

April 14, 2015 – AGENDA SESSION

President Keyes-Maloney called the meeting to order at 6:40 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 2nd day of January, 2015.

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 |
| ▪ Mr. Schroth – Present | Joanna Mustafa, CFO |
| ▪ Ms. Steward – 6:42 p.m. | Maeve Cannon, Attorney |
| ▪ Ms. Wollert – Excused | Kim Macellaro, Municipal Clerk |
| ▪ President Keyes-Maloney – Present | |

President Keyes-Maloney stated for the record that Councilwoman Steward is running a few minutes late and Councilwoman Wollert will not be able to join us this evening.

DEPARTMENTAL BUDGET REVIEWS

Kim Macellaro (Municipal Clerk) presented her Budget request for 2015 and stated that it is pretty much the same as last year; decreasing by about \$950. Ms. Macellaro then discussed each account: how much was requested last year, how much was spent and how much was requested for this year. Ms. Macellaro also explained why she requested a particular amount for each account. Ms. Macellaro stated that her total budget request is \$28,000.

President Keyes-Maloney asked what publications does the Clerk’s Office typically receive. Ms. Macellaro said that she recently ordered a copy of the Faulkner Act, and also orders the League publication, along with getting the updates for the New Jersey Desk Book each year.

Ms. Macellaro then described the codification process at the request of the Council President.

Councilman Baxter commented that the election budget is standard.

Ms. Macellaro said that we always budget \$15,000 as you never know when there is going to be a special election. Most of that budget is for postage. Everyone will still receive a ballot even though this year we do not have a local election.

Councilman Baxter then asked if the codification amount will be enough as prices are increasing.

Ms. Macellaro replied that she believed that it will be enough. The average is between \$3,000 and \$3,500 for each codification; but it really depends on the number of Ordinances that need to be codified.

There were no additional questions for the Municipal Clerk.

Ted Forst (Director of Community Affairs) stated that the total request for his operating budget is \$114,500 which is the same as 2014. Mr. Forst said that Council will see some changes as he did a little housekeeping as to which account items are coming out of. Mr. Forst first discussed each account and then discussed his capital requests for the ESCC, Hollowbrook, and Moody Park. The total capital request for 2015 is \$1,351,360.00

The Administrator reminded Council that he had asked each Department head to present to Council what they requested for capital. It is not necessarily what they are going to get. The Administrator added that he, the Mayor and the CFO sat down and looked at all the requests – some will be granted, some will be delayed – in order to manage our debt.

President Keyes-Maloney asked, in terms of the medical supplies, how much does each AED unit cost.

Mr. Forst replied that he does not have an estimate; it depends on what needs to be replaced.

President Keyes-Maloney then asked how do you determine what you are going to need for custodial supplies.

Mr. Forst replied that mostly the custodial staff indicates what is needed. Mr. Forst added that he does go around with them to see what is needed.

President Keyes-Maloney then asked which account is the advertising budget in.

Mr. Forst replied that that is the 01 account.

President Keyes-Maloney then asked the Director to list the Senior programs that are held on an annual basis.

Mr. Forst listed several of the programs – various exercise classes, a weekly bingo, a monthly party, a card and pool room. Mr. Forst added that we ask Seniors what types of programs they are interested in.

President Keyes-Maloney asked what is the shelf life of the pool filters at Hollowbrook.

Mr. Forst answered that he replaced the filters about fifteen years ago. The internal workings now have to be replaced because sand is just being thrown back into the pool.

President Keyes-Maloney remarked that Mr. Forst is asking to replace lights in the gym with LEDs and then asked what is the shelf life.

Mr. Forst said that LEDs are brighter and the shelf life is significantly longer. The facility will be much better. We have not yet replaced a light at the Senior Center parking lot after switching to LEDs.

President Keyes-Maloney said that she heard that the shelf life of LEDs are about twenty-five years.

Vice President Schroth asked what kind of savings do we see by going to LEDs.

Mr. Forst replied that right now five of the sixteen lights are out. It costs sixty dollars per light and you have to replace them a couple times of year. It is also not easy to replace the bulb – there are maintenance costs.

Councilman Schroth then asked Mr. Forst to discuss the history of the roof.

Mr. Forst said because of HUD money, we have repaired all the Senior roofs that could possibly have been done. These are the only three that cannot be repaired with HUD money; these three have not been done since he has been associated with the Community Center. The gym has had to be closed a number of times. A roofer confirmed that the nursery at the Kidsbridge end of the building is in very bad shape. We have had to do a number of patches.

Councilman Schroth then asked about the repair and maintenance of equipment. In 2014, the budget was for \$5,000. What kind of equipment problems have you been having and were the problems fixed.

Mr. Forst said that the biggest thing was keeping the boiler working.

Councilman Baxter asked if background checks every three years is for the permanent staff.

Mr. Forst replied that it is for seasonal employees.

Councilman Baxter stated that coaches and referees get background checks yearly.

Mr. Forst, replied, yes - each year for coaches; we do not run background checks on referees.

Councilman Baxter asked the Director to explain to the Public why we are in such demand for the renting of fields.

Mr. Forst replied that there are five softball fields at Armstrong that are rented out. On average the rent is \$200 per field per day. The maintenance guys are great – it is a very good product. Mr. Forst added that USA Softball is coming the second weekend in July – the last stop before the national team goes to the Pan Am Games.

