

## AGENDA SESSION 10-13-15

President Keyes-Maloney called the meeting to order at 6:31 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 14<sup>th</sup> day of August, 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

- Mr. Baxter - Present
  - Mr. Schroth - Present
  - Ms. Steward - Present
  - Ms. Wollert - Present
  - President Keyes-Maloney - Present
- Joanna Mustafa, CFO  
Maeve Cannon, Twp. Attorney  
Kim Macellaro, Clerk

### PRESENTATION

1. Drug and Alcohol Alliance Committee – George Long  
Mercer County on Alcoholism & Drug Addiction – Barbara Sprechman
  - a. A RESOLUTION OF THE COUNCIL OF THE TOWNSHIP OF EWING, NEW JERSEY, OPPOSING THE LEGALIZATION OF NON-MEDICAL MARIJUANA

President Keyes-Maloney introduced George Long and Barbara Spechman and they made a presentation in support of legalizing marijuana for medical use only. It is a growing trend among a lot of states and counties looking to legalize it for recreational use and we don't want it here in Ewing. He gave the statistics of marijuana users. In States where marijuana is legal, most pot forms are not organically grown and chemical waste from rodents and pest killing poisons are entering our waterways and killing wildlife and fish populations. Federal law and State law conflict so pot form is not actively regulated. The Ewing Drug and Alcohol Alliance work together to try and work for prevention in the township of Ewing. They try to provide information to the schools and the general population so that good decisions can be made. They also try to reach out to the senior community as well. The only requirement to get on the committee is to be a Ewing resident or work in Ewing. He introduced Barbara Sprechman from the Mercer Council on Alcoholics and Drug Addiction. She said that they are working primarily on illegal use of marijuana, the prescription drug misuse problem, leading to the heroin epidemic and also underage drinking. She appreciates Council's consideration on this resolution. She further stated she feels that once the Governor leaves, a new Governor could open the flood gates literally overnight to legalize marijuana. She took some questions from Council. President Keyes-Maloney stated that they will take this into consideration. She further questioned prescription use which transitions to other items. Ms. Sprechman said that they are seeing many youth experimenting with prescription drugs and have been accessing medicine cabinets of their friends, family, Grandparents. Their perception is that if it's legal they must be ok. Some are selling and some are under such pressure

academically that they use to get a boost. They become addicted. When they can no longer get access to prescription drugs, they turn to heroin because it is so cheap. She is asking all municipalities to install permanent medication drop boxes. In Mercer County, there are now six locations. Residents can come and drop off their medications so they don't have to save it for the two times a year the DEA has drop offs. Mr. Long stated that once a drop box is established, it can only be opened and touched by the Police Department. It has to be handled very differently. It is monitored by the police department and situated in a spot where they can see it on camera. Councilman Baxter asked where the six locations are in Mercer. Ms. Sprechman responded that the Sheriff's office in Trenton has one, TCNJ, Lawrence, West Windsor, Princeton and Robbinsville. Councilman Baxter stated that he would like to go and see how it operates. Councilman Schroth mentioned the issue of legalization and the minority that is advocating for legalization but there is certainly a very dangerous secondary effect of legalization that is driving while intoxicated. People are smoking marijuana, getting high, and then driving posing a hazard even more than doing something that is legal. He wondered if she could comment about some of the pretty damning statistics that were released with regard to the uptick of driving while intoxicated after marijuana use. She referenced Colorado and said that they reported experiencing extreme buyers' remorse because they have definitely seen an uptick in marijuana and alcohol driving impairment. Councilwoman Wollert asked about vaping shops and the possible problems with that. Ms. Sprechman said that she has information about vaping stores opening and the challenges they are having. She would be glad to send to them, as she didn't have that information with her. Councilman Schroth commented on the heroin overdoses and the epidemic happening in Ocean County and wondered if Mercer was seeing an uptick as well. Ms. Sprechman responded. President Keyes-Maloney thanked them both for coming and said that in terms of process they can now take it in as official consideration. Don Apai (2181 Pennington Road) says that he feels compelled to talk about this. He was the founder of the Ewing Alliance, First President, and criminal justice planner for the State of New Jersey for 17 years so he has done some studying about drug abuse and the impact on law enforcement, prosecution, prisoners and so on and so forth. It seems ironic to him that you would pass a resolution saying that they are opposed to legalizing it except for medical use. We should really be working on decriminalizing the use of it. We spend a tremendous amount of resources fighting, frankly, a phantom. President Keyes-Maloney stated that certainly any resolution has to be consistent with the state, and state law does allow for medicinal use of marijuana in the State of New Jersey. In terms of addressing preemption, this allows us to really make a stand in terms of the non-medical use, so that is why we drew that line.

