

February 13, 2018 – REGULAR SESSION

President Wollert called the meeting to order at 7:35 p.m.

The Clerk read the Invocation: 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.

Flag Salute

Council President Wollert 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 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 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 | |

STATEMENTS AND COMMENTS FROM MEMBERS OF THE PUBLIC FOR ITEMS NOT ON THE AGENDA

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

BILLS LIST

1. The Clerk read (Resolution #18R-37) A Resolution Authorizing the Chief Financial Officer to Pay Bills in the Amount of \$1,044,057.57 and to Pay Supplemental Bills per Resolution #18R-15 in the Amount of \$185,099.94

Ms. Keyes-Maloney moved the Resolution, seconded by Ms. Steward. There were no questions or comments from Council or the Public. President Wollert asked for a roll call.

ROLL CALL

- | | |
|-------------------|-----|
| Ms. Steward | YES |
| Ms. Keyes-Maloney | YES |
| Mr. Baxter | YES |
| Mr. Schroth | YES |
| President Wollert | YES |

The above referenced Bills List Resolution and the Bills List are available in the Clerk's Office in the 2018 Resolution Book Number One.

All items listed under Consent Agenda are considered routine by the Township Council and will be enacted by one motion in the form listed below. There will not be separate discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and considered separately. There will be one motion for all items listed.

CONSENT AGENDA

The Clerk read the Consent Agenda: (Resolution #18R-38/)

1. Approval of Agenda Session Minutes for September 26, 2017; Approval of Regular Session Minutes for September 26, 2017; Approval of Reorganization Minutes for January 1, 2017; Approval of Reorganization Minutes for January 2, 2018
2. A Resolution Authorizing a Refund, as Recommended by the Township Construction Official in the amount of \$427.00 to RGB, P.O. Box 162, Westville, NJ 08093 for a permit at 2044 Pennington Road, Ewing, NJ 08638. The permit was not priced correctly and the contractor paid a higher amount.
3. A Resolution Authorizing a Refund, as Recommended by the Director of EMS for Overpayment in the amount of \$243.42 for overpayment of transport service on October 3, 2016 for patient Sophia Hayda to Sophia Hayda, 95 Orient Way, Apt. 5B, Rutherford, New Jersey 07070
4. A Resolution Authorizing a Refund, as Recommended by the Director of EMS for Overpayment in the amount of \$422.10 for overpayment of transport service on November 2, 2017 for patient Steve Shipman to Aetna Inc., P.O. Box 14079, Lexington, Kentucky 40512-4079
5. A Resolution Authorizing a Refund and Cancellation, as Recommended by the Tax Collector: a REFUND in the amount of \$6,356.06 and a CANCELLATION in the amount of \$7,814.72 for April 1, 2017 to June 30, 2018 to Graves, John, 35 Glen Stewart Dr., Ewing, New Jersey 08618 for property owner Graves, John for Block: 474, Lot: 41, also known as 35 Glen Stewart Dr. due to 100% disabled vet since March 23, 2017
6. A Resolution Authorizing a Refund, as Recommended by the Tax Collector for Overpayment in the amount of \$16,933.87 for overpayment of November 1, 2017 Added/Omitted Tax Bill, to Capital Health Systems/W. Keffer, 750 Brunswick Ave., Trenton, NJ 08638, for property owner Capital Health Systems/W. Keffer for Block: 305 Lot: 1 (1.01) also known as 413 Hillcrest Ave. due to Tax Appeal being granted in taxpayer's favor.
7. A Resolution Authorizing a Refund and Cancellation, as Recommended by the Tax Collector: a REFUND in the amount of \$1,271.88 and a CANCELLATION in the amount of \$2,128.57 for November 1, 2017 to June 30, 2018 to Graves, James, 3 New Hillcrest Ave., Ewing, New Jersey 08638 for property owner Graves, James for Block: 73, Lot: 43, also known as 3 New Hillcrest Ave. due to 100% disabled vet since November 17, 2017.
8. A Resolution Authorizing a Refund and Cancellation, as Recommended by the Tax Collector: a REFUND in the amount of \$4,527.26 and a CANCELLATION in the amount of \$6,744.66 for November 1, 2017 to June 30, 2018 to Mucciarelli, Jamie, 12 Wilburtha Rd., Ewing, New Jersey 08628 for property owner Mucciarelli, Jamie for Block: 420 Lot: 15 also known as 12 Wilburtha Rd. due to 100% disabled vet since September 28, 2017.

There were no questions or comments from Council or the Public. Mr. Schroth then moved the Resolution, seconded by Mr. Baxter. The Council President asked for a roll call.

ROLL CALL

Mr. Baxter	YES
Mr. Schroth	YES
Ms. Keyes-Maloney	YES
Ms. Steward	YES, ABSTAIN #8
President Wollert	YES

The above referenced Minutes are available in the Clerk's Office in the 2017 Agenda Session and Regular Session Minutes Books and in the 2018 Regular Session Minute Book. The above referenced Consent Agenda Resolutions are available in the Clerk's Office in the 2018 Resolution Book Number One.

