

May 23, 2023 – AGENDA SESSION

President Wollert called the meeting to order at 6:34 p.m. and read the Open Public Meetings 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 all on the 3rd of January 2023, filed with the Clerk of the Township of Ewing, and posted in the Ewing Township Municipal Complex.

The Public will have an opportunity to address the Council during the “Statements and Comments from Members of the Public” segment of the meeting. A member of the Public may sign in on the sheet at the front of the room. You will be given five minutes of time for remarks and questions; questions should be directed to the Council President. When addressing the Council, please give your name and address.

ROLL CALL

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

At the request of Councilwoman Keyes-Maloney, Discussion Item Six was discussed first.

DISCUSSION

6. A RESOLUTION DECLARING THE FIRST FRIDAY IN JUNE TO BE NATIONAL GUN VIOLENCE AWARENESS DAY

President Wollert said that Council is happy to support their group. It is an important issue not only in New Jersey but throughout the nation.

Sarah Cuprzinski (229 Yorkshire Circle) thanked, on behalf of Mom’s Demand Action, Council for declaring the first Friday in June National Gun Violence Awareness Day and for supporting their efforts to wear orange. Almost exactly one year ago, she was before Council making the same speech but with the news of the school shooting in Uvalde, Texas. Since that time, there have been 666 mass shootings, including 2,675 victims injured, and 711 killed. This does not include the everyday shootings that happen every day across America. As incidents of gun violence grows, so too has the movement to end gun violence. Together, a future free from gun violence can be built. They wear orange to honor the more than 120 people shot and killed in the United States every day and to honor the hundreds more who are wounded or witness gun violence. Wearing orange is supported by many groups and together they remember the millions of lives taken or impacted by gun violence. They demand action in their honor. Together, gun violence can be ended.

Councilwoman Keyes-Maloney added that she wished that something like this was not needed. Until people start to rethink...there had been an assault weapons ban in the past...this becomes a necessity, and it is a way of refreshing the fact that society has not found what is happening on the streets and in the home acceptable.

The Councilwoman appreciates them coming in and thanked them for not only having a conversation with Council but for having conversations in their communities every single day.

President Wollert asked how many members are there in New Jersey?

Reba Holly (Pennington) said that she is the founder of Mercer County Moms Demand Action. It is hard to know the actual numbers in the State because every time there is another shooting, they get an influx. There are more than 5,000 supporters in Mercer County. Even if someone is not actively involved, it is important for them to have those numbers.

Ms. Holly asked people to sign up just so they have those numbers to be able to report to elected officials. It allows elected officials to know that they have their backs if they do the right thing. If anyone is interested in adding their name: Text "Ready" to 64433.

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

(Picture Taken)

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

President Wollert said that grants can be added to the Township Revenue after being approved. This is a Stormwater Assistance Grant application in the amount of \$25,000.00.

There were no questions or comments from Council.

Sara Hendrickson (481 Walker Avenue) asked what this is for.

President Wollert replied that it is a Stormwater Assistance Grant application. The Township is requesting the Director of Local Government Services to approve the insertion of Items of Revenue into the Budget for this calendar year.

There were no additional questions or comments from the Public.

This Item was Approved for Action.

2. A RESOLUTION TO ADOPT A MEMORANDUM OF UNDERSTANDING (MOU) INTENDED TO SUPPLEMENT THE COLLECTIVE BARGAINING AGREEMENT BETWEEN THE TOWNSHIP OF EWING (THE "TOWNSHIP") AND LOCAL 102 OF THE INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS ("IBEW") FOR THE TERM JANUARY 1, 2020 THROUGH DECEMBER 31, 2023

The Attorney explained that this MOU will redefine what "full-time" means for two positions currently resident in the I.B.E.W. contract. It changes "full-time" from the current thirty-five hours to twenty-five hours for these two positions – the Zoning Officer and the Health Officer.

Councilwoman Keyes-Maloney said that she wanted to verify if the Township had a conversation with the State about any potential impacts for such a change.

The Administrator said – yes.

The Attorney added, for the Health Officer, it is necessary given the statute.

There were no additional questions or comments from Council.

Victoria Mark (Glendale section of Ewing) asked how does this affect pay?

The Administrator replied that it is prorated. They will only get paid for twenty-five hours of work.

Ms. Mark said that it is part-time, why is it being called full-time?

The Administrator replied.

Ms. Mark commented that it does not make sense.

Councilwoman Keyes-Maloney added that State Statute requires the Township to have a full-time but does not define what full-time is. This allows the Township to be consistent with the Statute but also recognize that there are some limitations as to what is capable of being done by the employees. This is only saying that twenty-five hours equals, consistent with State Statute purposes, full-time. This is only making sure that the CBA references that.

Ms. Mark commented that the Mayor and union had already signed off on it. Why is it coming before Council?

President Wollert responded that all union contracts come before Council for approval.

Ms. Mark said that this is just for these two positions with one person per position. So, it is a personal exemption made for these two people, is that correct?

The Council President replied that that is not correct. It is to fulfill New Jersey statute.

Ms. Mark said that this references Appendix A which was not included for the Public to read for itself.

President Wollert said that Ms. Mark asked about it and was told what was happening with this Resolution.

3. A RESOLUTION SUPPORTING AN APPLICATION FOR HOMES BY TLC TO APPLY FOR AND OBTAIN FUNDS FROM THE NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS, NEW JERSEY AFFORDABLE HOUSING TRUST FUND PROGRAM FOR THE PURPOSE OF DEVELOPING SIX UNITS OF RENTAL LOW AND/ OR MODERATE AFFORDABLE HOUSING PROJECT

The Attorney said that this is a resolution of endorsement for Homes by TLC to apply for State funding. One element the State will review, for determining if they will fund the project, is whether there is municipal support.

There were no questions or comments from Council.

Sara Hendrickson (481 Walker Avenue) said that she would like to understand why, with everyone else on a budget, they picked out the most expensive lots in the Township...since they are asking for monies, they should...

President Wollert replied that that is for the State to decide whether they get the money. The endorsement is for the project in and of itself; that the Township supports affordable housing for people in need.

Ms. Hendrickson said that the Township is over what it should be for low-income housing. Does she have the right to call the State and ask them not to provide funding? President Wollert replied that Ms. Hendrickson always has the right to do that.

Ms. Hendrickson added that they are also building across from the golf course. So now the Township is way over and above. It is not fair to the neighbors that Council gives them its support. The neighbors do not want it.

Victoria Mark (Glendale section of Ewing) said that she has spoken to everyone in this area; no one wants any more affordable housing. There is enough of it. To imply that Ewing Township wants to endorse more affordable housing for low-income is a lie. Ewing Township does not want that. The number who are interested in it, is small. To represent this as all of Ewing is inappropriate and is not truthful. This should not be endorsed and as part of the Public, Ms. Mark said that she does not endorse it.

Anne Moore (24 Federal City Road) said that she is a resident of Ewing Township, and she endorses affordable housing. The misinformation...she wondered if anyone has spoken to people with moderate and low incomes as to whether they would like to have more housing because right now rent is taking ninety percent of their income. The fact that Ewing has met its COAH obligation does not mean anything to the people who need affordable housing.

Sara Hendrickson (481 Walker Avenue) said that she is one of those low-moderate income people. She owns her house and struggles to pay her taxes just like everyone else and had two children she raised by herself. Ewing has a lot of low-income housing; there is too much right now. That is a prime location. Why didn't they purchase cheaper land somewhere else? Also, as Councilwoman Keyes-Maloney's husband is on the Zoning Board, she and Councilwoman Steward should not vote on this.

John Diveronica (17 Windybush Way) stated that he is a forty-year resident of Mountainview and thanked Council for allowing him to speak on behalf of TLC. He has been involved with TLC for many years and has seen the work that they do. The last project they did in Hamilton is beautiful. He invited people to go see it. Mr. Diveronica said that he is happy that TLC is bringing it to Ewing Township. TLC/Homefront does not just bring affordable housing to the Community, they bring an opportunity for Ewing Township. The other speaker said that Ewing was over its limit...but what allows Ewing, or any other municipality, to say they are over their limit for helping people in need.

Mr. Diveronica said that he lives in Mountainview, and he was not interviewed about this project and if he had been he would have endorsed this project.

This property was not purchased by anyone else. Who is to say that they are not allowed to purchase something?

(Cross talk)

There were no additional questions or comments from the Public.

4. A RESOLUTION AUTHORIZING THE DISCHARGE OF FIREWORKS AT THE ANNUAL FOURTH OF JULY CELEBRATION

The Administrator said that the date is June 30th. The price is better on June 30th than on July 1st, 2nd, 3rd, or 4th and it is a Friday. It will be held at the College of New Jersey.

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

This Item was Approved for Action.

5. A RESOLUTION AUTHORIZING A MAINTENANCE GUARANTEE RELEASE FOR ARISTA DEVELOPMENT – WALGREENS, 1801 NORTH OLDEN AVENUE (BLOCK 118, LOTS 45 & 48) – EWING ENGINEERS REMINGTON & VERNICK ENGINEERS RVE #1102-I-073

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

This Item was Approved for Action.

ALCOHOLIC BEVERAGE CONTROL MATTERS

1. A RESOLUTION AUTHORIZING THE PERSON-TO-PERSON TRANSFER OF BDS ENTERPRISES, INC. (IN POCKET LICENSE NO. 1102-33-008-004); A PLENARY RETAIL CONSUMPTION LICENSE TO ROBERT GELBARD

President Wollert said that this is a pocket license for the shops being built over at the Town Center.

Councilwoman Steward added that this was the Stevie Tees license.

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

This Item was Approved for Action.

BILLS LIST

1. A Resolution Authorizing the Chief Financial Officer to Pay Bills in the Amount of \$522,169.78.

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

The Bills List was Approved for Action.

CONSENT AGENDA

Council President Wollert presented the Consent Agenda for review.