2. Presentation of CY2014 Audit – Mercadian – Eugene Elias, Warren Broudy and Digesh Patel
  - a. Governing Body Certification of the Annual Audit for Calendar Year 2014

At this time President Keyes-Maloney introduced Warren Broudy, partner with Mercadien and Digesh Patel, Director at Mercadien to present the CY2014 audit report. Mr. Broudy thanked CFO Mustafa and the staff of Ewing for being cooperative with the audit procedures. He was pleased to report that the 2014 audit resulted in non-modified audit opinion, which means financial statements are fairly stated in all material respects in accordance with the state regulatory basis of accounting. He congratulated the town for that. He then turned it over to Digesh who would get a little more specific. Digesh Patel started by saying that he gave them each a summary and that they could look at it at their own leisure. There was one small finding regarding compliance which was a rollover from prior years, minutes are behind and he noted that Kim had made some changes in her office and the minutes are being worked on diligently. Some key highlights – as of December 31, 2014 the townships fund balance was 4.7 million, which is approximately 11% of the operating budget and the rating agencies look for about 7-8%. The debt ratio as of December 31, 2014 was .677%, which is the net debt, divided by the average equalized evaluation over the last three years. He further stated that tax collection rate for 2014 was 99.48%. He explained some upcoming changes for the uniform grant guide. Council President Keyes-Maloney said she knows the Clerk's office has been diligently working through trying to get caught up with that and Administration is looking into getting transcription software for them to make it easier. She feels that the issue will be resolved very quickly and will not happen again in the future. In terms of Joanna's item, this is not something we will see

again because it was an anomaly related to fiscal years. CFO explained. Councilman Baxter asked how we are handling the 48 hour rule of getting the deposits in in a timely manner in the construction office. Digesh explained that they tested specific receipts in that department this year and didn't find any problems. Councilman Baxter also asked about the surety bonds and why Mr. Posluzny is still on there. Mr. Broudy said that they would look into it and make any changes as needed. Council President Keyes-Maloney said that they do a great job in terms of presenting, not just the report, but also the summary so that it is easily understood and digested. She thanked them for coming. There were no other questions from Council.

## **DISCUSSION**

### **1. BEST PRACTICES WORKSHEET CY2015**

#### **DISCUSSION PURPOSES ONLY, NO ACTION REQUIRED**

President Keyes-Maloney stated that each council person received this electronically and she asked the CFO to explain why this is important and who requires it of us. CFO explained that Local Government Services requires it to ensure that we are doing everything we can to be compliant with the needs and requirements and using every best practice that we possibly can. There are fifty questions and we have forty-five out of fifty that have been answered yes. She commented that we are not in any danger of losing state aid as we are in compliance. President Keyes-Maloney stated that it covers everything from personnel policies to shared services to FEMA coverage, insurance, etc. and it changes a little bit each year. Councilman Baxter asked about questions 25 and 41 and CFO Mustafa responded. President Keyes-Maloney thanked CFO Mustafa for her due diligence. There were no questions from the public.

### **2. A RESOLUTION AUTHORIZING THE PURCHASE OF 'IN CAR' RADIOS FOR USE BY THE POLICE DEPARTMENT FOR THE TOWNSHIP OF EWING FROM MOTOROLA SOLUTIONS INC. #83909 VIA WIRELESS ELECTRONICS INC. THROUGH STATE CONTRACT T-0109 (expires 04/30/2018)**

President Keyes-Maloney said that the amount of this purchase is \$48,327.00 and was part of our capital budget and we are purchasing it under the state contract as noted in the resolution. Councilman Baxter asked if they are replacing radios already in the car and CFO Mustafa responded that she believed they were. There were no other questions from Council and the public.

