

February 27, 2018 – REGULAR SESSION

President Wollert called the meeting to order at 7:27 p.m.

The Clerk gave the Invocation: Almighty God who holds the fate of Man and Nation, we most humbly beseech thee to bless these deliberations, and these thy servants, that they may act with wisdom and understanding for the good of our community and thy greater glory. Amen.

Flag Salute

The Council President 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, filed with the Clerk of the Township of Ewing and posted in the Ewing Township Municipal Complex, all on the 3rd day of January 2018.

THE PUBLIC WILL HAVE AN OPPORTUNITY TO ADDRESS THE COUNCIL DURING THE “STATEMENTS AND COMMENTS FROM MEMBERS OF THE PUBLIC” SEGMENT OF THE MEETING. MEMBERS OF THE PUBLIC ARE REQUESTED TO SIGN IN ON SHEET PROVIDED IN THE FRONT OF THE ROOM. ALL QUESTIONS AND COMMENTS FROM THE PUBLIC WILL BE DIRECTED TO THE COUNCIL PRESIDENT. WHEN ADDRESSING THE COUNCIL, PLEASE GIVE YOUR NAME AND YOUR ADDRESS.

THE COUNCIL INVITES AND ENCOURAGES PARTICIPATION BY THE PUBLIC IN ITS MEETINGS, HOWEVER A MEMBER OF THE PUBLIC MAY UTILIZE FIVE MINUTES OF TIME FOR REMARKS AND QUESTIONS, UNLESS OTHERWISE ENGAGED IN A DIALOGUE WITH A MEMBER OF THE COUNCIL, ANY FURTHER REMARKS OR QUESTIONS BEYOND THE TIME LIMIT MUST BE AUTHORIZED BY THE PRESIDENT OF THE COUNCIL.

ROLL CALL

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| ▪ Mr. Baxter – Present | Jim McManimon, Administrator |
| ▪ Ms. Keyes-Maloney – Present | Maeve Cannon, Attorney |
| ▪ Mr. Schroth – Present | Kim 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 members of the Public.

BILLS LIST

1. The Clerk read (Resolution #18R-52) A Resolution Authorizing the Chief Financial Officer to Pay Bills in the Amount of \$10,180,288.54 and to Pay Supplemental Bills per Resolution #18R-15 in the Amount of \$21,036.85

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

ROLL CALL

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

The above referenced Bills List Resolution and the Bills List are available in the Clerk's Office in the 2018 Resolution Book Number One.

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 #18R-53/)

1. Approval of Agenda Session Minutes for October 10, 2017; Approval of Regular Session Minutes for October 10, 2017
2. A Resolution Authorizing a Refund, as Recommended by the Director of EMS for Overpayment in the amount of \$9.14 for overpayment of transport service on August 21, 2017 for patient Perego, John to Perego, John, 162 Oaklyn Terrace, Lawrenceville, NJ 08648
3. A Resolution Authorizing a Refund, as Recommended by the Director of EMS for Overpayment in the amount of \$80.50 for overpayment of transport service on December 29, 2017 for patient Richter, Konrad to Richter, Konrad, 4 Middleton Avenue, Ewing, NJ 08618
4. A Resolution Authorizing a Refund, as Recommended by the Tax Collector for Overpayment in the amount of \$100 for overpayment of February 1, 2018 1st quarter taxes to Hughonette H. Williamson, 158 Buttonwood Drive, Ewing, NJ 08638, for property owner Hughonette H. Williamson for Block: 520 Lot: 3 also known as 158 Buttonwood Drive due to paying in error.
5. A Resolution Authorizing a Refund and Cancellation, as Recommended by the Tax Collector: a Refund in the amount of \$2,289.02 and a Cancellation in the amount of \$4,578.04 for 2018 1st and 2nd quarter taxes to White, Vincent, 29 Upper Ferry Road, Ewing, NJ 08628 for property owner White, Vincent for Block: 229.08, Lot: 16, also known as 29 Upper Ferry Road due to 100% disabled vet since January 2, 2018.

