (**Resolution #14R-116**) A RESOLUTION AUTHORIZING EWING TOWNSHIP TO ENTER INTO A SHARED SERVICES AGREEMENT WITH MERCER COUNTY FOR EMS DISPATCH SERVICES

President Baxter stated that Capital Health Systems is getting out of this business as of July 1<sup>st</sup>, so we need to have a plan of action and this is it - a shared service with Mercer County.

There were no questions or comments from Council or the Public. Mr. Schroth then moved the Resolution, seconded by Ms. Wollert. President Baxter called for a roll call.

**ROLL CALL**

<b>Ms. Wollert</b>	<b>YES</b>
<b>Mr. Schroth</b>	<b>YES</b>
<b>Ms. Keyes-Maloney</b>	<b>YES</b>
<b>Ms. Steward</b>	<b>YES</b>
<b>President Baxter</b>	<b>YES</b>

4. The Clerk read (**Resolution #14R-117**) **A RESOLUTION AWARDED BLEACHER REPLACEMENT CONTRACT AT EWING SENIOR AND COMMUNITY CENTER IN THE AMOUNT OF \$29,435.00**

**President Baxter said that we have to replace these bleachers to be in compliance with the new safety laws.**

**There were no questions or comments from Council or the Public. Ms. Steward then moved the Resolution, seconded by Mr. Schroth. President Baxter asked for a roll call.**

**ROLL CALL**

<b>Mr. Schroth</b>	<b>YES</b>
<b>Ms. Steward</b>	<b>YES</b>
<b>Ms. Keyes-Maloney</b>	<b>YES</b>
<b>Ms. Wollert</b>	<b>YES</b>
<b>President Baxter</b>	<b>YES</b>

5. The Clerk read (**Resolution #14R-118**) **A RESOLUTION AWARDED THE CONTRACT FOR A MOBILE SOUND SHELL STAGE IN THE AMOUNT OF \$143,193.00**

**President Baxter said that we use the stage for many events.**

**There were no questions or comments from Council or the Public. Ms. Wollert then moved the Resolution, seconded by Ms. Keyes-Maloney. President Baxter called for a roll call.**

**ROLL CALL**

<b>Ms. Keyes-Maloney</b>	<b>YES</b>
<b>Ms. Wollert</b>	<b>YES</b>
<b>Mr. Schroth</b>	<b>YES</b>
<b>Ms. Steward</b>	<b>YES</b>
<b>President Baxter</b>	<b>YES</b>

6. The Clerk read (**Resolution #14R-119**) **A RESOLUTION AWARDED THE SITE SIGN REPLACEMENT CONTRACT AT THE EWING SENIOR AND COMMUNITY CENTER IN THE AMOUNT OF \$30,391.00**

**President Baxter said that this is sign replacement at the Ewing Senior and Community Center and then commented that we are coming into the twenty-first century.**

**There were no questions or comments from Council or the Public. Ms. Steward then moved the Resolution, seconded by Ms. Keyes-Maloney. President Baxter called for a roll call.**

**ROLL CALL**

<b>Ms. Keyes-Maloney</b>	<b>YES</b>
<b>Ms. Steward</b>	<b>YES</b>
<b>Mr. Schroth</b>	<b>YES</b>
<b>Ms. Wollert</b>	<b>YES</b>
<b>President Baxter</b>	<b>YES</b>

7. The Clerk read (**Resolution #14R-120**) **RESOLUTION AUTHORIZING THE PURCHASE AND INSTALLATION OF RADIO COMMUNICATION EQUIPMENT AS PER STATE CONTRACT T-0109**

President Baxter explained that this is to help upgrade the radios for our EMS Department.

There were no questions or comments from Council or the Public. Ms. Keyes-Maloney then moved the Resolution, seconded by Ms. Wollert. President Baxter asked for a roll call.

**ROLL CALL**

Ms. Wollert	YES
Ms. Keyes-Maloney	YES
Mr. Schroth	YES
Ms. Steward	YES
President Baxter	YES

8. The Clerk read (**Resolution #14R-121**) **A RESOLUTION AUTHORIZING THE SALE OF SURPLUS PROPERTY NO LONGER NEEDED FOR PUBLIC USE ON AN ONLINE AUCTION SITE**

President Baxter said this is for getting rid of surplus equipment that we have no more use for, it is routine.

There were no questions or comments from Council or the Public. Mr. Schroth then moved the Resolution, seconded by Ms. Steward. President Baxter asked for a roll call.

**ROLL CALL**

Ms. Steward	YES
Mr. Schroth	YES
Ms. Keyes-Maloney	YES
Ms. Wollert	YES
President Baxter	YES

President Baxter stated that we have a walk-on Resolution. The Attorney and Council then discussed procedure.

9. The Clerk read (**Resolution #14R-122**) **A RESOLUTION REJECTING A REZONING REQUEST FOR PROPERTY LOCATED AT 60 EWINGVILLE ROAD**

President Baxter said that we have heard a presentation from TCJ at Ewing, LLC regarding their rezoning request. President Baxter then said that there are two resolutions – one referring the rezoning request and one rejecting it.

Ms. Keyes-Maloney made a motion to reject the zoning request, seconded by Ms. Wollert. President Baxter asked for a roll call.

**ROLL CALL**

Ms. Wollert	YES
Ms. Keyes-Maloney	YES
Mr. Schroth	YES
Ms. Steward	YES
President Baxter	YES

**CLOSED SESSION**

(None for this Meeting)

**ADJOURNMENT**

**There being no further business President Baxter called for a motion to adjourn. Ms. Keyes-Maloney so moved seconded by Ms. Wollert. The meeting was adjourned at 8:22 p.m.**

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**Jennifer Keyes-Maloney, President**

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**Kim Macellaro, Municipal Clerk**