

## May 27, 2014 – REGULAR MEETING

President Baxter called the meeting to order at 7:01 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 2<sup>nd</sup> day of May, 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 | Joanna Mustafa, CFO      |
| ▪ Mr. Schroth – Present       | Maeve Cannon, Attorney   |
| ▪ Ms. Steward – Present       | Susan Bate, Deputy 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 Deputy Clerk read the Consent Agenda: (Resolution #14R-103/)

1. A Resolution Authorizing the Chief Financial Officer to Pay Bills in the Amount of \$5,930,450.05 and to Pay Supplemental Bills per Resolution #14R-44 in the Amount of \$2,317.86
2. A Resolution Authorizing a Performance Bond Release for Karshan, LLC (Dunkin Donuts) 2085 Pennington Road (Block 229.08/Lot 11) – Ewing Engineers Remington, Vernick & Arango RV&A #1102-I-033
3. A Resolution Authorizing the Conduct of a Hole-in-One Raffle Sponsored by the Thomas J. Carnevali Jr. Memorial Foundation, Inc.

4. **A Resolution Authorizing the Conduct of an On-Premise Merchandise Raffle Sponsored by Sunshine Foundation on July 12, 2014**
5. **A Resolution Authorizing the Conduct of an On-Premise Merchandise Raffle Sponsored by Prevention Education, Inc. on October 17<sup>th</sup>, 2014**
6. **A Resolution Authorizing the Conduct of an Off-Premise 50-50 Cash Raffle Sponsored by Prevention Education, Inc. on October 17<sup>th</sup>, 2014.**
7. **A Resolution Authorizing a Refund, as Recommended by the Township Construction Official, for Fire Prevention in the Amount of \$100.00 to Mary Lou Drake, 444 Woodside Ave., Yardville, NJ 08620 for a Fire Prevention Payment on 1440 Prospect St., Ewing, NJ 08638 that was Paid For and the Owner Shut Down the Business**
8. **A Resolution Authorizing a Refund, as Recommended by the Township Construction Official, for Permits in the Amount of \$441.00 to Solar City Corporation, 9 Corporate Dr., Cranbury, NJ 08512 for Permits #20140605 and #20140456 on 8 Crestmont Ave., Ewing, NJ 08618 that was Paid For Twice for the Same Address**
9. **A Resolution Authorizing a Refund, as Recommended by the Township Construction Official, for Permits in the Amount of \$51.00 to Jairo Chavarriaga, 305 Greenville Ave., Ewing, NJ 08638 for a Plumbing Permit #20140147 on 305 Greenville Ave., Ewing, NJ 08638 that was Paid For and Resident Decided Not to Complete the Sewer Cleaner Improvement**
10. **A Resolution To Refund Property Taxes for the First and Second Quarter of 2014 for Selected South Fork Townhouse Properties**
11. **A Resolution Authorizing a Refund, as Recommended by the Tax Collector, for Overpayment in the Amount of \$1961.03 for May 1, 2014 tax qtr. to Diamond Settlement Services, 660 Newtown Yardley Road, Suite 102, Newtown, PA 18940, Ref# DSSNJ14-101 for property owner Michael Willey, for Block: 560 Lot: 10 also known as 48 Brophy Drive, for overpayment of May 1, 2014 tax qtr.**
12. **A Resolution Authorizing a Refund, as Recommended by the Tax Collector, for Overpayment in the Amount of \$1106.30 for May 1, 2014 tax qtr. to Princeton Assurance Corporation, 2482 Pennington Road, Suite 2, Pennington, NJ 08534, File# NJ13-100290R, for property owner Aaron, Cheryl C., for Block: 497 Lot: 17 also known as 17 Dorset Drive, for overpayment of May 1, 2014 tax qtr.**
13. **A Resolution Authorizing a Refund, as Recommended by the Tax Collector, for Overpayment in the Amount of \$1544.03 for May 1, 2014 tax qtr. to Statewide Closing Services, LLC, 76 North Bridge Street, Somerville, NJ 08876, REO 210, for property owner Bullock, Alysha, for Block: 193.01 Lot: 110 also known as 814 Lily Lane, for overpayment of May 1, 2014 tax qtr.**
14. **A Resolution Authorizing a Refund, as Recommended by the Tax Collector, for Overpayment in the Amount of \$1684.22 for May 1, 2014 tax qtr. to Flowers, Willie J., 1100 Parkside Avenue, Ewing, NJ 08618.2626 for property owner Flowers, Willie J., for Block: 294 Lot: 76 also known as 1100 Parkside Avenue, for overpayment of May 1, 2014 tax qtr., due to 100% disabled vet.**
15. **A Resolution Authorizing a Refund, as Recommended by the Tax Collector, for Overpayment in the Amount of \$1710.57 for May 1, 2014 tax qtr. to Winslow, Walter J. & Lucille E., 26 Thurston Avenue, Ewing, NJ 08618 for property owner Winslow, Walter J. & Lucille E., for Block: 275 Lot: 23 also known as 26 Thurston Avenue, for overpayment of May 1, 2014 tax qtr.**
16. **A Resolution Authorizing a Refund, as Recommended by the Tax Collector, for Overpayment in the Amount of \$1429.14 for May 1, 2014 tax qtr. to Weichert Title Agency, 1909 Rt. 70 East, 2<sup>nd</sup> Floor, Cherry Hill, NJ 08003, Attn: Maureen Tyris, Personal & Confidential, for property owner Polo, Joseph, for Block: 105.04 Lot: 4 also known as 3 Sherbrooke Road, for overpayment of May 1, 2014 tax qtr.**

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

**ROLL CALL**

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

**CY2014 TOWNSHIP BUDGET**

**1. PUBLIC HEARING, ON THE AMENDMENTS ONLY, FOR THE CY2014 BUDGET**

Ms. Wollert made a motion to open the public hearing, seconded by Ms. Steward. It was agreed by unanimous voice vote.

