

## AGENDA SESSION 1-7-13

President Hyser called the meeting to order at 6:30 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 2<sup>nd</sup> day of January, 2013.

**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 THE 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

- |                               |                                |
|-------------------------------|--------------------------------|
| ▪ Mr. Baxter – Present        | Jim McManimon, Administrator   |
| ▪ Ms. Keyes-Maloney - Present | Maeve Cannon, Attorney         |
| ▪ Mr. Schroth – Present       | Kim Macellaro, Municipal Clerk |
| ▪ Ms. Wollert – Present       |                                |
| ▪ President Hyser – Present   |                                |

President Hyser announced that with regard to the three items under presentation, there will be a slight departure from our typical agenda, in that we will have statements and comments from members of the public regarding the three items before continuing on with the rest of the agenda. She asked the Mayor if he would like to speak on these three items. Mayor Steinmann commented that he was pleased to formally kick off the Redevelopment Area with the professionals after a culmination of approximately a year and a half of planning. The Planning Board has reviewed the Ordinances and has referred it back to Council for their consideration. He introduced the two individuals who led the process, Mr. Chuck Latini from CWL Planning and Kevin McManimon of McManimon & Scotland.

### PRESENTATION

Mr. Kevin McManimon of McManimon & Scotland deferred to the two Ordinances and explained them both. One approves and adopts the Redevelopment Plan and the other is an effort to amend the existing township code provisions with regard to the Redevelopment Agency. The Ordinance that relates to the Plan is the next procedural step that this body needs to take. He turned it over to Mr. Latini who he stated would get into the nuts and bolts of the Plan.

1. PARKWAY AVENUE REDEVELOPMENT PLAN - Charles Latini of CWL Planning, LLC

Mr. Latini of CWL Planning gave a PowerPoint presentation of the proposed plan. It has been a coordinated effort with the County and that cannot be underscored enough. He also state that with that being said, the coordination with the County is particularly important because Scotch Road, West Upper Ferry Road and Parkway Avenue are all County Roads and have to be part of the process. A little piece of land that sits adjacent to this area, Mercer County Airport, is also a resource that we have to think about and make it work with the Planning that we are looking to do in the area. The bigger regional issues like the West Trenton Line, have to be involved because it cuts through the entire meat of the County, all the way up through Hopewell and into Somerset County. He stated that this is an opportunity to create a great place for future generations. President Hyser thanked Mr.

Latini for his presentation and stated that she personally appreciates a Town Center approach that is being taken and public space is going to be included and that there is diversity of use. Council asked many questions to which Mr. Latini responded. There were no questions from the public.

**2. AN ORDINANCE OF THE TOWNSHIP OF EWING, IN THE COUNTY OF MERCER, AMENDING TOWNSHIP CODE REGARDING THE ESTABLISHMENT OF THE EWING REDEVELOPMENT AGENCY**

Mr. Kevin McManimon gave a brief explanation of the Ordinance. He stated that in 1997 the Ewing Township Redevelopment Agency originally created the Olden Avenue Redevelopment Plan and it refers only to the Olden Avenue Redevelopment area and it is now necessary to amend the code to include the Parkway Avenue Redevelopment area for the Parkway Avenue Redevelopment Plan and includes some broad language, or any other area designated. President Hyser asked if a developer were to come forth with an idea, they would first approach the Redevelopment Agency prior to going to the Planning Board. Mr. Kevin McManimon stated that one of the components of the Redevelopment Plan is that in order for the Planning Board to deem an application complete, the developer has to have been designated by the Redevelopment entity as the Redevelopment for that site. Unless and until that happens, the Planning Board will not consider that application. So by definition, once they fill out the application, they should have been designated a Redevelopment area and have negotiated and executed a redevelopment agreement. Mr. Baxter asked for clarification of this Ordinance encompassing the Parkway Avenue Redevelopment site, and if someone wants to develop another area, do we have to amend the Ordinance again. Mr. Kevin McManimon stated that assuming Council acts favorably on the Ordinance to approve the Parkway Avenue Redevelopment area, the Ordinance is drafted so that in the future if this Council designates other areas and adopts plans for those areas, the Redevelopment Agency will automatically become the Redevelopment entity charged with the responsibility to implement those plans.

**3. AN ORDINANCE OF THE TOWNSHIP OF EWING, IN THE COUNTY OF MERCER, ADOPTING A REDEVELOPMENT PLAN FOR THE PARKWAY AVENUE REDEVELOPMENT AREA**

President Hyser stated that in Council's packet, there is a Resolution from the Planning Board recommending that we adopt this Redevelopment Plan. Mr. Kevin McManimon explained that the Planning Board made their recommendations and Mr. Latini made the appropriate changes. He explained some minor changes that were made to the Ordinance and there being no questions from the public, both Ordinances were approved for action. Mayor Steinmann thanked the professionals for their time and expressed that it is very exciting to be moving forward with this project.

**DISCUSSION**

**1. A RESOLUTION AUTHORIZING AND APPROVING 2013 SHARED SERVICES CONTRACT FOR HEALTH SERVICES BETWEEN THE TOWNSHIP OF EWING AND THE TOWNSHIP OF HAMILTON**

Administrator McManimon explained that this is a shared services agreement with Hamilton Township to provide Health Services to Ewing, which our Health Department does not presently have anyone qualified to provide these services. Mr. Baxter asked how many cases we actually use this service for. Mr. McManimon expressed that he could get that information for the following evening.

**2. A RESOLUTION AMENDING RESOLUTION #12R-200 AUTHORIZING THE PURCHASE OF MITCHELL HUMPHREY'S FASTTRACKGOV SOFTWARE FROM SHI INTERNATIONAL CORPORATION UNDER STATE CONTRACT NO 77560/M-0003 SOFTWARE LICENSE AND RELATED SERVICES IN THE AMOUNT OF \$91,670**

Attorney Cannon asked that this resolution be pulled from the agenda. President Hyser instructed the Clerk to pull the item from the agenda.

