

FORMAL ACTION WILL BE TAKEN

*EWING TOWNSHIP COUNCIL
2 Jake Garzio Drive, Ewing, New Jersey 08628*

**REGULAR MEETING
October 24, 2023– 7:00 P.M.**

(Or upon conclusion of the Agenda Session if the Agenda Session goes past 7:00 p.m.)

A. Call to Order of the Township Council Meeting.

B. 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.

C. Flag Salute

D. 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.

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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.

E. ROLL CALL

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

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

G. BILLS LIST

1. A Resolution Authorizing the Chief Financial Officer to Pay Bills in the Amount of \$456,838.55 and to Pay Supplemental Bills per Resolution #23R-12 in the Amount of \$86,700.92

All items listed under Item H, 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.

H. CONSENT AGENDA

1. Approval of Agenda Session Minutes for September 26, 2023; Approval of Regular Session Minutes for September 26, 2023.

- 2. A Resolution Authorizing the Tax Collector to Convert Property Maintenance Charges to a Municipal Lien on Various Properties within the Township of Ewing, in the County of Mercer, State of New Jersey**
- 3. A Resolution Authorizing a Refund, as Recommended by the Township Construction Official in the amount of \$180.00 to Aslan Zadelh, 311 Dickinson Street, Ewing, NJ 08638 for property address: 311 Dickinson Street. The applicant paid for a driveway and sidewalk permit; however, this work should go on a Site Permit.**
- 4. A Resolution Authorizing a Refund, as Recommended by the Director of EMS for Overpayment in the amount of \$428.60 for overpayment of transport service on April 23, 2022 for patient Sharp, Creed to United Healthcare, PO Box 740800, Atlanta, GA 30374**
- 5. A Resolution Authorizing a Refund, as Recommended by the Director of EMS for Overpayment in the amount of \$419.24 for overpayment of transport service on April 26, 2022 for patient Sharp, Creed to United Healthcare, PO Box 740800, Atlanta, GA 30374**
- 6. A Resolution Authorizing a Refund, as Recommended by the Director or EMS for Overpayment in the amount of \$760.00 for overpayment of transport service on September 23, 2022 for patient Martin, Carol to Carol Martin, 15 Metekunk Drive, Ewing, NJ 08638-1313.**
- 7. A Resolution Authorizing a Refund, as Recommended by the Director of EMS for Overpayment in the amount of \$347.82 for overpayment of transport service on September 6, 2022 for patient Attanasio, Emily to Emily Attanasio, 112 Beechwood Drive, Mount Laurel, NJ 08054.**
- 8. A Resolution Authorizing a Refund, as Recommended by the Director of EMS for Overpayment in the amount of \$95.85 for overpayment of transport service on September 17, 2022 for patient Burd, Victoria to Victoria Burd, 508 Sylvia Street, Apt. 200, Ewing, NJ 08628.**
- 9. A Resolution Authorizing a Refund, as Recommended by the Director of EMS for Overpayment in the amount of \$760.00 for overpayment of transport service on October 20, 2022 for patient Guerino, Juliana to Horizon BC BS NJ, PO Box 1301, Neptune, NJ 07754-1301.**
- 10. A Resolution Authorizing a Refund, as Recommended by the Director of EMS for Overpayment in the amount of \$600.00 for overpayment of transport service on September 22, 2022 for patient Baylor, Charles to Charles Baylor, 1015 Whitehead Road, Apt. 218, Ewing, NJ 08638-2432.**
- 11. A Resolution Authorizing a Refund, as Recommended by the Director of EMS for Overpayment in the amount of \$100.47 for overpayment of transport service on February 1, 2023 for patient Peluso, Alfred to Hartford Retiree Product, PO Box 1808, Grapevine, TX 76099-1808.**
- 12. A Resolution authorizing a Refund, as Recommended by the Director of EMS for Overpayment in the amount of \$282.91 for overpayment of transport service on March 22, 2022 for patient Siegel, Jonathan to Horizon BC BS NJ, PO Box 1301, Neptune, NJ 07754-1301.**
- 13. A Resolution Authorizing a Refund, as Recommended by the Director of EMS for Overpayment in the amount of \$91.94 for overpayment of transport service on September 10, 2022 for patient Eisenberg, Steve to AmeriChoice NJ, PO Box 5290, Kingston, NY 12402-5290.**
- 14. A Resolution Authorizing a Refund, as Recommended by the Director of EMS for Overpayment in the amount of \$100.88 for overpayment of transport service on July 25, 2022 for patient White, Prudence to Horizon NJ Health, 1700 American Blvd., Mail Stop HL-03D, Pennington, NJ 08534.**

