

AGENDA SESSION 7-23-12

President Wollert called the meeting to order at 6:00 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 11th day of May, 2012.

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. ANY MEMBER OF THE PUBLIC CAN LEAVE THEIR QUESTION AND CONTACT INFORMATION WITH THE CLERK REGARDING MATTERS THAT NEED RESPONSE BY ADMINISTRATION.

ROLL CALL

- Mr. Baxter – Present
 - Ms. Hyser - Present
 - Mr. Murphy – Present
 - Mr. Summiel – Present
 - President Wollert – Present
- Joanna Mustafa, CFO
Maeve Cannon, Attorney
Kim Macellaro, Municipal Clerk

PRESENTATION-

Ewing Police Department Annual Report - Chief Coulton

In a handout given to Council, the Chief started by saying that he summarized a few key points. Currently the police department has 70 sworn officers broken down by 1 Chief of Police, 4 Lieutenants, 11 Sergeants and 54 police officers, both detective and patrol. There are 15 full time civilian employees consisting of 12 dispatcher personnel and 2 records clerks and his personal administrative assistant. There are 2 part time civilian employees. As he spoke he said he has 7 police officers out on illness, some job related and some not. One projected retirement on November 1, 2012 and he anticipated 2 early retirements in 2013. President Wollert asked about the projected retirements and stated that there were a large number of officers hired within a 1-2 year timeframe and she asked if those officers are eligible for retirement. The Chief responded by saying that there are 17, including himself, that will be leaving by June of 2014. Councilwoman Hyser asked how many canine units the department had, to which he responded 4. He talked about the overall statistics and broke them down by violent and non-violent crime, which do not include offenses committed at The College of New Jersey. There was a 29% decrease in violent crime. There was an increase in non-violent crime of 14%, seeing the biggest jump in burglary. President Wollert asked if there was any effort to ticket people talking on their cell phones. Chief Coulton stated that there is grant money utilized for that purpose and he would like to see enhanced enforcement and President Wollert stated that she would like to see statistics with regard to same. President Wollert and members of council thanked Chief Coulton for his presentation of the 2011 annual report.

DISCUSSION

1. **A Resolution authorizing the Agreement between Hamilton Township Fire District No. 3 and Township of Ewing for 2011 FEMA –AFG (ASSISTANCE TO FIREFIGHTERS GRANT REGIONAL GRANT FUNDING TO PURCHASE NEW COMMUNICATIONS EQUIPMENT FOR PERSONNEL AND VEHICLES**

CFO Mustafa explained that if we partner with Hamilton Township they will be the lead agency. There were no questions from Council. It was agreed to put this resolution on the agenda for action at the regular meeting.

CONSENT AGENDA

The Council President reviewed the Consent Agenda.

1. **Authorization for the Chief Financial Officer to pay Township bills in the amount of \$1,450,263.42**
2. **A Resolution approving the meeting minutes of September 12, 2011 (Agenda), September 13, 2011 (Regular), December 12, 2011 (Agenda), December 13, 2011 (Regular) July 9, 2012 (Agenda) and July 10, 2012 (Regular).**
3. **A Resolution authorizing a Refund, as recommended by the Tax Collector in the amount of \$99.66 for October 1, 2012 sewer bill to Rose, Christopher A., 129 Greenland Avenue, Ewing, NJ, 08638, for property owner Rose, Christopher A., for Block: 63 Lot: 57 also known as 129 Greenland Avenue for overpayment.**
4. **A Resolution authorizing a Refund, as recommended by the Tax Collector in the amount of \$130.16 for August 1, 2012 tax quarter to Sanders, Jerome, 87 Pennsylvania Avenue, Ewing, NJ, 08638, for property owner Sanders, Jerome, for Block: 154 Lot: 36 also known as 87 Pennsylvania Avenue for overpayment.**
5. **A Resolution authorizing a Refund, as recommended by the Tax Collector in the amount of \$1011.31 for August & November, 2012 tax quarter to Harrison, John, Jr., 1602 Seventh Street, Ewing, NJ, 08638, for property owner Harrison, John, Jr., for Block: 46 Lot: 255 also known as 1602 Seventh Street for overpayment.**
6. **A Resolution authorizing a Refund, as recommended by the Tax Collector in the amount of \$804.05 for August & November, 2012 tax quarter to 120 Stokes Avenue LLC, 1709 Choir Court, Toms River, NJ, 08755, for property owner 120 Stokes Avenue LLC, for Block: 21 Lot: 11 also known as 120 Stokes Avenue for overpayment.**
7. **A Resolution authorizing a Refund, as recommended by the Tax Collector in the amount of \$144.50 for August 1, 2012 tax quarter to Schnitzer, Heidi Anne, 14 Scudder Road, Ewing, NJ, 08628, for property owner Schnitzer, Heidi Anne, for Block: 568 Lot: 1 also known as 14 Scudder Road for overpayment.**
8. **A Resolution authorizing a Refund, as recommended by the Tax Collector in the amount of \$168.96 for August 1, 2012 tax quarter to Mitchell, Joseph & Rosemary, 88 Lochatong Road, Ewing, NJ, 08628, for property owner Mitchell, Joseph & Rosemary, for Block: 530 Lot: 39 also known as 88 Lochatong Road for overpayment.**
9. **A Resolution authorizing a Refund, as recommended by the Tax Collector in the amount of \$191.21 for August 1, 2012 tax quarter to Waldman, Paul &**