ALCOHOLIC BEVERAGE CONTROL MATTERS

1. The Clerk read (Resolution #18R-39) A RESOLUTION AUTHORIZING THE 2017-2018 RENEWAL OF LIQUOR LICENSE FOR BUCKS-MERCER MANAGEMENT, INC. t/a CURTIS LANES (#1102-33-005-002)

There were no questions or comments from Council or the Public. Mr. Baxter then moved the Resolution, seconded by Mr. Schroth. President Wollert called for a roll call.

ROLL CALL

Mr. Schroth	YES
Mr. Baxter	YES
Ms. Keyes-Maloney	YES
Ms. Steward	YES
President Wollert	YES

The above referenced Alcoholic Beverage Control Matter Resolution is available in the Clerk's Office in the 2018 Resolution Book Number One.

ORDINANCE(S) FOR FIRST READING AND INTRODUCTION

1. The Clerk read (Ordinance #18-03) 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

There were no questions or comments from Council or the Public. Ms. Keyes-Maloney then moved the Ordinance, seconded by Ms. Steward. President Wollert asked for a roll call.

ROLL CALL

Ms. Steward	YES
Ms. Keyes-Maloney	YES
Mr. Baxter	YES
Mr. Schroth	YES
President Wollert	YES

2. The Clerk read (Ordinance #18-04) 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

There were no questions or comments from Council or the Public. Mr. Baxter then moved the Ordinance, seconded by Ms. Keyes-Maloney. The Council President asked for a roll call.

ROLL CALL

Ms. Keyes-Maloney YES
Mr. Baxter YES
Mr. Schroth YES
Ms. Steward YES
President Wollert YES

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

(None for this Meeting)

NEW BUSINESS

1. The Clerk read (**Resolution #18R-40**) A RESOLUTION AMENDING RESOLUTION #18R-14 A RESOLUTION OF TEMPORARY APPROPRIATIONS

Ms. Steward moved the Resolution, seconded by Mr. Schroth. There were no questions or comments from Council or the Public. The Council President asked for a roll call.

ROLL CALL

Mr. Schroth YES
Ms. Steward YES
Ms. Keyes-Maloney YES
Mr. Baxter YES
President Wollert YES

2. The Clerk read (**Resolution #18R-41**) A RESOLUTION AUTHORIZING TAX ASSESSOR TO ACT AS AGENT FOR TOWNSHIP OF EWING FOR THE PURPOSE OF FILING AND SETTLING TAX APPEALS ON BEHALF OF THE TAXING DISTRICT FOR THE TAX YEAR 2018

There were no questions or comments from Council or the Public. Mr. Schroth then moved the Resolution, seconded by Ms. Steward. President Wollert asked for a roll call.

ROLL CALL

Ms. Steward YES
Mr. Schroth YES
Mr. Baxter YES
Ms. Keyes-Maloney YES
President Wollert YES

3. The Clerk read (**Resolution #18R-42**) A RESOLUTION AMENDING RESOLUTION NOS. 14R-171 AND 15R-199 OF THE TOWNSHIP OF EWING TO AMEND THE AGREEMENT BETWEEN THE TOWNSHIP OF EWING AND PROFESSIONAL PROPERTY APPRAISERS, INC. FOR REVALUATION SERVICES TO UPDATE CONTRACT DELIVERABLE DATES FOR A START DATE OF 2018 WITH VALUES TO BE ESTABLISHED FOR CY2019

President Wollert said this is linked to the Township's revaluation process.

There were no questions or comments from Council or the Public. Mr. Schroth then moved the Resolution, seconded by Mr. Baxter. Council President Wollert asked for a roll call.

ROLL CALL

Mr. Baxter YES
Mr. Schroth YES
Ms. Keyes-Maloney YES
Ms. Steward YES
President Wollert YES

4. The Clerk read (**Resolution #18R-43**) A RESOLUTION REJECTING ALL BIDS RECEIVED IN RESPONSE TO THE INVITATION FOR BIDS FOR THE MOODY PARK IMPROVEMENTS PROJECT

President Wollert said that this will be rebid.

Councilman Schroth added that these are being rejected because they were too high.

The Attorney clarified that they are also being rejected because the Town wishes to amend the specifications.

There were no additional questions or comments from Council. There were no questions or comments from the Public. Mr. Schroth then moved the Resolution, seconded by Ms. Steward. The Council President asked for a roll call.

