

## May 7<sup>th</sup>, 2012 AGENDA SESSION

President Wollert called the meeting to order at 6:30 pm 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 17<sup>th</sup> day of April, 2012

### ROLL CALL

- |                               |                                |
|-------------------------------|--------------------------------|
| ▪ Mr. Baxter - Present        | Jim McManimon, Administrator   |
| ▪ Ms. Hyser – Present         | Maeve Cannon, Attorney         |
| ▪ Mr. Murphy - Present        | Joanna Mustafa, CFO            |
| ▪ Mr. Summiel - Absent        | Kim Macellaro, Municipal Clerk |
| ▪ President Wollert – Present |                                |

### DISCUSSION

#### 1. Township of Ewing vs. Herring Land Group –

Attorney Cannon gave an overview of the Resolution. She stated that this is to appeal the assessment which our special tax appeals attorney, Harry Haushalter, feels is too low. The Resolution was added for action.

#### 2. A Resolution authorizing the Award of Non-Fair and Open Contract for a Grant Consultant to Rukenstein & Associates, LLC –

President Wollert commented that this is a firm that has handled our HUD application and the administration of the HUD grant for the past number of years. Attorney Cannon added that this is a new contract and the resolution spells out the specific projects that they expect to administer. President Wollert added the Resolution for action.

#### 3. A BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS OF THE TOWNSHIP OF EWING, IN THE COUNTY OF MERCER, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$5,124,370 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$4,868,151 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF –

President Wollert stated that the administration had presented a number of capital items that they would like to take care of when discussing the budget. CFO Mustafa added that timing is very important because our debt service has dropped dramatically and by bonding this year for the equipment, we will be able to maintain a flat debt service, in fact with a decrease, as the years go down. President Wollert also stated that our bond counsel stated that the market is favorable for going out for bonding and it would be a benefit to cover the cost of the projects that administration has anticipated. Councilman Baxter asked what the impact to the taxpayers would be. CFO Mustafa answered that it would be a decrease of \$.01 on the debt service for 2013. Councilwoman Hyser asked what percentage of the amount we seek to borrow is to the value of the town. CFO Mustafa stated that the Supplemental Debt Statement indicated that would be .541%. Seeing no other questions from Council members, the Bond Ordinance was moved to first reading for introduction.

#### 4. Discussion of the COAH Spending Plan –

President Wollert stated that Mr. Latini would be present at the Regular Meeting and that Attorney Cannon would give a brief overview of this Spending Plan. Attorney Cannon stated that the plan proposes to commit the expenditure of the remainder of the funds in the trust fund to various projects throughout the township. It is very important for the town to get a spending plan in place, so that the State doesn't seize our affordable housing dollars. President Wollert moved this to the Regular Agenda for consideration for the following evening.

## CONSENT AGENDA

President Wollert presented the Consent Agenda for review.

