



**THE TOWNSHIP OF EWING  
COUNTY OF MERCER, NEW JERSEY**

**ORDINANCE NO. 24-**

**AN ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF EWING IN THE COUNTY OF MERCER, CHAPTER 319, SOLID WASTE, ARTICLE V, LEAVES, BRUSH AND YARD WASTE**

**WHEREAS**, the Township of Ewing (“Township”) is charged with promoting the health and wellbeing of residents; and

**WHEREAS**, it is in the best interest of the Township to regulate the collection of leaves, brush, and yard waste; and

**WHEREAS**, in all other respects Chapter 319 entitled “Solid Waste”, Article V entitled “Leaves, Brush, and Yard Waste” shall remain in full force and effect; and

**NOW, THEREFORE, BE IT ORDAINED**, by the Council of the Township of Ewing, County of Mercer that the Code of the Township of Ewing be amended as follows:

**Section 1** Chapter 319 “SOLID WASTE”, Article V “LEAVES, BRUSH AND YARD WASTE” is hereby amended as follows:

**§ 319-31 Yard waste collection.**

The Township will collect and dispose of leaves in accordance with a schedule to be decided upon by the Administration and shared with the public. All Township leaf collection shall be in accordance with this Section. The owner or occupant of any property, or any employee or contractor of such owner or occupant engaged to provide lawn care or landscaping services, shall not be permitted at any time to sweep, rake, blow or otherwise place yard waste that is not containerized, as defined herein, at the curb or along the street, except as provided for below. Placement of such yard waste at the curb or along the street in any other manner is a violation of this article. If such placement of yard waste occurs, the party responsible for placement of the yard waste must remove the yard waste from the street or said party shall be deemed in violation of this article. Containerized yard waste may be placed at the curb for collection during announced periods of collection. Grass should be mulched or placed in a separate container from leaves.

**A. Leaves**

- (1) The Township will be divided into two (2) leaf collection zones. Leaves will be collected from each zone in accordance with a schedule which will be decided upon and advertised by the Township. The schedule may be updated from time to time, taking into consideration climate, precipitation conditions, and other relevant factors. The public will be given reasonable notice of any scheduled leaf collection.
- (2) During a leaf collection period, the Township will utilize a truck-mounted leaf vacuum or other system as designated by the Township Administration to pick-up fallen leaves. During any leaf collection period, leaves shall be placed in the street along the curb in front of the property from which the leaves originated. Leaves shall not be bagged up or placed in any container but shall be neatly piled at the curb.
  - (a) No leaf pile may be placed within ten feet (10’) of a storm drain nor shall any leaf pile be higher than four feet (4’).
  - (b) No grass, brush, tree cuttings, or trash shall be placed in leaf piles. Leaf piles shall consist only of leaves.

- (3) The owner or occupant of any property, or any employee or contractor of such owner or occupant engaged to provide lawn care or landscaping services, may not place leaves in front of another property without permission from the property owner.
- (4) No leaves originating outside of the Township may be disposed of or placed along a street within the Township.
- (5) Leaves may be placed at the curb for collection during announced periods of collection for that leaf collection zone, but no sooner than seven (7) days prior to the scheduled leaf pick-up date for that zone.
- (6) During all other times of the year, the Administration may, in its discretion, require that leaves be containerized, as defined herein, prior to placement at the curb.

**B. Grass**

- (1) The Township strongly recommends that the owner or occupant of any property, or any employee or contractor of such owner or occupant engaged to provide lawn care or landscaping services, mulch any grass clippings created during grass mowing.
- (2) Grass clippings shall be treated as solid waste and may be placed at the curb with solid waste in accordance with the solid waste pick-up schedule. Grass clippings must be placed in a plastic bag. No loose grass clippings or open containers containing grass will be collected by the Township. Grass clippings may be placed in a garbage bag along with other solid waste for disposal.
- (3) No brush or tree trunks, or tree branches shall be disposed of with grass and/or solid waste.

**§ 319-32 Brush collection.**

Brush may be placed at the curb for collection during announced periods of collection. Brush placed at the curb for collection shall be cut into no larger than four-foot lengths and may be no more than six inches in diameter. Brush may be loose or containerized. No trees, tree trunks or branches exceeding six inches in diameter and four-foot in length may be placed at the curb for collection.