George Steward (30 Gilmore Road) stated that he picked up a copy of the amended document and it has a reference to CY2014 and then it references CY2013. It does not reference the introduced budget. He said that if this was the document that was advertised, it was sent to the newspapers in the wrong format.

Mr. Steward asked if these are the only amendments to the introduced budget.

The CFO replied – correct.

Mr. Steward then discussed the history of the surplus over the past few years and asked Council what are their thoughts on the use of the surplus to balance the budget.

President Baxter replied that we try to balance the budget as best as we can. We try to use part of the surplus to offset having to increase taxes. It is a balancing act as to how much and what the surplus is used for. President Baxter said that it is his goal to keep the tax rate steady. President Baxter added that we are not going to use the entire surplus as we do not know what may come up and then gave the example of the recent bad winter.

Councilwoman Wollert explained that when she was first elected, there was a very good surplus left over from the committee form of government. The Public demanded that Council give back the people's money. Council voted to do so and it has taken us years to build the surplus back to protect us from the unforeseen. Depleting the surplus put us in a bind – we dropped taxes by five cents and then the next year had to raise taxes by six cents just to cover the bills.

Councilwoman Wollert stated that she would never vote again to reduce a surplus below what is needed to cover expenses. Councilwoman Wollert stated that it is nice to say we are giving people their money back but we have to provide services that people depend on and to keep the tax rate on an even keel.

Vice President Keyes-Maloney remarked that it is a balance between giving people their money back and providing services and this budget does that.

Mr. Steward stated that the surplus is not a debit/credit account. It is calculated at the end of the year and it has to be managed. Mr. Steward then said that Council will be using one half of the surplus this year even though Council cannot say what the surplus will be at the end of the year.

There were no further questions or comments from the Public. Mr. Schroth then moved to close the public hearing, seconded by Ms. Wollert. It was agreed by unanimous voice vote.

**2. The Deputy Clerk read (Resolution #14R-104) A RESOLUTION TO ADOPT THE CY2014 BUDGET, AS AMENDED.**

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

**ROLL CALL**

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

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

1. 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 AND TO LIMIT THE TOTAL NUMBER OF TAXICAB OWNER'S LICENSES AVAILABLE FOR ISSUANCE

This item was not moved from the Agenda Session.

2. The Deputy 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

President Baxter said that Kidsbridge will be leasing space at the Ewing Senior and Community Center and will serve at least two hundred Ewing school children. Kidsbridge will provide anti-bullying and tolerance programs.

There were no questions or comments from Council or the Public. Ms. Keyes-Maloney then moved the Ordinance, seconded by Mr. Schroth. President Baxter asked 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 SECOND READING, PUBLIC HEARING AND FINAL ADOPTION**

1. The Deputy Clerk read (Ordinance #14-08) AN ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF EWING IN THE COUNTY OF MERCER, ADDING ADDITIONAL BUS STOPS ALONG MUNICIPAL ROADWAYS PURSUANT TO N.J.S.A. 39:4-8(e)

BE IT ORDAINED by the Township Council of the Township of Ewing that **Chapter 225, VEHICLES AND TRAFFIC, § 225-64. Schedule XVII: Bus Stops** of the Code of the Township of Ewing is hereby amended as follows:

Section 1: **Chapter 225, VEHICLES AND TRAFFIC, § 225-64. Schedule XVII: Bus Stops** of the Code of the Township of Ewing is hereby amended that, pursuant to N.J.S.A. 39:4-8(e), the following described locations are designated as bus stops:

**§ 225-64. Schedule XVII: Bus Stops**

**Along Municipal Roadways**

1. Along Upper Ferry Road (County Road 636), eastbound, on the southerly side thereof at:
  - A. Rayburn Drive – (Near Side)  
Beginning at the westerly curblineline of Rayburn Drive and extending 105' westerly

therefrom.

B. Hilltop Road – (Near Side)  
Beginning at the westerly curblineline of Hilltop Road and extending 105’ westerly therefrom.

2. Along Upper Ferry Road (County Road 636), westbound on the northerly side thereof at:

A. Hilltop Road – (Near Side)  
Beginning at the easterly curblineline of Hilltop Road and extending 105’ easterly therefrom.

B. Rayburn Drive – (Near Side)  
Beginning at the easterly curblineline of Rayburn Drive and extending 105’ easterly therefrom.

BE IT FURTHER RESOLVED that the Mayor and Council of the Township of Ewing will enforce the needed traffic regulations governing the aforementioned bus stop locations and provide the necessary police security to ensure the safety of the traveling public.