1. Authorization for the Chief Financial Officer to pay Township bills in the amount of \$5,413,761.34.
2. A Resolution approving the meeting minutes of March 26<sup>th</sup>, 2012 (Agenda), March 27<sup>th</sup>, 2012 (Regular), April 9<sup>th</sup>, 2012 (Agenda), April 10<sup>th</sup>, 2012 (Regular) and April 17<sup>th</sup>, 2012 (Regular)
3. A Resolution authorizing a Refund, as recommended by the Tax Collector in the amount of \$252.31 for 2012 first half sewer bill to Martinez, Blanca, 108 Homecrest Ave., Ewing, NJ, 08638, for property owner Martinez, Blanca, for Block: 69 Lot: 5 also known as 108 Homecrest Ave. for overpayment.
4. A Resolution authorizing a Refund, as recommended by the Tax Collector in the amount of \$77.18 for 2012 first half sewer bill to Richards, Jeffrey E. & Bonnie, 115 Kyle Way, Ewing, NJ, 08628, for property owner Richards, Jeffrey E. & Bonnie, for Block: 365 Lot: 2.01 Qual: C1023 also known as 115 Kyle Way for overpayment.
5. A Resolution authorizing The Patriotic Committee to hold its Annual Fourth of July Parade
6. A Resolution authorizing Palmer Lane Civic Association to hold a Parade/Block Party/ Road Closing on May 28<sup>th</sup>, 2012
7. A Resolution authorizing The New Jersey State Police to hold its Annual Chase (5KRun) on May 19<sup>th</sup>, 2012
8. A Resolution authorizing the conduct of an Off Premise 50/50 Cash Raffle sponsored by the Victorians of Villa Victoria on Dec 8<sup>th</sup>, 2012
9. A Resolution authorizing the conduct of an On premise 50/50 Cash Raffle sponsored by St. Mary's School Bordentown on June 1<sup>st</sup>, 2012
10. A Resolution authorizing the conduct of a Gold Outing Contest sponsored by The Thomas J. Carnevali Jr. Memorial Foundation on June 11<sup>th</sup>, 2012
11. A Resolution authorizing the conduct of an On Premise Merchandise Raffle sponsored by Thomas J. Carnevali Jr. Memorial Foundation on June 11th, 2012
12. A Resolution authorizing a Performance Guarantee Release for FMC (Princeton South) (Block 225.01/Lot 1.03) – Ewing Engineers Remington Vernick & Affiliates #1102 I 004

There being no questions, this was added to the agenda for action at the Regular Meeting.

## 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 AUTHORIZE THE PRIVATE SALE OF PERSONAL PROPERTY NO LONGER NEEDED FOR PUBLIC USE, SPECIFICALLY FIRE EQUIPMENT, TO THE 911 FUND, INC., A 501(c)(3) NON-PROFIT ORGANIZATION (2012)

President Wollert explained and this Ordinance was added for First Reading.

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

(None for this meeting)

**NEW BUSINESS**

President Wollert presented the New Business agenda for review.

1. RESOLUTION AUTHORIZING THE TOWNSHIP OF EWING TO MAKE APPLICATION TO THE U.S. DEPARTMENT OF JUSTICE FOR A JUSTICE ASSISTANCE GRANT (JAG) IN THE AMOUNT OF \$12,446.00

Administrator McManimon stated that this is an annual grant that the police use for underage drinking enforcement. Seeing no questions from Council, the resolution was approved for action.

President Wollert added a Resolution to the consent agenda to amend the meeting dates because of the unanticipated inability to meet on the 21 and 22 of May. The meeting is being moved to a combined meeting on May 29<sup>th</sup> which will begin at 6:00 pm and the Regular meeting will start at 7:00 pm.

**STATEMENTS AND COMMENTS FROM MEMBERS OF THE PUBLIC**

George Steward (32 Gilmore Road) asked about the official status of the capital budget and if there are any documents that reflect the proposed spending. President Wollert stated that the part of the capital budget that was approved is part of the general budget and then we go forward through this ordinance that would be introduced tomorrow, to lay out the amount of the spending. CFO Mustafa commented that the introduced capital budget that Mr. Steward referred to is actually a plan and not a budget. With the introduction and adoption of this bond ordinance we will amend the capital budget to reflect what is in this Ordinance which does differ what was in the original adopted capital budget. Mr. Steward thanked CFO Mustafa for her explanation. Don Cox (865 Lower Ferry Road) wanted to know what the Herring Land Group is to which President Wollert answered that it is a Realty Group on Scotch Road. Administrator McManimon explained that it is an assessment issue that Attorney Cannon explained earlier. Mr. Cox asked how much is the total township bonded indebtedness at the present time to which CFO Mustafa answered \$13.3 million. Mr. Cox stated that it went down considerably because two years ago it was \$24 million. He also asked about COAH to which Attorney Cannon responded.

**There being no further business, President Wollert asked for a motion to adjourn. Ms. Hyser so moved seconded by Mr. Baxter. The meeting was adjourned at 6:58 pm.**

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**Kathy Wollert, Council President**

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**Kim Macellaro, Municipal Clerk**