No owner or occupant of any property, or any employee or contractor of such owner or occupant engaged to provide lawn care or landscaping services shall allow brush originating outside of the Township to be placed at the curb for disposal. Nor shall any brush originating outside of the Township be disposed of at a designated Township brush drop-off facility.

No tree trunks or branches larger than four feet in length and more than six inches in diameter shall be placed at the curb by the property owner or occupant, or by any contractor or commercial entity.

**§ 319-35 Violation and penalties.**

**A.** Violation of any provision of this Article shall be cause for a Municipal Court summons to be issued by the Police Department, Code Enforcement Official, Health Officer, or Construction Official.

**B.** Any violation of the provisions of this Article shall constitute a violation punishable as provided in Chapter I, General Provisions, Article III, General Penalty.

C. Except as otherwise provided, every day in which a violation of any provision of this Article exists shall constitute a separate violation.

**Section 2** Severability. Should any section, clause, sentence, phrase or provision of this article be declared unconstitutional or invalid by a court of competent jurisdiction, such decision shall not affect the remaining portions of this article.

**Section 3** Repealer. All prior ordinances or parts of the same inconsistent with any provisions of this article are hereby repealed to the extent of such inconsistency.

**Section 4** Effective Date. This ordinance shall take effect upon final adoption and publication in accordance with law.

**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](http://www.ewingnj.org)

**A RESOLUTION AUTHORIZING THE EXECUTION OF THE AGREEMENT WITH MERCER COUNTY FOR THE PROVISION OF EQUIPMENT AT THE HOLLOWBROOK COMMUNITY CENTER**

**Resolution #24R-** WHEREAS, the Township of Ewing (the “Township”) is charged with promoting the health and wellbeing of residents; and

WHEREAS, the Township desires to provide improved access to computing and other technological, health and educational services for seniors, veterans and the disabled at the Hollowbrook Community Center; and

WHEREAS, the County of Mercer, New Jersey (the “County”) has received American Rescue Plan Act and Coronavirus State and Local Fiscal Recovery Funds and desires to use these funds to assist the Township in procuring improved computing and other technological, health and educational services for seniors, veterans and the disabled; and

WHEREAS, the Township and the County wish to enter into a Memorandum of Understanding for the purchase and use of these computers and technology upgrades by the Township; and

WHEREAS, the Township Council consents to the entering of this agreement; and

**NOW THEREFORE, BE IT RESOLVED**, by the Ewing Township Council that:

1. The Township is authorized to enter into a Memorandum of Understanding with the County of Mercer, New Jersey for the purchase and use of new computers and other technologies for the purpose of improving the Hollowbrook Community Center providing improved access to computing and other technological, health and educational services to the Township’s seniors, veterans and the disabled residents.
2. The Mayor is authorized to execute all necessary documents to effectuate this agreement.

**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 Regularly Scheduled Meeting of the Municipal Council of the Township of Ewing, County of Mercer, State of New Jersey held on the 9th day of July 2024.**

SEAL

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

**THE TOWNSHIP OF EWING**

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**A RESOLUTION OF APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE IMPROVEMENTS TO EGGERTS CROSSING ROAD PROJECT**

**Resolution #24R-** WHEREAS there exists a need to resurface Eggerts Crossing Road, starting at Ewingville Road and proceeding approximately 2,972 linear feet to the Municipal Boundary; and

WHEREAS this project will improve the condition of the road and benefit motoring public; and

THEREFORE, BE IT RESOLVED that Council of Township of Ewing, formally approves the grant application for the above stated project; and

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2025-IMPROVEMENTS TO EGGERTS CROSSING ROAD-00452 to the New Jersey Department of Transportation on behalf of the Township of Ewing; and

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of Township of Ewing and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Certified as a true copy of the Resolution adopted by the Council  
On this 9<sup>th</sup> day of July 2024

\_\_\_\_\_  
Kim J. Macellaro, CMC  
Municipal Clerk

My signature and the Clerk’s seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

ATTEST and AFFIX SEAL

\_\_\_\_\_  
(Clerk)  
Kim J. Macellaro

\_\_\_\_\_  
(Presiding Officer)  
Bert Steinmann  
Mayor

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**A RESOLUTION OF APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE IMPROVEMENTS TO BULL RUN ROAD PROJECT**

