

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

AGENDA SESSION
September 11, 2018 – 7:00 P.M.

A. Call to Order of the Township Council Meeting.

B. 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 24th day of August 2018.

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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. MEMBERS OF THE PUBLIC ARE REQUESTED TO SIGN IN ON THE 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.

C. ROLL CALL

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

D. DISCUSSION

1. **AN ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF EWING IN THE COUNTY OF MERCER, TO AMEND SECTION 225-59, SCHEDULE XII: STOP INTERSECTIONS, CONVERTING THE INTERSECTIONS OF HOMECREST AND CHELSEA AVENUES AND HOMECREST AND DOUGLAS AVENUES TO FOUR-WAY STOP- CONTROLLED INTERSECTION BY INSTALLING NEW STOP SIGNS ON HOMECREST AND STOP BARS ON BOTH ROADWAYS**
2. **AN ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF EWING IN THE COUNTY OF MERCER, TO AMEND CHAPTER 225-48 SCHEDULE I: NO PARKING ANYTIME, TO PROHIBIT PARKING ON EITHER SIDE OF THE CURVE AT THE INTERSECTION OF DIXMONT AND ALBANS AVENUES**
3. **AN ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF EWING IN THE COUNTY OF MERCER, TO AMEND CHAPTER 4, ARTICLE X: DEPARTMENT OF PUBLIC SAFETY TO ADD NEW SECTION 4-56: ESSENTIAL PERSONNEL IN EVENT OF DECLARED EMERGENCY**
4. **A RESOLUTION SUPPORTING THE STATE HOUSE COMMISSION PREAPPLICATION TO THE NJDEP GREEN ACRES PROGRAM For: John S. Watson Park DPW Yard Diversion**

5. A RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR TOWNSHIP SPECIAL LITIGATION CONFLICT ATTORNEY TO WESLEY BRIDGES, ESQ. OF THE FIRM OF BRIDGES AND SNELL, LLC
6. A RESOLUTION OF EWING TOWNSHIP AUTHORIZING THE PURCHASE OF ELECTRICITY/NATURAL GAS SUPPLY SERVICES FOR PUBLIC USE ON AN ONLINE AUCTION WEBSITE
7. A RESOLUTION AMENDING THE TOWNSHIP OF EWING POLICE DEPARTMENT RULES AND REGULATIONS
8. RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT TO ATLANTIC AQUATIC ENGINEERING IN THE AMOUNT OF \$21,625.00 FOR THE PROVISION OF ENGINEERING AND POOL-DESIGN SERVICES IN CONNECTION WITH THE TOWNSHIP'S PROPOSED SPLASH PAD FOR THE POOL AT THE EWING SENIOR AND COMMUNITY CENTER
9. A RESOLUTION AUTHORIZING AND APPROVING A SHARED SERVICES AGREEMENT BETWEEN EWING TOWNSHIP AND THE MERCER COUNTY IMPROVEMENT AUTHORITY FOR CURBSIDE COLLECTION OF RECYCLABLES FOR THE TERM OF FIVE YEARS (5) COMMENCING ON JANUARY 1, 2019 THROUGH DECEMBER 31, 2023
10. A RESOLUTION AUTHORIZING A PERFORMANCE BOND RELEASE FOR MEDEXPRESS URGENT CARE – NJ, 1680 NORTH OLDEN AVENUE (BLOCK 40.01/LOTS 20 & 33) – EWING ENGINEERS REMINGTON & VERNICK R&V #1102-I-079
11. A RESOLUTION OF SUPPORT FOR NEW JERSEY'S COMPREHENSIVE SINGLE-USE CARRYOUT BAG POLICY
12. A RESOLUTION AUTHORIZING EWING TO CONSENT TO THE PLACEMENT OF RADIO EQUIPMENT ON EWING CELL TOWER BY NEW JERSEY TRANSIT PURSUANT TO A SUBLEASE WITH SPRINT SPECTRUM LP AND WAIVING RECEIPT OF RENT UNDER THE PCS SITE AGREEMENT

E. BILLS LIST

1. A Resolution Authorizing the Chief Financial Officer to Pay Bills in the Amount of \$11,036,114.89 and to Pay Supplemental Bills per Resolution #18R-15 in the Amount of \$272,504.78