Councilman Baxter complimented Mr. Forst on the job he does, along with Public Works, in getting groups to rent these fields.

Councilwoman Steward asked Mr. Forst if there is room to grow regarding the use of the pools, whether single use or renting out to groups.

Mr. Forst replied that Hollowbrook, during the week, does not get much public use but about nine groups use the pool. These groups pay a contract amount so we bring in money. We have started to rent the pool out for parties on the weekends. The ESCC gets most of the membership use. Last year was not a good summer weather-wise, so we hope this year will be better. We are going to hold an Open House to try to bring in more memberships.

Mr. Baxter then asked Mr. Forst to put out a "What's Going on in Ewing" to offset what other communities are doing to promote their activities.

Councilman Schroth asked about the two vehicles.

Mr. Forst said that there is a pick-up truck that cannot be on the roads, it just stays on the grounds. Both vehicles are worn out.

The Administrator then provided Council with more information about the how these requested vehicles are needed.

There were no additional questions for the Director of Community Affairs.

John Stemler III (Chief of Police) first discussed his 2015 request for the operating budget. The total request for the O&E account is \$44,600 which is an increase of \$18,000 from last year. Chief Stemler then listed each of the items covered in this account. The request for the repair budget is \$15,000, which is the same as last year. The request for the ammunition budget is \$38,412, an increase of \$8,412. The Chief explained that the Police Department had a problem with ammunition this year. Ammunition is being allocated to troops overseas and have been told that there might be a wait-time of up to eighteen months for certain orders. The Chief said that the Police Department has to start stockpiling ammunition in order to be able to train. Plus, the Department will need weapons for the additional officers that were hired. And the glocks that were ordered three years ago are due for an overhaul. The K9 budget is \$12,000, an increase of \$2,000. It has been \$10,000 since the program started in 2004. Prices have increased the past eleven years. Chief Stemler said that he budgeted \$11,601 for schools and training; about a \$3,000 increase. The Chief also listed the requested budgets for uniform & clothing, new recruits, new equipment purchases, office supplies, Fit for Duty examinations and communications. Chief Stemler said that the total budget request for this year is \$341,196.07 which is a decrease from last year's budget; some of that decrease is due to items, such as maintenance contracts, being moved over to the IT Department.

President Keyes-Maloney asked if the targets are for the range itself.

The Chief replied - yes.

President Keyes-Maloney asked what typically falls under range supplies.

The Chief replied that it includes repair and cleaning equipment.

President Keyes-Maloney asked the Chief to explain for the Public what is included in the standard equipment package that a new recruit receives.

The Chief described the two packages that a new recruit receives.

President Keyes-Maloney asked what is the force level.

The Chief responded that the total number of officers, including those in the academy, is seventy-five. We are looking to hire another five, to bring us up to eighty.

President Keyes-Maloney then asked if the seventy-five will allow us to receive federal grant money.

Chief Stemler replied – yes.

President Keyes-Maloney asked what is "concept seating".

Chief Stemler said that it is more comfortable seating for the dispatchers as they sit at those consoles for twelve hours a day.

Chief Stemler then presented his capital budget request.

Councilman Baxter asked the Chief what is his top priority.

Chief Stemler replied that it would be the Radio Room because all the equipment used by the dispatchers is Motorola. Motorola has a recommended shelf life of seven to ten years and ours is going on twenty years. Motorola does not even service the equipment anymore. Our vendor, will, but it is becoming harder for them to find the appropriate replacement parts. The Chief said that we are playing with fire. There are only four consoles, three dispatchers are on at one time. If any consoles are "lost" there could be issues. The radio room needs to be completely revamped. The estimate is \$500,000.

Councilman Baxter then asked what is life expectancy of the fingerprint machine.

Chief Stemler said that the life expectancy is five to seven years; the fingerprint machine is at least ten years old.

Councilman Baxter asked if these new vehicles come with dash cams.

The Chief said – yes, it is ordered as part of the package. Thirty-one new cameras were ordered with the bond request and should be installed by the end of the week.

Mr. Baxter asked about the status of the body cameras.

Chief Stemler responded that body cameras were ordered in that same bond request but we were advised by the Mercer County Prosecutor's Office to hold off as guidelines are being prepared by the Attorney General. These guidelines will recommend specific body cameras.

Mr. Baxter then asked about the radar in the vehicles.

Chief Stemler replied that the radar has to be reinspected each year.

President Keyes-Maloney asked if we will share equipment with other jurisdictions if the need arises.

Chief Stemler responded – yes.

Councilman Baxter thanked the Chief for what he has done since he becoming Chief.

There were no additional questions for the Police Chief.

Delofortte Clark (EMT Director) stated that he would like to start with his capital budget requests as there are mistakes in his operating budget request because he did not include changes due to the contract negotiations that were very recently concluded. Mr. Clark said that once he updates the operating budget request, he will forward it to Council and the Administration. Mr. Clark requested \$20,125.37 to purchase two light pack AED's and one Lucas chest compression system. Mr. Clark explained that we currently have light pack 500 AED's which are no longer going to be made, nor serviced. The company will trade-in the 500 but it may be more worthwhile to keep the 500s as backup in case something happens to the newer AED's. Mr. Clark also requested another brand new ambulance for an estimated cost of \$156,540. It will come equipped as we learned from last year when we bought one bare. Mr. Clark then described some of the added features and the reasons those features are needed. The two older ambulances have 80,000 miles on them which is a lot for an emergency vehicle. One just failed inspection. We are putting a lot of money into these old vehicles. The life expectancy for the new vehicles is ten years; after we hit ten years, we do not have to buy a new vehicle, we can just remount it.

