

February 27, 2018 – AGENDA SESSION

President Wollert 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 3rd day of January 2018.

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

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

PRESENTATION - Chief Stemler – Quarterly Report

Chief Stemler briefly discussed the UCR Report for the last quarter of 2017. For October 2017, there was a fifty-four percent drop in violent crime as compared to October 2016. Non-violent crime increased fifteen percent during the same time period. For November 2017, violent crime dropped fifty-seven percent while non-violent crime increased nine point seven percent as compared to November 2016. For December 2017, violent crime increased by sixteen point seven percent over December 2016; non-violent crime increased by one point four percent.

The Chief then discussed a couple of the major incidents during the quarter: an assault in October at 2264 Pennington Road; a shot fired into a leg during an argument over a parking spot at 901 Calhoun Street in November. During the quarter, there were approximately forty-six reported residential burglaries and forty to vehicles. There were twelve reports of shots fired – ten were unfounded. Seven sexual assaults were reported; six were not within the Department’s jurisdiction including one on the campus. The one being investigated, although reported in 2017, was said to have occurred in 1999. The Police Chief said that 10,998 motor vehicle summonses were issued during the year.

Councilman Schroth asked about the status of the aggregated assault that began on Pennington Road.

Chief Stemler replied that an arrest was made and the victim recovered. An arrest was also made for the Calhoun Street incident.

Councilwoman Keyes-Maloney asked the Chief to thank his Officers for their presentation the other night.

There were no additional questions or comments from Council for the Police Chief.

DISCUSSION

- 1. A RESOLUTION ESTABLISHING THE SEWER RATES AND CHARGES FOR EWING TOWNSHIP FOR CALENDAR YEAR 2018**

The Attorney said that the rates are unchanged for this year.

There were no questions or comments from Council or the Public.

- 2. A RESOLUTION AMENDING RESOLUTION #18R-1/14 AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR TOWNSHIP PLANNER TO THE FIRM OF L & G PLANNING, LLC**

President Wollert said that this ensures that the Township has a planning firm that is going to do the work as needed. The Township has had contracts in previous years; this just specifically names the firm in the contract.

Councilwoman Keyes-Maloney stated that she appreciates that a contract accompanied the Resolution.

There were no additional questions or comments from Council. There were no questions or comments from the Public.

- 3. A RESOLUTION AUTHORIZING AWARD OF A CONTRACT FOR TOWNSHIP ADMINISTRATIVE AGENT SERVICES TO PIAZZA AND ASSOCIATES, INC.**

The Council President said that this is a redo of a previous contract. This company has served the Township in the past. The value of the contract is \$3,600.00 per year; \$300.00 per month. The company will provide services as needed for the Township's COAH obligation. They will qualify individuals and businesses that may be eligible.

Councilwoman Keyes-Maloney commented that the contract is very well laid out in terms of the specificity as to what the firm will be doing for the Township.

There were no additional questions or comments from Council. There were no questions or comments from the Public.

- 4. A RESOLUTION CONSENTING TO THE APPOINTMENT/REAPPOINTMENT OF MEMBERS TO THE ARTS COMMISSION**

President Wollert said that this appoints Mary Lou Byer to the Arts Commission.

Councilwoman Keyes-Maloney added that this appointment means that the Commission will be at its full complement which is helpful for the different projects that it undertakes.

There were no additional questions or comments from Council. There were no questions or comments from the Public.

- 5. A RESOLUTION APPROVING MATTHEW J. CANULLI AS A SENIOR FIREFIGHTING MEMBER OF THE WEST TRENTON VOLUNTEER FIRE COMPANY NO. 1**

The Council President said that Council loves doing these resolutions as it increases the Township's volunteer force. Council appreciates the efforts of the volunteers in the two fire companies.

There were no questions or comments from Council or the Public.

- 6. A RESOLUTION APPROVING CHANGE ORDER NO. 1 FINAL DECREASE TO DEC ELECTRICAL CONTRACTORS, INC. FOR EMERGENCY REPLACEMENT OF THE EWING TOWNSHIP MUNICIPAL BUILDING EMERGENCY GENERATOR AND FUEL TANK REMOVAL**

President Wollert stated that the work has been completed. This is the final change order.

The Attorney added that it is about a \$19,000.00 decrease.

There were no questions or comments from Council or the Public.

7. **A RESOLUTION AUTHORIZING THE RELEASE OF A PERFORMANCE BOND AND THE ACCEPTANCE OF A TWO-YEAR MAINTENANCE BOND FOR THE EMERGENCY REPLACEMENT OF THE EWING TOWNSHIP MUNICIPAL BUILDING EMERGENCY GENERATOR AND FUEL TANK REMOVAL TO DEC ELECTRICAL CONTRACTORS, INC – EWING ENGINEERS REMINGTON, VERNICK & ARANGO RV&A #1102-T-044**

The Council President explained that this is a release of a bond that was held while the work was being done. Its release has been approved by the Township's engineering firm.