15. **A Resolution Authorizing a Refund, as Recommended by the Director of EMS for Overpayment in the amount of \$760.00 for overpayment of transport service on June 10, 2021 for patient Durst, Cheri to Conduent, PO Box 30114, Salt Lake City, UT 84130-9993.**
16. **A Resolution Authorizing a Refund, as Recommended by the Municipal Clerk in the amount of \$30.00 to Made with Love by Mac, Attn: Mary Angela Costabile, 6 Brandon Road, Lawrenceville, NJ 08648. Applicant had applied to attend Community Fest on Saturday, September 30, 2023 but then cancelled.**
17. **A Resolution Authorizing a Refund, as Recommended by the Tax Collector in the amount of \$1,702.18 for August 1, 2023 3rd Quarter Taxes to Maureen Peltier, 501 West Green Street, Middletown, MD 21769, for property owner McConnell, Charles, for Block: 229.07 Lot: 6 also known as 47 Bayberry Road for overpayment. A fire reduced assessment value.**
18. **A Resolution Authorizing a Refund, as Recommended by the Tax Collector in the amount of \$491.22 for May 1, 2023 2nd Quarter Taxes to Corelogic Centralized Refunds, PO Box 9202, Coppell, TX 75019-9760, for property owner Dunn, Jalen L. & Ariana, for Block: 172 Lot: 136 also known as 109 Browning Avenue for overpayment. Assessment lowered for 2023.**
19. **A Resolution Authorizing a Refund, as Recommended by the Tax Collector in the amount of \$3,895.86 for May 1, 2023 2nd Quarter Taxes to Corelogic Centralized Refunds, PO Box 9202, Coppell, TX 75019-9760, for property owner Thomas Skirzynski, for Block: 442.01 Lot: 92 also known as 26 Diane Drive for overpayment. Parcel is 100% tax exempt disabled veteran.**
20. **A Resolution Authorizing a Refund, as Recommended by the Tax Collector in the amount of \$44.36 for August 1, 2023 3rd Quarter Taxes to Wells Fargo Real Estate Tax Services, PO Box 14506, MAC-F2303-040, Des Moines, IA 50306-9395, for property owner Smith, David & Ruby, for Block: 584 Lot: 1 also known as 1 David Drive for overpayment. Parcel is 100% tax exempt disabled veteran.**
21. **A Resolution Authorizing a Refund, as Recommended by the Tax Collector in the total amount of \$4,898.46 (\$321.19 for February 1, 2023 1st Quarter Taxes, \$2,238.23 for May 1, 2023 2nd Quarter Taxes & \$2,339.04 for August 1st, 2023 3rd Quarter Taxes) to Corelogic Centralized Refunds, PO Box 9202, Coppell, TX 75019-9760, for property owner Marc, Adam, for Block: 519 Lot: 14 also known as 51 Federal City Road for overpayment. Parcel is 100% tax exempt disabled veteran.**
22. **A Resolution Authorizing a Refund, as Recommended by the Tax Collector in the amount of \$914.87 for August 1st, 2023 3rd Quarter Taxes to Corelogic Centralized Refunds, PO Box 9202, Coppell, TX 75019-9760, for property owner Salaam, Solomon M. & Norma, for Block: 506 Lot: 56 also known as 7 Great Woods Drive for overpayment. Parcel has an overpayment for 2023 as a result of the VITAL assessment correction executed between the Tax Assessor and Tax Collector.**
23. **A Resolution Authorizing a Refund, as Recommended by the Tax Collector in the total amount of \$6,999.26 (\$492.88 for February 1st, 2023 1st Quarter Taxes, \$3,181.55 for May 1st, 2023 2nd Quarter Taxes & \$3,324.83 for August 1st, 2023 3rd Quarter Taxes) to Corelogic Centralized Refunds, PO Box 9202, Coppell, TX 75019-9760, for property owner Lopez, Frank, for Block: 229.03 Lot: 9 also known as 19 Hickory Hill Drive for overpayment. Parcel is 100% tax exempt disabled veteran.**
24. **A Resolution Authorizing a Refund, as Recommended by the Tax Collector in the amount of \$202.77 for August 1, 2023 3rd Quarter Taxes to Corelogic Centralized Refunds, PO Box 9202, Coppell, TX 75019-9760, for property owner Sims, Adjuster & Ruby, Terry, for Block: 290.01 Lot: 70 also known as 20 Kinney Drive for overpayment. 100% disabled vet.**