F. CONSENT AGENDA

1. Approval of Agenda Session Minutes for May 22, 2018, June 11, 2018, June 26, 2018; Approval of Regular Session Minutes for May 22, 2018, June 11, 2018, June 26, 2018
2. A Resolution Authorizing a Refund, as Recommended by the Director of EMS for Overpayment in the amount of \$83.32 for overpayment of transport service on January 11, 2018 for patient Tucker, David to Amerihealth, PO Box 59480, Philadelphia, PA 19102-9480
3. A Resolution Authorizing a Refund, as Recommended by the Tax Collector for Overpayment in the amount of \$100.00 for overpayment of October 1, 2018 2nd Half Sewer to Phyllis Farquharson, 99 Chelsea Ave, Ewing, NJ 08638, for property owner Phyllis Farquharson for Block: 61 Lot: 24 also known as 99 Chelsea Ave.
4. A Resolution Authorizing a Refund, as Recommended by the Tax Collector for Overpayment in the amount of \$22.99 for overpayment of August 1, 2018 3rd Quarter Taxes to Clermont, Emilienne & Jean & Samdedi, 1 Clermont Ave, Ewing, NJ 08618, for property owner Clermont, Emilienne & Jean & Samdedi for Block: 441 Lot: 276 also known as 1 Clermont Ave.
5. A Resolution Authorizing a Refund, as Recommended by the Tax Collector for Overpayment in the amount of \$430.06 for overpayment of October 1, 2018 2nd Half Sewer to JDINJ Real Estate Group, LLC, PO Box 951, Lakewood, NJ 08701, for property owner JDINJ Real Estate Group, LLC for Block: 60 Lot: 1 also known as 173 Clover Ave.

- 6. A Resolution Authorizing a Refund, as Recommended by the Tax Collector for Overpayment in the amount of \$723.05 for overpayment of August 1, 2018 3rd Quarter Taxes to Chow Diversified, LLC., 174 Nassau Street, Princeton, NJ 08542, for property owner Chow Diversified, LLC. for Block: 29 Lot: 255 also known as 30 Dover Ave.**
- 7. A Resolution Authorizing a Refund, as Recommended by the Tax Collector for Overpayment in the amount of \$1,336.74 for overpayment of August 1, 2018 3rd Quarter Taxes to Matthew Fox & Stephanie Byrne, 6 Essex Lane, Ewing, NJ 08628, for property owner Matthew Fox & Stephanie Byrne for Block: 588 Lot: 150 also known as 6 Essex Lane.**
- 8. A Resolution Authorizing a Refund, as Recommended by the Tax Collector for Overpayment in the amount of \$1,222.84 for overpayment of August 1, 2018 3rd Quarter Taxes to Summit National of New Jersey, Inc., 283 Inman Ave, Unit 3, Colonia, NJ 07067, for property owner Brian & Sarah Millen for Block: 105.01 Lot: 10 also known as 38 Ewingville Road.**
- 9. A Resolution Authorizing a Refund, as Recommended by the Tax Collector for Overpayment in the amount of \$1,344.60 for overpayment of August 1, 2018 3rd Quarter Taxes to Nicole McCallum, 114 Florence Ave, Ewing, NJ 08628, for property owner Nicole McCallum for Block: 271 Lot: 113 also known as 114 Florence Ave.**
- 10. A Resolution Authorizing a Refund, as Recommended by the Tax Collector for Overpayment in the amount of \$91.40 for overpayment of October 1, 2018 2nd Half Sewer to Karl D. Jonsson, 44 Clubhouse Road, Brown Mills, NJ 08015, for property owner Karl D. Jonsson for Block: 125 Lot: 588 also known as 17 Hillman Ave.**
- 11. A Resolution Authorizing a Refund, as Recommended by the Tax Collector for Overpayment in the amount of \$2,332.74 for overpayment of August 1, 2018 3rd Quarter Taxes to Deborah A. Pontoriero, 19 Hilltop Road, Ewing, NJ 08638, for property owner Deborah A. Pontoriero for Block: 228 Lot: 15 also known as 19 Hilltop Road.**
- 12. A Resolution Authorizing a Refund, as Recommended by the Tax Collector for Overpayment in the amount of \$2,420.80 for overpayment of August 1, 2018 3rd Quarter Taxes to Princeton Assurance Corp, 2482 Pennington Road, Pennington, NJ 08534, for property owner Nellie L. Deal for Block: 193.02 Lot: 7 also known as 101 Honeysuckle Drive.**
- 13. A Resolution Authorizing a Refund, as Recommended by the Tax Collector for Overpayment, in the amount of \$68.85 for overpayment of October 1, 2018 2nd Half Sewer to Keara L. Kilpatrick, 32 Jacob Ct., Ewing, NJ 08628, for property owner Keara L. Kilpatrick for Block: 419 Lot: 116 also known as 32 Jacob Ct.**
- 14. A Resolution Authorizing a Refund, as Recommended by the Tax Collector for Overpayment in the amount of \$1,479.45 for overpayment of August 1, 2018 3rd Quarter Taxes to Greater NJ Title Agency, Inc., 517 Route 1 South, #4002, Iselin, NJ 08830, for property owner Golan Properties II, LLC for Block: 523 Lot: 13 also known as 5 Knight Lane.**
- 15. A Resolution Authorizing a Refund, as Recommended by the Tax Collector for Overpayment in the amount of \$106.85 for overpayment of August 1, 2018 3rd Quarter Taxes to Rebecca Rabin, 39 Kyle Way, Ewing, NJ 08628, for property owner Rebecca Rabin for Block: 365 Lot: 2.01 Qualifier: C0412 also known as 39 Kyle Way.**
- 16. A Resolution Authorizing a Refund, as Recommended by the Tax Collector for Overpayment in the amount of \$2,541.60 for overpayment of August 1, 2018 3rd Quarter Taxes to William S. Tuttle, 8 Locke Ct, Ewing, NJ 08628, for property owner William S. Tuttle for Block: 420.01 Lot: 82 also known as 8 Locke Ct.**
- 17. A Resolution Authorizing a Refund, as Recommended by the Tax Collector for Overpayment in the amount of \$1,610.24 for overpayment of August 1, 2018 3rd Quarter Taxes to Title Village Title Agency, 168 Franklin Corner Road, Lawrenceville, NJ 08648, for property owner Chazah Chen Homes Innovations for Block: 367 Lot: 63 also known as 1285 Lower Ferry Road.**