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

ROLL CALL

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

The above referenced Minutes are available in the Clerk's Office in the 2017 Agenda Session and Regular Session Minute Books. The above referenced Consent Agenda Resolutions are available in the Clerk's Office in the 2018 Resolution Book Number One.

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 #18-03**) AN ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF EWING IN THE COUNTY OF MERCER, TO AMEND CHAPTER 225 VEHICLES AND TRAFFIC, ARTICLE II PARKING § 225-8 TO REFERENCE ARTICLE VIII. SCHEDULES, § 225-74, SCHEDULE XXVII: TIME LIMIT PARKING FOR THE COLLEGE OF NEW JERSEY PRIVATE STREETS

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of Ewing, as follows:

§ 225-8. Parking time limited at certain locations.

No person shall park a vehicle for longer than the time limit specified between the hours listed upon any day except Sunday and public holidays on any of the streets, parts of streets, or other locations described in Schedule IV, § 225-51 and Schedule XXVII, §225-74 attached to and made a part of this chapter.

STATEMENT

This Ordinance amends the Revised General Municipal Ordinances of the Township of Ewing to amend Chapter 225 Vehicles and Traffic, Article II Parking § 225-8 Parking Time Limited On Certain Streets to incorporate a reference to “Article VIII Schedules, § 225-74 Schedule XXVII: Time Limit Parking for the College of New Jersey Private Streets”.

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

2. The Clerk read (**Ordinance #18-04**) AN ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF EWING IN THE COUNTY OF MERCER, TO AMEND CHAPTER 225-56 SCHEDULE IX: NO STOPPING OR STANDING TO REMOVE THE BETH ANN WAY CUL DE SAC FROM THE SCHEDULE OF NO STOPPING OR STANDING LOCATIONS

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 225-56 SCHEDULE IX: NO STOPPING OR STANDING is hereby amended as follows:

§ 225-56 SCHEDULE IX: NO STOPPING OR STANDING.

In accordance with the provisions of § 225-10, the following streets or parts of streets are hereby designated as “no stopping or standing” streets:

Name of Street	Side	Location
Beth Ann Way	Both	Within cul de sac

Name of Street	Side	Location
[Added 10-12-2010 by Ord. No. 10-13]		
Browning Avenue	Both	From King Avenue to Green Lane
Buttonwood Drive	Both	From Parkside Avenue to a point 150 feet west thereof
Buttonwood Drive	North	From Prospect Street to a point 425 feet west thereof
Buttonwood Drive	South	From a point 150 feet east of Parkside Avenue to Eleventh Street
Buttonwood Drive	West	From Parkside Avenue to Hillman Avenue
Calhoun Street	West	From the northerly curblin e of Southard Street to a point 125 feet north thereof
Eggerts Crossing Road	Both	From Ewingville Road to the Lawrence Township line
Eggerts Crossing Road	Both	From Ewingville Road to a point 400 feet east thereof
Ewingville Road	Both	From the intersection of Ewingville Road and Spruce Extension north to the intersection of Ewingville Road and Eggerts Crossing Road (was Green Lane)
Ewingville Road	East	From the intersection of Ewingville Road and Eggerts Crossing Road North to the intersection of Ewingville Road and Bakun Way
Ewingville Road	North	From a point 150 feet east of Federal City Road to the intersection of Ewingville Road and Pennington Road
Ewingville Road	West	From Eggerts Crossing Road to Green Lane
Ewingville Road	West	From Green Lane to a point 125 feet south thereof
Ewingville Road	West	From the intersection of Ewingville Road and Green Lane to the intersection of Ewingville Road and Pennington Road
Farrell Avenue	Both	From Parkway Avenue to Boone Avenue
First Avenue	West	From a point 35 feet from the northerly curb of Perry Drive to a point 100 feet west thereof
Green Lane	Both	From Route 31 to Hollowbrook Drive
Green Lane	North	From a point 35 feet from the northerly curb of Perry Drive to a point 100 feet west thereof
Green Lane	North	From the easterly curblin e of Ewingville Road to a point 100 feet east thereof
Green Lane	North	From the westerly curblin e of Ewingville Road to a point 175 feet west thereof
Green Lane	South	From the easterly curblin e of Ewingville Road to a point 125 feet east thereof
Green Lane	South	From the westerly curblin e of Ewingville Road to a point 275 feet west thereof
Harding Street	North	From Broad Avenue to a point 135 feet west thereof
Hollowbrook Drive	Both	From King Avenue to Green Lane
Jacobs Creek Road	Both	From Bear Tavern Road to River Road
Kirkbride Avenue	South	From Calhoun Street west to its terminus
Lower Ferry Road	Both	From a point 400 feet east of the easterly curblin e of Sullivan Way to a point 400 feet west of the westerly curblin e of Sullivan Way
Mountain View Road	Both	From Bear Tavern Road to Route 29
Parkside Avenue	Both	From Olden Avenue to a point 250 feet north thereof
Parkside Avenue	East	From Buttonwood Drive to Hazelhurst Avenue
Parkside Avenue	East	From New Hillcrest to Pershing Avenue