Section 2. The Municipal Clerk is hereby instructed to forward a certified adopted copy of this Ordinance to NJ TRANSIT, One Penn Plaza East, Newark, New Jersey 07105-2246; Attn: Joe De Mauro and also to the Mercer County Board of Chosen Freeholders for a concurring Ordinance since Upper Ferry is a County Roadway.

Section 3. This Ordinance shall take effect upon approval of the Commissioner of Transportation as provided by law.

#### STATEMENT

This Ordinance amends the Revised General Municipal Ordinances of the Township of Ewing to add additional bus stops along municipal roadways pursuant to N.J.S.A. 39:4-8(e).

**President Baxter stated that these additional bus stops are being added at the request of The New Jersey Department of Transportation.**

**There were no questions or comments from Council.**

**Ms. Wollert made a motion to open the public hearing, seconded by Ms. Steward. It was agreed by unanimous voice vote. There were no questions or comments from the Public. Mr. Schroth made a motion to close the public hearing, seconded by Ms. Keyes-Maloney. It was agreed by unanimous voice vote.**

**Ms. Wollert then moved the Ordinance, seconded by Ms. Steward. President Baxter asked for a roll call.**

#### **ROLL CALL**

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

2. **The Deputy Clerk read (Ordinance #14-09) AN ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF EWING IN THE COUNTY OF MERCER, TO AMEND CHAPTER 225 TRAFFIC REGULATIONS, TO PROHIBIT BUSES AND COMMERCIAL TRUCK PARKING IN ALL RESIDENTIAL ZONES OF EWING TOWNSHIP**

**WHEREAS**, the Township of Ewing (“Township”) has determined that the parking of buses or commercial trucks with three or more axles and/or tandem axles and/or having a gross vehicle weight of over ten (10) tons is incongruent with the character and safety of the Township’s residential zones; and

**WHEREAS**, pursuant to the Township’s authority to implement traffic and parking regulations, the Township desires to prohibit the parking of buses or commercial trucks with three or more axles and/or tandem axles and/or having a gross vehicle weight of over ten (10) tons upon any of the streets within all residential zones of the Township.

**BE IT ORDAINED** by the Council of the Township of Ewing, County of Mercer that the Code of the Township of Ewing be amended as follows:

Section 1 Chapter 225, TRAFFIC REGULATIONS, Section 14.1, BUSES/TRUCK PARKING PROHIBITED IN RESIDENTIAL ZONES, is hereby added to read as follows:

**§ 225-14.1 Bus and Truck parking prohibited in residential zones.**

No person shall park a school bus or commercial bus or truck at any time upon any of the streets or upon any residential property within a residential zone or district as it appears on the Zoning Map of the Township except for the pickup or discharge of passengers, or the pickup or delivery of material or goods to/from said streets or parts of streets. “Truck” for purposes of this section shall be a commercial vehicle with three or more axles and/or a tandem axle and/or having a gross vehicle weight of over ten (10) tons. “Bus” for purposes of this section shall mean a commercial vehicle with a capacity to transport ten (10) or more passengers and shall include school buses.

Section 2 Severability. Should any section, clause, sentence, phrase or provision of this article be declared unconstitutional or invalid by a court of competent jurisdiction, such decision shall not affect the remaining portions of this article.

Section 3 Repealer. All prior ordinances or parts of same inconsistent with any provisions of this article are hereby repealed to the extent of such inconsistency.

Section 4 Effective Date. This ordinance shall take effect upon final adoption and publication in accordance with law.

**There were no questions or comments from Council.**

**Ms. Steward made a motion to open the public hearing, seconded by Mr. Schroth. It was agreed by unanimous voice vote.**

**Mr. (unclear on the tape) [(unclear on tape) Prospect Street] stated that this Ordinance would be easier for the Public to understand if a weight limit was added to the Ordinance.**

**The Attorney responded that that is a good suggestion and it is in the Ordinance. The Ordinance states: ... three or more axles and in excess of ten tons.**

**Ms. Violet Barrett [3 Aragon Court] asked if this includes the public buses that sit for a while on Scenic Drive waiting to complete their route on the established schedule.**

**President Baxter responded that there is a difference between standing and parking. It is overnight parking.**

**The Attorney added that it includes overnight parking and if the vehicle is parked and then left.**

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

**Ms. Keyes-Maloney then moved to close the public hearing, seconded by Ms. Wollert. It was agreed by unanimous voice vote. Mr. Schroth then moved the Ordinance, seconded by Ms. Steward. President Baxter asked for a roll call.**

**ROLL CALL**

<b>Ms. Steward</b>	<b>YES</b>
<b>Mr. Schroth</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>

3. The Deputy Clerk read (Ordinance #14-10) **AN ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF EWING IN THE COUNTY OF MERCER, TO ADD CHAPTER 421, LIVE ANIMAL SLAUGHTERING AND PROCESSING FACILITIES, AND TO AMEND CHAPTER 172, FEES**

**BE IT ORDAINED** by the Council of the Township of Ewing, County of Mercer that the Code of the Township of Ewing be amended as follows:

Section 1 Chapter 421, ANIMAL SLAUGHTERING AND PROCESSING FACILITIES, is hereby added to read as follows:

**Part III: Health Legislation:**

**Chapter 421 ANIMAL SLAUGHTERING AND PROCESSING FACILITIES**

**§ 421-1 Definitions.**

As used in this chapter, the following terms shall have the meanings indicated:

ANIMAL The term includes and only includes poultry, rabbits, goats, and sheep that are raised for human consumption. The term shall not include any animals not explicitly identified, including but not limited to cattle, swine and deer.

