

May 29<sup>th</sup>, 2012 - REGULAR SESSION

President Wollert called the meeting to order at 7:14 pm and read the Open Public Meetings 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 11<sup>th</sup> day of May, 2012.

ROLL CALL

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

Before getting the meeting started Mayor Bert Steinmann presented a proclamation to Officer Nick Lamson for his K-9 partner, Max, who unfortunately was stricken with cancer and had to be put to sleep. K-9 Max was Officer Lamson’s partner for more than 7 years and he was a valuable asset to not only the Ewing Township Police Department but to the town of Ewing as well for keeping us all safe. Mayor Steinmann proceeded to read the proclamation. Officer Lamson graciously accepted the proclamation and applause erupted throughout the room. Mayor Steinmann thanked Officer Lamson and the police department for their dedicated services and stated that Ewing is so grateful for these K-9’s.

STATEMENTS AND COMMENTS FROM MEMBERS OF THE PUBLIC

No comments

CONSENT AGENDA

The Clerk presented the Consent Agenda for approval: (Resolution #12R-94)

1. Authorization for the Chief Financial Officer to pay Township bills in the amount of \$9,894,544.25.
2. A Resolution approving the meeting minutes of May 7th, 2012 (Agenda) and May 8th, 2012 (Regular).
3. A Resolution authorizing Spring Meadow Homeowners Association to hold a Parade/Block Party/Road Closing on June 2nd, 2012.
4. A Resolution authorizing Sam Gaylord to hold a Block Party/Road Closing on June 30th, 2012.
5. A Resolution authorizing a Performance Guarantee Release for Antietam Wireless Services (Block 193/Lot 17)- Ewing Engineers Remington & Vernick and Affiliates #1102 I 008
6. A Resolution authorizing a Refund, as recommended by the Tax Collector in the amount of \$28.09 for June 1, 2012 first half sewer bill to Moses, Calvin & Pamela, 146 Susan Drive, Ewing, NJ, 08638, for property owner Moses, Calvin & Pamela, for Block: 214.08 Lot: 18 also known as 146 Susan Dr. for overpayment.
7. A Resolution authorizing a Refund, as recommended by the Tax Collector in the amount of \$71.15 for June 1, 2012 sewer bill to Princeton Assurance Corporation, Attn: Doris Whitlock, 2482 Pennington Road, Pennington, NJ, 08534, Re: NJ11-9510, for property owner Sookhu, Richard, for Block: 552 Lot: 12 also known as 93 Willis Dr. for overpayment.