## **CONSENT AGENDA**

President Hyser presented the Consent Agenda for review.

1. **Approval of minutes of the meeting of December 10, 2012 (Agenda) and December 11, 2012 (Regular).**
2. **A Resolution authorizing a Refund, as recommended by the Tax Collector in the amount of \$6,624.67 for April 11, 2011 to December 31, 2012 to McCrae, James W., 1176 Lower Ferry Road, Ewing, NJ, 08618, for property owner McCrae, James W., for Block: 468 Lot: 172 also known as 1176 Lower Ferry Road due to 100% disabled veteran status since 04-11-2011.**
3. **A Resolution authorizing the conduct of an On Premise Merchandise Raffle sponsored by Incarnation St. James School Parent Teacher Association on April 13, 2013.**
4. **A Resolution authorizing the conduct of an On Premise 50/50 Cash Raffle sponsored by Incarnation St. James School Parent Teacher Association on April 13, 2013.**
5. **A Resolution authorizing the conduct of a Calendar Raffle sponsored by the Rotary Club of Trenton on April 18, 25, May 2, 9, 16, 23, 30 & June 6, 2013.**
6. **A Resolution authorizing the conduct of an Off Premise 50/50 Cash Raffle sponsored by The Pennington School Parents Association on April 13, 2013.**
7. **A Resolution authorizing the conduct of an On Premise Merchandise Raffle sponsored by The Pennington School Parents Association on April 13, 2013.**
8. **A Resolution authorizing the conduct of a Bingo Night sponsored by St. Ann's Parent Teacher Association on February 8, 2013.**
9. **A Resolution authorizing the conduct of a Merchandise Raffle sponsored by St. Ann's Teacher Association on February 8, 2013.**
10. **A Resolution authorizing a Refund, as recommended by the Township Construction Official for Certificate of Occupancy payment to Lorraine Coryell for \$125.00 for 10 Barbara Lane, Ewing, NJ08628.**
11. **A Resolution authorizing a Maintenance Guarantee Release for High Hotels Limited (Springhill Suites) (Block/225.02/Lot 1.02) Charles Ewing Boulevard Ewing Engineers Remington Vernick and Affiliates #1102 I 037.**

Seeing no questions from Council the Consent Agenda was approved for action.

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

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

## **NEW BUSINESS**

1. **A RESOLUTION APPROVING CHANGE ORDER #1 FINAL TO RICHARD T. BARRETT PAVING COMPANY FOR 2012 ROAD IMPROVEMENT PROGRAM- CONTRACT 2 – Mr. McManimon explained that this is for the paving that was done at Banchoff Park to repave the entrance and it is actually a reduction of \$7,614.90.**
2. **A RESOLUTION APPROVING CHANGE ORDER #1 FINAL TO RICHARD T. BARRETT PAVING COMPANY FOR 2012 ROAD IMPROVEMENT PROGRAM-**

**CONTRACT 4 (NEW TRENT STREETBASKETBALL COURT) – Mr. McManimon explained that this is a similar resolution as the previous one and it is also a reduction of just under \$1500.**

- 3. A RESOLUTION APPROVING CHANGE ORDER #1 FINAL TO TOP LINE CONSTRUCTION CORP. FOR 2012 ROAD IMPROVEMENT PROGRAM-CONTRACT 3 (CARLTON AVENUE HOCKEY RINK) – Mr. McManimon explained that this is a slight increase and there being no questions from Council on the above three items, they were approved for action.**
- 4. A RESOLUTION GRANTING CHIEF ROBERT A. COULTON PERMISSION TO RECEIVE HIS SERVICE FIREARM (GLOCK 21, .45 CAL. SEMI-AUTOMATIC PISTOL SERIAL NUMBER RYA887) UPON HIS RETIREMENT FROM THE EWING TOWNSHIP POLICE DEPARTMENT ON FEBRUARY 1, 2013 - Mr. McManimon explained that this town has made it a practice of allowing retiring police officers to retire with their guns they worked with and the Chief is asking for the same courtesy as he retires on February 1, 2013.**
- 5. A RESOLUTION AUTHORIZING THE DONATION, RECYCLING OR DISPOSAL OF PROPERTY OF NOMINAL VALUE. Mr. McManimon explained that this is a combination of computers, scanners and monitors and we will either auction if off for a nominal value or donate it to the rescue mission through their recycling program and all the memory has been pulled out in every piece of equipment due to a sensitive nature.**
- 6. A RESOLUTION AWARDDING CONTRACT FOR LIGHT PLANT TRUCK (OR EQUIVALENT TO SUTPHEN CORPORATION D/B/A EMERGENCY EQUIPMENT SALES LLC IN THE AMOUNT OF \$179,942.06. Mr. McManimon explained that this is from the 2012 Capital Budget to replace an existing light plant truck at Prospect Heights Fire Company that is 26 years old. When this is received Prospect Heights will auction off the old engine and the revenue will come back to the town.**

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

**Ron Prykanowski (16 Thurston Avenue) mentioned that the words “or equivalent” should not be a part of the heading for the resolution pertaining to the Light Plant Truck. Attorney Cannon agreed and stated that those words would be stricken from the title. He also asked about the central purchasing system to which Mr. McManimon responded.**

#### **ADJOURNMENT**

**There being no further business, President Hyser asked for a motion to adjourn. Ms. Wollert so moved seconded by Mr. Baxter. The meeting was adjourned at 8:25 pm.**

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**Hilary Hyser, President**

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**Kim J. Macellaro, Municipal Clerk**