

## May 14, 2019 – AGENDA SESSION

Acting President Keyes-Maloney called the meeting to order at 6:32 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 2019.

**THE PUBLIC WILL HAVE AN OPPORTUNITY TO ADDRESS THE COUNCIL DURING THE “STATEMENTS AND COMMENTS FROM MEMBERS OF THE PUBLIC” SEGMENT OF THE MEETING. A MEMBER OF THE PUBLIC MAY SIGN IN ON THE SHEET AT THE FRONT OF THE ROOM AND UTILIZE FIVE MINUTES OF TIME FOR REMARKS AND QUESTIONS. ALL QUESTIONS SHOULD BE DIRECTED TO THE COUNCIL PRESIDENT. WHEN ADDRESSING THE COUNCIL, PLEASE GIVE YOUR NAME AND ADDRESS.**

### ROLL CALL

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

The Clerk stated for the record that both Ms. Steward and President Baxter are excused for this evening and said that Ms. Keyes-Maloney will be sitting in as Acting President.

### DISCUSSION

1. **BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE TOWNSHIP OF EWING, IN THE COUNTY OF MERCER, NEW JERSEY, APPROPRIATING \$8,268,897 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$7,855,452 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.**

Acting President Keyes-Maloney read the list of potential items for a grand total of \$22 million. The appropriation of notes associated with it is \$7.8 million.

Councilwoman Wollert asked, regarding the cameras being purchased, how many are new and how many are replacements.

The Administrator said that he does not have that with him tonight. After speaking with the IT Director, cameras at Townhall will be upgraded first and then at the Ewing Senior and Community Center.

The Acting President and Councilwoman Wollert both said that Mr. Green mentioned it at the Department Head hearings and thought that the number was seventy and eighty-two respectively.

The Administrator replied that Mr. Green asked for more than what the Administration approved. The Administration is putting them in where they think the cameras are needed.

The Acting President added that at the Recreation Advisory Board meeting last night one thing that came up was the fact that there is a plan to replace the cameras.

The Administrator mentioned that cameras will be put out back by the tennis courts and the soon-to-be splash pad.

For the benefit of the Public, the Acting President explained the process. This would potentially be introduced this evening; the Public Hearing and possible adoption would be at the next meeting.

There were no additional questions or comments from Council.

Ron Prykanowski (16 Thurston Avenue) said that he hopes that the streetsweeper will be used more than it had in the past; especially in the Fall, after the leaves are picked-up.

The Acting President explained that this model, in addition to sweeping, will actually suck the leaves up.

The Administrator added that the Township will see if this works before buying a second one. It can also cut weeds along the curb.

Mr. Prykanowski said that he is puzzled about Silvia Street being listed on the road paving program for \$5,000,000 and hopes that that is a mistake because Council appropriated \$2,000,000 for that about four years ago. That is a lot of money for a street that is not even a quarter of a mile.

Acting President Keyes-Maloney responded that additional improvements had to be made besides just paving.

The Administrator explained what part of the project is the Township's responsibility and what part is the Developer's.

Mr. Prykanowski suggested that the street paving program be put under general road improvements because, that way, if all the money is not spent, Council does not have to adopt an Ordinance reallocating the money to another project.

Acting President Keyes-Maloney replied that it is her understanding that it is beneficial to the Town to have some particularity. She would love to do that in some respects, but reallocating allows Council to have conversations with the Administration about priorities.

Mr. Prykanowski responded that that could be a part of the resolution.

There were no additional questions or comments from the Public.

2. AN ORDINANCE IN THE TOWNSHIP OF EWING IN THE COUNTY OF MERCER, AMENDING AND SUPPLEMENTING THE REVISED ORDINANCES OF THE TOWNSHIP OF EWING TO ESTABLISH AN ORDINANCE GUIDING TREE REMOVAL, CANOPY PROTECTION AND REPLACEMENT PROCEDURES FOR TREES LOCATED ON PUBLIC OR COMMERCIAL LANDS WITHIN THE TOWNSHIP OF EWING

Acting President Keyes-Maloney said that Planning, Environmental, Zoning, members of Council and the Administration have been in active conversations about this. Members of the Green Team are also focused on this, in part, because the Town would receive some benefit through Sustainable Jersey. If this is Introduced this evening, it would be referred to the Planning Board for comment and recommendation. It is a work in progress that will hopefully provide some guidance to members of the business community and residents as it relates to trees within the Township.