ANIMAL SLAUGHTERING AND PROCESSING FACILITY A food establishment occupied or used for the slaughtering, dressing, or eviscerating of live poultry, rabbits, goats, and sheep to be offered for wholesale or retail use, either for profit or not for profit, or any place wherein a similar operation is conducted, including all detached buildings or rooms under the control of the

HEALTH OFFICER The Health Officer of the Board of Health or any of his duly authorized representatives.

NOTICE OF CLOSURE A public notice posted by the Health Officer at the public entrance of a premises wherein an animal slaughtering and processing facility is operated and that results in the immediate closure of the establishment and the discontinuance of all operations, by order of the Health Officer, because of violations of applicable federal, state, and local regulations, orders, embargos, or quarantines.

OFFAL Refuse, trash, wastes, and butchered animal parts, including those which are not considered edible.

PERSON IN CHARGE The individual present at an animal slaughtering and processing facility who is responsible for the operation at the time of inspection.

POULTRY Any domesticated bird (chickens, turkeys, ducks, geese, or guineas) and any migratory waterfowl, game bird, or squab such as pheasant, partridge, quail, grouse, or guineas that has been raised for human consumption. The term shall not include ratites.

PREMISES The animal slaughtering and processing facility's building, its contents, and the contiguous land or property under the control of the licensee.

RATITE A flightless bird such as an emu, ostrich, or rhea.

**§ 421-2 Conformance with regulations; more restrictive laws to control.**

- A. No person shall operate an animal slaughtering and processing facility in the Township, whether for compensation or not, without complying with the requirements of this chapter, as well as the regulations of the United States Department of Agriculture and the State of New Jersey, including the New Jersey Administrative Code at N.J.A.C. 8:24-1.1 et seq., as the same may be from time to time amended and supplemented.

- B. In all allied matters that are regulated by the laws of the State of New Jersey, such laws shall control where the requirements are in excess of this chapter. This chapter shall control in all cases where the state law requirements are less than herein contained.

**§ 421-3 License required.**

- A. No person, persons, firm or corporation shall hereafter operate an animal slaughtering and processing facility within the limits of the Township or permit the operation of any of the same within his establishment unless and until a license therefor is first obtained from the Board of Health of the Township.
- B. Anyone operating an animal slaughtering and processing facility within the Township as of the effective date of this chapter must apply for a license for same by December 1 of the year that the chapter takes effect.

**§ 421-4 Restriction on location and number of licenses.**

- A. The proposed animal slaughtering and processing facility must be located in the IP 3 zone as it appears on the Zoning Map of the Township.
- B. The Board of Health shall not issue more than one (1) animal slaughtering and processing facility license to operate in the Township in any such zone where permitted.

**§ 421-5 Application for license; renewal of license.**

- A. Any person desiring a license to operate an animal slaughtering and processing facility shall apply to the Board of Health, in writing, on forms promulgated and supplied by the Board of Health. Such forms shall be duly verified by the applicant.
- B. No license to operate an animal slaughtering and processing facility shall be issued by the Board of Health unless:
- (1) A valid certificate of occupancy issued by the Construction Official has been issued for the premises. A certificate of occupancy shall be required for any animal slaughtering and processing facility that has been renovated or has changed ownership.
  - (2) A certification from the Zoning Officer that the location of the business is in compliance with zoning codes. Such certification shall be required for any animal slaughtering and processing facility that has been renovated or has changed ownership.
- C. At least 30 days prior to expiration of a license to operate an animal slaughtering and processing facility, the licensee shall make an application for renewal with the Board of Health.

**§ 421-6 General license provisions; plans required for renovations, expansions, or alterations.**

- A. Each license to operate an animal slaughtering and processing facility issued by the Board of Health shall contain a registration number and the date of expiration, and no such license shall be transferable to another person or entity or from premises to premises.
- B. The license shall be posted in a conspicuous place near the public entrance of the establishment where it may be readily observed by all patrons.
- C. Licenses shall be valid for a calendar licensing period commencing January 1 and ending December 31. All licenses issued during the course of a calendar year shall expire on December 31 of that year, regardless of the date issued.
- D. License holders shall notify the Board of Health within 10 calendar days in writing of any change in the owner's contact information.
- E. Any person desiring to renovate, expand or substantially alter an existing animal slaughtering and processing facility shall submit plans and specifications to the Board of Health for review and final approval prior to the issuance of any building permits and prior to such renovations, expansions or alterations taking place.