Mr. Clark then discussed the operating budget. The total request is for \$684,500 which does encompass salaries; including a \$10,000 request for per diem employees along with other items such as oxygen rental and uniforms. It is a \$20,000 to \$30,000 increase over last year's budget. Mr. Clark again mentioned that due to the fact that numbers from the recent contract negotiations were not included, he will sit down with the CFO to go over everything and once the operating budget request is updated he will forward it to Council.

President Keyes-Maloney explained that these new ambulances are unique – you take the “box” off and then just have to replace the vehicle underneath.

Director Clark then described this process in detail.

President Keyes-Maloney then asked the EMS director to explain the power stretcher.

Director Clark explained that a regular stretcher weighs 110 pound. The average person is 250 pounds. It eliminates the need for the EMT to lift the stretcher and load the stretcher into the ambulance. It will benefit the Township from not having to pay workers' compensation.

At the request of the Council President, Director Clark then discussed the history of the EMT service in Ewing and how additional employees made it possible for the Township to move to 24/7 coverage.

President Keyes-Maloney then asked Mr. Clark to describe the reimbursement procedure.

Mr. Clark replied that for Township residents, if they have insurance, we will seek reimbursement from the insurance company and will take whatever the insurance company provides. We do not bill Township residents. For other persons, we first seek reimbursement from their insurance company and then bill that person for any balance due. However, as of right now, we do not take anyone to collections. The goal is to bring in enough insurance money to be able to pay for operations.

President Keyes-Maloney thanked Director Clark and his staff for all of their good work.

Vice President Schroth thanked Mr. Clark for the great work that he is doing.

Director Clark described the benefits of the Lucas Chest Compression System at the request of Councilman Baxter.

Councilman Baxter asked what is the per diem amount.

Mr. Clark replied that it is \$21.00 per hour for a twelve hour shift.

Councilman Baxter then asked about the trade-in for the old ambulances.

Mr. Clark replied that the company will take both trucks for \$30,000 which will leave us with two new ambulances and a spare truck.

Mr. Baxter then asked about the 24/7 coverage.

The CFO responded that we started 24/7 coverage in September; revenue has increased.

Mr. Baxter thanked Mr. Clark for everything that he does for the residents of Ewing.

Councilwoman Steward asked if the \$30,000 for the old ambulances will be more than what we could get at auction.

Mr. Clark said that the \$30,000 is a very fair offer given the condition these two ambulances are in.

Councilwoman Steward asked if there were other things that we learned when we purchased the new ambulances last year.

Mr. Clark responded yes, we learned a great deal. The only thing not included in the specs for the new ambulance is the radios, those will be pulled from the old ambulance.

Vice President Schroth asked Mr. Clark to discuss EMT training.

Mr. Clark replied that each EMT must take twenty-four core and twenty-four elected classes annually that the Township pays for. Director Clark said that he is now mandating certain classes that are not mandated by the State.

There were no additional questions for the EMS Director.

Chief Jeff Lenarski (Paid Firefighters) said that there is a new item in the budget, a request for training for the career staff as there is not a mechanism for them to get training funds. Mr. Lenarski requested \$9,000 - \$1,000 per employee. Chief Lenarski then listed other items in his budget request – dress uniforms, gloves & safety equipment, clothing and boots, overtime pay and per diem pay. Chief Lenarski then said that he is requesting three items in the capital budget request – replacement of and one set of turnout gear for one firefighter who has not been issued turnout gear, personal face pieces, and a pager for one staff member who has not been issued one.

President Keyes-Maloney asked where and what is the typical training.

Chief Lenarski said that typically it is training that we do not do at our local fire school. Pennington Road does a lot of rescue training and gave an example, of one firefighter going to Great Adventure for two days prior to the park opening to practice high angle ropes. We do try to use the local fire school as to get more bang for the buck.

President Keyes-Maloney asked what is the shelf life of the masks.

Chief responded that the shelf life is five years.

Councilman Baxter asked if it costs overtime for firefighters to attend training.

The Chief responded no, contractually, training hours are included, but this is to close the gap to attend training and get overtime. It is \$1,000 per firefighter. It is for specialized, secondary training as basic training is given before they come on board.

Councilman Baxter said that the turn-out gear is on a schedule - to keep up with it before it needs to be replaced; the shelf life is ten years.

Chief replied – correct.

Councilman Baxter then said that three need to be replaced right now.

Chief replied yes, six of the nine have been replaced; one for a new firefighter had not been purchased because he had been on probation at the time.

There were no additional questions for the Chief of the Paid Firefighters.

Chief Steven Luck (Pennington Road) said that last year he was given \$195,000 and is asking for the same amount this year. Chief Luck said that he moved a few things around; and then listed the various items in the operating budget. Chief Luck then discussed his capital budget requests: replace the existing station air compressor, replace the HVAC unit that services the Station itself and request assistance to replace the HVAC unit for the Hall. The three fire companies will be making a joint capital request to replace the air bottles.

President Keyes-Maloney asked the Chief what is the shelf life of the air bottles.

The Chief responded that the shelf life is fifteen years, and the current ones are going on thirteen years old. We wanted to replace them before they actually expired. It contains the compressed air that we breathe while fighting a fire in a building.