There were no questions or comments from Council.

Peter Boughton (133 West Farrell Avenue) stated that he is in favor of this Tree Ordinance. Mr. Boughton said that when he was Environmental Commission Chair, ten or eleven years ago, this was one of the action items included in the Annual Report. Mr. Boughton stated that he knows that a number of very thoughtful people have been struggling to make sure that the language in this will not impact homeowners. However, larger developments and commercial properties, will be responsible for making sure their trees are kept in good health. The Planning Board has seen a prior version of this document. Mr. Boughton said that he was one of the people who urged the Mayor to have Mr. Latini be given an assist in terms of the language because Mr. Latini had largely reworked the Ordinance. The idea was to make sure there was input from a staff person, an environmentalist, and a couple of neutral people. Mr. Boughton said that a consensus document has emerged and urged Council to support it.

Joe Mirabella (52 Windybush Way) gave Council a document Lee Farnham had put together which listed all the communities in area that are designated as Tree Cities USA. A Tree Ordinance is necessary for that designation. Mr. Mirabella read the list and said that these communities had this for many years. It is not radical. Mr. Mirabella stated that it has been a success for those towns and is something that Ewing should have too.

There were no additional questions or comments from the Public.

The Acting President said she hopes that, in coordination with the Planning Board, the fees for not planting get flushed out a little bit more. Councilwoman Keyes-Maloney thanked the Committee for coming up with a working document.

**3. A RESOLUTION AUTHORIZING AN ACCELERATED TAX LIEN SALE FOR CY2019 PURSUANT TO N.J.S.A. 54:5-19**

The Acting President said the Township does this on an annual basis as required by Local Government Services.

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

**4. A RESOLUTION AUTHORIZING THE EXECUTION OF A SHARED SERVICES AGREEMENT BETWEEN THE TOWNSHIP OF EWING AND THE COUNTY OF MERCER FOR THE PROVISION OF ROAD MAINTENANCE**

The Administrator explained that this is in reference to Charles Ewing Boulevard which is a four lane road that equates to about 3.6 miles of roadway. During heavy snowstorms, the Township's equipment is not big enough to push the snow off the road. So, the Township reached out to the County. The County agreed to plough and do snow or ice treatment whenever it is needed and, in return, the Township will pick up leaves on County roads - Upper Ferry Road, Lower Ferry Road and Ewingville (down to the line). It will take effect after Council and the Freeholders adopt it. It was fortunate that this winter, the County was not needed that much.

The Acting President added that the County wanted the Township to memorialize this and then asked if the Township would get Shared Services points.

The Administrator replied – yes; and added the County is not taking over the maintenance of Charles Ewing Boulevard. This is just for plowing and any roadway treatments.

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

**5. A RESOLUTION AUTHORIZING THE DONATION, RECYCLING OR DISPOSAL OF PROPERTY OF NOMINAL VALUE**

The Acting President said that this comes from the fire service and then listed the items. Council has to authorize any disposal.

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

**6. A RESOLUTION AUTHORIZING THE DISCHARGE OF FIREWORKS AT THE ANNUAL FOURTH OF JULY CELEBRATION**

Acting President Keyes-Maloney said that this is self-explanatory. Fireworks will be on July 3<sup>rd</sup> with a rain date of July 5<sup>th</sup>.

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

**7. A RESOLUTION GRANTING NICHOLAS LAMSON PERMISSION TO RECEIVE HIS SERVICE FIREARM (GLOCK 45, 9MM SEMI-AUTOMATIC PISTOL SERIAL NUMBER BLAS646) UPON HIS RETIREMENT FROM THE EWING TOWNSHIP POLICE DEPARTMENT MAY 31, 2019**

The Acting President said that this is not uncommon; Council has done this in years past. Firearms, in particular, are very unique to the individual who uses them so it is standard practice to allow a police officer to retire with his service firearm.

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

All Items were approved for Action.

**BILLS LIST**

- 1. A Resolution Authorizing the Chief Financial Officer to Pay Bills in the Amount of \$1,232,600.15 and to Pay Supplemental Bills per Resolution #19R-16 in the Amount of \$26,582.74**

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

## CONSENT AGENDA

Acting President Keyes-Maloney presented the Consent Agenda for review.