- 8. A Resolution authorizing a Refund, as recommended by the Tax Collector in the amount of \$1391.55 for May 1, 2012 tax quarter to Corelogic, 95 Methodist Hill Dr., Suite 100, Rochester, New York, 14623-4280, Contract No. 48930884-0001, for property owner Thompson Cleveland, for Block: 287 Lot: 12 also known as 556 Parkway Avenue for overpayment.**
- 9. A Resolution authorizing a Refund, as recommended by the Tax Collector in the amount of \$1384.94 for May 1, 2012 tax quarter to Swanhart, Vicki, 30 Ewingville Road, Ewing, NJ, 08638, for property owner Swanhart, Vicki, for Block: 105.01 Lot: 7 also known as 30 Ewingville Road for overpayment.**
- 10. A Resolution authorizing a Refund, as recommended by the Tax Collector in the amount of \$2734.24 for May 1, 2012 tax quarter to Riepenhoff Matthew S. & Renee, 7 Highacres Ave, Ewing, NJ, 08628, for property owner Riepenhoff Matthew S. & Renee, for Block: 501 Lot: 11 also known as 7 Highacres Ave. for overpayment.**
- 11. A Resolution authorizing a Refund, as recommended by the Tax Collector in the amount of \$1938.13 for May 1, 2012 tax quarter to Donato, Harold & Linda, 154 Franklyn Rd., Ewing, NJ, 08628, for property owner Donato, Harold & Linda, for Block: 341 Lot: 7.03 also known as 154 Franklyn Rd. for overpayment.**
- 12. A Resolution authorizing a Refund, as recommended by the Tax Collector in the amount of \$1134.97 for May 1, 2012 tax quarter to Bulanowski, Thomas R., 11 Dawes Ave., Ewing, NJ, 08638, for property owner Bulanowski, Thomas R., for Block: 95 Lot: 239 also known as 11 Dawes Ave for overpayment.**
- 13. A Resolution authorizing a Refund, as recommended by the Tax Collector in the amount of \$952.77 for May 1, 2012 tax quarter to Vagott, Charles G. & Barbara, 22 Greenland Ave., Ewing, NJ, 08638, for property owner Vagott, Charles G. & Barbara, for Block: 65 Lot: 15 also known as 22 Greenland Ave. for overpayment.**
- 14. A Resolution authorizing a Refund, as recommended by the Tax Collector in the amount of \$1403.42 for May 1, 2012 tax quarter to Bak, Rafal & Agnieszka, 1007 Indiana Ave., Trenton, NJ, 08638, for property owner Bak, Rafal & Agnieszka, for Block: 193.01 Lot: 36 also known as 126 Tulip La. for overpayment.**
- 15. A Resolution authorizing a Refund, as recommended by the Tax Collector in the amount of \$1885.32 for May 1, 2012 tax quarter to Young, Howard T., 108 Palmer Lane, Ewing, NJ, 08618, for property owner Young, Howard T., for Block: 414.01 Lot: 63 also known as 108 Palmer Lane for overpayment.**
- 16. A Resolution authorizing a Refund, as recommended by the Tax Collector in the amount of \$1575.06 for May 1, 2012 tax quarter to Verganelakis, Christina, 124 Masterson Ct., Ewing, NJ, 08618, for property owner Verganelakis, Christina, for Block: 225.02 Lot: 56 Qual: C0124 also known as 124 Masterson Ct. for overpayment.**
- 17. A Resolution authorizing a Refund, as recommended by the Tax Collector in the amount of \$1161.82 for May 1, 2012 tax quarter to Emerald Title Agency, 365 White Horse Avenue, Trenton, NJ, 08610, File No. ET-2911, for property owner Avgerakis Thomas & Florence K., for Block: 43 Lot: 398 also known as 1624 Windsor Way for overpayment.**
- 18. A Resolution authorizing a Refund, as recommended by the Tax Collector in the amount of \$1539.41 for May 1, 2012 tax quarter to Tomaso, Janice A., 67 Kyle Way, Ewing, NJ, 08628, for property owner Tomaso, Janice A., for Block: 365 Lot: 2.01 Qual: C0622 also known as 67 Kyle Way for overpayment.**
- 19. A Resolution authorizing a Refund, as recommended by the Tax Collector in the amount of \$1571.10 for May 1, 2012 tax quarter to Princeton Assurance Corporation, Attn: Doris, 2482 Pennington Rd. Suite 2, Pennington, NJ, 08534, Re: NJ12-9565, for**

property owner Chadwick, Jess, for Block: 339 Lot: 7 also known as 13 Esther Ave. for overpayment.

Mr. Murphy then moved the Resolution, seconded by Ms. Hyser.

**ROLL CALL**

Ms. Hyser	YES
Mr. Murphy	YES
Mr. Baxter	YES
Mr. Summiel	YES but abstained on the minutes
President Wollert	YES

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

1. The Clerk read (Ordinance #12-14) 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 BICYCLES, TO THE BOYS AND GIRLS CLUB OF TRENTON AND MERCER COUNTY, A 501(c)(3) NON-PROFIT ORGANIZATION (2012)

Mr. Murphy then moved the Ordinance, seconded by Mr. Baxter.