**Resolution #24R-** WHEREAS there exists a need to resurface Bull Run Road, starting at Metekunk Drive and proceeding southeast approximately 5,950 linear feet to its intersection of Federal City Road; and

WHEREAS this project will improve the condition of the road and benefit motoring public; and

THEREFORE, BE IT RESOLVED that Council of Township of Ewing, formally approves the grant application for the above stated project; and

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2025-IMPROVEMENTS TO BULL RUN ROAD-00451 to the New Jersey Department of Transportation on behalf of the Township of Ewing; and

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of Township of Ewing and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Certified as a true copy of the Resolution adopted by the Council  
On this 9<sup>th</sup> day of July 2024

\_\_\_\_\_  
Kim J. Macellaro, CMC  
Municipal Clerk

My signature and the Clerk's seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

ATTEST and AFFIX SEAL

\_\_\_\_\_  
(Clerk)  
Kim J. Macellaro

\_\_\_\_\_  
(Presiding Officer)  
Bert Steinmann  
Mayor

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**A RESOLUTION OF APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE EWING TOWNSHIP BIKEWAY IMPROVEMENT PROJECT**

**Resolution #24R-** WHEREAS there exists a need to improve bicycle circulation and safety along Sullivan Way and Lower Ferry Road to provide access to the D&R Canal trail system; and

WHEREAS this project will improve cyclist safety/access and benefit motoring public; and

THEREFORE, BE IT RESOLVED that Council of Township of Ewing, formally approves the grant application for the above stated project; and

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as BIKE-2025-EWING TOWNSHIP BIKEWAY IMPROVEMENT-00025 to the New Jersey Department of Transportation on behalf of the Township of Ewing; and

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of Township of Ewing and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Certified as a true copy of the Resolution adopted by the Council  
On this 9<sup>th</sup> day of July 2024

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Kim J. Macellaro, CMC  
Municipal Clerk

My signature and the Clerk's seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

ATTEST and AFFIX SEAL

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(Clerk)  
Kim J. Macellaro

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(Presiding Officer)  
Bert Steinmann  
Mayor



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**RESOLUTION AUTHORIZING THE PURCHASE OF A EXMARK 144 WIDE AREA DIESEL ZERO TURN MOWER FROM POWER PLACE INC. THROUGH HCESC CONTRACT CAT/SER 23-06**

**Resolution #24R- WHEREAS, the Township of Ewing wishes to purchase an Exmark 144 wide area diesel zero turn mower from Power Place Inc.; 297 Route 22 East Whitehouse Station NJ through HCESC contract CAT/SER 23-06 in the amount of \$70,387.49; and**

**WHEREAS, said equipment was approved for purchase through Fund 30, Capital Trust, 305693604; and**

**WHEREAS, the Chief Financial Officer has certified that funds are available for said purpose in Fund 30, Capital Trust, 305693604; and**

**NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Ewing hereby authorizes the purchase of the above-mentioned Exmark 144 wide area diesel zero turn mower from Power Place Inc.; in the amount of \$70,387.49; and**

**BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Chief Financial Officer and the QPA.**

**IT IS SO RESOLVED.**

**Certification:**

**I, Kim 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, and State of New Jersey held on the 9<sup>th</sup> day of July 2024.**

**SEAL**

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**Kim Macellaro, CMC  
Municipal Clerk**

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**Joanna Mustafa, CFO**

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**RESOLUTION AUTHORIZING THE PURCHASE OF A JOHN DEERE 330P SKID STEER LOADER WITH ATTACHMENTS FROM JESCO THROUGH SOURCEWELL CONTRACT 011723-JDC**

**Resolution #24R- WHEREAS, the Township of Ewing wishes to purchase a John Deere 330P Skid Steer Loader with attachments from Jesco Inc; 118St. Nicholas Ave, South Plainfield, NJ through Sourcewell contract 011723-JDC in the amount of \$124,070.78; and**

**WHEREAS, said equipment was approved for purchase through Fund 30, Capital Trust, 305693604; and**

**WHEREAS, the Chief Financial Officer has certified that funds are available for said purpose in Fund 30, Capital Trust, 305693604; and**

**NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Ewing hereby authorizes the purchase of the above-mentioned John Deere 330P Skid Steer Loader with attachments from Jesco Inc; in the amount of \$124,070.78; and**

**BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Chief Financial Officer and the QPA.**

**IT IS SO RESOLVED.**

**Certification:**

**I, Kim 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, and State of New Jersey held on the 9<sup>th</sup> day of July 2024.**

**SEAL**

---

**Kim Macellaro, CMC  
Municipal Clerk**

---

**Joanna Mustafa, CFO**

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**RESOLUTION AUTHORIZING THE PURCHASE OF A KENWORTH T480V 4X2 DUMP TRUCK FROM GABRIELLI TRUCK SALES THROUGH SOURCEWELL CONTRACT 060920-KTC**

**Resolution #24R- WHEREAS, the Township of Ewing wishes to purchase a Kenworth T480V 4x2 Dump Truck from Gabrielli Truck Sales, 230 US Highway 130, Dayton, NJ through Sourcewell contract 060920-KTC in the amount of \$222,730.18; and**

**WHEREAS, said equipment was approved for purchase through Fund 30, Capital Trust, 305693604; and**

**WHEREAS, the Chief Financial Officer has certified that funds are available for said purpose in Fund 30, Capital Trust, 305693604; and**

**NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Ewing hereby authorizes the purchase of the above-mentioned Kenworth T480V 4x2 Dump Truck from Gabrielli Truck Sales; in the amount of \$222,730.18; and**

**BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Chief Financial Officer and the QPA.**

**IT IS SO RESOLVED.**

**Certification:**

**I, Kim 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, and State of New Jersey held on the 9<sup>th</sup> day of July 2024.**

**SEAL**

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**Kim Macellaro, CMC  
Municipal Clerk**

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**Joanna Mustafa, CFO**

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**A RESOLUTION AUTHORIZING THE PURCHASE OF THREE LEAF VACUUM UNITS FROM GABRIELLI TRUCK SALES THROUGH SOURCEWELL CONTRACT 060920-KTC.**

**Resolution #24R- WHEREAS, the Township of Ewing wishes to purchase Three leaf Vacuum Units from Gabrielli Truck Sales, 2306 Route 130 N Dayton, NJ through Sourcewell contract 060920-KTC in the amount of \$416,554.00; and**

**WHEREAS, said equipment was approved for purchase through Fund 11, Grant Trust, 11568002, Storm Drain Maintenance and Repair; and**

**WHEREAS, the Chief Financial Officer has certified that funds are available for said purpose in Fund 11, Grant Trust, 11568002; and**

**NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Ewing hereby authorizes the purchase of the above-mentioned Leaf Vacuum Units from Gabrielli Truck Sales; in the amount of \$416,554.00; and**

**BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Chief Financial Officer and the QPA.**

**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 Regularly Scheduled Meeting of the Municipal Council of the Township of Ewing, County of Mercer, and State of New Jersey held on the 9<sup>th</sup> day of July 2024.**

**SEAL**

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**Kim Macellaro, CMC  
Municipal Clerk**

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**Joanna Mustafa, CFO  
(Certifying Funds)**

**THE TOWNSHIP OF EWING**

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**A RESOLUTION APPROVING CHANGE ORDER NO. 1 INCREASE TO ALTEC BUILDING SYSTEMS FOR THE TOWNSHIP OF EWING CONSTRUCTION OFFICE RELOCATION IN THE AMOUNT OF \$150,000.00**

**Resolution #24R- WHEREAS, by Resolution No. 23R-28 dated January 10, 2023, the Township of Ewing awarded a contract to Altec Building Systems in the amount of \$2,865,000.00 for the Township of Ewing Construction Office Relocation; and**

**WHEREAS, Altec Building Systems has requested a change order No. 1 increase by way of letter dated May 4, 2023, for re-roofing work, in the total amount of \$150,000.00, for a total contract amount of \$3,015,000.00; and**

**WHEREAS, the Township's Chief Financial Officer has certified as to the availability of the funds for Change Order No. 1 increase for the Township of Ewing Construction Office Relocation in the total amount of \$150,000.00; and**

**WHEREAS, the Qualified Purchasing Agent has certified that this Change Order will not exceed the originally awarded contract amount by more than twenty (20) percent as per N.J.A.C. 5:30-11.3(9); and**