There were no questions or comments from Council or the Public.

8. **A RESOLUTION AUTHORIZING A PERFORMANCE BOND RELEASE FOR ORLANDS' EWING MEMORIAL CHAPEL, 1534 PENNINGTON ROAD, (BLOCK 119, LOT 1) – EWING ENGINEERS REMINGTON, VERNICK & ARANGO RV&A #1102-I-083**

President Wollert said that this was also approved by the Township Engineer after the work was completed.

There were no questions or comments from Council or the Public.

9. **A RESOLUTION AUTHORIZING THE SALE OF SURPLUS PROPERTY NO LONGER NEEDED FOR PUBLIC USE ON AN ONLINE AUCTION SITE**

President Wollert stated that this is something the Township regularly does with different pieces of equipment that are no longer needed by the Town and can be used by other entities.

Councilwoman Keyes-Maloney, the Council President and the Attorney discussed what the property entails.

There were no additional questions or comments from Council. There were no questions or comments from the Public.

All Discussion Items were approved for Action.

BILLS LIST

1. **A Resolution Authorizing the Chief Financial Officer to Pay Bills in the Amount of \$10,180,288.54 and to Pay Supplemental Bills per Resolution #18R-15 in the Amount of \$21,036.85**

There were no questions or comments from Council or the Public.

This Item was approved for Action.

CONSENT AGENDA

Council President Wollert presented the Consent Agenda for review.

1. **Approval of Agenda Session Minutes for October 10, 2017; Approval of Regular Session Minutes for October 10, 2017**
2. **A Resolution Authorizing a Refund, as Recommended by the Director of EMS for Overpayment in the amount of \$9.14 for overpayment of transport service on August 21, 2017 for patient Perego, John to Perego, John, 162 Oaklyn Terrace, Lawrenceville, NJ 08648**
3. **A Resolution Authorizing a Refund, as Recommended by the Director of EMS for Overpayment in the amount of \$80.50 for overpayment of transport service on December 29, 2017 for patient Richter, Konrad to Richter, Konrad, 4 Middleton Avenue, Ewing, NJ 08618**

4. A Resolution Authorizing a Refund, as Recommended by the Tax Collector for Overpayment in the amount of \$100 for overpayment of February 1, 2018 1st quarter taxes to Hughonette H. Williamson, 158 Buttonwood Drive, Ewing, NJ 08638, for property owner Hughonette H. Williamson for Block: 520 Lot: 3 also known as 158 Buttonwood Drive due to paying in error.
5. A Resolution Authorizing a Refund and Cancellation, as Recommended by the Tax Collector: a Refund in the amount of \$2,289.02 and a Cancellation in the amount of \$4,578.04 for 2018 1st and 2nd quarter taxes to White, Vincent, 29 Upper Ferry Road, Ewing, NJ 08628 for property owner White, Vincent for Block: 229.08, Lot: 16, also known as 29 Upper Ferry Road due to 100% disabled vet since January 2, 2018.

There were no questions or comments from Council or the Public.

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 225 VEHICLES AND TRAFFIC, ARTICLE II PARKING § 225-8 TO REFERENCE ARTICLE VIII. SCHEDULES, § 225-74, SCHEDULE XXVII: TIME LIMIT PARKING FOR THE COLLEGE OF NEW JERSEY PRIVATE STREETS

The Attorney explained that the Schedule for time limit parking for private streets at the College of New Jersey was not included in the General Section of the Ordinance. This is a housekeeping measure to fix that. It allows the College of New Jersey Police to write parking tickets.

Councilwoman Keyes-Maloney added that this also allows the Township's Officers and Code Enforcement to write parking tickets.

There were no additional questions or comments from Council. There were no questions or comments from the Public.

2. AN ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF EWING IN THE COUNTY OF MERCER, TO AMEND CHAPTER 225-56 SCHEDULE IX: NO STOPPING OR STANDING TO REMOVE THE BETH ANN WAY CUL DE SAC FROM THE SCHEDULE OF NO STOPPING OR STANDING LOCATIONS

President Wollert said that this is at the request of the Police Department to alleviate a relatively unenforceable piece of legislation.

There were no questions or comments from Council or the Public.

COMMISSION & COMMITTEE REPORTS FROM MEMBERS OF COUNCIL

Councilwoman Keyes-Maloney said that this Thursday there will be a "Meet the Student Artists" evening at Town Hall. In addition, the EDAA met last week and participated in the rental scam discussion the Police Department held.

Vice President Baxter stated that the Recreation Advisory Board meeting had been canceled. The next meeting is March 5th. Vice President Baxter added that he attended last night's Board of Education meeting. There was a preliminary presentation of their budget. They are looking to stay within the two percent cap and hope to maintain staffing and to continue the gifted and talented program and the full day kindergarten. Also, they had a young man at the meeting – Joel Parsons, a fifth grader at Antheil – who won a contest to be the "Principal for a Day."