**§ 421-7 General prohibitions.**

- A. No animal not explicitly identified in this chapter shall be kept, displayed, slaughtered, dressed, or eviscerated in any premises licensed as an animal slaughtering and processing facility.
- B. No live animal shall be kept, displayed, slaughtered, dressed or eviscerated in the same room as another species of animal.
- C. Live animals shall not be allowed to run at large upon the licensed premises but shall be kept in cages or crates. No animal shall be permitted to run at large on streets, sidewalks, or any other area off of the licensed premises.
- D. No animal feed shall be scattered on floors. All spillage of feed shall be promptly removed.
- E. No person shall offer for human consumption any animal, whether alive or slaughtered, which is diseased, unfit, or may have died from any other causes other than by slaughter.
- F. No overfed live animal shall be permitted to be brought into or bred in the Township.
- G. No animal shall be kept in a place in which water, ventilation, food, or any other similar items are not sufficient and wholesome for the preservation of the health and safe condition of such animal.
- H. No animal shall be kept in any enclosure that is infested.
- I. Plucking shall not be carried on in a room used for slaughtering or cleaning.

**§ 421-8 Care of live animals; animal enclosures.**

- A. All animals shall be kept in a clean and sanitary manner at all times.
- B. All live animals shall be confined in suitable enclosures such as cages or crates. The confining of live animals directly on floors of the premises such as in pens, open coops, or similar enclosures is prohibited. Enclosures shall not be overcrowded with live animals so as to result in injury to the animal or restrict movement of the animal confined therein.
- C. Animals shall be segregated by species.
- D. All cages and/or crates shall be kept in a clean and a sanitary condition at all times.
- E. All live animal cages, crates, or enclosures shall be in good repair and constructed of easily cleanable, noncorrosive, and nonabsorbent material. Cages, crates, and enclosures shall be raised from the floor at least six inches so as to permit flushing and cleaning underneath the same. All cages, crates, or enclosures shall be cleaned and disinfected in a manner approved by the Board of Health.
- F. A sufficient number of roosts to provide roosting space for each individual specimen of poultry kept in any enclosure and a sufficient number of properly placed collection pans to catch all droppings excreted by poultry while on the roost shall be provided. Collection pans shall be easily cleanable, nonabsorbent, and noncorrosive. Collection pans shall be kept clean and free of excessive excrement and other wastes. Collection pans shall be cleaned and disinfected in a manner approved by the Board of Health.
- G. Animal cages, crates, and enclosures shall be arranged to allow a clear passageway to the public and for cleaning.
- H. Ample supply of wholesome food and clean water shall be provided for all live animals. Troughs, bowls, or similar containers used for food and water shall be kept clean, in good repair, and placed in such a manner so as to prevent contamination of food and water kept therein.

**§ 421-9 Requirements for premises.**

- A. All parts of the premises shall be kept in a sanitary condition at all times.
- B. The flooring of live animal slaughtering and processing facilities shall be composed of material that is impervious to moisture and shall be properly graded to prevent pooling of

liquid or waste and permit adequate drainage to floor drains. All floors shall be kept clean and in good repair.

- C. Walls and ceilings in live animal storage rooms, equipment washing rooms, rooms used for plucking, rooms used for slaughtering, and rest rooms shall be comprised of smooth, light-colored, moisture-proof, and washable material. All walls shall be kept clean and in good repair.
- D. All rooms within the premises shall be properly lighted and ventilated. Mechanical ventilation of sufficient capacity to keep all rooms free of excessive heat and obnoxious odors shall be provided and shall ventilate to open air. Such systems shall be maintained in a clean manner and in good repair and shall be designed and operated so as to prevent obnoxious odors from entering adjacent properties.

**§ 421-10 Required washing and rest room facilities.**

- A. All animal slaughtering and processing facilities shall be equipped with adequate preparation sinks with hot and cold running water under pressure in rooms used for slaughtering and plucking. Such sinks shall be used for the cleaning of animals.
- B. All animal slaughtering and processing facilities shall be equipped with a three-compartment sink to permit washing, rinsing, and sanitizing of utensils, removable contact surfaces, processing equipment, and similar items. Each compartment shall be of suitable size so as to permit the full immersion of the largest utensil, removable contact surface, processing equipment, and similar items under water. The sink shall dispense hot and cold water under pressure. Three-compartment sinks shall not be used for hand washing or the cleaning of animals. Methods of sanitization, including the chemical sanitizers, shall be approved by the Board of Health.
- C. Adequate hand-washing facilities, including hot and cold running water under pressure, hand soap, and disposable towels shall be provided in all toilet rooms and in any other locations on the premises used for plucking, slaughtering, dressing, or any other activity where the nature of work requires frequent use of such facilities. Use of common towels or bar-type soap is prohibited. Hand-washing signs approved by the Board of Health shall be posted at hand-washing facilities.
- D. Adequate rest room facilities shall be provided on the premises. Doors to rest rooms shall be self-closing. Rest rooms shall be kept in clean and good repair.
- E. All plumbing in the premises shall be so arranged, designed, installed, and maintained so as to prevent contamination of the water supply, food, and equipment.

**§ 421-11 Equipment maintenance.**

All equipment used for slaughtering, dressing, eviscerating, and similar butchering shall be kept in good repair, clean, free from dust, excessive residue, insects, or any other contaminating material. Equipment shall be washed, rinsed, and sanitized in accordance with a schedule and in a manner approved by the Board of Health.

