

August 14, 2012 - REGULAR SESSION

President Wollert called the meeting to order at 7:00 pm 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.

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

The presentation was put on hold awaiting the arrival of the police officers being honored. Council President stated that we would take Statements and Comments first and then come back to the Proclamation.

PRESENTATION- Proclamation presented to PO Charles Nemes by Mayor Bert Steinmann

STATEMENTS AND COMMENTS FROM MEMBERS OF THE PUBLIC

Charles Green (979 Bear Tavern Road) asked who the animal control officer reports to. President Wollert stated that he reports to the Business Administrator during the day. He also asked if there has been any effort made to find out what dogs are licensed and what dogs are not licensed. Administrator McManimon replied. He said that the Health Officer can report at the Health Meeting at the end of September. Attorney Cannon stated that as per the Grant, we have to inoculate all-comers. Mr. Green basically stated that he wants the clerk’s office to have the capability of knowing what dogs’ from last year have not been licensed this year. Councilman Summiel stated that the two bodies (Health Officer and the Clerk) need to come together and determine what needs to be done. Mr. Green asked if there has been an audit to determine if there has been a decrease in dog licensing. President Wollert stated that she would have the Clerk and the Health Officer get together and report their finding at the next Health Meeting.

CONSENT AGENDA

The Clerk read the Consent Agenda: **(Resolution #12R-139/)**

1. Authorization for the Chief Financial Officer to pay Township bills in the amount of \$894,175.16.
2. A Resolution approving the meeting minutes of July 23rd, 2012 (Agenda) & July 24th, 2012 (Regular).
3. A Resolution authorizing a Refund, as recommended by the Tax Collector in the amount of \$44.73 for August 1, 2012 tax quarter to Wilson, Robert A., 2560 Pennington Road, Pennington, NJ, 08534, for property owner Wilson, Robert A., for Block: 229.04 Lot: 20 also known as 1 Llanfair Lane for overpayment.
4. A Resolution authorizing a Refund, as recommended by the Tax Collector in the amount of \$1275.18 for August 1, 2012 tax quarter to Klose, Charlie & Ciallella, Cara, 7 Kyle Way, Ewing, NJ, 08628, for property owner Klose, Charlie & Ciallella, Cara, for Block: 365 Lot: 2.01 Qual: C0122 also known as 7 Kyle Way for overpayment.
5. A Resolution authorizing a Refund, as recommended by the Tax Collector in the amount of \$1748.75 for August 1, 2012 tax quarter to Reilly, Timothy, 8 Wilburtha Rd, Ewing, NJ, 08628, for property owner Reilly, Timothy, for Block: 499 Lot: 34 also known as 8 Wilburtha Rd for overpayment.
6. A Resolution authorizing an Maintenance Guarantee Release for 248 Greenland Avenue, LLC (Block 67/Lot 51) Ewing Engineers Remington Vernick and Affiliates #1102 I 030.
7. A Resolution authorizing the conduct of an On Premise Merchandise Raffle sponsored by National Junior Tennis League of Trenton on September 23, 2012.

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

ROLL CALL

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

ORDINANCE(S) FOR FIRST READING AND INTRODUCTION

1. The Clerk read **(Ordinance #12-16)** AN ORDINANCE AUTHORIZING LEASE OF A PORTION OF HOLLOWBROOK COMMUNITY CENTER TO TRI-COUNTY COMMUNITY ACTION AGENCY, INC., A NON-PROFIT CORPORATION, FOR OPERATION OF A CHILD DEVELOPMENT PROGRAM (2012)

Mr. Baxter then moved the Ordinance, seconded by Ms. Hyser. Councilman Summiel stated that he is leery about the process. He heard the responses from the applicant but is still struggling with the five year term of the lease. He heard no real justification except for continuity purposes, otherwise it could be a year-to-year contract, but it might be too short of a window. He doesn't understand how you can plan a five year period for leases. It gives us less flexibility should some changes come about. Charles Green (979 Bear Tavern Road) asked if there was any grant money involved. President Wollert indicated that it is a federal program.