President Wollert wanted clarification on a question that was raised by the public with regard to the state statute having an affect on this particular item. Attorney Cannon respectfully disagreed with the member of the public. She cited the statute and gave an explanation of same. Ron Prykanowski (16 Thurston Avenue) commented.

**ROLL CALL**

Mr. Baxter	YES
Mr. Murphy	YES
Ms. Hyser	YES
Mr. Summiel	NO
President Wollert	YES

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

1. The Clerk read (Ordinance #12-12) 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)

WHEREAS, the Township Council determines that the following personal property owned by the Township, consisting of fire equipment is no longer needed for municipal purposes by the Pennington Road Fire Company:

**Bunker Coats**

- (37) Fire Flite – tan
- (1) Globe – tan
- (7) Cairns – tan; and,

**Bunker Pants**

- (1) Fire Dex – black
- (37) Fire Flite – tan
- (1) Fire Flite – black
- (10) Cairns – tan; and,

WHEREAS, pursuant to N.J.S.A. 40A:12-21.1, the Township Council authorizes the private sale of such personal property for nominal consideration to any organization listed in N.J.S.A. 40A:12-21; and,

WHEREAS, The 911 FUND, Inc. is an approved 501(c)(3) not-for-profit charity (federal tax ID #20-2057218) created in the aftermath of September 11th, 2001 and conceived by former members of the Fire Department of the City of New York (“FDNY”) to build preparedness, reduce risk, enhance civilian safety, and minimize property loss from fire and other types of disasters; and,

WHEREAS, pursuant to N.J.S.A. 40A:12-21(k), The 911 FUND, Inc. meets the definition of an organization to which municipalities may make private sales of personal property for nominal consideration.

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of Ewing, as follows:

Section 1.

The following personal property owned by the Township of Ewing, consisting of fire equipment, which is no longer needed for municipal purposes by the Pennington Road Fire Company:

**Bunker Coats**

- (37) Fire Flite – tan
- (1) Globe – tan
- (7) Cairns – tan; and,

**Bunker Pants**

- (1) Fire Dex – black
- (37) Fire Flite – tan
- (1) Fire Flite – black
- (10) Cairns – tan; and,

shall be sold pursuant to N.J.S.A. 40A:12-21.1 and N.J.S.A. 40A:12-21(k) to The 911 FUND, Inc., which is an approved 501(c)(3) not-for-profit charity (federal tax ID #20-2057218) for a nominal consideration of \$1.00.

Section 2.

This Ordinance shall take effect as provided by law.

**STATEMENT**

This Ordinance amends the Revised General Municipal Ordinances of the Township of Ewing to authorize the private sale of fire equipment no longer needed for municipal purposes by the Pennington Road Fire Company.

**Mr. Summiel made a motion to open the public hearing, seconded by Ms. Hyser. The public hearing was opened. President Wollert briefly explained. The public hearing was closed. Mr. Murphy then moved the Ordinance for adoption, seconded by Ms. Hyser.**

**Councilman Summiel wanted to know if we equated the cost of this equipment. Administrator McManimon responded that this equipment is not deemed safe by the State of New Jersey’s regulations for our firefighters to wear. Other areas of the country and the world can use them but we are not permitted to use it.**

**ROLL CALL**

<b>Ms. Hyser</b>	<b>YES</b>
<b>Mr. Murphy</b>	<b>YES</b>
<b>Mr. Baxter</b>	<b>YES</b>
<b>Mr. Summiel</b>	<b>YES</b>
<b>President Wollert</b>	<b>YES</b>

2. The Clerk read **(Ordinance #12-13) 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. (2012)**

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:

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 \$5,124,370, including the aggregate sum of \$256,219 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.

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 \$4,868,151 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.