### **3. A RESOLUTION AUTHORIZING THE PURCHASE AND INSTALLATION OF NEW RADIO EQUIPMENT FOR USE IN POLICE AND PUBLIC WORKS DEPARTMENTS FROM QUALITY COMMUNICATIONS AS PER STATE CONTRACT**

President Keyes-Maloney said this is also by way of state contract in the amount of \$17,325.00 and she asked if Council had any questions. There were no questions from Council or the public.

### **4. A RESOLUTION AUTHORIZING THE PURCHASE OF PORTABLE RADIOS FOR USE BY THE POLICE AND CODE ENFORCEMENT DEPARTMENTS FOR THE TOWNSHIP OF EWING FROM PMC ASSOCIATES #83900 THROUGH STATE CONTRACT T-0109 (expires 04/30/2018)**

President Keyes-Maloney said this is also under our capital budget as noted in the resolution and pursuant to state contract. There were no questions from Council or the public.

### **5. A RESOLUTION AUTHORIZING THE PURCHASE OF A 10 PRINT LIVE SCAN SYSTEM BY THE POLICE DEPARTMENT FOR THE TOWNSHIP OF EWING FROM MORPHO TRAK, d/b/a SAFRAN GROUP #81520 THROUGH STATE CONTRACT G-9002 (expires 05/31/2016)**

President Keyes-Maloney stated this is also under our capital budget and through state contract and this is our live scan system for fingerprinting. This is consistent with best practices in terms of investigations. There were no questions from Council. Mildred Russell (119 King Avenue) asked about the resolution and asked who was using it. President Keyes-Maloney answered the police will be using it for purposes of fingerprinting. Attorney Maeve Cannon stated that instead of using ink, it digitizes their fingerprints. There were no other comments from the public.

**6. A RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION NJS 40A:4-87**

President Keyes-Maloney stated that we are accepting the money in for the paving of Green Lane and #7 is for Federal City Road but is in compliance with DOT. There were no questions from Council or the public.

**7. A RESOLUTION APPROVING THE SUBMISSION OF A GRANT APPLICATION AND EXECUTION OF A GRANT AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE RESURFACING OF FEDERAL CITY ROAD PROJECT**

See above

**8. A RESOLUTION CONSENTING TO THE REAPPOINTMENTS/APPOINTMENT OF MEMBERS TO THE RECREATION ADVISORY BOARD**

President Keyes-Maloney said that Matt Kueny is replacing Carl Benedetti, Jr. who was unable to participate and continue on the board due to his school board responsibilities. Mr. Kueny has been involved with Ewing Edge softball as well as the soccer association for a number of years. He comes recommended by the Rec Board. There were no questions from Council or the public.

**9. A RESOLUTION OF THE TOWNSHIP OF EWING, COUNTY OF MERCER, STATE OF NEW JERSEY, SUPPORTING NATIONAL CYBER SECURITY AWARENESS MONTH**

President Keyes-Maloney stated that unfortunately the public doesn't always appreciate or understand how much information about them is out there so this is our way of making folks aware about cyber safety tools that are available. There were no questions from Council or the public.

**10. A RESOLUTION AMENDING RESOLUTION NO. 14R-171 OF THE TOWNSHIP OF EWING TO AMEND AGREEMENT BETWEEN THE TOWNSHIP OF EWING AND PROFESSIONAL PROPERTY APPRAISERS, INC FOR REVALUATION SERVICES TO EXTEND THE CONTRACT DELIVERABLE DATES BY ONE YEAR**

President Keyes-Maloney stated that this allows us to extend the contract for 1 year in light of delays associated with approval of our maps by the State of New Jersey. There were no questions from Council or the public.