- 1. Approval of Agenda Session Minutes for March 14, 2023 and March 28, 2023; Approval of Regular Session Minutes for March 14, 2023 and March 28, 2023**
- 2. A Resolution Authorizing the Palmer Lane/Lower Ferry Road Civic Association to Hold a Block Party/Road Closing on May 29th, 2023**
- 3. A Resolution Authorizing Reinstatement of Levy, as Recommended by the Tax Collector, for 5 Michelle Court in the amount of \$54.44.**

4. A Resolution Authorizing a Refund, as Recommended by the Tax Collector in the amount of \$1,865.94 for May 1, 2023 2nd Quarter Taxes to Corelogic Centralized Refunds, PO Box 9202, Coppell, TX 75019-9760, for property owner McGreevy, Brian T., for Block: 452 Lot: 51 also known as 20 Bradway Avenue for overpayment.
5. A Resolution Authorizing a Refund, as Recommended by the Tax Collector in the amount of \$2,315.57 for May 1, 2023 2nd Quarter Taxes to Corelogic Centralized Refunds, PO Box 9202, Coppell, TX 75019-9760, for property owner Fain, Tyrone & Vega, Alisia, for Block: 49 Lot: 363 also known as 2507 Columbia Avenue for overpayment.
6. A Resolution Authorizing a Refund, as Recommended by the Tax Collector in the amount of \$1,287.72 for May 1, 2023 2nd Quarter Taxes to Corelogic Centralized Refunds, PO Box 9202, Coppell, TX 75019-9760, for property owner Secretary of HUD, for Block: 134 Lot: 280 also known as 121 Keswick Avenue for overpayment.
7. A Resolution Authorizing a Refund, as Recommended by the Tax Collector in the amount of \$1,366.86 for May 1, 2023 2nd Quarter Taxes to Corelogic Centralized Refunds, PO Box 9202, Coppell, TX 75019-9760, for property owner Valdez, Anitta L., for Block: 365 Lot: 2.01 Qualifier: C0711 also known as 76 Kyle Way for overpayment.
8. A Resolution Authorizing a Refund, as Recommended by the Tax Collector in the amount of \$1,771.52 for May 1, 2023 2nd Quarter Taxes to Corelogic Centralized Refunds, PO Box 9202, Coppell, TX 75019-9760, for property owner Waterhouse, Bennett UTX, for Block: 414 Lot: 41 also known as 139 Palmer Lane for overpayment.
9. A Resolution Authorizing a Refund, as Recommended by the Tax Collector in the amount of \$1,191.51 for May 1, 2023 2nd Quarter Taxes to Corelogic Centralized Refunds, PO Box 9202, Coppell, TX 75019-9760, for property owner Lee, Kelly M., for Block: 341 Lot: 6 Qualifier: C501 also known as 501 Silvia Street for overpayment.

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

The Consent Agenda was Approved for Action.

ORDINANCE(S) FOR FIRST READING AND INTRODUCTION

(None for this Meeting)

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

1. BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE TOWNSHIP OF EWING, IN THE COUNTY OF MERCER, NEW JERSEY, APPROPRIATING \$2,000,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,900,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

President Wollert said that this finances the Township's Capital Budget.

There were no questions or comments from Council.

Victoria Mark (Glendale section of Ewing) said that if this is the one buying all the computers; the Zoom capabilities had been left out. That needs to be included with the computer stuff. This should not go through until it is complete.

President Wollert responded that Zoom capabilities are minimal cost. Zoom is not part of Capital. Capital is for equipment; Zoom is not equipment.

(Cross talk)

Councilman Schroth added that Zoom is considered software, it is not Capital.

(Cross talk)

President Wollert said that it is not appropriate for what is being discussed here – a Bond Ordinance.

There were no additional questions or comments from the Public.

COUNCIL COMMENTS

Councilman Schroth stated that the Drug & Alcohol Alliance moved their meeting to tonight which is the second time that that has happened, so he is unable to attend.

Councilwoman Steward said that the Green Team meeting is tomorrow. Recently, they held a tree planting at John Watson Park to celebrate Arbor Day and the Township's ongoing sustainability efforts. Shred Day was well attended.

President Wollert said that the Planning Board will be meeting in June.

Vice President Baxter announced that local native, NBA player Davon Reed, is holding his third annual basketball camp on July 29th at Fisher for fifth to eight graders. Registration begins June 1st and ends on July 1st. You can sign-up at davonreed.com

Councilwoman Keyes-Maloney said that the Environmental Commission is working on a script related to storm drains. They are planning to do a video on how to clean them. Historic Preservation meets tomorrow, and the Arts Commission held their "Meet the Artist" while she was away. It went well. The Arts Commission and the Green Team want the public's input as to whether the Scarecrow Scavenger Hunt should continue. There has been a drop-off in the number of people who participated in the contest aspect of it.

There were no additional Council Comments.

The Administrator announced that the Memorial Day ceremony will be held May 29th at 11:00 a.m. at the Municipal Building.

There were no additional announcements.

NEW BUSINESS

(None for this Meeting)

STATEMENTS AND COMMENTS FROM MEMBERS OF THE PUBLIC

Sara Hendrickson (481 Walker Avenue) thanked Public Works and Mr. McManimon for cleaning up the debris on Glen Stewart and for fixing one of the storm drains. Ms. Hendrickson said that she has been cleaning up a site for five or six days. It is a mess and looks terrible, but she needs help to clean it up. This Town is filthy. She needs new waders and asked if the Town could find any monies to pay...

President Wollert said that her request will be taken into consideration and then thanked Ms. Hendrickson for the great work she does.

Victoria Mark (Glendale section of Ewing) said that, regarding PILOT programs, she would like to know when these PILOT programs started, when they are due to end, and how much money is the Township losing because these people are not paying the full amount they should be in taxes.

The Council President suggested that she contact the Administration to put her in contact with the CFO.

Ms. Mark stated that at the last Council meeting she specifically asked the Council President about Zoom and was told that it had to go through another hearing. Apparently, it does not need to. That was a lie.

Council President Wollert stated that it was not a lie.

(Cross talk)

There were no additional statements and comments from the Public.

CLOSED SESSION

(None for this Meeting)

ADJOURNMENT

There being no further business, President Wollert asked for a motion to adjourn. Mr. Schroth so moved, seconded by Vice President Baxter. It was agreed by unanimous voice vote. The meeting was adjourned at 7:15 p.m.

Kathleen Wollert, President

Kim J. Macellaro, Municipal Clerk

June 13, 2023 – AGENDA SESSION

President Wollert called the meeting to order at 6:32 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 all on the 3rd of January 2023, filed with the Clerk of the Township of Ewing, and posted in the Ewing Township Municipal Complex.

The Public will have an opportunity to address the Council during the “Statements and Comments from Members of the Public” segment of the meeting. A member of the Public may sign in on the sheet at the front of the room. You will be given five minutes of time for remarks and questions; questions should be directed to the Council President. When addressing the Council, please give your name and address.

ROLL CALL

- | | |
|-------------------------------|-----------------------------------|
| ▪ Mr. Baxter – Present | Joanna Mustafa, CFO |
| ▪ Ms. Keyes-Maloney – Excused | Catie McDuff, Attorney |
| ▪ Mr. Schroth – Present | Kim J. Macellaro, Municipal Clerk |
| ▪ Ms. Steward – Present | |
| ▪ President Wollert – Present | |

For the record, the Clerk stated that Ms. Keyes-Maloney may or may not be here this evening.

DISCUSSION

1. 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 BICYCLES, TO THE BOYS AND GIRLS CLUB OF TRENTON AND MERCER COUNTY, A 501(c)(3) NON-PROFIT ORGANIZATION

President Wollert said that the Police Department has accumulated forty-three bicycles which were either involved in incidents within the Township or found abandoned. An Ordinance is necessary to make this donation. This is something the Township does often.

Ms. Steward added that some time has elapsed during which they attempted to find the owners.

The Council President said that these are from 2020, and 2021; a couple are from 2022. Nothing recent is on this list.

There were no additional questions or comments from Council.

The Council President stated that questions/comments will be taken from the Public at the Regular Session for each item on the Agenda.

This Item was Approved for Action.

2. AN ORDINANCE OF THE TOWNSHIP OF EWING, COUNTY OF MERCER, NEW JERSEY ADOPTING THE TOWN CENTER REDEVELOPMENT PLAN

Charles Latini (Township Planner) said that this Redevelopment Plan governs the area surrounding the original Parkway Avenue Redevelopment Plan which was General Motors and the Naval Base. They took the zoning that exists today and codified it into a Redevelopment Plan. It will allow the Township to negotiate public improvements and hopefully incentivize some in this area to redevelop in a more expedited fashion.

President Wollert asked if the Planning Board has already looked at this.

Mr. Latini replied that they have seen it in other forms, but it needs to be formally referred to them.

President Wollert asked if she is correct to say that most of this covers Silvia Street, Parkway Avenue, and a piece of Scotch Road.

Mr. Latini said that, loosely, it is the bowling alley down through the gas station across from Wawa, some of Silvia Street not in the Redevelopment Area, and Parkway Avenue across from the Naval Base.

President Wollert asked if it includes where Cattani and the Art Studio are?

Mr. Latini said that Cattani was not included in the Redevelopment Area as that had been refurbished. There is not much more that can be done there. They did a good job.

There were no questions or comments from Council.

This Item was Approved for Action.

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

President Wollert said that this is money the Township received from the government in the amount of \$612,000 for improvements on Phillips Boulevard.

There were no questions or comments from Council.

This Item was Approved for Action.

4. A RESOLUTION NAMING SUBSTITUTE MUNICIPAL PROSECUTORS

The Council President said that these are several prosecutors that could serve if a substitute is needed to stand in for the appointed Municipal Prosecutor.

