

**November 29, 2016 – REGULAR SESSION**

President Schroth called the meeting to order at 8:35 p.m. and read the Open Public Meetings Statement:

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 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 4th day of January, 2016.

**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        | Joanna Mustafa, CFO            |
| ▪ Ms. Keyes-Maloney – Present | Maeve Cannon, Attorney         |
| ▪ Ms. Steward – Present       | Kim Macellaro, Municipal Clerk |
| ▪ Ms. Wollert – Absent        |                                |
| ▪ President Schroth – 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 #16R-213**) A Resolution Authorizing the Chief Financial Officer to Pay Bills in the Amount of \$5,100,434.90 and to Pay Supplemental Bills per Resolution #16R-13 in the Amount of \$32,384.28

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

**ROLL CALL**

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

*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 #16R-214/)

1. A Resolution Authorizing a Refund, as Recommended by the Tax Collector for Overpayment in the amount of \$226.65 for November 1, 2016 4<sup>th</sup> quarter taxes to Phillips, Jason C. and Dolores A., 8 Conover Avenue, Ewing, NJ 08638 for property owner Phillips, Jason C. and Dolores A. for Block: 101 Lot: 214 also known as 8 Conover Avenue.
2. A Resolution Authorizing a Refund, as Recommended by the Tax Collector for Overpayment in the amount of \$1088.70 for November 1, 2016 4<sup>th</sup> quarter taxes to Monarch Title Agency, 427 Whitehorse Avenue, Hamilton, NJ 08610 for property owner Guthrie, Dennis for Block: 458 Lot: 28 also known as 6 Downing Road.
3. A Resolution Authorizing a Refund, as Recommended by the Tax Collector for Overpayment in the amount of \$3791.83 for 2016 third and fourth quarter taxes to Croux, George and Gwendolyn, 504 Howell Ave, Ewing, NJ 08628 for property owner Croux, George and Gwendolyn for Block: 386 Lot: 20 also known as 504 Howell Ave for overpayment due to duplicate block and lot.
4. A Resolution Authorizing a Refund, as Recommended by the Tax Collector for Overpayment in the amount of \$69.98 for November 1, 2016 4<sup>th</sup> quarter taxes to Zangrilli, Mark A., 98 Kyle Way, Ewing, NJ 08628 for property owner Zangrilli, Mark A. for Block: 365 Lot: 2.01 Qualifier: C0914 also known as 98 Kyle Way.
5. A Resolution Authorizing a Refund, as Recommended by the Tax Collector for Overpayment in the amount of \$1308.87 for November 1, 2016 4<sup>th</sup> quarter taxes to Sterling Title Agency, 2662 Nottingham Way, Hamilton, NJ 08619 for property owner Alicea, Reinaldo & Daisy Rivera for Block: 262 Lot: 43 also known as 1136 Lower Ferry Road.
6. A Resolution Authorizing a Refund, as Recommended by the Tax Collector for Overpayment in the amount of \$113.68 for November 1, 2016 4<sup>th</sup> quarter taxes to Belardo, Patrick A., 6 Mountain View Court, Ewing, NJ 08628 for property owner Belardo, Patrick A. for Block: 423.02 Lot: 66.02 also known as 6 Mountain View Court.
7. A Resolution Authorizing a Refund, as Recommended by the Tax Collector for Overpayment in the amount of \$1846.61 for November 1, 2016 4<sup>th</sup> quarter taxes to Angebranntt, David, 124 Nancy Lane, Ewing, NJ 08638 for property owner Angebranntt, David for Block: 214.06 Lot: 14 also known as 124 Nancy Lane.
8. A Resolution Authorizing a Refund, as Recommended by the Tax Collector for Overpayment in the amount of \$992.28 for November 1, 2016 4<sup>th</sup> quarter taxes to Oeckinghaus, Krista, 1202 Parkside Ave, Ewing, NJ 08618 for property owner Oeckinghaus, Krista for Block: 440 Lot: 223 also known as 1202 Parkside Ave.
9. A Resolution Authorizing a Refund, as Recommended by the Tax Collector for Overpayment in the amount of \$139.30 for November 1, 2016 4<sup>th</sup> quarter taxes to Urban, Rebecca, 4 Pennroad Avenue, Ewing, NJ 08638 for property owner Urban, Rebecca for Block: 120 Lot: 9 also known as 4 Pennroad Avenue.
10. A Resolution Authorizing a Refund, as Recommended by the Tax Collector for Overpayment in the amount of \$2297.75 for November 1, 2016 4<sup>th</sup> quarter taxes to Remy, Jean, 6 Perry Drive, Ewing, NJ 08628 for property owner Remy, Jean for Block: 435.01 Lot: 2 also known as 6 Perry Drive.