**11. A RESOLUTION AWARDED CONTRACT FOR 2016 FOUR WHEEL DRIVE ARTICULATED WHEEL LOADER TO GROFF TRACTOR NEW JERSEY, LLC IN THE AMOUNT OF \$154,311**

President Keyes-Maloney stated that this is subsequent to state contract and will be utilized in the public works department. Councilman Baxter stated that this is a front end loader and backhoe and he is sure it will be used for snow removal, sand and salt for the roads and it is a multi-use vehicle. CFO Mustafa stated that this was a bid, not subject to state contract. President Keyes-Maloney apologized for the mistake. Councilman Schroth asked if this was replacing a vehicle and CFO Mustafa stated she will check into that for him. There were no other questions from Council and the public had no questions.

**12. AN ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF EWING IN THE COUNTY OF MERCER, TO AMEND CHAPTER 225-61 SCHEDULE XIV: TRUCKS OVER FOUR TONS TO EXCLUDE TRUCKS OVER FOUR TONS FROM OLD EWINGVILLE ROAD BETWEEN STONEHAM ROAD AND SPRUCE STREET**

President Keyes-Maloney stated that this would exclude trucks over 4 tons from Old Ewingville Road, between Stoneham and Spruce Street. She stated that this comes to us by way of the police department who asked us to entertain this Ordinance. Martin Grinaldi (18 Old Ewingville Road) emphasized how important this is to his neighborhood to limit the truck traffic on this little street. A tanker truck at least once a day comes out of the gas station and it is unsightly, noisy, disrupts traffic and it is unsafe to the children, elderly and handicapped people who live on that street. It is also ruining the roads. It is a safety and property damage issue. It is a commerce issue for 1 business. He said it is a great neighborhood and he has terrific neighbors who all came to support him this evening. President Keyes-Maloney asked if he had any recommendations with regard to the actual Ordinance. He said simply limit the tonnage, that's it, and if there is a freight delivery, the

truck will not be allowed on the road. He said he doesn't want to disrupt commerce but they have little kids across the street, people jogging and walking their dogs and we don't need a tanker on the street. He has had the police department come out there and he knows the police department have bigger fish to fry and he knows it is small potatoes compared to what they should be doing but to their credit he said they told him that is why they are there. Again President Keyes-Maloney asked Mr. Grinaldi if there are any other streets he seeks to include beyond just Ewingville. Mr. Grinaldi stated that it needs to be posted that it is Old Ewingville Road because it is broken up. He said that they are two different entities and they should limit all over tonnage traffic. President Keyes-Maloney asked him to introduce the folks with him. She thanked them for coming in and she said they will definitely work with the residents going forward. Once the ordinance is introduced, they could look at it as well and it could be modified or tweaked as needed. President Keyes-Maloney thanked them very much for coming and she asked that he give the Clerk his contact information so she could let him know when it would be on for 2<sup>nd</sup> reading.

**13. AN ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF EWING IN THE COUNTY OF MERCER, TO AMEND CHAPTER 225-51 SCHEDULE IV: TIME LIMIT PARKING TO PROVIDE THAT TWO HOUR PARKING ON LOUISIANA AVENUE SHALL RUN FROM KING AVENUE TO OAK LANE**

President Keyes-Maloney stated that a resident came to us by petition and asked that their street be excluded from the two hour parking restriction between Green Lane and King Avenue. Mildred Russell (119 King Avenue) asked about the two hour signs on this street and she wanted clarification. President Keyes-Maloney clarified. There were no other questions from the public.

President Keyes-Maloney asked the Clerk to move all items to the regular agenda for action.

**BILLS LIST**

1. A Resolution Authorizing the Chief Financial Officer to Pay Bills in the Amount of \$466,820.56 and to Pay Supplemental Bills per Resolution #15R-27 in the Amount of \$176,411.12

President Keyes-Maloney asked two questions on the bills list and CFO Mustafa answered.

There were no other questions from Council or the public.

**CONSENT AGENDA**

The Council President reviewed the Consent Agenda.