**NOW, THEREFORE, BE IT RESOLVED, by the Ewing Township Council that Change Order No. 1 increase in the amount of \$150,000.00 is approved, and the Township Administrator is authorized to execute same along with any other documents required.**

**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 9<sup>th</sup> day of July 2024.**

**SEAL**

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

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**Alex DeAngelis  
Qualified Purchasing Agent**

**THE TOWNSHIP OF EWING**

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**A RESOLUTION APPROVING CHANGE ORDER NO. 1 INCREASE TO GRES PAVING COMPANY, INC. FOR THE 2023 ROAD IMPROVEMENT PROGRAM IN THE AMOUNT OF \$7,500.00**

**Resolution #24R- WHEREAS, by Resolution No. 24R-75 dated March 12, 2024, the Township of Ewing awarded a contract to Gres Paving Company, Inc. in the amount of \$964,239.67 for the 2023 Road Improvement Program; and**

**WHEREAS, Gres Paving Company, Inc. requested a change order increase by way of letter dated June 21, 2024, for the rebuilding of the collapsed inlets at #20 and #39 Crown Road, in the total amount of \$7,500.00, for a total contract amount of \$971,739.67; and**

**WHEREAS, the Township's Chief Financial Officer has certified as to the availability of the funds for Change Order No. 1 increase to the Contract for the 2023 Road Improvement Program in the total amount of \$971,739.67; and**

**WHEREAS, the Qualified Purchasing Agent has certified that this Change Order will not exceed the originally awarded contract amount by more than twenty (20) percent as per N.J.A.C. 5:30-11.3(9); and**

**NOW, THEREFORE, BE IT RESOLVED, by the Ewing Township Council that Change Order No. 1 increase in the amount of \$7,500.00 is approved, and the Township Administrator is authorized to execute same along with any other documents required.**

**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 9<sup>th</sup> day of July 2024.**

**SEAL**

---

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

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**Alex DeAngelis  
Qualified Purchasing Agent**

**TOWNSHIP OF EWING**  
**Chief Financial Officer Certification #2024-7-1**

I, Joanna K. Mustafa, Chief Financial Officer of the Township of Ewing, County of Mercer, do hereby certify as follows:

That funding is available via various funding sources in the General Capital Fund under the following accounts:

**Ord 2023-11 Various Improvements**  
**#305693401**  
**TOTAL - \$7,500.00**

I have determined that Township Council may authorize the above-described expenditure against the aforesaid line-item account.

Now, therefore, based on the foregoing, I do hereby certify adequate funds are currently available for the purposes and in the line item amounts specified above, and further, that I shall encumber the same for a period of sixty (60) days from the date of this certification or until an ordinance or resolution authorizing the expenditure described about is enacted, whichever event shall occur sooner.

Signed and certified by me this 6th day of June 28th, 2024

  
Joanna K. Mustafa, CMFO



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**A RESOLUTION APPROVING CHANGE ORDER NO. 4 DECREASE IN THE AMOUNT OF \$576.66 TO TOP LINE CONSTRUCTION CORP. FOR IMPROVEMENTS TO PINGREE AVENUE**

**Resolution #24R- WHEREAS, by Resolution No. 23R-152 dated August 8<sup>th</sup>, 2023, the Township of Ewing awarded a contract to Top Line Construction Corp. in the amount of \$708,707.45 for Improvements to Pingree Avenue; and**

**WHEREAS, Change Order No. 1 was approved on October 24, 2023, increasing the contract by \$54,662.73, for additional work that the Township authorized to be done on Greenway Avenue, for a total contract amount of \$763,370.18; and**

**WHEREAS, on January 23<sup>rd</sup>, 2024, the Township approved Change Order #2 increase in the amount of \$54,488.76, for additional work requested by the Township as attached hereto, for a total contract amount of \$817,858.94; and**

**WHEREAS, on January 23<sup>rd</sup>, 2024, the Township approved Change Order #3 increase in the amount of \$5,500.00 for additional work requested by the Township as attached hereto, for a total contract amount of \$823,358.94; and**

**WHEREAS, Top Line Construction Corp. submitted a Change Order #4 decrease, dated June 24, 2024, in the amount of \$576.66 for final adjustment of asbuilt quantities, for a total contract amount of \$822,782.284; and**