25. A Resolution Authorizing a Refund, as Recommended by the Tax Collector in the total amount of \$3,399.39 (\$1,661.79 for May 1st, 2023 2nd Quarter Taxes & \$1,737.60 for August 1st, 2023 3rd Quarter Taxes) to Corelogic Centralized Refunds, PO Box 9202, Coppell, TX 75019-9760, for property owner Cribb, Victoria, for Block: 241 Lot: 67 also known as 76 Lanning Street for overpayment. Parcel experienced a fire and the improvement value was lowered.
26. A Resolution Authorizing a Refund, as Recommended by the Tax Collector in the amount of \$59.40 for August 1, 2023 3rd Quarter Taxes to Mulraney, Sylvia F. & Tuttle, William, 34 Lochatong Road, Ewing, NJ 08628, for property owner Mulraney, Sylvia F. & Tuttle, William, for Block: 526 Lot: 6 also known as 34 Lochatong Road for overpayment. Property owner is an approved 100% disabled veteran as of September 25, 2023.
27. A Resolution Authorizing a Refund, as Recommended by the Tax Collector in the total amount of \$141.42 (\$75.88 for February 1, 2023 1st Quarter Taxes & \$65.54 for May 1, 2023 2nd Quarter Taxes) to Sean Conniff, LLC, 2151 Grant Avenue, Whiting, NJ 08759, for property owner Sean Conniff, LLC, for Block: 472 Lot: 7 also known as 75 Main Street. Parcel suffered a fire. Reduction in assessment created an overpayment situation.
28. A Resolution Authorizing a Refund, as Recommended by the Tax Collector in the amount of \$334.07 for August 1st, 2023 3rd Quarter Taxes to Corelogic Centralized Refunds, PO Box 9202, Coppell, TX 75019-9760, for property owner Gonzalez, Cesar, for Block: 225.02 Lot: 56 Qualifier: C0121 also known as 121 Masterson Court for overpayment. Parcel is 100% tax exempt disabled veteran.
29. A Resolution Authorizing a Refund, as Recommended by the Tax Collector in the total amount of \$663.91 (\$334.90 for February 1, 2023 1st Quarter Taxes & \$329.01 for May 1, 2023 2nd Quarter Taxes) to Wells Fargo Real Estate Tax Services, PO Box 14506, MAC-F2303-040, Des Moines, IA 50306-9395, for property owner Genovesi, Aldo J., for Block: 341 Lot: 6 Qualifier: C471 also known as 471 Silvia Street. Parcel suffered a fire. Reduction in assessment created an overpayment situation.
30. A Resolution Authorizing a Refund, as Recommended by the Tax Collector in the total amount of \$669.80 (\$334.90 for February 1, 2023 1st Quarter Taxes & \$334.90 for May 1, 2023 2nd Quarter Taxes) to Wells Fargo Real Estate Tax Services, PO Box 14506, MAC-F2303-040, Des Moines, IA 50306-9395, for property owner Obetz, Julia, for Block: 341 Lot: 6 Qualifier: C487 also known as 487 Silvia Street. Parcel suffered a fire. Reduction in assessment created an overpayment situation.
31. A Resolution Authorizing a Refund, as Recommended by the Tax Collector in the amount of \$1,642.14 for August 1st, 2023 3rd Quarter Taxes to Wells Fargo Real Estate Tax Services, PO Box 14506, MAC-F2303-040, Des Moines, IA 50306-9395, for property owner Cody Groninger, for Block: 234.02 Lot: 14 also known as 513 Sutherland Road for overpayment. Parcel is 100% tax exempt disabled veteran.
32. A Resolution Authorizing a Refund, as Recommended by the Tax Collector in the total amount of \$6,914.93 (\$743.25 for February 1st, 2023 1st Quarter Taxes, \$3,017.88 for May 1st, 2023 2nd Quarter Taxes & \$3,153.80 for August 1st, 2023 3rd Quarter Taxes) to Corelogic Centralized Refunds, PO Box 9202, Coppell, TX 75019-9760, for property owner Stewart, Shaun & Nikima D., for Block: 420.01 Lot: 58 also known as 6 Riverview Drive for overpayment. Parcel is 100% tax exempt disabled veteran.
33. A Resolution Authorizing a Refund, as Recommended by the Tax Collector in the amount of \$239.01 for October 1, 2023 2nd Half Sewer to Sivasuthan, Somasundaram & Pavitha, 123 Weber Avenue, Ewing, NJ 08638, for property owner Sivasuthan, Somasundaram & Pavitha, for Block: 70 Lot: 11 also known as 123 Weber Avenue for overpayment.

34. A Resolution Authorizing a Refund, as Recommended by the Tax Collector in the amount of \$460.88 for August 1, 2023 3rd Quarter Taxes to Corelogic Centralized Refunds, PO Box 9202, Coppell, TX 75019-9760, for property owner Medina, Gabriela N. & Alvarado Louis, for Block: 448 Lot: 42 also known as 612 Westmoreland Drive for overpayment. Appeal Number 02-2300016 lowered the total assessment for 2023.
35. A Resolution Authorizing a Refund, as Recommended by the Tax Collector in the amount of \$983.87 for August 1, 2023 3rd Quarter Taxes to Corelogic Centralized Refunds, PO Box 9202, Coppell, TX 75019-9760, for property owner Fine-Be, LLC, for Block: 140 Lot: 164 also known as 154 Woodland Ave. for overpayment. Overpayment for 2023 is the result of a VITAL error placing the parcel back on the levy field book after it was removed because of a subdivision.

