

July 12, 2016 – AGENDA SESSION

President Schroth called the meeting to order at 6:30 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 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 THE 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 |
| ▪ Ms. Keyes-Maloney – Present | Wade Koenecke, Attorney |
| ▪ Ms. Steward – Present | Kim Macellaro, Municipal Clerk |
| ▪ Ms. Wollert – Present | |
| ▪ President Schroth – Present | |

DISCUSSION

- 1. A RESOLUTION AUTHORIZING AND APPROVING A SHARED SERVICES AGREEMENT BETWEEN THE TOWNSHIP OF EWING AND THE CITY OF TRENTON FOR THE PROVISION OF NURSING SERVICES FOR LEAD-BURDENED CHILDREN**

President Schroth explained that this a joint services agreement with Trenton which already has a system in place to deal with lead findings. The agreement is far more cost effective for the Township then for the Township to embark on such a necessary and helpful program on its own.

Vice President Steward stated that this is an extension of an existing agreement. Councilwoman Keyes-Maloney said that this is a long standing agreement with the City of Trenton to provide these services which can be pretty substantial depending on the circumstances. The good part is that it is a way to share in what can be a pretty substantial health crisis for that individual family.

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

- 2. A RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT TO CB&I ENVIRONMENTAL & INFRASTRUCTURE, INC. (“CB&I”) TO SERVE AS THE TOWNSHIP LICENSED SITE REMEDIATION PROFESSIONAL IN ACCORDANCE WITH NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION REQUIREMENTS**

The Administrator explained that Chrystal Leavey has done emergency work for us. The Township is required to have a licensed site remediation professional because of two sites that have had some environmental damage in the past. One is the old incinerator site behind Home Depot. The Township still owns a small portion of land on that site.

The second site is the Fourth Street Garage; the Township is monitoring wells on it. Although the wells are doing pretty good, the Township is still required to have a licensed site remediation professional on record and is also required to continue with the remediation recommendations to satisfy the DEP. One case will cost the Township \$2,000 and the other case will cost between \$50,000 to \$60,000 depending on what the DEP recommendations are. The incinerator site has been ongoing since it was shut down in the 1970s. Most of the contamination at the Fourth Street Garage was not generated by the Township; the entire area on Fourth Street has other car repair shops.

Councilwoman Keyes-Maloney thanked the Clerk and the Administration for including background materials on the scope of this work and who is responsible for what.

The Administrator then described how the Township came to work with Chrystal Leavey.

Councilwoman Wollert asked how long will the Township have to continue monitoring the wells.

The Administrator replied that as long as the Township owns the property. If the Township sells the property, everything has to be disclosed to the buyer. It can be negotiated as to who monitors the wells; it just has to be disclosed to the purchaser. The Administrator added that we thought we were going to sell Fourth Street quickly but ended up holding on to it because the designated use of that property allows us to do things there that we cannot do anywhere else in the Township.

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

The Attorney discussed items Three and Four together.

3. A RESOLUTION APPROVING THE TRANSFER OF TAX SALE PREMIUM TO THE MUNICIPALITY

The Attorney said that this rarely happens and then explained that this occurs when tax lien certificates are sold and multiple people are interested in a particular certificate. They start bidding down from eighteen percent to zero and then end up in positive figures. That surplus money sits in a trust. Normally, when the lien is paid off, the property owner gets that money back. These are rare instances when they actually foreclosed on the tax sale certificates and by Statute that surplus money goes to the Town. These two Resolutions approve the transfer of this money to the Township's municipal fund.

Vice President Steward asked what addresses are involved.

The Administrator replied that the first one is 1060 Propect Street and that is the \$3200 premium and the second one is 120 Keswick and that is the \$400 premium.

The Attorney further explained this at the request of Councilman Baxter.

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

4. A RESOLUTION APPROVING THE TRANSFER OF TAX SALE PREMIUM TO THE MUNICIPALITY

President Schroth read this item for the record and then asked the Administrator the address of this Resolution.