Councilman Schroth said that he noticed that only two of the prosecutors are from Mercer County, both out of the City of Trenton. It is sometimes hard to get these prosecutors because of the conflicts it creates in their practice. Were these the only folks interested and available?

The Attorney responded that this a routine matter. All Towns have these substitutes. A lot of attorneys will not be a municipal prosecutor because of the disruption to their office and conflicts of interest with not only them but their firm as well. The Attorney's Office reached out and spoke with both the current and former Municipal Prosecutor to put together a list. Those listed in the Resolution expressed interest in being a substitute. Not many Mercer County prosecutors were available in the pool. Council President Wollert said that there are four Mercer County prosecutors on the list and the Resolution allows for any assistant Mercer County prosecutor as necessary.

There were no additional questions or comments from Council.

This Item was Approved for Action.

5. A RESOLUTION AUTHORIZING THE EXECUTION OF A MEMORANDUM OF UNDERSTANDING BETWEEN THE TOWNSHIP OF EWING, MERCER COUNTY, NEW JERSEY AND THE CITY OF TRENTON, MERCER COUNTY, NEW JERSEY, FOR THE PROVISION OF PUBLIC HEALTH NURSE CASE MANAGEMENT SERVICES FOR CHILDHOOD LEAD POISONING

President Wollert stated that the Township is required by the State Department of Health to have someone with the proper certifications. This is an open-ended Shared Service with the City of Trenton. It can be ended by either Party with a sixty-day notice.

Councilwoman Steward added that this essentially renews an existing relationship.

The Council President said that she does not know if it is a renewal. There are other services...she believes that it is a new requirement.

There were no additional questions or comments from Council.

This Item was Approved for Action.

6. A RESOLUTION AUTHORIZING A ONE-YEAR EXTENSION OF THE PROFESSIONAL SERVICES CONTRACT FOR THE PROVISION OF PEDIATRIC SERVICES IN THE EWING TOWNSHIP HEALTH DEPARTMENT TO MALTI DAMANI, M.D.

The Council President explained that Dr. Damani has been working with the Township. This is the second one-year extension. She is paid a maximum \$5,000 per year at the rate of \$350 per clinic.

There were no questions or comments from Council.

This Item was Approved for Action.

7. A RESOLUTION AUTHORIZING THE PURCHASE OF A 2023 CHEVROLET TAHOE 4WD 4 DOOR COMMERCIAL TRUCK FOR PURPOSE AND USE FOR THE FIRE DEPT, UNDER STATE CONTRACT T-2776, THRU GENTILINI MOTORS, EGG HARBOUR N.J.

Council President Wollert said that this truck is just over \$45,000...
The CFO added that it is funded by the 2023 Capital Budget.
President Wollert stated that it will be used by the Fire Director.

There were no questions or comments from Council.

This Item was Approved for Action.

8. A RESOLUTION AUTHORIZING THE DONATION, RECYCLING OR DISPOSAL OF PROPERTY OF NOMINAL VALUE

President Wollert said that two fifty-foot hoses and one ladder are no longer usable in the Fire Department.

There were no questions or comments from Council.

This Item was Approved for Action.

9. A RESOLUTION AUTHORIZING THE DONATION, RECYCLING OR DISPOSAL OF PROPERTY OF NOMINAL VALUE

President Wollert said that the IT Director has recommended that this equipment be considered for donation, recycling, or disposal. Most likely it will be disposed of based on the description of the items.

There were no questions or comments from Council.

This Item was Approved for Action.

ALCOHOLIC BEVERAGE CONTROL MATTERS

1. A RESOLUTION AUTHORIZING THE APPROVAL FOR RENEWAL OF 2023-2024 EWING MUNICIPAL LIQUOR LICENSES
2. A RESOLUTION AUTHORIZING THE APPROVAL FOR RENEWAL OF 2023-2024 EWING MUNICIPAL LIQUOR LICENSE FOR HK, INC. t/a HK DISCOUNT LIQUORS WITH CONDITIONS (LICENSE NO. 1102-33-012-007)
3. A RESOLUTION AUTHORIZING THE APPROVAL FOR RENEWAL OF 2023-2024 EWING MUNICIPAL LIQUOR LICENSE FOR AMPHORA RESTAURANT, LLC t/a ERINI'S RESTAURANT (LICENSE NO. 1102-33-016-008) WITH CONDITIONS

4. A RESOLUTION AUTHORIZING THE APPROVAL FOR RENEWAL OF 2023-2024 EWING MUNICIPAL LIQUOR HOLDER; OMAHI, INC. d/b/a HK LIQUOR AND BAR (LICENSE 1102-33-026-007) WITH CONDITIONS

President Wollert stated that there are several entities that are looking for renewal. One, HK Liquor is being pulled because they would like to speak to Council about the conditions. Their renewal will be considered at the next Council meeting.

The Clerk said that HK on Olden Avenue and Erini's are both being considered with conditions. HK Liquor is also with Conditions but will be considered at the next meeting. Conditions need to be imposed each year.

The Council President said that the other renewals are normal.

Councilwoman Steward asked, putting aside the one that is being pulled, is this all the liquor renewals or are there more?

The Clerk responded that there are more. They need to be renewed by July 1st.

President Wollert said there is a second meeting in June.

There were no additional questions or comments from Council.

This Item was Approved for Action.

BILLS LIST

1. A Resolution Authorizing the Chief Financial Officer to Pay Bills in the Amount of \$781,339.49 and to Pay Supplemental Bills per Resolution #23R-12 in the Amount of \$311,533.12.

There were no questions or comments from Council.

The Bills List was Approved for Action.

CONSENT AGENDA

Council President Wollert presented the Consent Agenda for review.

1. Approval of Agenda Session Minutes for April 11, 2023; Approval of Regular Session Minutes for April 11, 2023.
2. A Resolution Authorizing a Cancellation, as Recommended by the Tax Collector, a CANCELLATION of LEVY in the total amount of \$5050.07 (\$1653.40 2020 tax year/\$1677.30 2021 tax year/\$1719.37 2022 tax year) for property owner TOWNSHIP OF EWING, for Block: 125, Lot: 603 also known as Hillman Avenue. Parcel was part of the DOCKET NO F-013787-16 CIVIL ACTION FINAL JUDGEMENT recorded on INSTRUMENT 2019048065 Deed Book 6386 Page 1145 dated 11/6/2019. VITAL MOD IV system updated with Final Judgement on 12/12/2022. Levy starting in 2020 should have never been assessed as this parcel is a 15C class.
3. A Resolution Authorizing a Cancellation, as Recommended by the Tax Collector, a CANCELLATION of LEVY in the total amount of \$5705.10 (\$1867.86 2020 tax year/\$1894.86 2021 tax year/\$1942.38 2022 tax year) for property owner TOWNSHIP OF EWING, for Block: 175, Lot: 511 also known as 215 King Avenue. Parcel was part of the DOCKET NO F-013787-16 CIVIL ACTION FINAL JUDGEMENT recorded on INSTRUMENT 2019048065 Deed Book 6386 Page 1145 dated 11/6/2019. VITAL MOD IV system updated with Final Judgement on 12/12/2022. Levy starting in 2020 should have never been assessed as this parcel is a 15C class.

4. A Resolution Authorizing a Cancellation, as Recommended by the Tax Collector, a CANCELLATION of LEVY and a CANCELLATION OF OUTSTANDING LIEN in the total principal amount of \$2143.30 (original lien amount of \$744.49 and subsequent principal amount of \$1398.82) for property owner TOWNSHIP OF EWING, for Block: 6, Lot: 20 also known as 23 New Trent Street. Parcel was part of the DOCKET NO F-013787-16 CIVIL ACTION FINAL JUDGEMENT recorded on INSTRUMENT 2019048065 Deed Book 6386 Page 1145 dated 11/6/2019. VITAL MOD IV system updated with Final Judgement on 12/12/2022. TSC 20-00004 dated 12/29/2020 was struck off to the municipality during the 2020 tax sale. TSC 20-00004 and levy on parcel starting with the date of October 9, 2019 need to be cancelled.
5. A Resolution Authorizing a Cancellation, as Recommended by the Tax Collector, a CANCELLATION of LEVY and a CANCELLATION OF OUTSTANDING LIEN in the total principal amount of \$161.87 (original lien amount of \$69.09 and subsequent principal amount of \$92.78) for property owner TOWNSHIP OF EWING, for Block: 364, Lot: 7 also known as Parkway Ave (land only). Parcel was part of the DOCKET NO F-013787-16 CIVIL ACTION FINAL JUDGEMENT recorded on INSTRUMENT 2019048065 Deed Book 6386 Page 1145 dated 11/6/2019. VITAL MOD IV system updated with Final Judgement on 12/12/2022. TSC 20-00362 dated 12/29/2020 was struck off to the municipality during the 2020 tax sale. TSC 20-00362 and levy on parcel starting with the date of October 9, 2019 need to be cancelled.
6. A Resolution Authorizing a Cancellation and Refund as Recommended by the Tax Collector, a CANCELLATION of OUTSTANDING LIEN AND A REFUND in the total principal amount of \$1846.92 for tax sale date of 12/29/20 (original lien amount \$1760.45, recording fee \$53.00 and legal interest \$33.47) for property owner TOWNSHIP OF EWING, for Block: 125, Lot: 603 also known as Hillman Avenue. Parcel was part of the DOCKET NO F-013787-16 CIVIL ACTION FINAL JUDGEMENT recorded on INSTRUMENT 2019048065 Deed Book 6386 Page 1145 dated 11/6/2019. VITAL MOD IV system updated with Final Judgement on 12/12/2022. TSC 20-00166 dated 12/29/20 was sold to TAXFU REALESTATE LLC during the 2020 Tax Sale. Refund should be sent to: TAXFU REALESTATE LLC, 502 ANTEBELLUM C/O BUSINESS, MOUNT PLEASANT, SC 29464
7. A Resolution Authorizing a Cancellation and Refund, as Recommended by the Tax Collector, a CANCELLATION of OUTSTANDING LIEN AND A REFUND in the total principal amount of \$3328.78 for tax sale date of 12/28/21 (original lien amount \$1873.98, subsequent payments of \$1392.54, recording fee of \$53.00 and legal interest of \$9.26) for property owner TOWNSHIP OF EWING, for Block: 125, Lot: 603 also known as Hillman Avenue. Parcel was part of the DOCKET NO F-013787-16 CIVIL ACTION FINAL JUDGEMENT recorded on INSTRUMENT 2019048065 Deed Book 6386 Page 1145 dated 11/6/2019. VITAL MOD IV system updated with Final Judgement on 12/12/2022. TSC 21-0056 dated 12/28/21 was sold to CHIH CHENG CHEN during the 2021 Tax Sale. *Refund should be sent to: CHIH CHENG CHEN, 5232 Wheat Ridge Place, Glen Allen, VA 23059*
8. A Resolution Authorizing a Cancellation and Refund, as Recommended by the Tax Collector, a CANCELLATION of OUTSTANDING LIEN AND A REFUND in the total principal amount of \$2082.86 for tax sale date of 12/29/20 (original lien amount \$1991.98, recording fee \$53.00 and legal interest \$37.88) for property owner TOWNSHIP OF EWING, for Block: 175, Lot: 511 also known as 215 King Avenue. Parcel was part of the DOCKET NO F-013787-16 CIVIL ACTION FINAL JUDGEMENT recorded on INSTRUMENT 2019048065 Deed Book 6386 Page 1145 dated 11/6/2019. VITAL MOD IV system updated with Final Judgement on 12/12/2022. TSC 20-00212 dated 12/29/20 was sold to TAXFU REALESTATE LLC during the 2020 Tax Sale. *Refund should be sent to: TAXFU REALESTATE LLC, 502 ANTEBELLUM C/O BUSINESS, MOUNT PLEASANT, SC 29464*

