

**EWING TOWNSHIP COUNCIL**  
2 Jake Garzio Drive, Ewing, New Jersey 08628

**AGENDA SESSION**  
January 9<sup>th</sup>, 2012 – 6:30 P.M.

A. Call to Order of the Township Council Meeting.

B. 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 3rd day of January, 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. 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.

C. ROLL CALL

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

D. DISCUSSION –

1. A RESOLUTION APPROVING TAX ABATEMENT FOR THE GARDENS AT BIRMINGHAM, LIMITED LIABILITY COMPANY SPONSORED AFFORDABLE HOUSING PROJECT - Administration

E. CONSENT AGENDA

1. Authorization for the Chief Financial Officer to pay Township bills in the amount of \$3,512,880.86.
2. Approval of minutes of the meeting of July 11<sup>th</sup>, 2011 (Agenda), July 12<sup>th</sup>, 2011 (Regular Meeting), October 11<sup>th</sup>, 2011 (Agenda) and October 11<sup>th</sup>, 2011 (Regular Meeting).
3. A Resolution authorizing a Maintenance Guarantee Release for Carolyn Stokes Day Nursery (Block13/Lot 5) 1 Princess Diana Way-Ewing Engineers Remington Vernick and Affiliates#1102 I 021
4. A Resolution authorizing a Maintenance Guarantee Release for Rely Properties (Block 105/Lot 26) 1015 Whitehead Road Ext.- Ewing Engineers Remington Vernick and Affiliates #1102 I 023
5. A Resolution authorizing a Performance Guarantee Release for SDB Realty/Senior Star (Block 40.01/Lot 16, 17 & 18) – Ewing Engineers Remington & Vernick and Affiliates #1102 I 002
6. A Resolution authorizing a Refund, as recommended by the Township Construction Official, for a permit overpayment

7. A Resolution authorizing the conduct of an Off Premise 50/50 Cash raffle Sponsored by The West Trenton Volunteer Fire Company on March 24, 2012
8. A Resolution authorizing the conduct of an Off Premise 50/50 Cash Raffle sponsored by The Children's Home Society on May 5, 2012

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

(None for this meeting)

**G. 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 AUTHORIZE THE USE OF A THIRD PARTY DISBURSEMENT SERVICE ORGANIZATION FOR PAYROLL AND PAYMENT OF PAYROLL TAXES (2011)
2. AN ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF EWING IN THE COUNTY OF MERCER, TO RESCIND CODE § 91-13 REGULATING OPEN CONTAINERS IN MOTOR VEHICLES (2011)
3. AN ORDINANCE AUTHORIZING THE EWING TOWNSHIP REDEVELOPMENT AGENCY TO ENTER INTO A PAYMENT IN LIEU OF TAXES ("PILOT") AGREEMENT WITH SDB REALTY, LLC A/K/A SENIOR STAR ADULT MEDICAL DAY CARE FACILITY ("SDB") IN WHICH SDB WILL PAY EWING TOWNSHIP, IN LIEU OF FULL PROPERTY TAXES, AN AMOUNT EQUAL TO A PERCENTAGE OF TAXES OTHERWISE DUE (2011)

**H. NEW BUSINESS**

1. RESOLUTION OF EMERGENCY TEMPORARY APPROPRIATIONS
2. RESOLUTION AUTHORIZING THE APPOINTMENT OF A BUSINESS ADMINISTRATOR
3. A RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR TOWNSHIP ATTORNEY TO MAEVE CANNON, ESQ.
4. A RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR TOWNSHIP ZONING BOARD ATTORNEY TO ALAN G. FRANK, JR., ESQ.
5. A RESOLUTION AUTHORIZING THE AWARD OF NON-FAIR AND OPEN CONTRACT FOR TOWNSHIP PLANNER TO CHARLES LATINI.
6. A RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR TOWNSHIP ENGINEER TO ROBERT MANNIX.
7. A RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR TOWNSHIP SPECIAL TAX APPEALS ATTORNEY TO HARRY Z. HAUSHALTER, ESQ.
8. A RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR RENT CONTROL ATTORNEY AND SPECIAL LITIGATION ATTORNEY TO EDWIN W. SCHMIERER, ESQ. OF MASON, GRIFFIN & PIERSON, PC
9. A RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR TOWNSHIP PUBLIC DEFENDER TO ANTONIO MARTINEZ, ESQ.
10. A RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR TOWNSHIP MUNICIPAL PROSECUTOR TO BERTHA SCOTT, ESQ.

11. A RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR TOWNSHIP PLANNING BOARD ATTORNEY TO MICHAEL W. HERBERT, ESQ.
12. A RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR A TOWNSHIP LABOR NEGOTIATOR TO ROCKY L. PETERSON, ESQ.
13. A RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR TOWNSHIP CONFLICT PLANNER TO CHRISTINE COFONE.
14. A RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR TOWNSHIP CONFLICT ENGINEER TO ALAIMO GROUP CONSULTING ENGINEERS
15. A RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR SPECIAL LITIGATION ATTORNEY/CONDEMNATION BOARD TO CHARLES P. ALLEN, JR., ESQ.
16. A RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR APPRAISAL SERVICES TO PETER E. SOCKLER.
17. A RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR APPRAISAL SERVICES TO THOMAS A. DEMARTIN
18. A RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR ATTORNEY TO THE CABLE TELEVISION CITIZEN ADVISORY BOARD TO CHARLES ALLEN, ESQ.
19. A RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR BOND COUNSEL TO EDWARD MCMANIMON, III, ESQ. AND MCMANIMON & SCOTLAND, LLC
20. A RESOLUTION CONSENTING TO APPOINTMENT OF EUGENE ELIAS AS THE MUNICIPAL AUDITOR AND AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR AUDITING SERVICES TO MERCADIAN, P.C.
21. A RESOLUTION APPROVING PARTICIPATION WITH THE STATE OF NEW JERSEY DIVISION OF ALCOHOLIC BEVERAGE CONTROL PROGRAM FOR THE OFFICE OF JUVENILE JUSTICE AND DELINQUENCY PREVENTION (OJJDP) STATE BLOCK GRANT PROGRAM ENFORCING THE UNDERAGE DRINKING LAWS

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

**J. CLOSED SESSION – A Resolution to enter into Closed Executive Session**

**K. ADJOURNMENT**