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 and Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds or Notes</u>	<u>Period of Usefulness</u>
	\$222,500	\$211,375	5 years

<u>Purpose</u>	<u>Appropriation and Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds or Notes</u>	<u>Period of Usefulness</u>
a) <u>Fire Companies:</u>			
Acquisition of computers, software and a light truck, including all related costs and expenditures incidental thereto.			
Acquisition of pagers, including all related costs and expenditures incidental thereto.	\$2,500	\$2,375	10 years
Acquisition of turn out gear, hoses, rescue equipment and air packs, including all related costs and expenditures incidental thereto.	\$161,070	\$153,016	15 years
TOTAL:	\$386,070	\$366,766	
b) <u>Emergency Management:</u>			
Acquisition of an emergency generator, including all related costs and expenditures incidental thereto.	\$87,000	\$82,650	15 years
c) <u>Combined First Responders:</u>			
Upgrades to the broadband radio, including all related costs and expenditures incidental thereto.	\$531,000	\$504,450	10 years
d) <u>Municipal Court:</u>			
Acquisition of a digital recording system, including all related costs and expenditures incidental thereto.	\$2,800	\$2,660	5 years
e) <u>Municipal Facilities:</u>			
Improvements to roofing and bathrooms, the acquisition and installation of carpeting and the acquisition and application of paint, including all related costs and expenditures incidental thereto.	\$1,500,000	\$1,425,000	5 years
f) <u>Recreation Department:</u>			
Acquisition and installation of an overhead door at ESCC gym and renovations to the second floor at Hollobrook, including all work and materials necessary and incidental thereto.	\$55,000	\$52,250	10 years
	\$500,000	\$475,000	5 years
g) <u>Sanitation Equipment:</u>			
Acquisition of trash trucks, including all related costs and expenditures			

<u>Purpose</u>	<u>Appropriation and Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds or Notes</u>	<u>Period of Usefulness</u>
incidental thereto.			
h) <u>Parks:</u> Acquisition and installation of doors, roofing and siding improvements for park buildings, the acquisition and installation of bleachers at multiple parks and the acquisition and installation of a fence at Armstrong Park and the basketball court and improvements to the blacktop at the parks, including all work and materials necessary and incidental thereto and further including all related costs and expenditures incidental thereto.	\$308,500	\$293,075	10 years
i) <u>Streets and Roads:</u> The Road Paving Program, as more fully described on a list on file in the Office of the Clerk which is hereby incorporated by reference as if set forth at length, including all work and materials necessary and incidental thereto.	\$600,000	\$570,000	10 years
j) <u>Public Works:</u>  Acquisition of a dump truck, snow plows for pickup trucks, a street sweeper, GPS systems for trucks and a thermal sign printer, including all related costs and expenditures incidental thereto.	\$615,000	\$584,250	5 years
Acquisition of various equipment, consisting of a backhoe, a boom arm mower, a Smithco field groomer, zero turn mowers, a drive on car lift, shop tools, a backup generator, a sweeper attachment, a salt barn, gutters and piping, including all related costs and expenditures incidental thereto.	\$539,000	\$512,050	10 years
TOTAL:	\$1,154,000	\$1,096,300	
GRAND TOTAL:	\$5,124,370	\$4,868,151	

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.

**All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The 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 notes issued pursuant to this ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All 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 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 notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.**



**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 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.**

**The following additional matters are hereby determined, declared, recited and stated:**

(a) The purposes described in Section 3 of this bond ordinance are not current expenses. They are all improvements that the Township may lawfully undertake as general improvements, and no part of the costs 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 7.47 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 \$4,868,151, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$850,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated costs 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 described in Section 3(a) of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of Treasury Regulations.

**Any grant moneys received for the purposes 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 ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

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 "Rule") 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.

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.

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

Mr. Murphy made a motion to open the public hearing, seconded by Ms. Hyser. The public hearing was opened. Seeing no questions, the public hearing was closed. Mr. Murphy then moved the Ordinance for adoption, seconded by Ms. Hyser.

#### ROLL CALL

Ms. Hyser	YES
Mr. Murphy	YES
Mr. Baxter	YES
Mr. Summiel	NO
President Wollert	YES

#### **NEW BUSINESS**

1. The Clerk read (Resolution #12R-95) A RESOLUTION AUTHORIZING AN ACCELERATED TAX LIEN SALE FOR CY2012 PURSUANT TO N.J.S.A. 54:5-19.