11. A Resolution Authorizing a Refund, as Recommended by the Tax Collector for Overpayment in the amount of \$2102.94 for November 1, 2016 4<sup>th</sup> quarter taxes to Szember, Agnieszka K., 2 Pioneer Court, Ewing, NJ 08628 for property owner Szember, Agnieszka K. for Block: 552 Lot: 90 also known as 2 Pioneer Court.
12. A Resolution Authorizing a Refund, as Recommended by the Tax Collector for Overpayment in the amount of \$2161.20 for November 1, 2016 4<sup>th</sup> quarter taxes to Colavito, Robert and Holland, Julianne, 3 Rockleigh Drive, Ewing, NJ 08628 for property owner Colavito, Robert and Holland, Julianne for Block: 539 Lot: 2 also known as 3 Rockleigh Drive.
13. A Resolution Authorizing a Refund, as Recommended by the Tax Collector for Overpayment in the amount of \$97.16 for November 1, 2016 4<sup>th</sup> quarter taxes to Carrington, Claudette A., 234 Maple Ave Apt. 20, Trenton, NJ 08618 for property owner Carrington, Claudette A. for Block: 234.02 Lot: 15 also known as 515 Sutherland Road.
14. A Resolution Authorizing a Refund, as Recommended by the Tax Collector for Overpayment in the amount of \$241.09 for November 1, 2016 4<sup>th</sup> quarter taxes to Scupp, Rachel L., 21 Van Duyn Drive, Ewing, NJ 08618 for property owner Scupp, Rachel L. for Block: 230 Lot: 48 also known as 21 Van Duyn Drive.
15. A Resolution Authorizing a Refund, as Recommended by the Tax Collector for Overpayment in the amount of \$91.13 for November 1, 2016 4<sup>th</sup> quarter taxes to Princeton Assurance Corp., 2482 Pennington Road, Suite 2, Pennington, NJ 08534 for property owner Capuano, Dominic and Muentener, Rach for Block: 231 Lot: 40 also known as 26 Van Duyn Drive.
16. A Resolution Authorizing a Refund, as Recommended by the Tax Collector for Overpayment in the amount of \$135.71 for October 1, 2016 second half sewer bill to Dziminski, Richard J & Nicole M., 19 Wardman Ave, Ewing, NJ 08638 for property owner Dziminski, Richard J & Nicole M. for Block: 102 Lot: 15 also known as 19 Wardman Ave.
17. A Resolution Authorizing a Refund, as Recommended by the Tax Collector for Overpayment in the amount of \$118.43 for November 1, 2016 4<sup>th</sup> quarter taxes to Holland, Henry L., 674 Village Road West, Princeton Junction, NJ 08550 for property owner Holland, Henry L. for Block: 395 Lot: 265.01 also known as 109 W Upper Ferry Rd.
18. A Resolution Authorizing a Refund, as Recommended by the Tax Collector for Overpayment in the amount of \$106.00 for November 1, 2016 4<sup>th</sup> quarter taxes to Quinones, Lisa, 293 Wynnewood Road, Ewing, NJ 08628 for property owner Quinones, Lisa for Block: 491 Lot: 29 also known as 293 Wynnewood Road.

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

**ROLL CALL**

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

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

1. The Clerk read (Ordinance #16-18) **ORDINANCE OF THE TOWNSHIP OF EWING, IN THE COUNTY OF MERCER, NEW JERSEY PROVIDING FOR THE CANCELLATION OF \$498,887.25 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**

President Schroth explained that these are unspent funds. Certain items were budgeted at higher amounts and came in at lower amounts leaving a surplus.