President Keyes-Maloney asked Chief Luck what is typically included under expendable fire equipment.

Chief Luck responded that it is those items that we thought should not be included in the capital budget.

President Keyes-Maloney asked the Chief to describe the maintenance typically done at the firehouse.

Chief Luck responded that it includes servicing the HVAC unit and the hot water heater, along with replacing overhead doors and light bulbs.

Councilwoman Steward asked what is SS32.

The Chief replied that it is the vehicle that the Township helped the fire company purchase from Lawrence Township; it carries the excess equipment related to the specialized technical rescue.

President Keyes-Maloney thanked Chief Luck for his service.

There were no additional questions for the Chief – Pennington Road.

Doug Brower (President and Deputy Chief), Mike Narducci (Treasurer and Assistant Chief) and Chief Tom Leese presented the budget request for Prospect Heights Fire Company. Maintenance and repair, utilities, fuel and insurance consumes seventy-five percent of their operating budget. The remainder being office supplies, computer equipment, fire prevention and training. Deputy Chief Brower said that they want to increase the training budget. There are a lot of shared services with the other fire companies – the testing of various equipment and training. Last year we had more repairs than anticipated to a couple of our trucks and hope that this is a better year. Deputy Chief Brower then expanded on the training request as requested by the Council President.

President Keyes-Maloney then asked about typical repairs at the firehouse.

Assistant Chief Narducci replied that repairs were made on several of the trucks. A lot of the repairs were done in house in order to save money. This year there were more repairs than projected.

President Keyes-Maloney then asked about the maintenance agreements.

Deputy Chief Brower replied that air has to be tested throughout the year, the air compressor has to be tested, pump testing is done annually. The same vendor is used by all three companies. There is a request for an increase in the equipment budget as there is a new truck on order. We will be transferring equipment over but some of it has aged out and is past its useful life.

Deputy Chief Brower then discussed his capital budget request. There are fifty air bottles that are near the end of its useful life. The air bottles themselves cost \$800 a piece. Sections of hose sometimes do not pass testing and have to be replaced; there is also a new requirement that a hose over twenty years old cannot be on a truck. Some of our trucks are – we have to be careful about what we have on those trucks. Another capital request is for turn out gear which also has a useful life. We have to be compliant there, we have different size guys coming in. It costs about \$3200 to outfit. Another request is for a thermal imaging camera.

President Keyes-Maloney asked what is the thermal imaging camera used for.

The Deputy Chief replied that it identifies heat, it will see if there is something in the back of an appliance that still needs to be addressed. The camera can identify if someone is collapsed on the floor. Mr. Brower added that besides the truck there is a generator on order. A generator is a necessity. Without electricity, the doors will not open. The current one is forty years old. It is a continuing process to install a new generator; it is not easy to implement. Mr. Brower said that this budget reflects the budget that the Township provides, but we do have some funds that we raise ourselves. We just signed a loan for \$120,000 to replace roofs.

Councilman Baxter asked if turnout gear is specific or do you just buy small, medium and large.

Mr. Brower replied that someone comes out and measures the guys.

There were no additional questions for the Deputy Chief & President of Prospect Heights.

Mike Anderson (Financial Officer and Deputy Chief) and Joe Finelli (President of West Trenton Fire Company) presented the budget requests for West Trenton Fire Company. Deputy Chief Anderson first presented the requests for the various accounts in the operating budget and explained that not much has changed since last year – little increases on some accounts offset by little decreases in others. Deputy Chief Anderson then presented the capital budget requests. The top priority is to replace the above ground diesel tank. It is the third year that we are requesting this. The current tank is twenty plus years old. It is rusting on the bottom and the gauge does not work. Another item is the SCVA tanks, it is a requirement. There is a twenty year life expectancy and all are coming due in 2017. The request is for sixty air bottles. West Trenton will be moving from forty-five minute bottles to thirty minute bottles like the two other fire companies. The third capital request is for a CCTV system. The firehouse has equipment worth millions of dollars, but no monitoring devices at the moment. A fourth capital request is for portable radios. We do have radios from a county grant, but we did not get enough officer radios. Right now some of the

officers do not have them and if they are in command, they will have to work around it. The fifth capital request is for an emergency LED sign out in front of the firehouse. The current sign is about twenty years old, we cannot replace the letters and the locking system does not work. The last capital request is for a utility vehicle with a snowplow. Right now we tow our boat with our special services truck; it is very difficult to see the boat behind it. We asked for the plow, so we can plow the front of the firehouse so emergency vehicles can respond. The utility vehicle can also be used by the Fire Police. Currently, the Fire Police use their personal vehicles which can be an issue as personal vehicles are not allowed on Interstate 95. Deputy Chief Anderson then mentioned that similar to the other fire companies, West Trenton holds fundraising activities such as bingo to offset costs. The fire house is looking to hold different events.

President Keyes-Maloney said that West Trenton is used as an emergency shelter; the new sign would also benefit as a notification.

The Administrator added that whether West Trenton is the first shelter or the second depends on the event.

Councilman Baxter asked who is responsible for plowing the parking lot.

Deputy Chief Anderson replied that the Township does try to send out a truck to plow the front apron so the vehicles can respond to an emergency. We do have a contractor, it is very costly. The Township will come by, if there is still snow, after all of the streets have been done.