9. A Resolution Authorizing a Cancellation and Refund, as Recommended by the Tax Collector, a CANCELLATION of OUTSTANDING LIEN AND A REFUND in the total principal amount of \$3753.69 for tax sale date of 12/28/21 (original lien amount \$2117.05, subsequent payments \$1573.17, recording fee \$53.00 and legal interest \$10.47) for property owner TOWNSHIP OF EWING, for Block: 175, Lot: 511 also known as 215 King Avenue. Parcel was part of the DOCKET NO F-013787-16 CIVIL ACTION FINAL JUDGEMENT recorded on INSTRUMENT 2019048065 Deed Book 6386 Page 1145 dated 11/6/2019. VITAL MOD IV system updated with Final Judgement on 12/12/2022. TSC 21-00077 dated 12/28/21 was sold to CHIH CHENG CHEN during the 2021 Tax Sale. *Refund should be sent to: CHIH CHENG CHEN, 5232 Wheat Ridge Place, Glen Allen, VA 23059*
10. A Resolution authorizing a Refund, as Recommended by the Township Construction Official in the amount of \$479.00 to St. John's Chimney, 1613 Reed Road, Pennington, NJ 08534 for property addresses; 66 Lochatong Road, 17 Perry Drive, 88 Lochatong Road, 531 Grand Avenue & 534 Howell Avenue in Ewing, NJ. The applicant paid twice for the same permits.
11. A Resolution Authorizing a Refund, as Recommended by the Tax Collector, in the amount of \$1,785.01 for May 1, 2023 2nd Quarter Taxes to Corelogic Centralized Refunds, PO Box 9202, Coppell, TX 75019-9760, for property owner Tusay, Michael, for Block: 437 Lot: 4 also known as 3 Jacob Creek Road for overpayment.
12. A Resolution Authorizing a Refund, as Recommended by the Tax Collector, in the amount of \$170.18 for October 1, 2023 2nd Half Sewer to OHMJI Inc., HK LIQUORS, 1873 North Olden Avenue, Ewing, NJ 08638, for property owner Popkin-Goldenberg Joint Venture, for Block: 234.01 Lot: 41 also known as 1873 North Olden Avenue for overpayment.

There were no questions or comments from Council.

The Consent Agenda was Approved for Action.

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)

COUNCIL COMMENTS

Vice President Baxter reported that the Moody Park Summer Basketball League has started and will run until July 9th. A former Ewing resident, Davon Reed, formerly of the Los Angeles Lakers, will be holding his basketball camp on July 29th at Fisher.

There were no additional Council comments.

NEW BUSINESS

(None for this Meeting)

STATEMENTS AND COMMENTS FROM MEMBERS OF THE PUBLIC

Victoria Mark (Glendale section of Ewing) stated that with this new format, Council is not considering what the Public has to say and yet everything is being moved forward.

President Wollert said that the Public will be part of the discussion as the items are considered. This is Council's discussion as to whether these items will go on the agenda or not.

Ms. Mark wondered if everyone would look at it that way.

Ms. Mark asked where are the bikes being donated?

The Council President responded to the Boys & Girls Club located on Spruce Street.

Councilwoman Steward added that they refurbish the bikes and then sell them.

Ms. Mark stated that a lot of areas in Ewing need repaving, why was Phillips Boulevard picked? There are drug places in there now, does that have something to do with it?

President Wollert replied – no. It was recommended by the Administration and Public Works. They look on their own, review requests from the Public and then a list is compiled. Some projects are funded by the Capital Budget, some by grants. This is being done by a grant – the Township was fortunate to get a grant for \$612,000 for Phillips Boulevard. The place where the monies are being used needed to be specified.

Ms. Mark asked what are the conditions on both the HK on Olden and the one on Spruce?

The Attorney and the Council President explained the conditions on each liquor license.

Sara Hendrickson (481 Walker Avenue) regarding the Bills List, what is “Mercer County Soil District PO Box Erosion & Sentiment”?

The CFO replied that that is for the construction over at the Pennington Road Firehouse. It is a County requirement.

Ms. Hendrickson asked why was not that written down then?

The CFO explained that there is only so much space for them to write on a purchase order.

Ms. Hendrickson said that she called the DEP about what she calls the Prospect creek which is near the car wash. Who is responsible for it if the residents on Rosedale do not own the land near the creek? The DEP told her that the Township is responsible and then she was told that it is the neighbors’ responsibility. A lot of things had been thrown into and near the creek and people wonder why it floods. It will keep flooding until that debris is removed.

Ms. Hendrickson stated that she wanted everyone to know that the DEP doubled everything – if it was 150 feet from a waterway, it is 300 feet now.

The Attorney said that the Township’s flood zone ordinance was adopted in January.

Ms. Hendrickson wondered if the Zoning Board had been informed, because during a meeting, they could not answer her questions.

Ms. Hendrickson said that she was told that the Township did not have the money to update the Master Plan which should be updated this year.

President Wollert asked the CFO if she had heard anything about monies for the Master Plan and then suggested that Ms. Hendrickson contact the Township Planner.

Victoria Mark (Glendale section of Ewing) asked, regarding the firefighters’ incentive for the first quarter, are they getting a salary, and this is on top of that?

The CFO responded that this is strictly for the volunteers who are paid five dollars per call based on records from the fire companies. They need to respond to thirty calls before they are eligible for the incentive.

President Wollert added that that program has been in place for years.

The CFO added that it is \$10 if the call lasts over ninety minutes.

President Wollert said that it just shows the work the Township volunteers put in. \$5 for their service is a small price. There are many calls for service; the Township is lucky to have dedicated volunteers.

Ms. Mark stated that Ewing is the only one in the area that has paid firefighters.

Council President Wollert said that that is not so. Hamilton has switched. Many towns have because of the lack of volunteers to provide 24/7 coverage. Over the years she has been on Council, the Town has increased the number of paid firefighters – starting with paid drivers years ago. The Town is growing, that is why paid firefighters are needed. However, the Town greatly relies on its volunteers.

Ms. Mark asked what percentage of the Town’s firefighters are paid?

The CFO responded - twenty-two full-time paid firefighters. No paid firefighters are on that list. Incentives are not given to paid firefighters.

President Wollert said that the percentage can fluctuate because on the daily the number of available volunteers change.

Ms. Mark mentioned that the lift truck is \$236,854 which is much more expensive than the equipment Mr. Henderson mentioned.

President Wollert said that they are two different types of equipment.

Steve Remboske (31 Dunmore Avenue) said that he has been calling the Police in reference to speeding and ATVs with little or no results. He has also spoken with the Mayor. The stop signs on Glenmore and Dunmore do not slow anybody down. It is an ongoing issue – call the Police; go to a Council meeting. Something needs to be done. He requested that Council come to his house for an hour and watch what goes on. He is asking for Council’s help.

He spoke with the Mayor and Traffic and is a little disgruntled with the Police telling him to go to a meeting. This all started a couple of years ago when an ATV on the sidewalk nearly hit him while he was cutting his grass. Wawa should not be pumping gas for ATVs, but they do. That needs to be shut down. The traffic is also unbelievable. Mr. Remboske said that he requested speed humps but cannot gather enough neighbors because, they say, nothing is going to be done. If the Police are not going to enforce the stop signs; just take them down. He is tired of hearing that there are not enough officers. He wants help. The Council President agreed that this is dangerous, and ATVs are dangerous and need to be stopped. She will speak with the Administration and the Police Chief. The Attorney asked if Wawa is fueling the ATV or the gas cans. Mr. Remboske replied – the ATV.

Sara Hendrickson (481 Walker Avenue) said that when they bought the driving range on Prospect Street, they buried a bunch of stuff in the wooded area near the creek. She has been working on it for four weeks. DEP went out and said Prospect Street was clean. That was not where the problem is, so she called the Coastal Land Use DEP for them to come out and clean back there. She wants them to make it spotless, including digging up all the fake grass. They dumped everything on the old driving range. They deserve a fine.