Name of Street	Side	Location
Parkside Avenue	West	From Pingree Avenue to Parkway Avenue
Parkside Avenue Extension	West	From the intersection of Parkside Avenue Extension and Buttonwood Drive north to the intersection of Parkside Avenue and Spruce Extension
Parkway Avenue	West	From Lexington Avenue to a point 300 feet north thereof
Property of Fisher Junior High School (that roadway which circles the area in front of the entrance to Fisher Junior High School at 1325 Lower Ferry Road)	Inside perimeter	From a point beginning at the easterly tip of the entrance to the school building and extending 650 feet along the inside perimeter of the roadway circle to the westerly tip of the entrance to the school, in accordance with the plan and diagram attached by reference
Property of Fisher Junior High School (that roadway running adjacent to C-wing, which roadway is on Ewing Township school property)	North	From the beginning of the radius of the curve at the southeast corner of C-wing and then west along the roadway for a distance of 200 feet, according to the plan attached by reference
Prospect Street	Both	Olden Avenue to Rosedale Avenue
Prospect Street	East	From Olden Avenue to a point 250 feet north thereof
Scenic Drive	Both	Entire length from Route 29 to Bear Tavern Road
Second Avenue	Both	From the westerly curbline of Montagne Avenue west to its terminus
Somerset Street	North	From Pennington to a point 150 feet east thereof
Southard Street	North	From the westerly curbline of Calhoun Street to a point 190 feet west thereof
Southard Street	South	From the westerly curbline of Calhoun Street to a point 100 feet west thereof
Stuyvesant Avenue	Both	Entire length
Sullivan Way	East	From Palmer Lane to a point 400 feet north of the northerly curbline of Lower Ferry Road
Sullivan Way	West	From a point 400 feet north of the northerly curbline of Lower Ferry Road to a point 400 feet south of the southerly curbline of Lower Ferry Road
Sutherland Road	North	Beginning 60 feet from the northerly curbline of Parkway Avenue to a point 150 feet east thereof
Tasker Street	South	From Fourth Street to dead end
Upper Ferry Road	Both	The entire length from Route 31 to Scotch Road
West Upper Ferry Road	North	From Bear Tavern Road/Grand Avenue to Forrest Avenue
West Upper Ferry Road	South	From Bear Tavern Road/Grand Avenue to Hinckle Avenue
West Upper Ferry Road	South	From Hinckle Avenue to Grand Avenue
Wilburtha Road	Both	Entire location from River Road to West Upper Ferry Road

Name of Street	Side	Location
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Section 3 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 4 Repealer. All prior ordinances or parts of same inconsistent with any provisions of this article are hereby repealed to the extent of such inconsistency.

Section 5 Effective Date. This ordinance shall take effect upon final adoption and publication in accordance with law.

Adopted:

Mr. Schroth made a motion to open the Public Hearing, seconded by Mr. Baxter. It was agreed by unanimous voice vote. There were no questions or comments from the Public. Ms. Keyes-Maloney made a motion to close the Public Hearing, seconded by Mr. Baxter. It was agreed by unanimous voice vote.

ROLL CALL

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

NEW BUSINESS

- 1. The Clerk read (Resolution #18R-54) A RESOLUTION ESTABLISHING THE SEWER RATES AND CHARGES FOR EWING TOWNSHIP FOR CALENDAR YEAR 2018**

President Wollert said that this can be done by Resolution because of the non-existent increase.