Councilman Baxter then asked if all the fire companies have contractors.

The Administrator responded that the Township does the apron; Public Works employees are volunteer firemen. The streets are taken care of first.

Deputy Chief Anderson said that there is a contractor on call, but for the ballroom it is \$1,000 a pop. Deputy Chief Anderson said that West Trenton is bank shopping to take out a loan in order to repave the back parking lot. The estimated cost is \$500,000 since it is in such bad shape.

Vice President Schroth asked if the other fire companies have CCTV.

The reply was that 32 put it in themselves and 31 does not have it.

There were no additional questions for the Deputy Chief and President of West Trenton.

President Keyes-Maloney stated that we are finished with the Department Budget reviews for this evening; the other Departments will present their budgets at the next Council meeting.

DISCUSSION

1. PETITION FOR A WAIVER UNDER EWING CODE 91-7(A) TO TRANSFER PLENARY RETAIL CONSUMPTION LIQUOR LICENSE #1102-33-013-006

The Attorney stated that Michael Sinkevich and Stuart Lieberman, attorneys for the New Ewing Diner and Two Peter's Diner, are here tonight to answer any questions regarding the application for a waiver. The owner has taken ill and is not here tonight.

President Keyes-Maloney explained, for the Public's benefit, that under our Ordinance 91-7A there are limitations as to the location of liquor licenses throughout the Township. Earlier this past year, we passed a limited exception that allows, based on specific circumstances, the ability to contemplate a waiver. This is the first opportunity that we have to examine that waiverability.

The applicant's Attorney stated that the New Ewing Diner wants to transfer the liquor license to the Two Peter's Diner. We would need a waiver because the 1,000 foot prohibition would preclude the liquor license from being transferred. Two Peter's is closed at the moment due to a fire, but it will be converted into a steakhouse. There are two liquor stores in the area. No schools are overtly nearby. There is a house immediately behind Two Peter's; it is a bit mixed, but generally it is not a residential area. The Diner will not compete with the liquor store aspect, as it is onsite consumption – someone just enjoying a beverage with dinner.

The Attorney added that there is some urgency regarding this application because the license itself is currently inactive. The State ABC will not authorize this liquor license without siting it as an active location. All liquor license expire on June 30th.

Councilman Baxter asked if there will be a bar at this establishment.

The applicant's Attorney replied that there will be a bar. It is kind of like a Ruby Tuesdays. There is a small area with a bar and seats around it. It will be a steak house.

Councilman Baxter responded that a TGI Friday's has a happy hour and flourishes. We do not have the schematics of the floor plan.

Councilman Baxter asked what kind of steakhouse will it be comparable to.

The applicant's Attorney replied that it is equivalent to a higher end establishment. When we prepare the transfer application, we will have more of that type of information, as to the seating.

Councilwoman Steward asked if the waiver is approved, will we make a second decision on the transfer itself.

The Attorney replied – correct. It is an ABC requirement, that regardless of the type of liquor license, an establishment cannot be within 1,000 feet of each other.

Councilwoman Steward then stated that we could approve the waiver, but then deny the transfer.

Councilman Baxter then asked how Jack's Wine Sense and HK Liquor were licensed as they are within 1,000 feet of each other.

The Attorney and the President Keyes-Maloney replied that these two establishments are just outside the 1,000 foot requirement.

The Attorney and President Keyes-Maloney then described the type of license that Jack's Wine Sense has and whether or not that type of license must have a small bar area.

Vice President Schroth asked the applicant's attorneys to describe what the floor space will look like.

The applicant's Attorney described a drawing that he saw.

Vice President Schroth mentioned that there is a four lane roadway with cement barriers between this location and HK Liquors which makes it difficult to easily go from one establishment to the other.

The applicant's Attorney concurred.

Councilman Baxter asked if there is a day care next to Domino's.

Vice President Keyes-Maloney replied that there is/was a day care there, but it is not functioning now. It will become a Walgreens.

The Attorney added the Applicant needs to be active by June 30th. Ewing is over its population allotment; it is a grandfathered license. If a liquor license lapses, it will be gone for good.

There were no additional questions for the Applicant's Attorneys.

President Keyes-Maloney asked the Board if we can proceed with this tonight or is more information needed. Vice President Schroth and Councilwoman Steward said that they can proceed. Councilman Baxter said that he wanted to check on the day care issue. Mr. Baxter then stated that he has been opposed to this from the start and that his opinion has not changed.

President Keyes-Maloney asked the Clerk to move this item to the Regular Session.

President Keyes-Maloney after starting to explain the next item on the Agenda, asked the Attorney if the Public needs to comment on the liquor license waiver before proceeding.

The Attorney replied that when it comes up at the Regular Session, the Public should be allowed to comment on it.

2. AN ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF EWING IN THE COUNTY OF MERCER, ADDING ADDITIONAL BUS STOPS ALONG MUNICIPAL ROADWAYS PURSUANT TO N.J.S.A. 39:4-8(e)

President Keyes-Maloney explained that N.J. Transit has requested these two new bus stops along River Road at Country Lane. This is a customary request.

Councilman Baxter asked the Attorney what is the process if the Township wanted to request a bus stop.

The Attorney described the procedure.