President Wollert said that the Planning Board has not met since its February meeting. Councilwoman Steward said that the Green Team is meeting tomorrow night; 6:30 p.m. at the ESCC. Starting this Thursday, applications for the community gardens are open for returning members and on the fifteenth for new members.

There were no additional Commission and Committee Reports from members of Council.

NEW BUSINESS

(None for this Meeting)

STATEMENTS AND COMMENTS FROM MEMBERS OF THE PUBLIC

Joe Murphy (9 Malaga Drive) first spoke about his conversation with the County regarding their Airport noise complaint process. Basically, a violation is issued but there are no hearings or fines imposed and nothing is done to repeat offenders. Mr. Murphy was told, regarding planes which do not follow the designated flight plan, to contact the FAA. Mr. Murphy said that when he contacted the FAA, the FAA told him he has to contact the County. Mr. Murphy stated that the Township should tell the County Supervisors to do something about this – enforce the rules; start charging fines. Mr. Murphy next spoke about guns in schools and said that arming teachers is not going to do anything. Mr. Murphy asked Council to increase the fees – make it expensive – to register firearms and to never allow conceal carry.

Councilwoman Keyes-Maloney commented that we are lucky to live in a State with aggressive gun control laws. Most would argue that it is a poor idea to arm teachers. Security training for the kids is what actually keeps students the safest – kids knowing what to do if something bad happens.

Vice President Baxter added that the topic came up last night at the School Board meeting. Mr. Netti said that they are up-to-date with all of the security training and procedures. Right now, no citizen except law enforcement, retired law enforcement and military, is allowed to conceal carry.

Anne Chmielewski (49 Sunset Avenue) said that the Airport is an ongoing concern of hers. Ms. Chmielewski mentioned the extensive interview the Mayor gave to the Ewing Observer and then brought up and asked questions or made statements about a number of points the Mayor made about the Airport.

The Administrator responded.

Ms. Chmielewski made it clear that she also wants the Airport to succeed. However, she wants the Township to keep residents informed about the Administration's meetings with the County. She also mentioned that those concerned about the Master Plan have been asking for the more intense Environmental Impact Statement to be done instead of an Assessment.

The Administrator mentioned that the Mayor does support a new terminal being built at the Airport but does not support the expansion of any runway.

Ms. Chmielewski responded that her group never said or believed that there would be an expansion of the runway. Her group did ask for an evaluation of the noise levels and to see the radar tracking as it is hard to believe that the FAA endorses planes flying outside of the flight pattern. Ms. Chmielewski mentioned that the Mayor stated in the interview that the Airport has benefited the Township greatly not only in tax revenue but in subsidies. Ms. Chmielewski asked if the payment in-lieu-of taxes amount can be made available to her.

The Administrator responded that there is no figure the Township gets directly from the County for the Airport although that has been discussed. The Mayor was referring to the \$3 per night per hotel room fee the Township receives which is about \$400,000.00 per year. Tax revenue is also collected from tenants at the airport. There is also the indirect benefit to Ewing businesses.

Ms. Chmielewski next mentioned that the Mayor said that there were only six or seven flights per day. There are more flights that go out of the Airport. She then asked what is the name of the third airline the Mayor mentioned. The Freeholders did not seem to know.

The Administrator replied that the Mayor was referring to Frontier and Allegiant flights.

Ms. Chmielewski cautioned everyone that one needs to be careful with what is printed because it might not be as accurate as one would like.

The Council President thanked Ms. Chmielewski for coming and for her interest in this matter.

Dean Zachariades (1501 Parkside Ave., Apt. 8H) stated that this is the first Council meeting he has attended. He moved here last year and enjoys living in Ewing. He came tonight because of the most recent school shooting down in Florida. Mr. Zachariades said that he had been actively involved in politics, having worked for certain politicians and involved in a lot of campaigns. After awhile, he become frustrated with the process and burned out. Mr. Zachariades stated that his faith was renewed in 2008 but that he burned out again in 2016. He is now actively involved again on-line – trying to get people involved and to be aware of what is going on. Mr. Zachariades said that the hopes to regularly come to the Council meetings.

The Clerk added him to the list of those who are emailed the Agenda.

The Council President thanked Mr. Zachariades for coming tonight.

There were no additional statements and comments from members of the Public.

CLOSED SESSION

(None for this Meeting)

ADJOURNMENT

There being no further business, President Wollert asked for a motion to adjourn. Ms. Steward so moved seconded by Mr. Baxter. It was agreed by unanimous voice vote. The meeting was adjourned at 7:15 p.m.

Kathleen Wollert, President

Kim J. Macellaro, Municipal Clerk