**WHEREAS, the Qualified Purchasing Agent has certified that this Change Order will not exceed the originally awarded contract amount by more than twenty (20) percent as per N.J.A.C. 5:30-11.3(9); and**

**NOW, THEREFORE, BE IT RESOLVED, by the Ewing Township Council that Change Order No. 4 decrease in the amount of \$576.66 is approved and the Township Administrator is authorized to execute same along with any other documents required.**

**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 9<sup>th</sup> day of July 2024.**

**SEAL**

---

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

---

**Alex DeAngelis, QPA**

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**A RESOLUTION AUTHORIZING A PERFORMANCE GUARANTEE RELEASE FOR JAMES SANOCKI RESIDENTIAL, 32 CRESCENT AVENUE (BLOCK 162, LOT 214) - EWING TOWNSHIP ENGINEERS REMINGTON & VERNICK PROJECT #1102-I-133**

**Resolution #24R- WHEREAS, the Township Engineer has made the necessary inspections of the above captioned project for a final performance guarantee release; and**

**WHEREAS, the Township Engineer recommends the performance guarantee be released subject to the conditions set forth in the letter of June 27, 2024; and**

**BE IT RESOLVED, that the Governing Body of The Township of Ewing does hereby authorize the release of a Public Facilities Performance Guarantee in the amount of \$4,320.00 and the Safety & Stabilization Guarantee in the amount of \$5,000.00 based upon the recommendations of Ewing Engineers, Remington & Vernick Project #1102-I-133 in the Township of Ewing; and**

**BE IT FURTHER RESOLVED that the release of said performance guarantee be subject to the developer's compliance with the following condition(s):**

- 1. Payment of all current charges for professional services.**
- 2. Posting of a two-year Public Facilities Maintenance Guarantee in the amount of \$648.00 for the project.**
- 3. Posting of \$1,000.00 in escrow, for a future Two (2) Year Maintenance Bond release inspection.**
- 4. Review and approval of all documents by the Township Solicitor.**

**NOW THEREFORE BE IT RESOLVED, that upon Ewing Township Council approval, copies of adopted resolution should be forwarded to the Developer, Construction Code Official, Chief Financial Officer, and the office of Remington & Vernick.**

**IT IS 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 9<sup>th</sup> day of July 2024.**

**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](http://www.ewingnj.org)

**A RESOLUTION AUTHORIZING A PERFORMANCE GUARANTEE RELEASE FOR NEW STUDENT RESIDENCE, 2050 PENNINGTON ROAD (BLOCK 214, LOT 41) - EWING TOWNSHIP ENGINEERS REMINGTON & VERNICK PROJECT #1102-I-143**

**Resolution #24R- WHEREAS, the Township Engineer has made the necessary inspections of the above captioned project for a final performance guarantee release; and**

**WHEREAS, the Township Engineer recommends the performance guarantee be released subject to the conditions set forth in the letter of June 27, 2024; and**

**BE IT RESOLVED, that the Governing Body of The Township of Ewing does hereby authorize the release of the Safety & Stabilization Guarantee in the amount of \$5,000.00 based upon the recommendations of Ewing Engineers, Remington & Vernick Project #1102-I-143 in the Township of Ewing; and**

**BE IT FURTHER RESOLVED that the release of said performance guarantee be subject to the developer's compliance with the following condition(s):**

- 1. Payment of all current charges for professional services.**
- 2. Review and approval of all documents by the Township Solicitor.**

**NOW THEREFORE BE IT RESOLVED, that upon Ewing Township Council approval, copies of adopted resolution should be forwarded to the Developer, Construction Code Official, Chief Financial Officer, and the office of Remington & Vernick.**

**IT IS 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 9<sup>th</sup> day of July 2024.**

**SEAL**

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

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**A RESOLUTION AUTHORIZING THE RELEASE OF A PERFORMANCE BOND AND THE ACCEPTANCE OF A TWO-YEAR MAINTENANCE BOND FOR IMPROVEMENTS TO PINGREE AVENUE - EWING ENGINEERS REMINGTON & VERNICK ENGINEERS RVE #1102-T-081**

**Resolution #24R- WHEREAS, on August 8, 2023 by Resolution #23R-152, the Township awarded the Improvements to Pingree Avenue to Top Line Construction Corp for a total contract amount of \$708,707.45; and**