**§ 421-12 Waste disposal.**

- A. All waste in animal slaughtering and processing facilities shall be disposed of daily and all inedible products and trash shall be kept in tight, vermin-proof, nonabsorbent, and easily washable receptacles which are covered with close-fitting lids pending removal. Offal resulting from the operation of such establishments shall be handled, stored, and removed so as to prevent nuisances, disagreeable odors, or contamination of edible products.
- B. All areas where wastes are stored shall be kept in a sanitary manner.
- C. The curbside and public roadway directly in front of the establishment shall be cleaned in a manner approved by the Board of Health after the delivery of animals, after waste removal, and as often as necessary to maintain such areas free of unsanitary conditions. Offal and other solid wastes shall not be washed, flushed, swept, or permitted to enter into municipal storm drains.

**§ 421-13 Rodent and insect control.**

Openings to the outside shall be properly screened, closed, or sealed so as to prevent the entry of vermin. All parts of the premises shall be maintained free of vermin.

**§ 421-14 Disease control.**

- A. No person with any disease in a communicable form, or who is a carrier of such disease, shall work in an animal slaughtering and processing facility or in any capacity which brings him into contact with the production, handling, storage or transportation of food, beverages, ingredients or equipment used in the operation of an animal slaughtering and processing facility.
- B. No operator shall employ in any such capacity any such person or any person suspected of having any disease in a communicable form or of being a carrier of such disease. Any operator among whose employees there occurs a communicable disease or who suspects that any employee has contracted any disease in a communicable form or has become a carrier of such disease shall notify the Health Officer immediately.
- C. When suspicion arises as to the possibility of transmission or infection from any employee, the Health Officer is authorized to require any or all of the following measures:
  - (1) The immediate exclusion of the employee from all animal slaughtering and processing facility operations.
  - (2) The immediate closing of an animal slaughtering and processing facility operations until, in the opinion of the Health Officer, no further danger of disease outbreak exists.
  - (3) Adequate medical examinations of the employee and of his associates, with such laboratory examinations as may be indicated.

**§ 421-15 Inspections; right of entry.**

- A. The Health Officer may inspect all animal slaughtering and processing facilities as often as he deems necessary.
- B. The Health Officer, after proper identification, shall be permitted to enter, at any reasonable time, upon any private or public property within the Township where animal slaughtering and processing facilities are operated for the purpose of determining compliance with the provisions of this chapter. The licensee or person in charge of the animal slaughtering and processing facility location shall make provisions for the Health Officer to have access, either in company with an employee or otherwise, to all portions of the premises.

**§ 421-16 Revocation of license; closure.**

- A. The Health Officer or his designee may revoke and remove the license for or suspend operations of an animal slaughtering and processing facility at any time and summarily order the establishment closed when, in the opinion of the Health Officer or his designee, such action is necessary to abate an existing or threatened menace to public health.
- B. The Health Officer or his designee shall post a notice of closure at the public entrance of the establishment where it may be visible to the public. The notice of closure shall remain posted until removed by the Health Officer or his designee. No person shall conceal or mutilate any notice of closure or remove it except by permission of the Health Officer.
- C. In summarily ordering an establishment closed, the Health Officer or his designee may request assistance from public safety officers of the Township. Immediate closure shall be in addition to and shall supplement any other penalty or remedy that may be authorized by N.J.A.C. 8:24-1.1 et seq., or the Code of the Township, as the same may be from time to time amended and supplemented.
- D. A person whose license has been revoked shall close the establishment and request all patrons to vacate the premises.
- E. A person whose license has been revoked shall have the right to apply to the Township to reinstate that license pursuant to this code's appeal procedures.

**§ 421-17 Enforcement.**

- A. The provisions of this chapter shall be enforceable by the Township Health Officer or his designee.
- B. It shall be unlawful for any person to hinder, molest or interfere with anyone authorized to enforce the provisions of this chapter.
- C. This chapter shall not be enforced as to any religious observances.

**§ 421-18 Violations and penalties.**

The general penalty provisions of the Code of the Township shall govern violations of this chapter

Section 2 §172-33 ANIMAL SLAUGHTERING AND PROCESSING FACILITIES, is hereby added to read as follows:

**§ 172-33 Animal Slaughtering and Processing Facilities.**

- A. License to operate an animal slaughtering and processing facility and annual renewal thereof: \$250.00.
- B. Duplicate license fee: \$25.00.
- C. Initial and revised floor plan and specification reviews: \$50.00.
- D. Late fee for licenses renewed after January 15 following expiration of a license to operate an animal slaughtering and processing facility: \$50.00.

Section 3 Severability. Should any section, clause, sentence, phrase or provision of this article be declared unconstitutional or invalid by a court of competent jurisdiction, such decision shall not affect the remaining portions of this article.

Section 4 Repealer. All prior ordinances or parts of same inconsistent with any provisions of this article are hereby repealed to the extent of such inconsistency.

Section 5 Effective Date. This ordinance shall take effect upon final adoption and publication in accordance with law.