Councilman Baxter then asked how long is NJ Transit's review process. The Attorney replied that she did not know, but that the Administrator may know. The Council President said that we will ask the Administrator when he returns. Councilwoman Steward asked if the Resolution needs to be forwarded to the Board of Chosen Freeholders as this does not involve a County road. The Attorney stated that removing that part of the Resolution is a de minimis change and the Council President said that this Resolution will be referred to "as amended". The Administrator then responded to Councilman Baxter's question and said that the review process is quick when NJ Transit requests a bus stop, but is a rather long process, involving a traffic study, when the Township requests bus stops.

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

3. AN ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF EWING IN THE COUNTY OF MERCER, TO AMEND CHAPTER 325, STREETS AND SIDEWALKS, ARTICLE I: SNOW AND ICE REMOVAL, TO ALLOW ENFORCEMENT BY THE DIVISION OF CODE ENFORCEMENT AND BUILDING INSPECTIONS

President Keyes-Maloney explained that this will allow Code Enforcement to issue tickets, along with the Police Department, to enforce snow and ice removal. It was requested by the Code Enforcement Office.

The Administrator said that right now only the Police can issue tickets. Code Enforcement can only issue a warning and then contact the Police. The Police are busy with other types of emergencies, this will give Code Enforcement the right to issue tickets.

The Attorney added that this will also strike "crushed stone or cinders" from the Ordinance.

The Administrator said that there are no stone or cinder walkways in the Township that we are aware of.

Councilman Baxter asked if the twelve hours of daylight applies to commercial as well as residences.

The Administrator replied – absolutely.

The Attorney added that the removal of snow from a sidewalk within twelve hours of daylight after the end of a storm is an existing requirement.

There were no additional questions or comments from Council.

Joe Murphy (9 Malaga Drive) said that there has to be some leeway with this. Mr. Murphy asked what happens when a Township plow comes along after a sidewalk has been cleared; will the homeowner be ticketed.

The Administrator replied that this has been an issue. The Township is really only giving tickets to those that have made no effort to clear the sidewalk. You can tell when a homeowner had cleared the sidewalk and a plow blew snow over it afterwards. The Administrator added that he and Public Works do try to clear out already plowed driveways when they can but clearing the roads has to be first priority.

Vice President Schroth said that it is not ideal, but the public does have redress in the courts; just because one is issued a summons, does not mean that one is guilty of it.

Caroline Steward (30 Gilmore Road) asked if it is twelve hours of continuous daylight or is it if it stops snowing at 6 p.m., and there is two hours of daylight so you have two hours today and then ten hours the next day. Ms. Steward said that she thought residents had twenty-four hours.

Council President Keyes-Maloney replied that it says twelve hours of daylight. It would continue with the remainder of the twelve hours the next day.

The Administrator replied that the main problem this season is with public institutions and along Olden Avenue, Parkway Avenue and Ewingville Road. The Township is not really going after residences unless we get a call about an abandoned property.

Ms. Steward commented that if the Township has not been through my neighborhood within twelve hours, why is it that a resident can be fined. Why are residents held to a higher standard.

President Keyes-Maloney and the Administrator then discussed how the plow teams work during a snowstorm.

Ms. Steward suggested that something be added to the Ordinance such as residents having twelve hours after the Township plows their street.

Mildred Russell (119 King Avenue) commented that all the sidewalks in Ewing Park, owned by absentee landowners, stayed unplowed for four weeks. No one paid any attention. These absentee landowners should have been fined.

The Administrator replied that many of them were fined.

Mrs. Russell said that these landlords should take responsibility. Ewing is not strict enough; ticket these absentee landlords.

The Administrator replied that after a set of phone calls from Mrs. Russell, within twenty-four hours, we issued forty-three tickets.

There were no additional questions or comments from the Public.

4. 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, TO PROHIBIT THE PARKING OF VEHICLES IN EXCESS OF FOUR TONS AT CERTAIN LOCATIONS

President Keyes-Maloney explained that over the past year we have noticed significant damage caused by these vehicles at the Community Center, Hollowbrook, and the soccer fields at Rambling Creek Park. This would prohibit parking at these places except for deliveries and Township business.

Councilwoman Steward asked what kind of vehicle is over four tons.

The Administrator replied that would be a dump truck with a plow. We have asked them not to park in these areas while taking a break during their twelve hour shift.

There were no additional questions or comments from Council.

Mildred Russell (119 King Avenue) asked what is going on with business trucks being parked in residential areas.

The Administrator responded that this only applies to trucks parking at these three properties. The issue that Mrs. Russell is talking about, was addressed in an Ordinance passed last year. We were not able to include landscape trailers in that Ordinance. The Administrator explained that we will address this once we are able to do so legally. We do not want to pass this and then have it thrown out by a judge.

President Keyes-Maloney said that it makes sense for the zoning and planning professionals take a look at this. They will be looking at it in the near future.

There were no additional questions or comments from the Public.

5. AN ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF EWING IN THE COUNTY OF MERCER TO AMEND CHAPTER 172 FEES

The Attorney explained that this is at the request of the Health Department. There are a number of miscellaneous fees for various inspections that the Health Department does that were not covered by an existing Ordinance. The fees are based on what other municipalities charge.

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

6. A RESOLUTION EXTENDING THE LEASE OF TOWNSHIP OWNED LAND FOR AN ADDITIONAL TWENTY YEARS TO MERCER COUNTY AND THE MERCER COUNTY IMPROVEMENT AUTHORITY

President Keyes-Maloney explained that this is to extend the lease for the operation of the library at Hollowbrook for another twenty years.