There were no additional statements and comments from the Public.

CLOSED SESSION

(None for this Meeting)

ADJOURNMENT

There being no further business, President Wollert asked for a motion to adjourn. Mr. Schroth so moved seconded by Vice President Baxter. It was agreed by unanimous voice vote. The meeting was adjourned at 7:25 p.m.

Kathleen Wollert, President

Kim J. Macellaro, Municipal Clerk

May 23, 2023 – REGULAR SESSION

President Wollert called the meeting to order at 7:24 p.m.

The Clerk gave the Invocation: Almighty God, we ask your blessings on the people who have been called to lead our community. Grant them and us the wisdom and courage to know and do what is right and good. Amen.

Flag Salute

Council President Wollert read the Open Public Meetings 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 all on the 3rd of January 2023, filed with the Clerk of the Township of Ewing, and posted in the Ewing Township Municipal Complex.

The Public will have an opportunity to address the Council during the “Statements and Comments from Members of the Public” segment of the meeting. A member of the Public may sign in on the sheet at the front of the room. You will be given five minutes of time for remarks and questions; questions should be directed to the Council President. When addressing the Council, please give your name and address.

ROLL CALL

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

STATEMENTS AND COMMENTS FROM MEMBERS OF THE PUBLIC FOR ITEMS NOT ON THE AGENDA

There were no statements and comments from the Public.

BILLS LIST

1. The Clerk read (Resolution #23R-102) A Resolution Authorizing the Chief Financial Officer to Pay Bills in the Amount of \$522,169.78.

Ms. Keyes-Maloney moved the Resolution, seconded by Ms. Steward. President Wollert asked for a roll call.

ROLL CALL

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

The above-referenced Bills List Resolution and the Bills List are available in the Clerk’s Office in the 2023 Resolution Book Number Two.

The Clerk read: All items listed under Consent Agenda are considered routine by the Township Council and will be enacted by one motion in the form listed below. There will not be separate discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and considered separately. There will be one motion for all items listed.

CONSENT AGENDA

The Clerk read the Consent Agenda: (Resolution #23R-103/)

1. Approval of Agenda Session Minutes for March 14, 2023 and March 28, 2023; Approval of Regular Session Minutes for March 14, 2023 and March 28, 2023
2. A Resolution Authorizing the Palmer Lane/Lower Ferry Road Civic Association to Hold a Block Party/Road Closing on May 29th, 2023
3. A Resolution Authorizing Reinstatement of Levy, as Recommended by the Tax Collector, for 5 Michelle Court in the amount of \$54.44.
4. A Resolution Authorizing a Refund, as Recommended by the Tax Collector in the amount of \$1,865.94 for May 1, 2023 2nd Quarter Taxes to Corelogic Centralized Refunds, PO Box 9202, Coppell, TX 75019-9760, for property owner McGreevy, Brian T., for Block: 452 Lot: 51 also known as 20 Bradway Avenue for overpayment.
5. A Resolution Authorizing a Refund, as Recommended by the Tax Collector in the amount of \$2,315.57 for May 1, 2023 2nd Quarter Taxes to Corelogic Centralized Refunds, PO Box 9202, Coppell, TX 75019-9760, for property owner Fain, Tyrone & Vega, Alisia, for Block: 49 Lot: 363 also known as 2507 Columbia Avenue for overpayment.
6. A Resolution Authorizing a Refund, as Recommended by the Tax Collector in the amount of \$1,287.72 for May 1, 2023 2nd Quarter Taxes to Corelogic Centralized Refunds, PO Box 9202, Coppell, TX 75019-9760, for property owner Secretary of HUD, for Block: 134 Lot: 280 also known as 121 Keswick Avenue for overpayment.
7. A Resolution Authorizing a Refund, as Recommended by the Tax Collector in the amount of \$1,366.86 for May 1, 2023 2nd Quarter Taxes to Corelogic Centralized Refunds, PO Box 9202, Coppell, TX 75019-9760, for property owner Valdez, Anitta L., for Block: 365 Lot: 2.01 Qualifier: C0711 also known as 76 Kyle Way for overpayment.
8. A Resolution Authorizing a Refund, as Recommended by the Tax Collector in the amount of \$1,771.52 for May 1, 2023 2nd Quarter Taxes to Corelogic Centralized Refunds, PO Box 9202, Coppell, TX 75019-9760, for property owner Waterhouse, Bennett UTX, for Block: 414 Lot: 41 also known as 139 Palmer Lane for overpayment.
9. A Resolution Authorizing a Refund, as Recommended by the Tax Collector in the amount of \$1,191.51 for May 1, 2023 2nd Quarter Taxes to Corelogic Centralized Refunds, PO Box 9202, Coppell, TX 75019-9760, for property owner Lee, Kelly M., for Block: 341 Lot: 6 Qualifier: C501 also known as 501 Silvia Street for overpayment.

Vice President Baxter moved the Resolution, seconded by Ms. Keyes-Maloney. There were no questions or comments from Council. Council President Wollert called for a roll call.

ROLL CALL

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

The above-referenced Minutes are available in the Clerk's Office in the 2023 Agenda Session and Regular Session Minute Books. The above-referenced Consent Agenda Resolutions are available in the Clerk's Office in the 2023 Resolution Book Number Two.

ALCOHOLIC BEVERAGE CONTROL MATTERS

1. The Clerk read (**Resolution #23R-104**) A RESOLUTION AUTHORIZING THE PERSON-TO-PERSON TRANSFER OF BDS ENTERPRISES, INC. (IN POCKET LICENSE NO. 1102-33-008-004); A PLENARY RETAIL CONSUMPTION LICENSE TO ROBERT GELBARD

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

ROLL CALL

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

ORDINANCE(S) FOR FIRST READING AND INTRODUCTION

(None for this Meeting)

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

1. The Clerk read (**Ordinance #23-11**) BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE TOWNSHIP OF EWING, IN THE COUNTY OF MERCER, NEW JERSEY, APPROPRIATING \$2,000,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,900,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EWING, IN THE COUNTY OF MERCER, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized to be undertaken by the Township of Ewing, in the County of Mercer, New Jersey (the "Township") as general improvements. For the several improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to \$2,000,000, including the aggregate sum of \$100,000 as the several down payments for the improvements or purposes required by the Local Bond Law. The down payments have been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the several improvements or purposes not covered by application of the several down payments, negotiable bonds are hereby authorized to be issued in the principal amount of \$1,900,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond

anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

<u>Purpose</u>	<u>Appropriation & Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds & Notes</u>	<u>Period of Usefulness</u>
a) Administration:			
(i) Acquisition of a folding machine for the tax collector and the sewer department, including all related costs and expenditures incidental thereto.	\$25,000	\$23,750	15 years
(ii) 2023 Road Improvement Program, as more fully described on a list on file in the Office of the Clerk, which list is hereby incorporated by reference as if set forth at length, including all work and materials necessary therefor and incidental thereto.	\$1,000,000	\$950,000	10 years
b) Health Department:			
(i) Acquisition of sport utility vehicles for the registered environmental health specialist and the animal control officer, including all related costs and expenditures incidental thereto.	\$136,500	\$129,675	5 years
(ii) Acquisition of a lead paint analyzer and a Lektriever filing system, including all related costs and expenditures incidental thereto.	\$119,925	\$113,929	15 years
c) Police Department:			
(i) Acquisition of a sport utility vehicle, including all related costs and expenditures incidental thereto.	\$186,000	\$176,700	5 years
(ii) Acquisition of carpeting for the Community Response Unit and the domestic violence room, including all related costs			

and expenditures incidental thereto.	\$30,000	\$28,500	10 years
d) Information Technology:			
(i) Acquisition of radios and battery packs, including all related costs and expenditures incidental thereto.	\$92,976	\$88,327	10 years
(ii) Acquisition of computers and firewall software for the Municipal Building, the Hollowbrook Community Center and the Department of Public Works, including all related costs and expenditures incidental thereto.	\$42,949	\$40,802	5 years
e) West Trenton Volunteer Fire Company:			
(i) Acquisition of turnout gear, including all work and materials necessary and incidental thereto.	\$18,000	\$17,100	10 years
(ii) Acquisition of pagers, including all related costs and expenditures incidental thereto.	\$1,710	\$1,624	10 years
(iii) Acquisition of a fire hose and rescue power tools, including all related costs and expenditures incidental thereto.	\$17,000	\$16,150	15 years
f) Prospect Heights Volunteer Fire Company:			
(i) Acquisition of personal protective equipment and turnout gear, including all related costs and expenditures incidental thereto.	\$18,600	\$17,670	10 years
(ii) Acquisition of power equipment and a fire hose, including all related costs and expenditures incidental thereto.	\$10,000	\$9,500	15 years
g) Fire Station 30:			
(i) Acquisition of a sport utility vehicle, including all related costs and expenditures incidental thereto.	\$50,500	\$47,975	5 years
(ii) Acquisition of turnout gear, radios and light towers, including all related costs and expenditures incidental thereto.	\$73,340	\$69,673	10 years

h) Department of Public Works:

Acquisition of lawn mowers and field sprayers, including all related costs and expenditures incidental thereto.

\$50,000 \$47,500 15 years

i) Community Affairs:

Acquisition of shade equipment for the dog park, including all related costs and expenditures incidental thereto.

\$14,000 \$13,300 15 years

j) Emergency Medical Services:

(i) Acquisition of a sport utility vehicle, including all related costs and expenditures incidental thereto.

\$50,500 \$47,975 5 years

(ii) Acquisition of radios, including all related costs and expenditures incidental thereto.

\$63,000 \$59,850 10 years

TOTAL: \$2,000,000 \$1,900,000

The excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the down payment for each purpose.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date, unless such bond anticipation notes are permitted to mature at such later date in accordance with applicable law. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law or other applicable law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the

governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses. They are all improvements or purposes that the Township may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 9.42 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$1,900,000, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$300,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purposes or improvements.