1. Approval of Agenda Session Minutes for March 26, 2019; Approval of Regular Session Minutes for March 26, 2019
2. A Resolution Authorizing a Refund, as Recommended by the Township Construction Official in the amount of \$75.00 for a Ewing Township Contractor's License to Olsen Electric, 5 Peterborough Lane, Manchester, NJ 08759. The applicant is licensed through the State of New Jersey and is not required to obtain this license.
3. A Resolution Authorizing a Refund, as Recommended by the Director of EMS for Overpayment in the amount of \$172.87 for overpayment of transport service on March 11, 2019 for patient Green, Melvin to Clover Health, PO Box 471, Jersey City, NJ 07303
4. A Resolution Authorizing the Palmer Lane/Lower Ferry Road Civic Association to Hold a Block Party/Road Closing on May 27<sup>th</sup>, 2019
5. A Resolution Authorizing Ruth Savage to Hold a Block Party/Road Closing on June 29, 2019
6. A Resolution Authorizing the Springmeadow Homeowners' Association to Hold a Block Party/Road Closing on June 1, 2019
7. A Resolution Authorizing St. John's Baptist Church to Hold a Block Party/Road Closing (Auto Show) on July 20, 2019

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

## ORDINANCE(S) FOR FIRST READING AND INTRODUCTION

(None for this Meeting)

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

(None for this Meeting)

## COMMISSION & COMMITTEE REPORTS FROM MEMBERS OF COUNCIL

Councilwoman Wollert did not have anything to report.

Councilman Schroth did not have anything to report.

Acting President Keyes-Maloney said that Thursday evening there will be an Art Show. Mercer Arc and Homefront partner with Art Knows No Boundaries and the Arts Commission to hold a very special arts show once a year. This year will involve not only visual art, but some performances.

The Administrator announced that the Memorial Day ceremony will be held at 11:00 a.m. on Memorial Day.

Acting President Keyes-Maloney added that the Art Show will be at the Municipal Building and then said that the Recreation Advisory Board thanked everyone for attending recent events. The Board is gearing up for the new pool season. The Administrator added that the pools will be open Memorial Day weekend although the new splash pad at the ESCC will not be open until July.

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

## NEW BUSINESS

(None for this Meeting)

STATEMENTS AND COMMENTS FROM MEMBERS OF THE PUBLIC

G.H. Friedlander (55 year resident) said that he has spoken to Council about this before. But, this will be the last time he will speak to Council regarding the availability of handicapped parking, particularly at the High School. To make his point, Mr. Friedlander handed relevant excerpts from the Americans with Disabilities Act to Council. There are many people in the Township who have handicaps with walking. It is extremely difficult for them. The law requires a certain number of handicapped parking spaces with regards to the total number. The High School has two lots. The South lot has sixty-six parking spaces and the North lot has fifty-four.

Mr. Friedlander also asked Council to turn up the volume of their microphones as he could hardly hear them sitting in the second row.

Acting President Keyes-Maloney said that Council has had conversations with the School Board about his concerns. With renovations going on at the High School, this is the right time to have renewed conversations with them.

Mr. Friedlander said that he appreciates that. He is not speaking for himself alone and then thanked Council for their time.

The Acting President thanked Mr. Friedlander for coming.

The Administrator said that he did forget to report one thing. He met with the College of New Jersey, the Police Chief at the College, and the Braeburn Civic Association to discuss rental properties and the student stabbed on Crescent Avenue. The College is now dealing directly with rental properties. The Association is happy with the communication by both the College and the Town regarding the stabbing. The Association reported a new sorority house on Louisiana Avenue that the College was unaware of. The College took it right on and will address it. The landlord said that there should only be six students in there and he will make sure that they are in compliance at the start of the next school year. It will not be an active sorority because it will be violating its lease.

There were no additional questions or comments from members of the Public.


CLOSED SESSION

(None for this Meeting)

ADJOURNMENT

There being no further business, Acting President Keyes-Maloney asked for a motion to adjourn. Mr. Schroth so moved seconded by Ms. Wollert. It was agreed by unanimous voice vote. The meeting was adjourned at 7:01 p.m.

  
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Acting President Keyes-Maloney

  
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Kim J. Macellaro, Municipal Clerk