

July 8th, 2014 – AGENDA SESSION

President Baxter 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 1st day of July, 2014.

* * *

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

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

DISCUSSION

1. AN ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF EWING IN THE COUNTY OF MERCER, TO AMEND CHAPTER 225 TRAFFIC REGULATIONS, TO PROHIBIT LEFT TURNS FROM POLAND STREET ONTO PARKSIDE AVENUE AND TO PROHIBIT LEFT TURNS FROM STEINWAY AVENUE ONTO ROUTE 31

The Attorney stated that this is at the request of the Police Department and then explained that these streets are listed in the current Ordinance as “Right Hand Turn Only” but the street signs say “No Left Hand Turn”.

Councilman Schroth asked if there were problems with people using it as a defense in Court.

The Administrator replied – yes.

There were no additional questions or comments from Council.

2. AN ORDINANCE AMENDING THE EWING TOWNSHIP SALARY ORDINANCE ESTABLISHING COMPENSATION OF OFFICERS AND EMPLOYEES OF THE TOWNSHIP OF EWING

The Attorney explained that the salary for the Administrator and for the Clerk follow the terms of the IBEW contract; but as these two positions are not in a collective bargaining unit, the salaries have to be set annually by Ordinance.

President Baxter asked if this was a State requirement.

The Attorney replied that State statute requires all municipal salaries to be reflected in some way in an Ordinance. Those positions in a collective bargaining unit are incorporated into an Ordinance by reference; these two positions are set by Ordinance annually.

President Baxter asked if these two positions can be in a collective bargaining unit.

The Attorney replied that the Clerk and the Administrator are not permitted to be in a collective bargaining unit.

There were no additional questions or comments from Council.

3. AN ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF EWING IN THE COUNTY OF MERCER TO AUTHORIZE THE PRIVATE SALE OF PERSONAL PROPERTY NO LONGER NEEDED FOR PUBLIC USE, SPECIFICALLY FIRE EQUIPMENT, TO THE 911 FUND, INC., A 501(c)(3)NON-PROFIT ORGANIZATION

President Baxter stated that we have done this in the past – donate equipment when we can no longer use it.

There were no questions or comments from Council.

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 VIII SCHEDULES, § 225-51 SCHEDULE IV TIME LIMIT PARKING TO LIMIT THE DURATION OF PARKING ON ARDEN AVENUE TO TWO HOURS

President Baxter stated that the Administrator is handing out information from the Police Department regarding their process for this type of issue.

The Attorney explained that this is at the request of the residents themselves. The Attorney then stated that most of the homeowners on Arden have driveways; the main problem is people coming during the day and leaving their cars.

The Administrator said that he spoke with the Officer-in-Charge. This is the memo drafted last year. The Administrator said that the paperwork used for signatures is the one the Brae Burn Civic Association did use last year. At this point, they are recommending Monday through Friday. The Administrator then recommended that Council pass this on first reading and then between now and the second reading double check with the residents of the area and the Brae Burn Civic Association to see if they still feel the same way.

President Baxter asked if the time issue has been worked out – this will be 8:00 a.m. to 7:00 p.m. from Monday to Friday.

The Attorney stated that she believes that the 7:00 p.m. request came from the Civic Association. The other streets listed in the Ordinance are 8:00 a.m. to 6:00 p.m. We will double check the time with the Association.

There were no additional questions or comments from Council.

5. A RESOLUTION APPROVING CHANGE ORDER NO. 1 FOR NEW 2014 AMBULANCE IN THE AMOUNT OF \$1,800.00

The CFO explained that this is for the ambulance purchased this year. There was a slight change to some of the lettering; the cost increase is well below the allowed twenty percent.

President Baxter asked when will the ambulance be ready.

The CFO replied that it will be ready in a couple of weeks.

Vice President Keyes-Maloney asked if it is the lettering on the outside of the ambulance.

The CFO answered yes, the EMS Director requested it. The CFO added that she is not sure what lettering had to be changed.

There were no additional questions or comments from Council.

6. A RESOLUTION AUTHORIZING THE 2014-2015 RENEWAL OF LIQUOR LICENSE FOR CAFÉ MOLINO, LLC D/B/A CAFÉ MOLINO (#1102-33-020-005)

The Attorney explained that Agenda Items Six and Seven have been operating under an ad interim license from the State as both had not received their tax clearance certificate from the Division of Taxation in time for their liquor licenses to be renewed at the last Council meeting. Neither establishment has conditions associated with their liquor license renewal.