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

7. A RESOLUTION IN SUPPORT OF A NEW SPEED LIMIT ON BEAR TAVERN ROAD (CR 579) BETWEEN WINDY BUSH ROAD AND NORTH MADDOCK ROAD

The Administrator explained that after the bridge at Jacobs Creek was completed, a engineering study was done. The recommendation is that the speed limit on our side of the creek be lowered to thirty-five miles an hour.

There were no questions or comments from Council.

Mildred Russell (119 King Avenue) said that this relates to our request for a study concerning the speed limit on Somerset.

The Administrator informed Council that we have been in Mrs. Russell's neighborhood with the speed signs. We have not done Somerset Street yet, but have recently done Sussex and Pennsylvania. Somerset is on the agenda. It is easier to do this type of thing now that we have more police officers and have some grant money. Mrs. Russell replied that adding speed "humps" will slow the traffic. Mrs. Russell added that she knows that the Mayor does not approve of these speed "humps".

President Keyes-Maloney said that monitoring is an alternative way of doing this instead of speed "humps" as speed "humps" are not helpful if there is an emergency situation.

The Administrator further explained that we have put three speed "humps" on Browning. The neighborhood is requesting more, so are other neighborhoods. The Mayor is not opposed to speed "humps" per se; there is a concern with emergency vehicles bottoming out when responding to an emergency. The Administrator explained that he still has the temporary "humps" used when the bridge was out on Olden Avenue, but those are not very popular and used for an emergency situation. The Administrator explained that he does not have many of these and other areas within the Township are requesting speed "humps" as well.

There were no additional questions or comments from the Public.

8. A RESOLUTION URGING THE LEGISLATURE TO PASS S1279 TO PROVIDE IMMEDIATE RELIEF TO THE LEAD HAZARD CONTROL ASSISTANCE FUND FOR COMPLETE RESTORATION OF THE FUND

President Keyes-Maloney explained that in past years, the Legislature had appropriated seven millions dollars for lead abatement programs. Lead poisoning can be very damaging to children. The success of the program has led to its demise. This urges the Legislature to keep funding this program.

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

9. A RESOLUTION SUPPORTING ASSEMBLY BILL NO. A-4325, "TRANSPARENT TAX ACT OF 2015", WHICH WOULD ALLOW THE TOWNSHIP TO PRINT TWO SEPARATE TAX BILLS

President Keyes-Maloney explained that this supports the Township being able to issue two separate tax bills, differentiating between the different portions of the tax share.

Councilman Baxter asked if one will be the municipal bill and the other county and school.

President Keyes-Maloney said that a sample is in Council's packet. At this point the bill has only been introduced in one house. The League supports this which is why we are contemplating it.

There were no additional questions or comments from Council.

Louis Ischinger (8 Glen Mawr Ave.) asked if residents would be getting their normal tax bill and then a separate one which breaks down the different portions of the tax share or will it be two separate bills. Mr. Ischinger added that his taxes are paid by his mortgage company and he would have to call to advise them of this change.

The Attorney responded that the proposed legislation addresses the mortgage company issue and allows a mortgage company to make one payment covering both bills. One bill will cover municipal services and the other – school, county, open space and library.

Caroline Steward (30 Gilmore Road) commented that this would be just be more paper. Why do we need this - the current bill already breaks it down.

There were no additional questions or comments from the Public.

10. A RESOLUTION ACCEPTING APRIL 2015 AS CHILD ABUSE PREVENTION AND AWARENESS MONTH

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

11. RESOLUTION AFFIRMING APRIL 22 AS EARTH DAY IN EWING TOWNSHIP AND ENCOURAGING SUSTAINABLE EFFORTS

President Keyes-Maloney stated that this recommits the Township to sustainability.

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

12. A RESOLUTION AWARDED CONTRACT FOR PHYSICIAN SERVICES TO ROBERT WOOD JOHNSON UNIVERSITY HOSPITAL-HAMILTON

The CFO explained that this is physician services for new employees, return to work and workman's compensation – it just continues that agreement.

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 \$1,036,437.80 and to Pay Supplemental Bills per Resolution #15R-27 in the Amount of \$158,820.02

There were no questions or comments from Council or the Public concerning the Bills List.

CONSENT AGENDA

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

1. Approval of Minutes of the Meetings of April 1, 2014 (Special), April 8, 2014 (Agenda & Regular) and April 22, 2014 (Agenda & Regular)
2. A Resolution Authorizing the Patriotic Committee to Hold Its Annual Fourth of July Parade
3. A Resolution Authorizing the New Jersey State Police Memorial Association to Hold Its Annual Chase (5KRUN)

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

1. AN ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF EWING IN THE COUNTY OF MERCER, ADDING ADDITIONAL BUS STOPS ALONG MUNICIPAL ROADWAYS PURSUANT TO N.J.S.A. 39:4-8(e)

President Keyes-Maloney explained that this adds bus stops along Parkside Avenue at Buttonwood.

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

2. 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, ADDING NEW SECTION 10.4 FIRE LANES

President Keyes-Maloney stated that Code Enforcement requested additional fire lanes be added to this Ordinance. This may require us to hold the matter open.

The Administrator added that fire lanes should be specifically mentioned in the Ordinance in order to give the Ordinance more enforcement power. We asked Code Enforcement to go out and identify all such fire lanes, so each can be added to the Ordinance.