ROLL CALL

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

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

There were no Ordinances for second reading

NEW BUSINESS

1. The Clerk read (**Resolution #12R-140**) A RESOLUTION AUTHORIZING THE SUBMISSION OF THE EWING TOWNSHIP CONSOLIDATED ANNUAL PERFORMANCE EVALUATION REPORT (CAPER) TO THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) FOR THE 2011-2012 ACTIVITIES UNDER THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM (Grant funds \$209,801).

Ms. Hyser then moved the Resolution, seconded by Mr. Baxter. No member of the public or Council had questions or comments.

ROLL CALL

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

2. The Clerk read (**Resolution #12R-141**) A RESOLUTION APPROVING CHANGE ORDER #1 FINAL TO MECO, INC. FOR THE 2011 ROAD IMPROVEMENT PROGRAM (PHASE II).

Mr. Baxter then moved the Resolution seconded by Mr. Summiel. Councilman Summiel asked what Roads are included in the improvement. Administrator McManimon responded.

ROLL CALL

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

3. The Clerk read (**Resolution #12R-142**) A RESOLUTION TO CANCEL OUTSTANDING CHECKS.

Ms. Hyser then moved the Resolution seconded by Mr. Baxter. Councilman Summiel stated that these are checks that have gone over the six month limit and haven't been cashed so they have to be cancelled out formally.

ROLL CALL

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

4. The Clerk read **(Resolution #12R-143)** A RESOLUTION AUTHORIZING THE TOWNSHIP OF EWING TO ENTER AN ADOPTION AGREEMENT WITH OFFICER ROBERT T. JONES FOR THE ADOPTION OF A RETIRED POLICE CANINE.

Ms. Hyser then moved the Resolution seconded by Mr. Baxter. There were no questions or comments from members of the public or the Council.

ROLL CALL

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

5. The Clerk read **(Resolution #12R-144)** A RESOLUTION AUTHORIZING THE TOWNSHIP TO ENTER INTO A SHARED SERVICES AGREEMENT BETWEEN THE COUNTY OF MERCER AND THE TOWNSHIP OF EWING FOR FIRE DISPATCH SERVICES.

Mr. Baxter then moved the Resolution seconded by Ms. Hyser. Councilman Summiel asked if this was for the 9-1-1 dispatch services to which Administrator McManimon responded yes. After some discussion and a question from our resident, Charles Green, the resolution was approved.

ROLL CALL

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

6. The Clerk read **(Resolution #12R-145)** A RESOLUTION AWARDDING EWING TOWNSHIP MUNICIPAL BUILDING ROOF REPLACEMENT PROJECT TO LAURANT CONSTRUCTION CO., INC. AND AUTHORIZING THE TOWNSHIP TO ENTER INTO AN AGREEMENT REGARDING SAME.

Mr. Baxter then moved the Resolution seconded by Ms. Hyser. Ron Prykanowski (16 Thurston Avenue) asked what the cost of the project is. Administrator McManimon responded.

ROLL CALL

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

Mayor Bert Steinmann read the Proclamation into the record for the loss of a police canine.

Councilman Baxter announced that the talent show for the campers would be the following day and a cookout to follow and it's open to everyone, rain or shine.

Councilman Summiel stated an observation that he spoke with the police department about a week ago and there is a branch that is 5' in length, entangled in the electrical wires off of Pennington Road, just North of the Incarnation Church on the southbound side and his theory is that if someone doesn't take that limb out from those wires, someone will be hurt. He expressed that he wasn't sure whose obligation it is. Mayor Steinmann asked that he please call the Administration and they will either take care of it ourselves or reach out to the appropriate division.

ADJOURNMENT

There being no further business President Wollert called for a motion to adjourn. Ms. Hyser so moved, seconded by Mr. Baxter. The meeting was adjourned at 7:31 p.m.