

**June 11, 2018 – REGULAR SESSION**

President Wollert called the meeting to order at 7:58 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

The Council President 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 28<sup>th</sup> day of May 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**

- |                               |                                |
|-------------------------------|--------------------------------|
| ▪ Mr. Baxter – Present        | Jim McManimon, Administrator   |
| ▪ Ms. Keyes-Maloney – Present | Ryan Kennedy, Attorney         |
| ▪ Mr. Schroth – Excused       | 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 questions and comments from members of the Public.

**BILLS LIST**

1. The Clerk read (**Resolution #18R-112**) A Resolution Authorizing the Chief Financial Officer to Pay Bills in the Amount of \$10,946,577.62 and to Pay Supplemental Bills per Resolution #18R-15 in the Amount of \$17,414.74

Mr. Baxter 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 |
| Mr. Baxter        | YES |
| Ms. Keyes-Maloney | 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 Two.

*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-113/**)

1. Approval of Agenda Session Minutes for March 13, 2018; Approval of Regular Session Minutes for March 13, 2018
2. A Resolution Authorizing a Refund, as Recommended by the Township Construction Official in the amount of \$58.00 to Maiysha Robinson, 1617 Seventh Street, Ewing, NJ 08638 for a permit at 1617 Seventh Street, Ewing, NJ 08638. The homeowner paid for a permit that was already paid for.
3. A Resolution Authorizing a Refund, as Recommended by the Tax Collector for Overpayment in the amount of \$369.34 for overpayment of May 1, 2018 2<sup>nd</sup> Quarter Taxes to John W. & Catherine M. Bing, 13 Perry Drive, Ewing, NJ 08628, for property owner John W. & Catherine M. Bing for Block: 435 Lot: 32 also known as 13 Perry Drive.

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

### **ROLL CALL**

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

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

## **ALCOHOLIC BEVERAGE CONTROL MATTERS**

1. The Clerk read (**Resolution #18R-114**) A RESOLUTION AUTHORIZING THE APPROVAL FOR RENEWAL OF 2018-2019 EWING MUNICIPAL LIQUOR LICENSES

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

### **ROLL CALL**

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

2. The Clerk read (**Resolution #18R-115**) A RESOLUTION AUTHORIZING THE APPROVAL FOR RENEWAL OF 2018-2019 EWING MUNICIPAL LIQUOR LICENSE FOR AMPHORA RESTAURANT, LLC t/a ERINI'S RESTAURANT WITH CONDITIONS

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

The above referenced Alcoholic Beverage Control Matter Resolutions are available in the Clerk's Office in the 2018 Resolution Book Number Two.

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

1. The Clerk read (Ordinance #18-12) AN ORDINANCE OF THE TOWNSHIP OF EWING, IN THE COUNTY OF MERCER, NEW JERSEY PROVIDING FOR THE CANCELLATION OF \$17,805.11 IN BOND PROCEEDS REMAINING UNSPENT NOT NEEDED FOR THEIR ORIGINAL PURPOSES AND TO TRANSFER SUCH PROCEEDS TO THE CAPITAL SURPLUS FUND FOR FUTURE CAPITAL PROJECTS

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

**ROLL CALL**

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

2. The Clerk read (Ordinance #18-13) AN ORDINANCE AUTHORIZING THE EWING TOWNSHIP REDEVELOPMENT AGENCY TO ENTER INTO A PAYMENT IN LIEU OF TAXES ("PILOT") AGREEMENT WITH PRECIOUS P, LLC (PRECIOUS P) IN WHICH PRECIOUS P WILL PAY EWING TOWNSHIP, IN LIEU OF FULL PROPERTY TAXES, AN AMOUNT EQUAL TO A PERCENTAGE OF TAXES OTHERWISE DUE UNDER THE FIVE YEAR EXEMPTION AND ABATEMENT LAW, N.J.S.A. 40A:21-1 ON THE VALUE OF PHYSICAL IMPROVEMENTS MADE

The Council President explained that this will authorize the Redevelopment Agency to enter into this five-year tax abatement agreement on the value of the improvements only. The taxes on the property will be paid in full.

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

**ROLL CALL**

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

3. The Clerk read (Ordinance #18-14) AN ORDINANCE AUTHORIZING THE EWING TOWNSHIP REDEVELOPMENT AGENCY TO ENTER INTO A PAYMENT IN LIEU OF TAXES ("PILOT") AGREEMENT WITH YMBB HOLDINGS, LLC (YMBB) IN WHICH YMBB WILL PAY EWING TOWNSHIP, IN LIEU OF FULL PROPERTY TAXES, AN AMOUNT EQUAL TO A PERCENTAGE OF TAXES OTHERWISE DUE UNDER THE FIVE YEAR EXEMPTION AND ABATEMENT LAW, N.J.S.A. 40A:21-1 ON THE VALUE OF PHYSICAL IMPROVEMENTS MADE

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

**ROLL CALL**

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

**NEW BUSINESS**

1. The Clerk read (**Resolution #18R-116**) A RESOLUTION AUTHORIZING THE TOWNSHIP TO SETTLE A DISPUTE REGARDING UNPAID BALANCES DUE WITH WASTE MANAGEMENT OF NEW JERSEY, INCORPORATED

President Wollert said that this settlement will resolve an ongoing dispute with Waste Management. No monies will be exchanged.

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

**ROLL CALL**

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

2. The Clerk read (**Resolution #18R-117**) A RESOLUTION APPOINTING PHOENIX ADVISORS, LLC. AS FINANCIAL ADVISOR TO AND FOR THE TOWNSHIP OF EWING

The Council President said that this is an ongoing appointment. They have been the Township's financial advisor for the past eight years.

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

**ROLL CALL**

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

3. The Clerk read (**Resolution #18R-118**) A RESOLUTION AUTHORIZING EWING TOWNSHIP TO ENTER INTO A SHARED SERVICES AGREEMENT WITH THE COUNTY OF MERCER FOR THE PROVISION OF MUNICIPAL ALLIANCE PROGRAMMING FOR DRUG AND ALCOHOL PREVENTION FROM JULY 1, 2018 THROUGH JUNE 30, 2019 IN THE AMOUNT OF \$31,228.00 (NO COUNTY FUNDS)

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

**ROLL CALL**

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

4. The Clerk read (**Resolution #18R-119**) A RESOLUTION AWARDED PL CUSTOM BODY & EQUIPMENT CO., INC. D/B/A NEW JERSEY EMERGENCY VEHICLES A CONTRACT IN THE AMOUNT OF \$199,879.00 TO PROVIDE THE TOWNSHIP OF EWING A 2017 OR NEWER AMBULANCE

President Wollert said this will award the purchase of a capital item that had been approved earlier.

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

**ROLL CALL**

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

5. The Clerk read (Resolution #18R-120) A RESOLUTION AUTHORIZING CHANGE ORDER NUMBER TWO (DECREASE) FINAL FOR THE CONTRACT FOR THE 2016/2017 NJDOT TRUST FUND RESURFACING OF FEDERAL CITY ROAD (PHASES I & II) IN THE AMOUNT OF \$45,515.66

President Wollert said that this lessens the amount of the contract.

Ms. Keyes-Maloney moved the Resolution, seconded by Mr. Baxter. President Wollert asked for a roll call.

**ROLL CALL**

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

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

**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 8:09 p.m.

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Kathleen Wollert, President

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Kim J. Macellaro, Municipal Clerk