I. ALCOHOLIC BEVERAGE CONTROL MATTERS

1. A RESOLUTION AUTHORIZING THE PERSON-TO-PERSON TRANSFER OF BIG E. LIQUORS TWO, LLC t/a BIG E. LIQUORS (LIQUOR LICENSE NO. 1102-44-003-008); A PLENARY RETAIL DISTRIBUTION LICENSE TO EWING WINE, INC. t/a BIG E LIQUORS

J. ORDINANCE(S) FOR FIRST READING AND INTRODUCTION (Only if approved for action at Agenda Session)

1. AN ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF EWING IN THE COUNTY OF MERCER, CHAPTER 225 VEHICLES AND TRAFFIC ARTICLE II PARKING SECTION 225-10.5 PARKING PROHIBITED AT CERTAIN LOCATIONS, TO PROHIBIT THE PARKING OF CERTAIN VEHICLES ON PUBLIC LAND
2. AN ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF EWING IN THE COUNTY OF MERCER, PART III, HEALTH LEGISLATION, ESTABLISHING THE REQUIREMENTS FOR THE STORAGE OF SALT AND OTHER SOLID DE-ICING MATERIALS ON PRIVATE PROPERTIES NOT OWNED BY THE TOWNSHIP FOR THE PROTECTION OF THE ENVIRONMENT AND PUBLIC HEALTH PER THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

1. AN ORDINANCE AMENDING CHAPTER 257, PEACE AND GOOD ORDER, OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF EWING IN THE COUNTY OF MERCER TO PROHIBIT THE BREACHING OF THE PEACE

L. NEW BUSINESS (Only if approved for action at the Agenda Session)

1. GOVERNING BODY CERTIFICATION OF THE ANNUAL AUDIT FOR CALENDAR YEAR 2022
2. A RESOLUTION AUTHORIZING THE EXECUTION OF A MEMORANDUM OF UNDERSTANDING BETWEEN THE TOWNSHIP OF EWING, MERCER COUNTY, NEW JERSEY AND LOCAL 102 OF THE INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS (IBEW) TO SUPPLEMENT THE EXISTING COLLECTIVE BARGAINING AGREEMENT
3. A RESOLUTION AMENDING RESOLUTION #23R-180 AS TO THE APPOINTMENT OF ELINA VEYBERMAN AS TAX ASSESSOR
4. A RESOLUTION AUTHORIZING AN EXTRAORDINARY, UNSPECIFIABLE SERVICES AGREEMENT WITH BROWN & BROWN METRO, INC., THROUGH A NON-FAIR AND OPEN PROCESS, TO ADMINSTRATE THE RETIREE PRESCRIPTION DRUG PROGRAM

5. 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 ELEVEN UNITS OF RENTAL LOW AND/OR MODERATE AFFORDABLE HOUSING PROJECT
6. A RESOLUTION AUTHORIZING THE DONATION, RECYCLING OR DISPOSAL OF PROPERTY OF NOMINAL VALUE
7. A RESOLUTION APPROVING CHANGE ORDER NO. 2 (FINAL) DECREASE IN THE AMOUNT OF \$19,671.64 TO RICHARD T. BARRETT PAVING CO. FOR 2022 ROAD IMPROVEMENT PROGRAM
8. A RESOLUTION APPROVING CHANGE ORDER NO. 1 INCREASE TO TOP LINE CONSTRUCTION CORP. FOR IMPROVEMENTS TO PINGREE AVENUE IN THE AMOUNT OF \$54,662.73
9. A RESOLUTION AUTHORIZING THE RELEASE OF A PERFORMANCE BOND AND THE ACCEPTANCE OF A TWO-YEAR MAINTENANCE BOND FOR THE 2022 ROAD IMPROVEMENT PROGRAM – EWING ENGINEERS REMINGTON & VERNICK ENGINEERS RVE #1102-T-080
10. A RESOLUTION AUTHORIZING A PERFORMANCE GUARANTEE RELEASE FOR HOMES BY TLC / TRIPLE H PROPERTIES, LLC, 57-59 NEW HILLCREST AVENUE, (BLOCK 73, LOTS 18.02 & 18.03) – EWING TOWNSHIP ENGINEERS REMINGTON & VERNICK PROJECT #1102-I-128
11. A RESOLUTION AUTHORIZING A PERFORMANCE GUARANTEE RELEASE FOR TJC AT EWING, 60 EWINGVILLE ROAD, (BLOCK 105, LOT 1) – EWING TOWNSHIP ENGINEERS REMINGTON & VERNICK PROJECT #1102-I-078

M. CLOSED SESSION

N. ADJOURNMENT