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
Ms. Keyes-Maloney	YES
President Wollert	YES

- 2. The Clerk read (Resolution #18R-55) A RESOLUTION AMENDING RESOLUTION #18R-1/14 AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR TOWNSHIP PLANNER TO THE FIRM OF L & G PLANNING, LLC**

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

ROLL CALL

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

3. The Clerk read (Resolution #18R-56) A RESOLUTION AUTHORIZING AWARD OF A CONTRACT FOR TOWNSHIP ADMINISTRATIVE AGENT SERVICES TO PIAZZA AND ASSOCIATES, INC.

The Council President explained that this is a standard contract issued in previous years to this company in the amount of \$3,600.00 for the year with a rate of \$300.00 per month. The purpose is to assist with any COAH applications.

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

ROLL CALL

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

4. The Clerk read (Resolution #18R-57) A RESOLUTION CONSENTING TO THE APPOINTMENT/REAPPOINTMENT OF MEMBERS TO THE ARTS COMMISSION

The Council President explained that this appoints Mary Lou Byer to the Arts Commission which fills the complement of seats on that Commission.

Ms. Keyes-Maloney moved the Resolution, seconded by Ms. Steward. There were no questions or comments from Council or the Public. Council 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

5. The Clerk read (Resolution #18R-58) A RESOLUTION APPROVING MATTHEW J. CANULLI AS A SENIOR FIREFIGHTING MEMBER OF THE WEST TRENTON VOLUNTEER FIRE COMPANY NO. 1

Mr. Schroth moved the Resolution, seconded by Mr. 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. Keyes-Maloney	YES
Ms. Steward	YES
President Wollert	YES

6. The Clerk read (Resolution #18R-59) A RESOLUTION APPROVING CHANGE ORDER NO. 1 FINAL DECREASE TO DEC ELECTRICAL CONTRACTORS, INC. FOR EMERGENCY REPLACEMENT OF THE EWING TOWNSHIP MUNICIPAL BUILDING EMERGENCY GENERATOR AND FUEL TANK REMOVAL

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
Ms. Keyes-Maloney YES
President Wollert YES

7. The Clerk read (Resolution #18R-60) A RESOLUTION AUTHORIZING THE RELEASE OF A PERFORMANCE BOND AND THE ACCEPTANCE OF A TWO-YEAR MAINTENANCE BOND FOR THE EMERGENCY REPLACEMENT OF THE EWING TOWNSHIP MUNICIPAL BUILDING EMERGENCY GENERATOR AND FUEL TANK REMOVAL TO DEC ELECTRICAL CONTRACTORS, INC – EWING ENGINEERS REMINGTON, VERNICK & ARANGO RV&A #1102-T-044

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

ROLL CALL

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

8. The Clerk read (Resolution #18R-61) A RESOLUTION AUTHORIZING A PERFORMANCE BOND RELEASE FOR ORLANDS' EWING MEMORIAL CHAPEL, 1534 PENNINGTON ROAD, (BLOCK 119, LOT 1) – EWING ENGINEERS REMINGTON, VERNICK & ARANGO RV&A #1102-I-083

President Wollert said that this is another release of performance bond money because of the successful completion of work. It has been approved by the Township Engineer.

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

ROLL CALL

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

9. The Clerk read (Resolution #18R-62) A RESOLUTION AUTHORIZING THE SALE OF SURPLUS PROPERTY NO LONGER NEEDED FOR PUBLIC USE ON AN ONLINE AUCTION SITE

President Wollert stated that this is a standard procedure with the Township's excess surplus property.

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

ROLL CALL

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

The above referenced New Business Resolutions are available in the Clerk's Office in the 2018 Resolution Book Number One.

CLOSED SESSION

(None for this Meeting)

ADJOURNMENT

There being no further business President Wollert called for a motion to adjourn. Mr. Baxter so moved seconded by Ms. Steward. It was agreed by unanimous voice vote. The meeting was adjourned at 7:39 p.m.

Kathleen Wollert, President

Kim J. Macellaro, Municipal Clerk