Adopted:

**President Baxter stated that this is at the request of the Health Department.**

**There were no questions or comments from Council.**

**Ms. Wollert made a motion to open the public hearing, seconded by Mr. Schroth. It was agreed by unanimous voice vote. There were no questions or comments from members of the Public. Ms. Keyes-Maloney then made a motion to close the public hearing, seconded by Ms. Steward. It was agreed by unanimous voice vote.**

**Ms. Wollert then moved the Ordinance, seconded by Mr. Schroth. President Baxter asked for a roll call.**

**ROLL CALL**

<b>Mr. Schroth</b>	<b>YES</b>
<b>Ms. Wollert</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>

**ORDINANCE(S) FOR FINAL ADOPTION**– Note that a public hearing was held on May 13, 2014. Adoption was held over until May 27, 2014 due to not having 4 members present at the meeting of May 13, 2014.

1. The Deputy Clerk read (Ordinance #14-06) **A BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE TOWNSHIP OF EWING, IN THE COUNTY OF MERCER, NEW JERSEY, APPROPRIATING \$5,994,176.10 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$5,695,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF**

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EWING, IN THE COUNTY OF MERCER, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized to be undertaken by the Township of Ewing, in the County of Mercer, New Jersey (the "Township") as general improvements. For the several improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to \$5,994,176.10, and further including the aggregate sum of \$299,176.10 as the several down payments for the improvements or purposes required by the Local Bond Law. The down payments have been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the several improvements or purposes not covered by application of the several down payments, negotiable bonds are hereby authorized to be issued in the principal amount of \$5,695,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of

each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

<u>Purpose</u>	<u>Appropriation &amp; Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds &amp; Notes</u>	<u>Period of Usefulness</u>
a) <u>Department of Public Works:</u>			
Acquisition of various vehicles, including hydrostatic utility vehicles and a utility truck, including all related costs and expenditures incidental thereto.	\$78,000	\$74,100	5 years
Acquisition of various equipment, including an air compressor, a mower, fencing, bleachers and trailers, including all related costs and expenditures incidental thereto.	\$247,000	\$234,650	15 years
TOTAL:	\$325,000	\$308,750	
b) <u>Public Health:</u>			
Acquisition of an animal control van, including all related costs and expenditures incidental thereto.	\$65,000	\$61,750	5 years
Acquisition of a fireproof safe, including all related costs and expenditures incidental thereto.	\$3,000	\$2,850	15 years
TOTAL:	\$68,000	\$64,600	
c) <u>Police Department:</u>			
Acquisition of fully equipped 4x4 sports utility vehicles, including all related costs and expenditures incidental thereto.	\$205,000	\$194,750	5 years
d) <u>Parks/Recreation:</u>			

<p>Various improvements and the acquisition of equipment, including renovations to Ewing Senior Community Center tennis courts and improvements to Moody basketball and tennis courts and the acquisition of a landscape rake, including all work and materials necessary and incidental thereto and further including all related costs and expenditures incidental thereto.</p>	<p><u>\$279,000</u></p>	<p><u>\$265,050</u></p>	<p>15 years</p>
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e) Prospect Heights Fire Company:

<p>Acquisition of a fire truck and a thermal imaging camera, including all related costs and expenditures incidental thereto.</p>	<p>\$660,000</p>	<p>\$627,532.71</p>	<p>10 years</p>
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<p>Acquisition of various equipment, including a station generator, turn out gear, hoses and air packs, including all related costs and expenditures incidental thereto.</p>	<p><u>\$137,950</u></p>	<p><u>\$131,052.50</u></p>	<p>15 years</p>
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<p>TOTAL:</p>	<p><u>\$797,950</u></p>	<p><u>\$758,585.21</u></p>	
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f) Pennington Road Fire Company:

<p>Acquisition of a fire truck, including all related costs and expenditures incidental thereto.</p>	<p>\$650,000</p>	<p>\$617,500</p>	<p>10 years</p>
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<p>Self contained breathing apparatus upgrades, including all work and materials necessary and incidental thereto and further including all related costs and expenditures incidental thereto.</p>	<p><u>\$40,000</u></p>	<p><u>\$38,000</u></p>	<p>15 years</p>
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<p>TOTAL:</p>	<p><u>\$690,000</u></p>	<p><u>\$655,500</u></p>	
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g) West Trenton Fire Company:

Acquisition of various equipment, including a fire truck, a thermal imaging camera and pagers, including all related costs and expenditures incidental thereto.

\$1,012,950                      \$962,302.50                      10 years

Acquisition of various equipment, including a hose, turn out gear and a trailer, including all related costs and expenditures incidental thereto.

\$162,000                                      \$153,900                                      15 years

TOTAL:

\$1,174,950                                      \$1,116,202.50

h) Emergency Management Services:

Acquisition of an ambulance, including all related costs and expenditures incidental thereto.

\$110,000                                      \$104,500                                      5 years

Acquisition of a chest compression system, including all related costs and expenditures incidental thereto.

\$31,776.10                                      \$30,187.29                                      15 years

TOTAL:

\$141,776.10                                      \$134,687.29

i) information Technology:

Acquisition of various equipment, including computers, firewalls, wireless internet equipment, a server infrastructure, phone equipment and a grid less power unit, including all work and materials necessary and incidental thereto and further including all related costs and expenditures incidental thereto.