1. Approval of Agenda Session Minutes for July 22, 2014 and Regular Session Minutes for July 22, 2014.
2. A Resolution Authorizing a Refund, as Recommended by the Township Construction Official, for Cancellation in the amount of \$50.00 to The Neher Group, Inc., 1239 Revere Dr., Chalfont, PA 18917 for permit #20151205 at 142 Broad Ave., Ewing, NJ 08638. The homeowner cancelled the above contractor to do the work.
3. A Resolution Authorizing a Refund, as Recommended by the Township Construction Official, for Overpayment in the amount of \$50.00 to Victor Vallejo, 48 Willis Dr., Ewing, NJ 08628 for a permit at 48 Willis Dr., Ewing, NJ 08628. The applicant has decided to have a gas conversion and not to remove the oil tank.
4. A Resolution Authorizing a Refund, as Recommended by the Tax Collector, for Overpayment in the amount of \$60.00 for Oct 1, 2015 sewer bill, to Anderson, Sharon, 60 Pleasant Ave, Montclair, NJ 07042 for property owner Anderson, Sharon for Block: 308 Lot: 1 also known as 303 Berwyn Ave.
5. A Resolution Authorizing a Refund, as Recommended by the Tax Collector, for Overpayment in the amount of \$52.46 for Oct 1, 2015 sewer bill, to Herbert, Sr., Carl & Helene, 56 Brophy Drive, Ewing, NJ 08638 for property owner Herbert, Sr., Carl & Helene for Block: 560 Lot: 6 also known as 56 Brophy Dr.

- 6. A Resolution Authorizing a Refund, as Recommended by the Tax Collector, for Overpayment in the amount of \$51.14 for Oct 1, 2015 sewer bill, to Edwards, Charles W., & Dayle A. 60 Brophy Drive, Ewing, NJ 08638 for property owner Edwards, Charles W., & Dayle A. for Block: 560 Lot: 4 also known as 60 Brophy Drive.**
- 7. A Resolution Authorizing a Refund, as Recommended by the Tax Collector, for Overpayment in the amount of \$ 19.34 for Oct 1, 2015 sewer bill, to Hvasta, Kathryn L. & Edna 1 Ewington Ave, Ewing, NJ 08638 for property owner Hvasta, Kathryn L. for Block: 120 Lot: 55 also known as 1 Ewington Ave.**
- 8. A Resolution Authorizing a Refund, as Recommended by the Tax Collector, for Overpayment in the amount of \$47.83 for Oct 1, 2015 sewer bill, to Skalka, Paul J. ux, 19 Farm Road, Ewing, NJ 08638 for property owner Skalka, Paul J. ux for Block: 223.07 Lot: 137 also known as 19 Farm Rd.**
- 9. A Resolution Authorizing a Refund, as Recommended by the Tax Collector, for Overpayment in the amount of \$19.75 for Oct 1, 2015 sewer bill, to Silvey, Marisa V., 378 Green Lane, Ewing, NJ 08638 for property owner Silvey, Marisa V. for Block: 214 Lot: 46 also known as 378 Green Lane.**
- 10. A Resolution Authorizing a Refund, as Recommended by the Tax Collector, for Overpayment in the amount of \$29.25 for Oct 1, 2015 sewer bill, to Shah, Nissan & Rajeshvari, 104 Kyle Way, Ewing, NJ 08628 for property owner Shah, Nissan & Rajeshvari for Block: 365 Lot: 2.01 Qual: C0922 also known as 104 Kyle Way.**
- 11. A Resolution Authorizing a Refund, as Recommended by the Tax Collector, for Overpayment in the amount of \$72.63 for Oct 1, 2015 sewer bill, to Lawson, Matthew & Sparzo, Lori 406 Maple Ave, Ewing, NJ 08618 for property owner Lawson, Matthew & Sparzo, Lori for Block: 291 Lot: 19 also known as 406 Maple Ave.**
- 12. A Resolution Authorizing a Refund, as Recommended by the Tax Collector, for Overpayment in the amount of \$16.00 for Oct 1, 2015 sewer bill, to Campbell, Edwards 94 Ridgewood Ave, Ewing, NJ 08618 for property owner Campbell, Edwards for Block: 258 Lot: 94 also known as 94 Ridgewood Ave.**
- 13. A Resolution Authorizing a Refund, as Recommended by the Tax Collector, for Overpayment in the amount of \$74.45 for Oct 1, 2015 sewer bill, to Rooks, Barbara, 1716 Seventh Street, Ewing, NJ 08638 for property owner Rooks, Barbara for Block: 51 Lot: 271 also known as 1716 Seventh Street.**
- 14. A Resolution Authorizing a Refund, as Recommended by the Tax Collector, for Overpayment in the amount of \$96.14 for Oct 1, 2015 sewer bill, to Scannella, Jillian & Paula, 11 Shelton Ave, Ewing, NJ 08618 for property owner Scannella, Jillian & Paula for Block: 510 Lot: 13 also known as 11 Shelton Ave.**
- 15. A Resolution Authorizing a Refund, as Recommended by the Tax Collector, for Overpayment in the amount of \$11.71 for Oct 1, 2015 sewer bill, to Tong, Christopher, 23156 Timber Creek Lane, Clarksburg, MD 20871 for property owner Tong, Christopher for Block: 214.07 Lot: 5 also known as 110 Susan Dr.**
- 16. A Resolution Authorizing a Refund, as Recommended by the Tax Collector, for Overpayment in the amount of \$1,711.85 for Oct 1, 2015 sewer bill, to American Properties % Access Prp. Mgt., 1090 King George Post #301, Edison, NJ 08837-3704 for property owner American Properties % Access Prp. Mgt., for Block: 225.01 Lot: 2.03 Qual: T0001 also known as Timberlake Dr.**