ROLL CALL

Ms. Steward	YES
Mr. Schroth	YES
Mr. Baxter	YES
Ms. Keyes-Maloney	YES
President Wollert	YES

5. The Clerk read (**Resolution #18R-44**) A RESOLUTION AWARDED A PROFESSIONAL SERVICES CONTRACT TO MICHAEL W. HERBERT, ESQ. OF THE FIRM OF PARKER McCAY, P.A. FOR THE PROVISION OF PLANNING BOARD ATTORNEY SERVICES FOR JANUARY 1, 2018 THROUGH DECEMBER 31, 2018 PURSUANT TO A FAIR AND OPEN PROCESS IN ACCORDANCE WITH N.J.S.A. 19:44A-20.5

The Council President stated that this is a standard contract for a period of one year.

There were no questions or comments from Council or the Public. Mr. Schroth then moved the Resolution, seconded by Mr. Baxter. President Wollert called for a roll call.

ROLL CALL

Mr. Baxter	YES
Mr. Schroth	YES
Ms. Keyes-Maloney	YES
Ms. Steward	YES
President Wollert	YES

6. The Clerk read (**Resolution #18R-45**) A RESOLUTION AUTHORIZING EXECUTION OF A PUBLIC DONOR AGREEMENT WITH THE CYO OF MERCER COUNTY

President Wollert said that this is a continuation of pre-school services at Hollowbrook.

There were no questions or comments from Council or the Public. Ms. Steward then moved the Resolution, seconded by Mr. Baxter. President Wollert asked for a roll call.

ROLL CALL

Mr. Baxter	YES
Ms. Steward	YES
Ms. Keyes-Maloney	YES
Mr. Schroth	YES
President Wollert	YES

At the request of the Council President, the Clerk read Items Seven and Eight together.

7. The Clerk read (**Resolution #18R-46**) A RESOLUTION DONATING FIRE EQUIPMENT NO LONGER NEEDED FOR PUBLIC USE FROM STATION 30 TO ON ANGEL'S WINGS, INC., A 501(c)(3) NON-PROFIT ORGANIZATION

8. The Clerk read (Resolution #18R-47) A RESOLUTION DONATING FIRE EQUIPMENT NO LONGER NEEDED FOR PUBLIC USE FROM STATION 31 TO ON ANGEL'S WINGS, INC., A 501(c)(3) NON-PROFIT ORGANIZATION

President Wollert stated that this is equipment no longer usable by the Township; however, it can be used in third world countries.

There were no questions or comments from Council or the Public. Mr. Schroth moved both Resolutions, seconded by Ms. Keyes-Maloney. President Wollert asked for a roll call.

ROLL CALL

Ms. Keyes-Maloney	YES
Mr. Schroth	YES
Mr. Baxter	YES
Ms. Steward	YES
President Wollert	YES

9. The Clerk read (Resolution #18R-48) A RESOLUTION AUTHORIZING THE TOWNSHIP OF EWING TO ENTER AN ADOPTION AGREEMENT WITH SERGEANT LARRY CABELL FOR THE ADOPTION OF A RETIRING POLICE CANINE

The Administrator clarified, for Councilwoman Steward, the number of Police canines the Township is keeping – four.

There were no additional questions or comments from Council. There were no questions or comments from the Public. Ms. Steward then moved the Resolution, seconded by Ms. Keyes-Maloney. President Wollert asked for a roll call.

ROLL CALL

Ms. Keyes-Maloney	YES
Ms. Steward	YES
Mr. Baxter	YES
Mr. Schroth	YES
President Wollert	YES

The Clerk read Items Ten, Eleven and Twelve as a block.

10. The Clerk read (Resolution #18R-49) A RESOLUTION APPROVING STEPHEN L. ETTENGER AS A SENIOR FIREFIGHTING MEMBER OF THE PROSPECT HEIGHTS VOLUNTEER FIRE COMPANY NO. 1

11. The Clerk read (Resolution #18R-50) A RESOLUTION APPROVING GREGORY J. STEWART AS A SENIOR FIREFIGHTING MEMBER OF THE PROSPECT HEIGHTS VOLUNTEER FIRE COMPANY NO. 1

12. The Clerk read (Resolution #18R-51) A RESOLUTION APPROVING CARMEN N. MAZZUCA, JR. AS A SENIOR FIREFIGHTING MEMBER OF THE WEST TRENTON VOLUNTEER FIRE COMPANY NO. 1

There were no questions or comments from Council or the Public. Mr. Schroth then moved the Resolutions, seconded by Ms. Steward. The Council President called for a roll call.

ROLL CALL

Ms. Steward	YES
Mr. Schroth	YES
Mr. Baxter	YES
Ms. Keyes-Maloney	YES
President Wollert	YES

The above referenced New Business Resolutions are available in the Clerk's Office in the 2018 Resolution Book Number One.

CLOSED SESSION

(None for this Meeting)

ADJOURNMENT

There being no further business President Wollert called for a motion to adjourn. Mr. Baxter so moved seconded by Ms. Steward. It was agreed by unanimous voice vote. The meeting was adjourned at 7:48 p.m.

Kathleen Wollert, President

Kim J. Macellaro, Municipal Clerk