18. A Resolution Authorizing a Refund, as Recommended by the Tax Collector for Overpayment in the amount of \$268.38 for overpayment of August 1, 2018 3rd Quarter Taxes to Chin Song Cheng, 102 Petal Lane, Ewing, NJ 08638, for property owner Chin Song Cheng for Block: 193.01 Lot: 59 also known as 102 Petal Lane.
19. A Resolution Authorizing a Refund, as Recommended by the Tax Collector for Overpayment in the amount of \$1,071.61 for overpayment of August 1, 2018 3rd Quarter Taxes to First American Title Insurance Company, 50 Millstone Road, Bld 200, Ste 150, East Windsor, NJ 08520, for property owner Ronnie Cameron & Jenny Ramirez for Block: 188 Lot: 47 also known as 31 Ray Street.
20. A Resolution Authorizing a Refund, as Recommended by the Tax Collector for Overpayment in the amount of \$1,389.11 for overpayment of August 1, 2018 3rd Quarter Taxes to Nancy L. Wallis, 20 Revere Ct, Ewing, NJ 08628, for property owner Nancy L. Wallis for Block: 552 Lot: 125 also known as 20 Revere Ct.
21. A Resolution Authorizing a Refund, as Recommended by the Tax Collector for Overpayment in the amount of \$2,114.27 for overpayment of August 1, 2018 3rd Quarter Taxes to Robert C. Savare, 25 Sabrina Drive, Ewing, NJ 08628, for property owner Robert C. Savare for Block: 546 Lot: 15 also known as 25 Sabrina Drive.
22. A Resolution Authorizing a Refund, as Recommended by the Tax Collector for Overpayment in the amount of \$637.12 for overpayment of August 1, 2018 3rd Quarter Taxes to Shirley Hulbert, 138 New York Ave, Congers, NY 10920, for property owner Jane Bertles for Block: 465 Lot: 72 also known as 3 Scarsdale Ave.
23. A Resolution Authorizing a Refund, as Recommended by the Tax Collector for Overpayment in the amount of \$1,699.41 for overpayment of August 1, 2018 3rd Quarter Taxes to Quan, Chun & Phio Y H/W, 108 Violet Lane, Ewing, NJ 08638, for property owner Quan, Chun & Phio Y H/W for Block: 193 Lot: 49 also known as 108 Violet Lane.
24. A Resolution Authorizing a Refund, as Recommended by the Tax Collector for Overpayment in the amount of \$2,708.73 for overpayment of August 1, 2018 3rd Quarter Taxes to Russell S. Everett Jr., 349 West Upper Ferry Road, Ewing, NJ 08628, for property owner Russell S. Everett Jr. for Block: 420 Lot: 7 also known as 349 West Upper Ferry Road.
25. A Resolution Authorizing a Refund, as Recommended by the Tax Collector for Overpayment in the amount of \$497.51 for overpayment of August 1, 2018 3rd Quarter Taxes to Chiang Tai & Helen Tai, 31 Windybush Way, Ewing, NJ 08560, for property owner Chiang Tai & Helen Tai for Block: 576 Lot: 15 also known as 31 Windybush Way.

G. ORDINANCE(S) FOR FIRST READING AND INTRODUCTION

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

1. AN ORDINANCE RE-APPROPRIATING \$150,000 FROM UNUSED DEBT AUTHORIZATIONS NOT NEEDED FOR THEIR ORIGINAL PURPOSE IN ORDER TO PROVIDE FOR STORM DRAIN AND SEWER REPAIRS IN AND BY THE TOWNSHIP OF EWING, IN THE COUNTY OF MERCER, NEW JERSEY
2. AN ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF EWING IN THE COUNTY OF MERCER, AMENDING AND REVISING § 225-64, SCHEDULE XVII: BUS STOPS

I. COMMISSION & COMMITTEE REPORTS FROM MEMBERS OF COUNCIL

J. NEW BUSINESS

K. STATEMENTS AND COMMENTS FROM MEMBERS OF THE PUBLIC

L. CLOSED SESSION – A Resolution Excluding the Public from a Public Meeting for the Purpose of 1) Advice of Counsel – McBride v. Ewing Township – Settlement Agreement

M. ADJOURNMENT