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

**ROLL CALL**

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

2. The Clerk read (Ordinance #16-19) **ORDINANCE APPROPRIATING \$440,000 FROM THE CAPITAL SURPLUS FUND FOR THE ACQUISITION OF VARIOUS EQUIPMENT IN AND BY THE TOWNSHIP OF EWING, IN THE COUNTY OF MERCER, NEW JERSEY.**

President Schroth said that this is effectively the transfer of the funds that we just cancelled in the prior Ordinance.

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

**ROLL CALL**

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

3. The Clerk read (Ordinance #16-20) **ORDINANCE OF THE TOWNSHIP OF EWING, IN THE COUNTY OF MERCER, AMENDING CHAPTER 354: TRAILERS TO PROHIBIT THE USE OF PORTABLE ON-DEMAND STORAGE OR PORTABLE STORAGE CONTAINERS ON RESIDENTIALLY ZONED PROPERTY EXCEPT IN CONFORMANCE WITH THE TERMS OF THE ORDINANCE.**

President Schroth explained that this Ordinance addresses an increasing problem in the Township where residents have been putting pods, trailers and other storage structures on their properties for extended periods of time to the point where they are becoming eyesores in the Township and are often using these storage containers for commercial purposes. This Ordinance sets parameters of the use of these pods, structures and containers to maintain the quality of life in the Township and to prevent eyesores from sullyng the Township.

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

**ROLL CALL**

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

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

1. The Clerk read (Ordinance #16-17) **AN ORDINANCE AMENDING THE EWING TOWNSHIP SALARY ORDINANCE ESTABLISHING COMPENSATION OF OFFICERS AND EMPLOYEES OF THE TOWNSHIP OF EWING**

BE IT ORDAINED by the Township Council of the Township of Ewing that the Salary Ordinance establishing compensation of Officers and Employees of the Township of Ewing for

the fiscal year 1/1/2016 – 12/31/2016 is hereby amended as follows:

Section 1. The following Salaries are hereby established for the compensation of Officers and Employees for the fiscal year 1/1/2016 – 12/31/2016:

<u>TITLE</u>	<u>Prior Salary</u>	<u>New Salary</u>
MUNICIPAL CLERK	\$80,558.09	\$90,000.00
TOWNSHIP ADMINISTRATOR	\$118,855.30	\$124,385.04

Section 2. In addition to the Salaries payable, all employees not covered by a collective bargaining agreement, except for elected officials, shall be subject to the terms and conditions of the collective bargaining agreement Local 102 of the International Brotherhood of Electrical Workers A.F.L. – C.I.O., including all future salary increases in accordance with the schedule set forth in such agreement. All other employees of the Township, who are members of a collective bargaining agreement, shall be paid in accordance with and are subject to the terms and conditions of their applicable collective bargaining agreement.

Section 3. This Ordinance shall be effective January 1, 2016 and shall take effect upon final passage and publication according to law.

#### STATEMENT

This Ordinance amends the Salary Ordinance of the Township of Ewing for the position of the Municipal Clerk and Township Administrator.

**President Schroth explained that this is a standard Ordinance where we set the salaries of our Township Clerk and Business Administrator as they are not part of the union. Generally, this Ordinance parallels the resolution of these contract negotiations and sets their salaries.**

**There were no questions or comments from Council. Ms. Keyes-Maloney made a motion to open the Public Hearing, seconded by Mr. Baxter. It was agreed by unanimous voice vote. There were no questions or comments from the Public. Mr. Baxter made a motion to close the Public Hearing, seconded by Ms. Keyes-Maloney. It was agreed by unanimous voice vote. Ms. Keyes-Maloney then moved the Ordinance, seconded by Mr. Baxter. President Schroth asked for a roll call.**

#### **ROLL CALL**

<b>Mr. Baxter</b>	<b>YES</b>
<b>Ms. Keyes-Maloney</b>	<b>YES</b>
<b>Ms. Steward</b>	<b>YES</b>
<b>President Schroth</b>	<b>YES</b>