Section 7. The Township hereby declares the intent of the Township to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes or improvements described in Section 3 of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of the Treasury Regulations.

Section 8. Any grant moneys received for the purposes or improvements described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The chief financial officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy *ad valorem* taxes upon all the taxable property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

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

ROLL CALL

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

NEW BUSINESS

1. The Clerk read (Resolution #23R-105) A RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION NJS 40A:4-87

Vice President Baxter moved the Resolution, seconded by Ms. Keyes-Maloney. There were no questions or comments from Council. Council President Wollert called for a roll call.

ROLL CALL

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

2. The Clerk read (Resolution #23R-106) A RESOLUTION TO ADOPT A MEMORANDUM OF UNDERSTANDING (MOU) INTENDED TO SUPPLEMENT THE COLLECTIVE BARGAINING AGREEMENT BETWEEN THE TOWNSHIP OF EWING (THE "TOWNSHIP") AND LOCAL 102 OF THE INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS ("IBEW") FOR THE TERM JANUARY 1, 2020 THROUGH DECEMBER 31, 2023

President Wollert stated that this identifies two titles that would be excluded from the contract.

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

ROLL CALL

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

3. The Clerk read (Resolution #23R-107) A RESOLUTION SUPPORTING AN APPLICATION FOR HOMES BY TLC TO APPLY FOR AND OBTAIN FUNDS FROM THE NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS, NEW JERSEY AFFORDABLE HOUSING TRUST FUND PROGRAM FOR THE PURPOSE OF DEVELOPING SIX UNITS OF RENTAL LOW AND/ OR MODERATE AFFORDABLE HOUSING PROJECT

Vice President Baxter moved the Resolution, seconded by Ms. Keyes-Maloney. There were no questions or comments from Council. Council President Wollert called for a roll call.

ROLL CALL

Ms. Keyes-Maloney	YES*
Mr. Baxter	YES
Mr. Schroth	YES
Ms. Steward	ABSTAIN
President Wollert	YES

(*Councilwoman Keyes-Maloney stated that she believes that a member of the Public has indicated that she would be in a conflict if she were to vote on this Resolution. The Councilwoman stated that she does not believe that that is the case. She also has the advice of Counsel that that is not the case. She supports the Resolution, so “yes”.)

4. The Clerk read (Resolution #23R-108) A RESOLUTION AUTHORIZING THE DISCHARGE OF FIREWORKS AT THE ANNUAL FOURTH OF JULY CELEBRATION

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

ROLL CALL

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

5. The Clerk read (Resolution #23R-109) A RESOLUTION AUTHORIZING A MAINTENANCE GUARANTEE RELEASE FOR ARISTA DEVELOPMENT – WALGREENS, 1801 NORTH OLDEN AVENUE (BLOCK 118, LOTS 45 & 48) – EWING ENGINEERS REMINGTON & VERNICK ENGINEERS RVE #1102-I-073

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

ROLL CALL

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

6. The Clerk read (Resolution #23R-110) A RESOLUTION DECLARING THE FIRST FRIDAY IN JUNE TO BE NATIONAL GUN VIOLENCE AWARENESS DAY

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

ROLL CALL

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

CLOSED SESSION

(None for this Meeting)

ADJOURNMENT

There being no further business, President Wollert called for a motion to adjourn. Ms. Keyes-Maloney so moved seconded by Mr. Schroth. It was agreed by unanimous voice vote. The meeting was adjourned at 7:34 p.m.

Kathleen Wollert, President

Kim J. Macellaro, Municipal Clerk

June 13, 2023 – REGULAR SESSION

President Wollert called the meeting to order at 7:35 p.m.

The Clerk gave the Invocation: Almighty God, we ask your blessings on the people who have been called to lead our community. Grant them and us the wisdom and courage to know and do what is right and good. Amen.

Flag Salute

Council President Wollert read the Open Public Meetings 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 all on the 3rd of January 2023, filed with the Clerk of the Township of Ewing, and posted in the Ewing Township Municipal Complex.

The Public will have an opportunity to address the Council during the “Statements and Comments from Members of the Public” segment of the meeting. A member of the Public may sign in on the sheet at the front of the room. You will be given five minutes of time for remarks and questions; questions should be directed to the Council President. When addressing the Council, please give your name and address.

ROLL CALL

- | | |
|-------------------------------|-----------------------------------|
| ▪ Mr. Baxter – Present | Joanna Mustafa, CFO |
| ▪ Ms. Keyes-Maloney – Excused | Catie McDuff, Attorney |
| ▪ Mr. Schroth – Present | Kim J. Macellaro, Municipal Clerk |
| ▪ Ms. Steward – Present | |
| ▪ President Wollert – Present | |

STATEMENTS AND COMMENTS FROM MEMBERS OF THE PUBLIC FOR ITEMS NOT ON THE AGENDA

Victoria Mark (Glendale section of Ewing) asked when is PSE&G going to clean-up after all their digging on Parkway Avenue?

President Wollert said that she had heard, through the grapevine, that they are supposed to be done with most of it within the month.

The CFO added that she does not know.

President Wollert and Ms. Mark discussed when PSE&G is required to repave – in segments, after a certain amount of work is completed or only after the entire project is completed.

Councilwoman Steward added that a few years ago, Council did amend the Ordinance to require that a road be put back into the same shape that it was prior. Councilwoman Steward said that Council could consult with the Administrator, but they are not going to repave until the project is finished. It is their responsibility, and the Township will hold them accountable.

The CFO added that the Township does have a grant for Pingree which will be done as soon as PSE&G is finished.

The Attorney said that although she has not read the Ordinance recently, she believes, like many other Towns do, that it is at the completion of the project because of concerns that an issue might come up. They do not want to have to dig up the street again. The Township cannot give you an exact answer as to when it will be repaved, but she will reach out to PSE&G and see what the status of the project is, when they plan to repave, and let them know that the Township will hold them to the Ordinance.

Ms. Mark said that, in terms of Zoom, there is a least one person who cannot come here because of a disability. She does attend via Zoom. It is an issue. It could become a problem if the Township is not in compliance.

President Wollert said that the Township is certainly in compliance.

The Attorney said that prior to the COVID-19 pandemic, no Board, including Council, was allowed to meet remotely; they had to be in-person to meet the quorum. When COVID happened, the Governor and DCA adopted an emergency resolution allowing for electronic meetings. Within this resolution, the reason for this action was given. This resolution was temporary until the public health emergency is over.

The Governor has declared that the emergency is over. The reason to allow for remote hearings was for the convenience of the Board. The DCA never intended for the purpose of accommodating the Public, rather it was for boards to get their work done and meet quorums without exposing themselves to the virus. The Town is in compliance. As with past practice, if there is a member of the Public who is unable to come in, the agendas are posted online, and they can email questions or call the Clerk.

The Attorney and Ms. Mark discussed this further.

The Attorney said that in terms of the Open Public Meetings Act, and DCA regulations, the Board is not required to meet via Zoom. It was just an option at the Board's discretion. The Town also has an Ordinance that says that the Board sets the time and place of their meetings. Place includes whether it is a virtual or physical place.

Ms. Mark said that the problem with what the Attorney is saying, is that the person who cannot attend cannot get any feedback. There are only the minutes which are three/four months behind.

The Clerk stated that anyone can get a CD copy the next day and hear the entire meeting. She can mail the CD.

Ms. Mark said that that does not address the issue – the meeting is over.

President Wollert said that the point is, is that they went back to the way that it had been for years. The public health emergency is over. There is no difference in access then there was previous to the pandemic. That pandemic rule was just put in for the benefit of towns to accomplish their business. It was not even a function of that change to accommodate people who could not come to meetings.

Ms. Mark stated that they are not part of the process and according to public law... Council is saying that the Public is not valuable.

The Attorney said that the Board has made their stance on this issue. The courts have ruled on this issue, the Legislature has decided. You might not agree, but it is the law of the State. This is the pre-COVID process. Let anyone you know with disabilities to reach out to the Clerk.

Ms. Mark stated that it is a step backwards. Now people in Ewing Township have less access to know what is going on in their Town. That is wrong.

President Wollert stated that she appreciates Ms. Mark's opinion, but this is how Council will proceed. It is a business meeting and that is what is being done.

There were no additional questions or comments from the Public.

BILLS LIST

1. The Clerk read (Resolution #23R-111) A Resolution Authorizing the Chief Financial Officer to Pay Bills in the Amount of \$781,339.49 and to Pay Supplemental Bills per Resolution #23R-12 in the Amount of \$311,533.12.

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

ROLL CALL

Ms. Steward	YES
Mr. Schroth	YES
Mr. Baxter	YES
President Wollert	YES

The above-referenced Bills List Resolution and the Bills List are available in the Clerk's Office in the 2023 Resolution Book Number Two.

The Clerk read: All items listed under Consent Agenda are considered routine by the Township Council and will be enacted by one motion in the form listed below. There will not be separate discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and considered separately. There will be one motion for all items listed.