The Council President added that Code Enforcement will be given the power to ticket along with the Police.

The Administrator asked that this be held open until all of the fire lanes can be added.

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

The CFO then mentioned that the Special Meeting minutes mistakenly said 2015 instead of 2014. The minutes, were pulled from the Consent Agenda and placed under New Business.

The Minutes, as amended, were moved to the Regular Session.

3. AN ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF EWING IN THE COUNTY OF MERCER, TO AMEND CHAPTER 97, ANIMALS, ARTICLE I: DOGS, ADDING NEW SECTION 7, FAILURE TO PROVIDE NECESSARY CARE IN INSTANCES OF EXTREME COLD OR HEAT

President Keyes-Maloney explained that this will allow the Health Officer to step in when this situation occurs.

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

COMMISSION & COMMITTEE REPORTS FROM MEMBERS OF COUNCIL

President Keyes-Maloney reported on the Planning Board meeting held this past week. One property reviewed dealt with the expansion of parking to allow two adjacent buildings to share parking. All concerns regarding storm management were addressed. There was also a modification of an existing building housing a landscaping business. This will allow them to expand their operations. And the third item was Kingdom Church relocating to Olden Avenue. There were questions about signage, but this is a chance to redevelop a site that has long been neglected.

Vice President Schroth said that the Drug & Alcohol Alliance meeting will not take place until April 21st.

Councilwoman Steward reported on the Green Team. The Green Team participated in the Living Well Expo. The first shred day in the Township is this Saturday, April 18th.

Councilman Baxter reported on the Recreation Advisory Board. Little League opening day is this Saturday at Moody Park and USA Softball will be in town on July 5th. The next Board meeting is this Monday, 7 p.m. and .

There were no other Commission or Committee Reports from members of Council.

NEW BUSINESS

The Attorney informed the Council President that the Clerk reviewed the April 1, 2014 Special Minutes and found that the minutes themselves are correct. It was only the title as listed in Dropbox that was incorrect. The minutes do not need to be moved to New Business, but can stay as part of the Consent Agenda.

STATEMENTS AND COMMENTS FROM MEMBERS OF THE PUBLIC

Curtis Johnson (19 Ohio Avenue) asked if there is a discount for Seniors for building permits as he saw that at the last Council meeting there were Construction refunds that mentioned a senior discount.

The Administrator said that there are discounts for non-profits but that he would look into it and then get back to Mr. Johnson.

Mildred Russell (119 King Avenue) stated that all the Civic Association wants to do is slow down the traffic in the neighborhood before something bad happens. Speed “humps” seem to be more economical than sending patrol vehicles out there. Mrs. Russell then said that the Association spoke with other municipalities who have put in speed “humps”. If the Township’s emergency crews have an issue with this, we have to come together and find a solution. These other municipalities have emergency crews and said that the speed “humps” are not an issue, the “humps” are not on the main roads and anyway emergency vehicles have to slow down in residential areas to look for house numbers. Mrs. Russell said that the Association would be willing to accept temporary speed “humps”, put in place from August to June.

The Administrator responded that the Mayor is not opposed to speed “humps”, and pointed out that with his consent, speed “humps” were put in on Hollowbrook and Browning despite the concerns of the emergency responders. The Administrator added that he will speak with the Mayor and the Township Engineer.

Mrs. Russell replied that Mayor Steinmann was not the Mayor when those speed “humps” were put in.

The Administrator responded that he was the Administrator and Mayor Steinmann was on Council at the time.

Joe Murphy (9 Malaga Drive) stated that he wanted to respond to a newspaper article.

Council President Keyes-Maloney stated, for the benefit of the Public, that a certain gentleman has reached out to Local Government Services regarding the salary ordinances. We are awaiting written information from Local Government Services as to how to remedy this situation, if a remedy is needed.

Mr. Murphy suggested that the Public read the Study Commission approved by the voters in 1994. On page 18 it says that the Mayor is full-time. However, Mayor Bridges said at the time, that he will be a part-time mayor for a salary of \$11,500.

Mr. Murphy then said that people always create bogus positions for political reasons.

Sandi Chytraus (51 Harding Street) first commented that the tax bill should be put on one sheet of paper; to save paper and postage. Ms. Chytraus then asked if someone checks the validity of the Department heads budget requests. Ms. Chytraus then discussed snow removal for Harding Street – a dead-end street. It is a big issue; our driveway and the fire hydrants are always blocked. Ms. Chytraus stated that Harding Street backs up to a neighbor’s very long backyard. The neighbor never uses that area of his property. Ms. Chytraus suggested that the Township make arrangements with the property owner for snow to be piled on that property.

President Keyes-Maloney said that there are limits concerning what can be done regarding real property someone else owns. Ms. Keyes-Maloney then mentioned that it makes it easier for the snow plows if residents park in driveways and suggested that nearby residents allow the college students to park in their driveway during snow storms.

The Attorney added that we can consider making this street “no parking when snow covered.”

The Administrator said he will go out to Harding and take a look.

There were no additional questions or comments from the Public.

CLOSED SESSION

(None for this Meeting)

ADJOURNMENT

There being no further business, President Keyes-Maloney asked for a motion to adjourn. Mr. Baxter so moved seconded by Mr. Schroth. The meeting was adjourned at 10:09 p.m.

David P. Schroth, President

Kim Macellaro, Municipal Clerk