#### NEW BUSINESS

- 1. The Clerk read (Resolution #16R-215) A RESOLUTION AUTHORIZING AND APPROVING A SHARED SERVICES AGREEMENT BETWEEN THE TOWNSHIP OF EWING AND MERCER COUNTY FOR THE PROVISION OF A PUBLIC HEALTH OFFICER TO OVERSEE THE FUNCTIONS OF THE TOWNSHIP'S PUBLIC HEALTH OFFICE**

**President Schroth said that this a now standard Resolution for the Township to engage the services of a Health Officer through Mercer County on a part-time basis. It provides great cost savings to the Township while simultaneously providing the essential services that we need overseeing our Health Office.**

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

**ROLL CALL**

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

2. The Clerk read (**Resolution #16R-216**) **A RESOLUTION OF THE TOWNSHIP OF EWING IN THE COUNTY OF MERCER, APPROVING THE EXECUTION OF A ONE-MONTH SERVICE AGREEMENT BETWEEN SWIFTREACH NETWORKS, INC. AND THE TOWNSHIP OF EWING FOR THE PROVISION OF EMERGENCY NOTIFICATION SERVICES IN THE AMOUNT OF \$791.25.**

President Schroth explained that we are switching services for the providing of 911 services and notifications through the Township. Previously, it was Honeywell. This is a one month contract because the CFO can only certify funds at this junction for this remaining month in the year. We will revisit this issue in January when funds can further be certified. Swiftreach is transitioning into the system during this month so that they can be up and running when the New Year begins.

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

**ROLL CALL**

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

3. The Clerk read (**Resolution #16R-217**) **A RESOLUTION ADOPTING STANDARD OPERATING PROCEDURES FOR EWING EMERGENCY MEDICAL SERVICES**

President Schroth stated that this sets forth standard operating procedures for the emergency medical services so it is in writing as to how they are to perform their job.

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

**ROLL CALL**

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

4. The Clerk read (**Resolution #16R-218**) **A RESOLUTION GRANTING FREDERICK DOW PERMISSION TO RECEIVE HIS SERVICE FIREARM (GLOCK 21, .45 CAL. SEMI-AUTOMATIC PISTOL SERIAL NUMBER RYA-915) UPON HIS RETIREMENT FROM THE EWING TOWNSHIP POLICE DEPARTMENT DECEMBER 1, 2016**

President Schroth said that this is a fairly routine Resolution whereby Mr. Dow is being allowed to retain his service firearm. These service weapons serve no other purpose for other officers on the force because of the wear and tear on these firearms.

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

**ROLL CALL**

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

5. The Clerk read (**Resolution #16R-219**) A RESOLUTION TO ADOPT REVISIONS OF A NEW CONTRACT BETWEEN THE TOWNSHIP OF EWING (THE “TOWNSHIP”) AND LOCAL 2472 OF THE AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES (“AFSCME”)

President Schroth stated that this is the contract that has been negotiated between the Township and AFSCME employees. It has been long negotiated and has been ratified by the Union. Rocky Peterson, Labor Attorney, was here earlier this evening to explain it to us.

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

**ROLL CALL**

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

6. The Clerk read (**Resolution #16R-220**) RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION NJS 40A:4-87

President Schroth stated that this is HUD monies recently awarded to the Township.

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

**ROLL CALL**

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

**CLOSED SESSION**

**(None for this Meeting)**

**ADJOURNMENT**

The Mayor said that he wanted to remind everybody that our tree lighting ceremony will be held on December 4<sup>th</sup> at 5:00 p.m. at the Ewing Senior and Community Center. Also, Monday December 5<sup>th</sup>, the Mayor said that he will be swearing-in four new sergeants at Noon. Council is invited to attend.

The Attorney added that Women’s Space Community of Lights will be held on Monday December 5<sup>th</sup> at 5:30 p.m. at the Municipal Building.

Councilman Baxter announced that we also have Lunch with Santa on December 17<sup>th</sup>, at the Community Center from 2:00 p.m. to 4:00 p.m.

There being no further business President Schroth called for a motion to adjourn. Mr. Baxter so moved seconded by Ms. Keyes-Maloney. The meeting was adjourned at 8:51 p.m.

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Sarah Steward, President

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Kim J. Macellaro, Municipal Clerk