17. A Resolution Authorizing a Refund, as Recommended by the Tax Collector, for Overpayment in the amount of \$1,570.50 for Oct 1, 2015 sewer bill, to American Properties % Access Prp. Mgt., 1090 King George Post #301, Edison, NJ 08837-3704 for property owner American Properties % Access Prp. Mgt., for Block: 225.01 Lot: 2.03 Qual: T0003 also known as Timberlake Dr.

18. A Resolution Authorizing a Refund, as Recommended by the Tax Collector, for Overpayment in the amount of \$21.20 for Oct 1, 2015 sewer bill, to Jackson, Rose M., 240 Weber Ave, Ewing, NJ 08638 for property owner Jackson, Rose M. for Block: 73 Lot: 17 also known as 240 Weber Ave.

There were no questions from Council or the public. The Consent Agenda was approved for action.

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

(None)

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

1. AN ORDINANCE OF THE TOWNSHIP OF EWING IN THE COUNTY OF MERCER, AMENDING THE REVISED ORDINANCES OF THE TOWNSHIP OF EWING, AMENDING SECTION 225-52, ENTITLED "SCHEDULE V: HANDICAPPED PARKING ON STREETS," TO ADD A HANDICAPPED PARKING SIGN AT 44 DAWES AVENUE

President Keyes-Maloney stated that the back-up information from the Police Dept is in the packet and this will allow the resident to load and unload their van. There were no questions 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 240, NOISE, SECTION 8, RESTRICTED USES AND ACTIVITIES, TO ALLOW FOR WAIVER OF TOWNSHIP NOISE RESTRICTIONS FOR INFRASTRUCTURE AND ROAD-REPAIR PROJECTS THAT MUST BE CONDUCTED AT NIGHT FOR SAFETY CONCERNS

President Keyes-Maloney explained that we do not have any present projects associated with this but it allows for a limited exception if need avails. There were no questions from Council or the public.

#### COMMISSION & COMMITTEE REPORTS FROM MEMBERS OF COUNCIL

President Keyes-Maloney said she is pleased to report that the Planning Board met last week and the sole application related to the Super Wawa at the corner of Scotch/Sylvia Street and Parkway Avenue. There was a lengthy conversation about the trees that need to be taken down and possibly replanted elsewhere. Councilwoman Stewart asked if there would be a second retail there. President Keyes-Maloney stated that they have sub-divided the lot for supplemental use and will include retail establishments and it would front on to Parkway. Vice President Schroth asked about the commitment to plant additional trees and President Keyes-Maloney said they are committed to not taking down more than they have to but the ones they do take down they will replant in a Park potentially.