CONSENT AGENDA

The Clerk read the Consent Agenda: (Resolution #23R-112/)

1. Approval of Agenda Session Minutes for April 11, 2023; Approval of Regular Session Minutes for April 11, 2023.
2. A Resolution Authorizing a Cancellation, as Recommended by the Tax Collector, a CANCELLATION of LEVY in the total amount of \$5050.07 (\$1653.40 2020 tax year/\$1677.30 2021 tax year/\$1719.37 2022 tax year) for property owner TOWNSHIP OF EWING, for Block: 125, Lot: 603 also known as Hillman Avenue. Parcel was part of the DOCKET NO F-013787-16 CIVIL ACTION FINAL JUDGEMENT recorded on INSTRUMENT 2019048065 Deed Book 6386 Page 1145 dated 11/6/2019. VITAL MOD IV system updated with Final Judgement on 12/12/2022. Levy starting in 2020 should have never been assessed as this parcel is a 15C class.
3. A Resolution Authorizing a Cancellation, as Recommended by the Tax Collector, a CANCELLATION of LEVY in the total amount of \$5705.10 (\$1867.86 2020 tax year/\$1894.86 2021 tax year/\$1942.38 2022 tax year) for property owner TOWNSHIP OF EWING, for Block: 175, Lot: 511 also known as 215 King Avenue. Parcel was part of the DOCKET NO F-013787-16 CIVIL ACTION FINAL JUDGEMENT recorded on INSTRUMENT 2019048065 Deed Book 6386 Page 1145 dated 11/6/2019. VITAL MOD IV system updated with Final Judgement on 12/12/2022. Levy starting in 2020 should have never been assessed as this parcel is a 15C class.
4. A Resolution Authorizing a Cancellation, as Recommended by the Tax Collector, a CANCELLATION of LEVY and a CANCELLATION OF OUTSTANDING LIEN in the total principal amount of \$2143.30 (original lien amount of \$744.49 and subsequent principal amount of \$1398.82) for property owner TOWNSHIP OF EWING, for Block: 6, Lot: 20 also known as 23 New Trent Street. Parcel was part of the DOCKET NO F-013787-16 CIVIL ACTION FINAL JUDGEMENT recorded on INSTRUMENT 2019048065 Deed Book 6386 Page 1145 dated 11/6/2019. VITAL MOD IV system updated with Final Judgement on 12/12/2022. TSC 20-00004 dated 12/29/2020 was struck off to the municipality during the 2020 tax sale. TSC 20-00004 and levy on parcel starting with the date of October 9, 2019 need to be cancelled.
5. A Resolution Authorizing a Cancellation, as Recommended by the Tax Collector, a CANCELLATION of LEVY and a CANCELLATION OF OUTSTANDING LIEN in the total principal amount of \$161.87 (original lien amount of \$69.09 and subsequent principal amount of \$92.78) for property owner TOWNSHIP OF EWING, for Block: 364, Lot: 7 also known as Parkway Ave (land only). Parcel was part of the DOCKET NO F-013787-16 CIVIL ACTION FINAL JUDGEMENT recorded on INSTRUMENT 2019048065 Deed Book 6386 Page 1145 dated 11/6/2019. VITAL MOD IV system updated with Final Judgement on 12/12/2022. TSC 20-00362 dated 12/29/2020 was struck off to the municipality during the 2020 tax sale. TSC 20-00362 and levy on parcel starting with the date of October 9, 2019 need to be cancelled.
6. A Resolution Authorizing a Cancellation and Refund as Recommended by the Tax Collector, a CANCELLATION of OUTSTANDING LIEN AND A REFUND in the total principal amount of \$1846.92 for tax sale date of 12/29/20 (original lien amount \$1760.45, recording fee \$53.00 and legal interest \$33.47) for property owner TOWNSHIP OF EWING, for Block: 125, Lot: 603 also known as Hillman Avenue. Parcel was part of the DOCKET NO F-013787-16 CIVIL ACTION FINAL JUDGEMENT recorded on INSTRUMENT 2019048065 Deed Book 6386 Page 1145 dated 11/6/2019. VITAL MOD IV system updated with Final Judgement on 12/12/2022. TSC 20-00166 dated 12/29/20 was sold to TAXFU REALESTATE LLC during the 2020 Tax Sale. *Refund should be sent to: TAXFU REALESTATE LLC, 502 ANTEBELLUM C/O BUSINESS, MOUNT PLEASANT, SC 29464*

7. A Resolution Authorizing a Cancellation and Refund, as Recommended by the Tax Collector, a CANCELLATION of OUTSTANDING LIEN AND A REFUND in the total principal amount of \$3328.78 for tax sale date of 12/28/21 (original lien amount \$1873.98, subsequent payments of \$1392.54, recording fee of \$53.00 and legal interest of \$9.26) for property owner TOWNSHIP OF EWING, for Block: 125, Lot: 603 also known as Hillman Avenue. Parcel was part of the DOCKET NO F-013787-16 CIVIL ACTION FINAL JUDGEMENT recorded on INSTRUMENT 2019048065 Deed Book 6386 Page 1145 dated 11/6/2019. VITAL MOD IV system updated with Final Judgement on 12/12/2022. TSC 21-0056 dated 12/28/21 was sold to CHIH CHENG CHEN during the 2021 Tax Sale. *Refund should be sent to: CHIH CHENG CHEN, 5232 Wheat Ridge Place, Glen Allen, VA 23059*
8. A Resolution Authorizing a Cancellation and Refund, as Recommended by the Tax Collector, a CANCELLATION of OUTSTANDING LIEN AND A REFUND in the total principal amount of \$2082.86 for tax sale date of 12/29/20 (original lien amount \$1991.98, recording fee \$53.00 and legal interest \$37.88) for property owner TOWNSHIP OF EWING, for Block: 175, Lot: 511 also known as 215 King Avenue. Parcel was part of the DOCKET NO F-013787-16 CIVIL ACTION FINAL JUDGEMENT recorded on INSTRUMENT 2019048065 Deed Book 6386 Page 1145 dated 11/6/2019. VITAL MOD IV system updated with Final Judgement on 12/12/2022. TSC 20-00212 dated 12/29/20 was sold to TAXFU REALESTATE LLC during the 2020 Tax Sale. *Refund should be sent to: TAXFU REALESTATE LLC, 502 ANTEBELLUM C/O BUSINESS, MOUNT PLEASANT, SC 29464*
9. A Resolution Authorizing a Cancellation and Refund, as Recommended by the Tax Collector, a CANCELLATION of OUTSTANDING LIEN AND A REFUND in the total principal amount of \$3753.69 for tax sale date of 12/28/21 (original lien amount \$2117.05, subsequent payments \$1573.17, recording fee \$53.00 and legal interest \$10.47) for property owner TOWNSHIP OF EWING, for Block: 175, Lot: 511 also known as 215 King Avenue. Parcel was part of the DOCKET NO F-013787-16 CIVIL ACTION FINAL JUDGEMENT recorded on INSTRUMENT 2019048065 Deed Book 6386 Page 1145 dated 11/6/2019. VITAL MOD IV system updated with Final Judgement on 12/12/2022. TSC 21-00077 dated 12/28/21 was sold to CHIH CHENG CHEN during the 2021 Tax Sale. *Refund should be sent to: CHIH CHENG CHEN, 5232 Wheat Ridge Place, Glen Allen, VA 23059*
10. A Resolution authorizing a Refund, as Recommended by the Township Construction Official in the amount of \$479.00 to St. John's Chimney, 1613 Reed Road, Pennington, NJ 08534 for property addresses; 66 Lochatong Road, 17 Perry Drive, 88 Lochatong Road, 531 Grand Avenue & 534 Howell Avenue in Ewing, NJ. The applicant paid twice for the same permits.
11. A Resolution Authorizing a Refund, as Recommended by the Tax Collector, in the amount of \$1,785.01 for May 1, 2023 2nd Quarter Taxes to Corelogic Centralized Refunds, PO Box 9202, Coppell, TX 75019-9760, for property owner Tusay, Michael, for Block: 437 Lot: 4 also known as 3 Jacob Creek Road for overpayment.
12. A Resolution Authorizing a Refund, as Recommended by the Tax Collector, in the amount of \$170.18 for October 1, 2023 2nd Half Sewer to OHMJI Inc., HK LIQUORS, 1873 North Olden Avenue, Ewing, NJ 08638, for property owner Popkin-Goldenberg Joint Venture, for Block: 234.01 Lot: 41 also known as 1873 North Olden Avenue for overpayment.

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

ROLL CALL

Mr. Schroth	YES
Ms. Steward	YES
Mr. Baxter	YES
President Wollert	YES

The above-referenced Minutes are available in the Clerk's Office in the 2023 Agenda Session and Regular Session Minute Books.

The above-referenced Consent Agenda Resolutions are available in the Clerk's Office in the 2023 Resolution Book Number Two.

ALCOHOLIC BEVERAGE CONTROL MATTERS

1. The Clerk read (Resolution #23R-113) A RESOLUTION AUTHORIZING THE APPROVAL FOR RENEWAL OF 2023-2024 EWING MUNICIPAL LIQUOR LICENSES

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

ROLL CALL

Mr. Schroth	YES
Mr. Baxter	YES
Ms. Steward	YES
President Wollert	YES

2. The Clerk read (Resolution #23R-114) A RESOLUTION AUTHORIZING THE APPROVAL FOR RENEWAL OF 2023-2024 EWING MUNICIPAL LIQUOR LICENSE FOR HK, INC. t/a HK DISCOUNT LIQUORS WITH CONDITIONS (LICENSE NO. 1102-33-012-007)

At the request of the Council President, the Clerk read the conditions into the record: 1. The storage area may be used for the storage of alcoholic beverages only and may not be used for sale or consumption of alcohol. 2. The size of the bar area as currently configured may not be expanded.

The Council President stated that these are previous conditions that are being carried forward. This is the HK located on Olden Avenue.

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

ROLL CALL

Ms. Steward	YES
Mr. Schroth	YES
Mr. Baxter	YES
President Wollert	YES

3. The Clerk read (Resolution #23R-115) A RESOLUTION AUTHORIZING THE APPROVAL FOR RENEWAL OF 2023-2024 EWING MUNICIPAL LIQUOR LICENSE FOR AMPHORA RESTAURANT, LLC t/a ERINI'S RESTAURANT (LICENSE NO. 1102-33-016-008) WITH CONDITIONS

The Clerk read the conditions into the record: 1. Cessation of the service of alcohol ("last call") at least 30 minutes prior to closing. 2. No outside entertainment shall be permitted unless and until approved by the Zoning Board of Adjustment. 3. From Council through Administration, verification from the Code Enforcement Office as to the certification of flame propagation for the "Tiki Bar" grass roof and tent. The Council President stated that these are long-standing conditions.