- Lisa, 217 Clamer Road, Ewing, NJ, 08628, for property owner Waldman, Paul & Lisa, for Block: 458 Lot: 9 also known as 217 Clamer Road for overpayment.
10. A Resolution authorizing a Refund, as recommended by the Tax Collector in the amount of \$87.61 for August 1, 2012 tax quarter to Scaccetti, Alfred, 327 Sutherland Road, Ewing, NJ, 08618, for property owner Scaccetti, Alfred, for Block: 279 Lot: 36 also known as 327 Sutherland Road for overpayment.
 11. A Resolution authorizing a Refund, as recommended by the Tax Collector in the amount of \$117.19 for August 1, 2012 tax quarter to Petrowski, Richard G. and Libera A., 7 Langmoore Drive, Ewing, NJ, 08638, for property owner Petrowski, Richard G. and Libera A., for Block: 214.13 Lot: 5 also known as 7 Langmoore Drive for overpayment.
 12. A Resolution authorizing a Refund, as recommended by the Tax Collector in the amount of \$205.09 for August 1, 2012 tax quarter to Tabron, Nikki, 56 Groveland Avenue, Ewing, NJ, 08638, for property owner Tabron, Nikki, for Block: 137 Lot: 36 also known as 56 Groveland Avenue for overpayment.
 13. A Resolution authorizing a Refund, as recommended by the Tax Collector in the amount of \$81.14 for August 1, 2012 tax quarter to Campbell, Paul & Hickling Valrie, 86 Sussex Street, Ewing, NJ, 08638, for property owner Campbell, Paul & Hickling Valrie, for Block: 158 Lot: 1 also known as 86 Sussex Street for overpayment.
 14. A Resolution authorizing a Refund, as recommended by the Tax Collector in the amount of \$423.58 for August 1, 2012 tax quarter to Kennedy, Lorraine, 563 Cleardale Avenue, Ewing, NJ, 08618, for property owner Kennedy, Lorraine, for Block: 290 Lot: 3 also known as 563 Cleardale Avenue for overpayment.
 15. A Resolution authorizing a Refund, as recommended by the Tax Collector in the amount of \$168.32 for August 1, 2012 tax quarter to Walters, Ronald G. & Debra J., 31 Dawes Avenue, Ewing, NJ, 08628, for property owner Walters, Ronald G. & Debra J., for Block: 94 Lot: 273 also known as 31 Dawes Avenue for overpayment.
 16. A Resolution authorizing a Refund, as recommended by the Tax Collector in the amount of \$239.21 for August 1, 2012 tax quarter to Gonzalez, Miguel A. & Jenna, 32 Dawes Avenue, Ewing, NJ, 08628, for property owner Gonzalez, Miguel A. & Jenna, for Block: 98 Lot: 1 also known as 32 Dawes Avenue for overpayment.
 17. A Resolution authorizing a Refund, as recommended by the Tax Collector in the amount of \$34.09 for June 1, 2012 sewer bill to Oliver, Melissa, 208 Hazelhurst Avenue, Ewing, NJ, 08638, for property owner Oliver, Melissa, for Block: 77 Lot: 398 also known as 208 Hazelhurst Avenue for overpayment.
 18. A Resolution authorizing a Refund, as recommended by the Tax Collector in the amount of \$229.75 for August 1, 2012 tax quarter to Oliver, Melissa, 208 Hazelhurst Avenue, Ewing, NJ, 08638, for property owner Oliver, Melissa, for Block: 77 Lot: 398 also known as 208 Hazelhurst Avenue for overpayment.
 19. A Resolution authorizing a Refund, as recommended by the Tax Collector in the amount of \$11.33 for August 1, 2012 tax quarter to Smith Theresa C., 3 Wolfpack Ct., Hamilton, NJ, 08619-1156, for property owner Smith, Theresa C., for Block: 474 Lot: 3 also known as 1944 N Olden Avenue Ext. for overpayment.
 20. A Resolution authorizing a Refund, as recommended by the Tax Collector in the amount of \$80.02 for August 1, 2012 tax quarter to Rose, Christopher A., 129 Greenland Avenue, Ewing, NJ, 08638, for property owner Rose,

Christopher A., for Block: 63 Lot: 57 also known as 129 Greenland Avenue for overpayment.