**WHEREAS, by way of a letter dated October 24, 2023, the Township authorized Change Order No. 1, which increased the overall contract amount by \$54,662.73, making the total contract amount of \$763,370.18; and**

**WHEREAS, by way of letter dated January 17, 2024, the Township authorized Change Order No. 2 increase, which increased the overall contract amount by \$54,488.76, bringing the total amended contract amount to \$817,858.94; and**

**WHEREAS, by way of letter dated January 17, 2024, the Township authorized Change Order No. 3 increase, which increased the overall contract amount by \$5,500.00, bringing the total amended contract amount to \$823,358.94; and**

**WHEREAS, by way of letter dated June 24, 2024, the Township Engineer recommends that the Ewing Township Council accept the two-year maintenance bond No. CA-4903377(M) in the amount of \$822,782.28 and the release of the performance bond in the amount of \$708,707.45 as the construction completion date was December 23, 2023; and**

**BE IT RESOLVED, that the Governing Body of The Township of Ewing does hereby authorize and accept the two-year maintenance bond No. CA-4903377(M) and the release of the performance bond upon the recommendations of Ewing Engineers Remington & Vernick Engineers for project #1102-T-081 in the Township of Ewing, and;**

**NOW THEREFORE BE IT RESOLVED, that upon Ewing Township Council approval, copies of adopted resolution should be forwarded to the Developer, Construction Code Official, Chief Finance Officer and the office of Remington & Vernick Engineers.**

**IT IS 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 9<sup>th</sup> day of July 2024.**

**SEAL**

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

**THE TOWNSHIP OF EWING**

Municipal Complex  
2 Jake Garzio Drive  
Ewing, NJ 08628



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**A RESOLUTION AUTHORIZING THE FINAL PAYMENT CERTIFICATE #3 IN THE AMOUNT OF \$25,771.53, REPRESENTING THE FINAL PAYMENT OF \$9,506.00 AND THE RELEASE OF RETAINAGE IN THE AMOUNT OF \$16,265.53 TO TOP LINE CONSTRUCTION CORPORATION FOR THE IMPROVEMENTS TO PINGREE AVENUE**

**Resolution #24R- WHEREAS**, by Resolution #23R-152, the Township of Ewing (the “Township”) awarded a contract for Improvements to Pingree Avenue to Top Line Construction Corp., 22 Fifth Street, Somerville, NJ 08876 in the amount of \$708,707.45; and

**WHEREAS**, by way of a letter dated October 24, 2023, the Township authorized Change Order No. 1, which increased the overall contract amount by \$54,662.73, making the total contract amount of \$763,370.18; and

**WHEREAS**, by way of letter dated January 17, 2024, the Township authorized Change Order No. 2 increase, which increased the overall contract amount by \$54,488.76, bringing the total amended contract amount to \$817,858.94; and

**WHEREAS**, by way of letter dated January 17, 2024, the Township authorized Change Order No. 3 increase, which increased the overall contract amount by \$5,500.00, bringing the total amended contract amount to \$823,358.94; and

**WHEREAS**, Top Line Construction Corporation, by way of a letter dated June 24, 2024, has requested final payment in the amount of \$9,506.00 and the release of retainage, in the amount of \$16,265.53, for a total payment amount of \$25,771.53 in reference to the Improvements to Pingree Avenue; and

**WHEREAS**, Remington & Vernick Engineers, Inc. (the “Township Engineer”), has reviewed the request and determined that no further work is being performed on this project; and

**WHEREAS**, the Township Engineer is recommending final payment of \$9,506.00 and the release of retainage in the amount of \$16,265.53 for a final payment of \$25,771.53 to Top Line Construction Corporation; and

**NOW THEREFORE, BE IT RESOLVED**, by the Ewing Township Council that:

1. Final Payment of \$25,771.53, representing payment of \$9,506.00 and release of retainage in the amount of \$16,265.53 to Top Line Construction Corporation in reference to the Improvements to Pingree Avenue is hereby authorized and approved.
2. A copy of this Resolution shall be provided to the Township Engineer, the Chief Financial Officer, and Richard T. Barrett Paving Company, Inc.

**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 9<sup>th</sup> day of July 2024.**

**SEAL**

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