Councilman Baxter stated that the Recreation Board is coming off their summer hiatus but in the interim they are making some traction with the turf field at the school and they just appointed a new member to the board, Mr. Kueny. The third Monday, October 19<sup>th</sup> will be the next meeting at the ESCC at 7:00 p.m. and all are welcome to attend.

Councilwoman Stewart stated that the Green Team has put an incredible amount of time and effort into the Ewing Fall Spin and she encouraged everyone who is interest in bicycling riding to join them on October 24, 2015. \$15 gets you a t-shirt, snacks and support. Sign up forms are at the Senior Center.

President Keyes-Maloney stated that there is shred day coming up on October 24 and Truck or Treat is at 3:00 at the ESCC on that same day. Councilwoman Stewart said that the Green Team is sponsoring a Scarecrow decorating contest at the Trunk or Treat as well.

Councilman Baxter also pointed out that TCNJ is having their homecoming on that same day so beware of heavy traffic. There is a movie premiere given by a non-profit group at the AMC Hamilton 24 called "Woodlawn" on October 20<sup>th</sup>. Mainly aimed for the younger crowd but it's an inspirational movie trying to get a message across to our young people.

President Keyes-Maloney also mentioned that there are a number of flu clinics scheduled between October and November and to check the website for details.

Councilwoman Wollert said that the Ewing Seniors are in full swing. They have their club meetings, activities at Hollowbrook and the ESCC on a regular basis. They are also continuing with their foods from different nations. Anyone interested in joining the groups or participating in any activities, you are more than welcome.

### **NEW BUSINESS**

### **STATEMENTS AND COMMENTS FROM MEMBERS OF THE PUBLIC**

Mildred Russell (119 King Avenue) spoke in opposition of the Ordinance regarding two hour parking from King Avenue to Oak Lane. Councilman Baxter explained to her that it is just the one block from Green Lane to King. That specific block will be excluded. Traffic requirements will remain in effect. Ms. Russell said it will be bumper-to-bumper traffic. President Keyes-Maloney stated that they will still have to observe proper traffic patterns and parking patterns as well. So regardless if it is two hour or not two hour, they still have to observe the other existing requirements.

Ron Prykanowski (16 Thurston Avenue) asked if the police department could look at Farrell Avenue, because the high school kids are parking on that street. He said you can just about get one car down the street, and if the fire department had to get down there, some cars will lose their mirrors. President Keyes-Maloney said they will look into it. He also asked if the Board of Health could put out information about feeding wild animals. By feeding them it invites others critters such as possums and raccoons. President Keyes-Maloney said she would absolutely ask them.

Gracie Montgomery (170 Upland Avenue) asked if the storm drains have been looked at recently. President Keyes-Maloney said in light of the recent storms, the public works department did a brief run through of the neighborhoods to try and clean them up, but if there is something that needs to be looked at let us know and we will take it back to the Administration. Ms. Montgomery said on Somerset Street all the drains are clogged with bottles, paper and even some have grass, all the way up to Pennington Road. She said it doesn't make the neighborhood look good.

At 7:53 p.m. Maeve Cannon read the resolution to enter into closed session into the minutes. She said it is in regards to pending litigation with Mitchell Humphrey vs. Township of Ewing. President Keyes-Maloney asked for a motion to enter into closed session. Ms. Wollert made a motion, seconded by Mr. Baxter. It was agreed by a unanimous voice vote.

**CLOSED SESSION - A RESOLUTION TO ENTER INTO CLOSED EXECUTIVE SESSION**

**At 8:11 p.m. Council President Keyes-Maloney asked for a motion to move back into open session. Ms. Wollert made the motion, seconded by Ms. Steward. It was agreed by a unanimous voice vote.**

**ADJOURNMENT**

**There being no further business, President Keyes-Maloney asked for a motion to adjourn. Mr. Schroth so moved seconded by Ms. Steward. The meeting was adjourned at 8:11 pm.**

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**Jennifer Keyes-Maloney, President**

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**Kim J. Macellaro, Municipal Clerk**