21. A Resolution authorizing the conduct of an On Premise 50/50 Cash Raffle sponsored by Central and South Jersey Affiliate of Susan G. Komen for the Cure.
22. A Resolution approving Steven M. Kellar as a Fire Fighter of the Pennington Road Volunteer Fire Company.
23. A Resolution approving Thomas J. Peterson as a Junior Member of the Pennington Road Volunteer Fire Company.
24. A Resolution approving the following individuals as Emergency Medical Service Members of the Pennington Road Fire Company.
25. A Resolution approving Stephen H. Van Hise as a Fire Police/Business Member of the Pennington Road Volunteer Fire Company.
26. A Resolution approving Christopher K. O'Leary as a Fire Fighter/Emergency Medical Services Member of the Pennington Road Volunteer Fire Company.
27. A Resolution authorizing Mt. Ebenezer U.H.C. to hold a block party/road closing on August 18th, 2012.
28. A Resolution authorizing Elexis Richardson to hold a block party/road closing on July 28th, 2012.

Councilman Summiel asked CFO Mustafa to get clarification on check #56345 to Brown and Brown of Pa, Inc. that was on the bills list. She stated that she thinks that it was the cost of the actuarial study that they did to make us compliant with the GASB 45 requirement for the post retirement prescription plan. She stated that she would look into it further and let him know for sure the following evening.

The Consent Agenda was approved for action.

ORDINANCE(S) FOR FIRST READING AND INTRODUCTION

(None for this meeting)

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

1. AN ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF EWING IN THE COUNTY OF MERCER TO AMEND CHAPTER 284, ARTICLE II, LANDLORD RESPONSIBILITY (2012)

President Wollert stated that basically this is an expansion, in the sense of time frame, in what we already have on the books. Seeing no questions from Council, President Wollert said that it will be considered for tomorrow.

NEW BUSINESS

President Wollert presented the items of New Business.

1. A RESOLUTION AUTHORIZING SUBMISSION OF AN APPLICATION FOR THE MUNICIPAL ALLIANCE GRANT FOR CALENDAR YEAR 2013.

This Resolution was approved for action.

2. A RESOLUTION CONSENTING TO THE APPOINTMENT OF A NEW MEMBER TO THE ARTS COMMISSION FILLING AN UNEXPIRED TERM.

This Resolution was approved for action.

3. GOVERNING BODY CERTIFICATION OF THE ANNUAL AUDIT FOR TY2011

President Wollert asked all Council members to sign the group affidavit agreeing that as a whole they have reviewed the annual audit and understand and they will formalize the certification at tomorrow nights agenda.

4. A RESOLUTION OF THE TOWNSHIP OF EWING, COUNTY OF MERCER, STATE OF NEW JERSEY, APPROVING A CORRECTIVE ACTION PLAN FOR TY2011 AUDIT.

Both Resolutions 3 and 4 were approved for action.

5. A RESOLUTION APPROVING CHANGE ORDER #2 TO RICHARD T. BARRETT PAVING COMPANY, INC. FOR THE EWING SENIOR AND COMMUNITY CENTER PARKING LOT PAVING PROJECT.

Donna Lewis, Planning Director with the County, stated that this change order increases the total contract amount by \$26,380.00 which consists of converting the lighting to LED lights and restoring the handicapped railing at the Ewing Senior and Community Center, keeping them under the 20% bid threshold at about 17%. She further stated that there will be one more change order that will be put on the next agenda. Councilman Baxter stated that he is concerned about the lighting and whether the LED lights will be bright enough for the seniors who frequent the senior center at night in the fall and winter months, when it gets darker earlier. Ms. Lewis stated that they are brighter.

6. A RESOLUTION AUTHORIZING AND APPROVING AN INTERLOCAL AGREEMENT BETWEEN THE TOWNSHIP OF EWING AND THE MERCER COUNTY IMPROVEMENT AUTHORITY FOR CURBSIDE COLLECTION OF RECYCLABLES FOR THE TERM OF ONE YEAR (1) COMMENCING ON JANUARY 1, 2013 THROUGH DECEMBER 31, 2013

The New Business items were approved for action.

STATEMENTS AND COMMENTS FROM MEMBERS OF THE PUBLIC

George Steward (30 Gilmore Road) asked about the Chiefs report and how does one go about obtaining a copy. President Wollert stated that it is on the Police Department's website and he could also obtain a copy from the Clerk's office.

Attorney Cannon gave an update on the Club Nuvo hearing/closing. She said that there were two issues holding up the closing of the property. She said that it is her understanding that those issues have been resolved. Investigator Jack Bryden is working with the buyers of the liquor license and obtaining all of their financials so that hopefully it can close on the 14th of August, Council's one and only meeting in August. President Wollert asked if there was anything Council could do in the interim to which Attorney Cannon stated that they just needed to move the public hearing to the first meeting in August.

CLOSED SESSION

ADJOURNMENT

There being no further business, President Wollert asked for a motion to adjourn. Mr. Murphy so moved seconded by Mr. Summiel. The meeting was adjourned at 7:03 p.m.