\$100,000                                      \$95,000                                      5 years

j) Road Program:



Various road improvements, including improvements to Silvia Street, millings and overlay, including all work and materials necessary and incidental thereto.	<u>\$2,200,000</u>	<u>\$2,090,000</u>	10 years
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k) Career Fire Fighters:

Acquisition of personal protective gear, including all related costs and expenditures incidental thereto.	<u>\$12,500</u>	<u>\$11,875</u>	15 years
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GRAND TOTAL:	<u>\$5,994,176.10</u>	<u>\$5,695,000</u>	
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The excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the down payment for each purpose.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the

description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses. They are all improvements or purposes that the Township may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 10.29 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$5,695,000, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$600,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purposes or improvements.

Section 7. The Township hereby declares the intent of the Township to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes or improvements described in Section 3 of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of Treasury Regulations.

Section 8. Any grant moneys received for the purposes or improvements described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The chief financial officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the ARule@) for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy *ad valorem* taxes upon all the taxable real property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

**Ms. Keyes-Maloney then moved the Ordinance, seconded by Mr. Schroth. President Baxter called for a roll call.**

**ROLL CALL**

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

**NEW BUSINESS**

- 1. The Deputy Clerk read (Resolution #14R-105) A RESOLUTION EXTENDING THE TIME FOR THE RENEWAL OF TAXI AND LIMOUSINE LICENSES AND PLACING A MORATORIUM ON TAXICAB LICENSING CRITERIA AND TO PLACE A CAP ON THE NUMBER OF TAXICAB OWNERS LICENSES ISSUED**

**The Attorney stated that this is an interim measure until the Ordinance is passed.**

**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**

<b>Mr. Schroth</b>	<b>YES</b>
<b>Ms. Wollert</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>

- 2. The Deputy Clerk read (Resolution #14R-106) A RESOLUTION AUTHORIZING THE ACCEPTANCE FOR THE FY2013 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT FROM THE U.S. DEPARTMENT OF JUSTICE, OFFICE OF JUSTICE PROGRAMS, BUREAU OF JUSTICE ASSISTANCE**

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

**ROLL CALL**

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

- The Deputy Clerk read (**Resolution #14R-107**) A RESOLUTION AUTHORIZING THE TOWNSHIP OF EWING TO MAKE APPLICATION TO THE U.S. DEPARTMENT OF JUSTICE FOR AN EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) LOCAL PROGRAM IN THE AMOUNT OF \$9,025.00

President Baxter stated that this is our application for FY2014.

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**

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

- The Deputy Clerk read (**Resolution #14R-108**) A RESOLUTION AUTHORIZING THE PURCHASE OF A 2014 OR NEWER AMBULANCE IN THE AMOUNT OF \$149,897.00

President Baxter stated that we just learned about the necessity for this ambulance.

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

- The Deputy Clerk read (**Resolution #14R-109**) A RESOLUTION APPROVING THE FILING OF A NEW JERSEY DEPARTMENT OF TRANSPORTATION PETITION FOR A HIGHWAY-RAIL GRADE CROSSING AND ACCEPTANCE OF RESPONSIBILITY TO MAINTAIN SIGNS AND/OR PAVEMENT MARKINGS RELATED TO THE HIGHWAY-RAIL GRADE CROSSING

President Baxter stated that this is part of our Silvia Street upgrade to prepare for the Parkway Avenue Redevelopment.

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

- The Deputy Clerk read (**Resolution #14R-110**) A RESOLUTION AUTHORIZING THE PERSON-TO-PERSON TRANSFER OF HERSHA HOSPITALITY MANAGEMENT, L.P. t/a COURTYARD EWING PRINCETON (1102-36-036-002), A PLENARY RETAIL CONSUMPTION LIQUOR LICENSE (HOTEL

**EXCEPTION), TO SAGE BRE NYNJ MANAGER, LLC t/a COURTYARD EWING PRINCETON**

**President Baxter stated that has been vetted by our Police Department.**

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

**ROLL CALL**

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

- 7. The Deputy Clerk read (Resolution #14R-111) A RESOLUTION AUTHORIZING THE PERSON-TO-PERSON TRANSFER OF HERSHA HOSPITALITY MANAGEMENT, L.P. t/a ELEMENT EWING PRINCETON (1102-33-024-008); A PLENARY RETAIL CONSUMPTION LIQUOR LICENSE, TO SAGE BRE NYNJ MANAGER, LLC t/a ELEMENT EWING PRINCETON**

**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>

- 8. The Deputy Clerk read (Resolution #14R-112) A RESOLUTION AWARDDING CONTRACT TO OPERATE THE CONCESSION STAND AT THE EWING TOWNSHIP SENIOR AND COMMUNITY CENTER POOL**

**President Baxter stated that this has been awarded to Brookfield, doing business as Slocum's.**

**Councilman Schroth asked if they operated this past weekend without a contract or did the concession stand remain closed.**

**The Attorney responded that they went ahead and opened. Council is approving this retroactively.**

**President Baxter stated that last year's vendor did not quite work out and he then stated that he hoped this new vendor will have a good season. President Baxter also stated that Council will be receiving the menu.**

**There were no further questions or comments from Council or the Public. Ms. Keyes-Maloney then moved the Resolution, 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>

**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 Mr. Schroth. The meeting was adjourned at 7:40 p.m.**

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**Jennifer Keyes-Maloney, President**

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**Susan Bate, Deputy Municipal Clerk**