Mr. Murphy then moved the Resolution, seconded by Mr. Baxter.

Councilman Summiel stated that he never votes for this particular resolution.

**ROLL CALL**

Mr. Baxter	YES
Mr. Murphy	YES
Ms. Hyser	YES
Mr. Summiel	NO
President Wollert	YES

- The Clerk read **(Resolution #12R-96)** A RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION NJS 40A:4-87.

Mr. Murphy then moved the Resolution, seconded by Ms. Hyser.

**ROLL CALL**

Ms. Hyser	YES
Mr. Murphy	YES
Mr. Baxter	YES
Mr. Summiel	YES
President Wollert	YES

- The Clerk read **(Resolution #12R-97)** A RESOLUTION REQUESTING PERMISSION FOR THE DEDICATION BY RIDER FOR AN ENVIRONMENTAL COMMISSION TRUST FUND REQUIRED BY N.J.S.A. 40A:4-39.

Mr. Murphy then moved the Resolution, seconded by Mr. Baxter.

**ROLL CALL**

Mr. Baxter	YES
Mr. Murphy	YES
Ms. Hyser	YES
Mr. Summiel	YES
President Wollert	YES

- The Clerk read **(Resolution #12R-98)** 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 \$11,332.00.

Mr. Baxter then moved the Resolution, seconded by Mr. Murphy.

Councilman Summiel stated that he will vote in opposition of this resolution because he feels it requires public review.

**ROLL CALL**

Mr. Murphy	YES
Mr. Baxter	YES
Ms. Hyser	YES
Mr. Summiel	NO
President Wollert	YES

- The Clerk read **(Resolution #12R-99)** A RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR A GRANT CONSULTANT TO RUKENSTEIN & ASSOCIATES, LLC.

Mr. Murphy then moved the Resolution with an amendment. He wished to have the language changed to “may not exceed \$17,500 without Council approval”. Attorney Cannon agreed. The CFO stated that she certified funds for \$17,500. After much discussion, Mr. Summiel seconded the resolution with the amendment as discussed above. Charles Green (979 Bear Tavern Road) asked how many grant consultants we have. Administrator McManimon responded. Mr. Murphy moved the resolution as amended, second by Mr. Summiel.

**ROLL CALL**

Mr. Summiel	YES
Mr. Murphy	YES

Ms. Hyser	YES
Mr. Baxter	YES
President Wollert	YES

6. The Clerk read **(Resolution #12R-100) A RESOLUTION APPROVING CHANGE ORDER NO. 2 FINAL FOR THE 2011 ROAD IMPROVEMENT PROGRAM TO ARAWAK PAVING COMPANY.**

Ms. Hyser then moved the Resolution, seconded by Mr. Murphy.

**ROLL CALL**

Mr. Murphy	YES
Ms. Hyser	YES
Mr. Baxter	YES
Mr. Summiel	YES
President Wollert	YES

7. The Clerk read **(Resolution #12R-101) RESOLUTION APPROVING CHANGE ORDER #1 TO RICHARD T. BARRETT PAVING COMPANY, LLC FOR THE EWING SENIOR AND COMMUNITY CENTER PARKING LOT PAVING PROJECT.**

Mr. Murphy then moved the Resolution, seconded by Ms. Hyser.

**ROLL CALL**

Ms. Hyser	YES
Mr. Murphy	YES
Mr. Baxter	YES
Mr. Summiel	YES
President Wollert	YES

**CLOSED SESSION**

**ADJOURNMENT**

There being no further business President Wollert called for a motion to adjourn. Mr. Murphy so moved seconded by Ms. Hyser. The meeting was adjourned at 7:44 p.m.

---

Kathleen Wollert, President

---

Kim Macellaro, Clerk