Councilman Schroth asked if the establishment's name was spelled correctly – isn't it "Mulino".

The Clerk responded that on their liquor license it is spelled – "Molino".

There were no additional questions or comments from Council.

7. A RESOLUTION AUTHORIZING THE 2014-2015 RENEWAL OF LIQUOR LICENSE FOR VFW POST 7298 (#1102-31-033-002)

The Attorney explained that this is the same as Agenda Item Six.

There were no questions or comments from Council.

8. A RESOLUTION CELEBRATING THE 50TH ANNIVERSARY OF THE CIVIL RIGHTS ACT OF 1964

The Attorney said that this is a proclamation from Council supporting and affirming the good works done fifty years ago.

Vice President Keyes-Maloney thanked President Baxter for calling it to Council's attention.

CONSENT AGENDA

Council President Baxter presented the Consent Agenda for review.

1. A Resolution Authorizing the Chief Financial Officer to Pay Bills in the Amount of \$5,387,231.64 and to Pay Supplemental Bills per Resolution #14R-44 in the Amount of \$42,095.73
2. A Resolution Authorizing Celestial Church of Christ to Hold a Block Party/Road Closing on August 24th, 2014
3. A Resolution Authorizing Conway Ave. and Grafton Ave. Civic Group to Hold a Block Party/Road Closing on August 2nd, 2014
4. A Resolution Authorizing the Conduct of a Bingo Sponsored by EASEL (Ewing Animal Shelter Extension League Inc.) on September 26th, 2014
5. A Resolution Authorizing the Conduct of an On-Premise 50-50 Cash Raffle Sponsored by EASEL (Ewing Animal Shelter Extension League Inc.) on September 26th, 2014
6. A Resolution Authorizing the Conduct of an On-Premise 50-50 Cash Raffle Sponsored by New Jersey State Federation of Women's Clubs on September 29th, 2014
7. A Resolution Authorizing the Conduct of an On-Premise Merchandise Raffle Sponsored by New Jersey State Federation of Women's Clubs on September 29th, 2014
8. A Resolution Authorizing the Conduct of an Off-Premise 50-50 Cash Raffle Sponsored by Serv Foundation, Inc. on November 17th, 2014
9. A Resolution Authorizing a Refund, as Recommended by the Township Health Officer, for Fees in the Amount of \$60.00 to DOWLINGSMOKEBARQ LLC, 831 Parkway Avenue, Suite B14, Ewing, NJ, 08618 for Payment of a Mobile Truck Fee. The Establishment has a Delivery Truck, not a Mobile Truck.
10. A Resolution Authorizing a Refund, as Recommended by the Tax Collector, in the Amount of \$107.88 for October 1, 2013 and April 1, 2014 Sewer Bill, to Krainski, Bertha, 51 High Street, East Rutherford, NJ 07073, for Property Owner Krainski, Bertha, Block: 86 Lot: 539 also known as 2815 Madison Ave., for Overpayment of Oct. 1, 2013 Sewer Bill and April 1, 2014 Sewer Bill
11. A Resolution approving Abdelbasset Jibbou as a Senior Firefighter member of the Prospect Heights Volunteer Fire Company No. 1

There were no questions or comments from Council and the Consent Agenda was approved for action.

ORDINANCE(S) FOR FIRST READING AND INTRODUCTION

(None for the 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)

The Attorney explained that this is at the request of NJ Transit. The Administrator said that it is to make it safer so people do not have to cross the road. The current bus stop is across the street; this will move it in front of the KFC.

There were no questions or comments from Council.

NEW BUSINESS

(None for this Meeting)

STATEMENTS AND COMMENTS FROM MEMBERS OF THE PUBLIC

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

CLOSED SESSION – A Resolution to Enter into Closed Executive Session

The Attorney read the Resolution (Resolution #14R-136) to Enter into Closed Executive Session.

At 6:45 p.m., Ms. Keyes-Maloney made a motion to enter into Closed Executive Session, seconded by Ms. Steward. It was agreed by unanimous voice vote.

Ms. Wollert made a motion to close the Closed Executive Session, seconded by Ms. Keyes-Maloney.

At 7:10 p.m., Ms. Wollert made a motion to move back into Open Session, seconded by Ms. Keyes-Maloney. It was agreed by unanimous voice vote.

ADJOURNMENT

There being no further business, President Baxter asked for a motion to adjourn. Mr. Schroth so moved seconded by Ms. Steward. The meeting was adjourned at 7:10 p.m.

Jennifer Keyes-Maloney, President

Kim J. Macellaro, Municipal Clerk