The Administrator replied that this is for Keswick.

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

All Discussion items were approved for action.

BILLS LIST

- 1. A Resolution Authorizing the Chief Financial Officer to Pay Bills in the Amount of \$450,833.91 and to Pay Supplemental Bills per Resolution #16R-13 in the Amount of \$6,833.00**

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

The Bills List was approved for action.

CONSENT AGENDA

(None for this Meeting)

ORDINANCE(S) FOR FIRST READING AND INTRODUCTION

(None for this Meeting)

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

(None for this Meeting)

COMMISSION & COMMITTEE REPORTS FROM MEMBERS OF COUNCIL

Councilwoman Keyes-Maloney reported that the Arts Commission met informally on July 5th to discuss the development of a fall Arts event possibly in conjunction with the Farmer's Market and Campus Town. They plan to utilize the list of artists from the Green Team / Arts Commission survey.

Vice President Steward and Councilman Baxter had nothing to report as their respective committees have not yet met.

President Schroth said that it was a fantastic 4th of July fireworks show and gave "kudos" to the Administration. It was impressive and well attended.

The Administrator said that he has already booked for next year. The contracts are being sent. If the contracts are signed early, there is a bonus in terms of the fireworks show.

President Schroth asked if we knew how many people were in attendance.

The Administrator replied that the Police estimate 4,000 but it is not confirmed.

Councilwoman Keyes-Maloney thanked the Patriotic Committee for their hard work – in terms of the logistics with the show itself and also with the logistics of having food trucks there and games and small rides for the kids.

The Administrator said that the Patriotic Committee met today to approve next year's dates – July 1st with a rain date of July 2nd. The Administrator then briefly described some of the changes that may occur for next year and added that they will try to get the Army Band out of Fort Dix.

Councilman Baxter echoed Councilwoman Keyes-Maloney's sentiments and extended those comments to the Police, to Fire and to the clean up crew who went out the next day. Councilman Baxter thanked Officer Pellegrino for helping two lost young girls find their parents.

NEW BUSINESS

(None for this Meeting)

STATEMENTS AND COMMENTS FROM MEMBERS OF THE PUBLIC

Maureen Makin stated that she is a rape survivor and then said that she wants to share her experience at Dollar General in Ewing. Ms. Makin then described her experience and said that the entire interaction made her very uncomfortable. Ms. Makin stated that she called the Police over harassment. Ms. Makin asked Council and the Administration to promote a non-harassment environment and also suggested that the Township set up a rape survivor community center with a grocery store.

President Schroth thanked Ms. Makin for her comments and said that he was sorry to hear about her tragedy. President Schroth said that we will look into what we can do as a government to raise awareness of harassment and will pass on to the Administration her request for a community center/services for rape survivors.

President Schroth responded to Ms. Makin that the Mayor is Bert Steinmann and the Business Administrator is Jim McManimon.

The Administrator and Councilman Baxter both asked if this is the Dollar General on Olden next to FD Subs.

(Unclear) responded – yes.

Vice President Steward asked when did this happen.

Ms. Makin replied – July 5th.

President Schroth asked if the Police took a report.

Ms. Makin replied – yes. The Officer said that she would review the footage because the store clerk told the Officer that she looked nervous. Ms. Makin then added that rape

survivors and other vulnerable populations are treated differently. It puts us at a disadvantage. We should not be labeled as “nervous”.

President Schroth said that we will follow up and see if there have been other complaints at that store.

Ms. Makin reiterated that if it is true that someone was following a young girl in that store then Dollar General should have called the Police; it should not have been left up to her to call.

President Schroth commented that if anyone sees something suspicious, they should call the Police.

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

CLOSED SESSION

(None for this Meeting)

ADJOURNMENT

There being no further business, President Schroth asked for a motion to adjourn. Ms. Keyes-Maloney so moved seconded by Ms. Steward. The meeting was adjourned at 6:54 p.m.

David P. Schroth, President

Kim J. Macellaro, Municipal Clerk