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

ROLL CALL

Mr. Baxter	YES
Mr. Schroth	YES
Ms. Steward	YES
President Wollert	YES

The above-referenced Alcoholic Beverage Control Resolutions can be found in the 2023 Resolution Book Number Two.

ORDINANCE(S) FOR FIRST READING AND INTRODUCTION

1. The Clerk read (Ordinance #23-12) 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 BICYCLES, TO THE BOYS AND GIRLS CLUB OF TRENTON AND MERCER COUNTY, A 501(c)(3) NON-PROFIT ORGANIZATION

Council President Wollert said that this allows the Township to dispose bicycles that have been accumulated over the last couple of years.

Vice President Baxter moved the Ordinance, seconded by Ms. Steward. There were no questions or comments from Council or the Public. Council President Wollert called for a roll call.

ROLL CALL

Ms. Steward	YES
Mr. Baxter	YES
Mr. Schroth	YES
President Wollert	YES

2. The Clerk read (Ordinance #23-13) AN ORDINANCE OF THE TOWNSHIP OF EWING, COUNTY OF MERCER, NEW JERSEY ADOPTING THE TOWN CENTER REDEVELOPMENT PLAN

Council President Wollert said that this will enlarge the redevelopment area to include one side of Silvia Street, part of Parkway Avenue, and part of Scotch Road.

Mr. Schroth moved the Ordinance, seconded by Ms. Steward.

Vice President Baxter asked if it was going to the Planning Board next. President Wollert replied – yes, and then it will come back for Council to act on it.

There were no additional questions or comments from Council. There were no questions or comments from the Public. Council President Wollert called for a roll call.

ROLL CALL

Ms. Steward	YES
Mr. Schroth	YES
Mr. Baxter	YES
President Wollert	YES

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

(None for this Meeting)

NEW BUSINESS

1. The Clerk read (Resolution #23R-116) RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION NJS 40A:4-87

President Wollert said that this will allow the Township to receive monies in the amount of \$612,000 for the paving of Phillips Boulevard.

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

ROLL CALL

Ms. Steward	YES
Mr. Baxter	YES
Mr. Schroth	YES
President Wollert	YES

2. The Clerk read (Resolution #23R-117) A RESOLUTION NAMING SUBSTITUTE MUNICIPAL PROSECUTORS

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

ROLL CALL

Mr. Baxter	YES
Mr. Schroth	YES
Ms. Steward	YES
President Wollert	YES

3. The Clerk read (Resolution #23R-118) A RESOLUTION AUTHORIZING THE EXECUTION OF A MEMORANDUM OF UNDERSTANDING BETWEEN THE TOWNSHIP OF EWING, MERCER COUNTY, NEW JERSEY AND THE CITY OF TRENTON, MERCER COUNTY, NEW JERSEY, FOR THE PROVISION OF PUBLIC HEALTH NURSE CASE MANAGEMENT SERVICES FOR CHILDHOOD LEAD POISONING

Vice President Baxter moved the Resolution, seconded by Ms. Steward. There were no questions or comments from Council.

Victoria Mark (Glendale section of Ewing) asked what is a Memorandum of Understanding?

President Wollert responded that both entities agree that a nurse with the proper certification who works for the City of Trenton will provide the above-mentioned service for Ewing Township.

Ms. Mark asked if the Township will be paying for it.

Council President Wollert said that there will be a maximum fee; no benefits which are through the full-time employment.

There were no additional questions or comments from the Public. The Council President asked for a roll call.

ROLL CALL

Ms. Steward	YES
Mr. Baxter	YES
Mr. Schroth	YES
President Wollert	YES

4. The Clerk read (Resolution #23R-119) A RESOLUTION AUTHORIZING A ONE-YEAR EXTENSION OF THE PROFESSIONAL SERVICES CONTRACT FOR THE PROVISION OF PEDIATRIC SERVICES IN THE EWING TOWNSHIP HEALTH DEPARTMENT TO MALTI DAMANI, M.D.

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

ROLL CALL

Ms. Steward	YES
Mr. Schroth	YES
Mr. Baxter	YES
President Wollert	YES

5. The Clerk read (Resolution #23R-120) A RESOLUTION AUTHORIZING THE PURCHASE OF A 2023 CHEVROLET TAHOE 4WD 4 DOOR COMMERCIAL TRUCK FOR PURPOSE AND USE FOR THE FIRE DEPT, UNDER STATE CONTRACT T-2776, THRU GENTILINI MOTORS, EGG HARBOUR N.J.

Council President Wollert said that, as the CFO indicated, the monies for this purchase are coming from Capital.

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

ROLL CALL

Ms. Steward	YES
Mr. Baxter	YES
Mr. Schroth	YES
President Wollert	YES

The Clerk read Items Six and Seven as a Block. Item Six is for the hoses and Item Seven is for IT equipment which are beyond their useful life.

6. The Clerk read (Resolution #23R-121) A RESOLUTION AUTHORIZING THE DONATION, RECYCLING OR DISPOSAL OF PROPERTY OF NOMINAL VALUE
7. The Clerk Read (Resolution #23R-122) A RESOLUTION AUTHORIZING THE DONATION, RECYCLING OR DISPOSAL OF PROPERTY OF NOMINAL VALUE

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

ROLL CALL

Mr. Schroth	YES
Ms. Steward	YES
Mr. Baxter	YES
President Wollert	YES

The above-referenced New Business Resolutions are available in the Clerk's Office in the 2023 Resolution Book Number Two.

CLOSED SESSION

(None for this Meeting)

ADJOURNMENT

There being no further business President Wollert called for a motion to adjourn. Mr. Schroth so moved seconded by Vice President Baxter. It was agreed by unanimous voice vote. The meeting was adjourned at 8:06 p.m.

Kathleen Wollert, President

Kim J. Macellaro, Municipal Clerk

THE TOWNSHIP OF EWING

Municipal Complex
2 Jake Garzio Drive
Ewing, NJ 08628



Phone: (609) 883-2900
Admin. Fax: (609) 538-0729
Clerk Fax: (609) 771-0480
Web Address: www.ewingnj.org

A RESOLUTION AUTHORIZING A CANCELLATION AND REFUND, AS RECOMMENDED BY THE TAX COLLECTOR

Resolution #23R- WHEREAS, State Law authorizes the Tax Collector to recommend a cancellation; and

WHEREAS, State Law authorizes the Tax Collector to recommend a refund; and

WHEREAS, the Township Council is likewise authorized to confirm the Tax Collector's recommendation; now therefore

BE IT RESOLVED, that upon the thorough review and recommendation of the Municipal Tax Collector, the Governing Body of the Township of Ewing does hereby resolve to authorize a CANCELLATION of OUTSTANDING LIEN AND A REFUND in the total principal amount of \$31,189.01 for tax sale date of 12/29/20 (original lien amount \$6,975.96, subsequent payments of \$23,300.40, recording fees of \$43.00 and legal interest in the amount of \$869.65) for property owner Tac Technical (Mercer County Airport Land) for Block: 373, Lot: 8.02 also known as 12 W Piper Way (Mercer County Airport Land). Hangar occupied by Tac Technical. Tenant of Mercer County Airport stopped payment of property taxes starting the 3rd quarter 2020. Parcel went to tax sale in 2020 due to non-payment. Monthly delinquency notices were mailed to address on record monthly starting August 2020. All legally required notices and newspaper ads were executed. Every subsequent monthly delinquency notice continued to be mailed to the address on record. Refund to the outside lien holder. *Refund should be sent to: SBMUNI CUST FOR LB-HONEY BADGER, P.O. Box 31191, Tampa, FL 33631-3191*

IT IS SO RESOLVED

I, Kim J. Macellaro, Municipal Clerk of the Township of Ewing, hereby certify that the above is a true copy of a Resolution adopted by the Governing Body of the Township of Ewing at a Regularly Scheduled Meeting of the Municipal Council of the Township of Ewing, County of Mercer, State of New Jersey held on the 25th day of July 2023.

SEAL

**Kim J. Macellaro, CMC
Municipal Clerk**

THE TOWNSHIP OF EWING

Municipal Complex
2 Jake Garzio Drive
Ewing, NJ 08628



Phone: (609) 883-2900
Admin. Fax: (609) 538-0729
Clerk Fax: (609) 771-0480
Web Address: www.ewingnj.org

A RESOLUTION AUTHORIZING THE CELESTIAL CHURCH OF CHRIST TO HOLD A BLOCK PARTY/ROAD CLOSING ON JULY 30, 2023

Resolution #23R- WHEREAS, the code of the Township of Ewing provides for the review and approval of application for parades/block party/road closing; and

WHEREAS, the Celestial Church of Christ has requested the following roads to be closed: Weber Avenue between Hazel Avenue and Robbins Avenue and Hazel Avenue from Weber Avenue to Troy Avenue; and

WHEREAS, the Chief of Police and the Fire Official have reviewed and approved the application of the Celestial Church of Christ for a block party/road closing to be held on Sunday, July 30, 2023 starting at 8:00 a.m. and ending at 7:00 p.m.; and

NOW THEREFORE, BE IT RESOLVED that the Township Council of the Township of Ewing does hereby approve the application for a block party/road closing on July 30, 2023.

IT IS SO RESOLVED.

Certification:

I, Kim J. Macellaro, Municipal Clerk of the Township of Ewing, hereby certify that the above is a true copy of a Resolution adopted by the Governing Body of the Township of Ewing at a Regular Meeting of the Municipal Council of the Township of Ewing, County of Mercer, State of New Jersey held on the 25th day of July 2023.

SEAL

**Kim J. Macellaro, CMC
Municipal Clerk**