

June 11, 2019 – REGULAR SESSION

President Baxter called the meeting to order at 7:03 p.m.

The Deputy Clerk read the Invocation: Almighty God, we ask that you bless us and help us seek your wisdom, guidance, courage and strength. Be with us in our deliberations and help us to be wise in the decisions we make for the good of all those who have placed their trust and confidence in our leadership. Give us insight to lead with integrity that our decisions may reflect what is right and good and grant us humility to always seek your will in all that we do and say. Amen.

Flag Salute

Council President Baxter 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 2nd day of January 2019.

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 AND UTILIZE FIVE MINUTES OF TIME FOR REMARKS AND QUESTIONS. ALL QUESTIONS SHOULD BE DIRECTED TO THE COUNCIL PRESIDENT. WHEN ADDRESSING THE COUNCIL, PLEASE GIVE YOUR NAME AND ADDRESS.

ROLL CALL

- Ms. Keyes-Maloney – Present
 - Mr. Schroth – Present
 - Ms. Steward – Present
 - Ms. Wollert – Present
 - President Baxter – Present
- Jim McManimon, Administrator
Michael Cedrone, Attorney
Susan Bate, Deputy Municipal Clerk

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

The Deputy Clerk stated for the record that no members of the Public are present.

BILLS LIST

1. The Deputy Clerk read (Resolution #19R-105/) A Resolution Authorizing the Chief Financial Officer to Pay Bills in the Amount of \$258,587.34 and to Pay Supplemental Bills per Resolution #19R-16 in the Amount of \$9,938.51

At the request of the Council President, the Deputy Clerk clarified for the record that the Bills List amount is \$258,587.34 and not \$248,587.34.

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

ROLL CALL

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

The above referenced Bills List Resolution and the Bills List are available in the Clerk’s Office in the 2019 Resolution Book Number Two.

CONSENT AGENDA

(None for this Meeting)

ALCOHOLIC BEVERAGE CONTROL

1. The Deputy Clerk read **(Resolution #19R-106)** A RESOLUTION AUTHORIZING THE APPROVAL FOR RENEWAL OF 2019-2020 EWING MUNICIPAL LIQUOR LICENSES

There were no questions or comments from Council. No members of the Public were present. Mr. Schroth then moved the Resolution, seconded by Ms. Steward. Council President Baxter called for a roll call.

ROLL CALL

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

2. The Deputy Clerk read **(Resolution #19R-107)** A RESOLUTION AUTHORIZING THE APPROVAL FOR RENEWAL OF 2019-2020 EWING MUNICIPAL LIQUOR LICENSE FOR HK, INC. t/a HK DISCOUNT LIQUORS WITH CONDITIONS (LICENSE NO. 1102-33-012-007)

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

ROLL CALL

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

3. The Deputy Clerk read **(Resolution #19R-108)** A RESOLUTION AUTHORIZING THE APPROVAL FOR RENEWAL OF 2019-2020 EWING MUNICIPAL LIQUOR LICENSE FOR AMPHORA RESTAURANT, LLC t/a ERINI'S RESTAURANT WITH CONDITIONS

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

ROLL CALL

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

The above referenced Alcoholic Beverage Control Resolutions are available in the Clerk's Office in the 2019 Resolution Book Number Two.

ORDINANCE(S) FOR FIRST READING AND INTRODUCTION

(None for this Meeting)

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

1. The Deputy Clerk read (Ordinance #19-12) 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 FIRE EQUIPMENT, TO THE 911 FUND, INC., A 501(c)(3) NON-PROFIT ORGANIZATION

WHEREAS, the Township Council determines that the following personal property owned by the Township, consisting of fire equipment is no longer needed for municipal purposes by Fire Station 30:

- (15) Scott AV-2000 Mask (Size Small)
- (8) Scott AV-2000 Mask (Size Medium)
- (10) Scott AV-2000 Mask (Size Large)
- (1) Turnout Coat (Black w/fluorescent striping)
- (7) Helmets (Various Colors)
- (9) Pairs of Boots (Various Sizes)
- (1) Bullard Thermal Imaging Camera w/battery – T3 Max
- (1) Bullard Thermal Imaging Camera w/o battery – Thermal Imager
- (1) Argus Thermal Imaging Camera w/battery – E2v
- (1) Hurst LKE55 Battery Powered Combi-Tool w/2 batteries

WHEREAS, pursuant to N.J.S.A. 40A:12-21.1, the Township Council authorizes the private sale of such personal property for nominal consideration to any organization listed in N.J.S.A. 40A:12-21; and,

WHEREAS, The 911 FUND, Inc. is an approved 501(c)(3) not-for-profit charity (federal tax ID #20-2057218) created in the aftermath of September 11th, 2001 and conceived by former members of the Fire Department of the City of New York (“FDNY”) to build preparedness, reduce risk, enhance civilian safety, and minimize property loss from fire and other types of disasters; and,

WHEREAS, pursuant to N.J.S.A. 40A:12-21(k), The 911 FUND, Inc. meets the definition of an organization to which municipalities may make private sales of personal property for nominal consideration.

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

Section 1.

The following personal property owned by the Township of Ewing, consisting of fire equipment, which is no longer needed for municipal purposes by Fire Station 30:

- (15) Scott AV-2000 Mask (Size Small)
- (8) Scott AV-2000 Mask (Size Medium)
- (10) Scott AV-2000 Mask (Size Large)
- (1) Turnout Coat (Black w/fluorescent striping)
- (7) Helmets (Various Colors)
- (9) Pairs of Boots (Various Sizes)
- (1) Bullard Thermal Imaging Camera w/battery – T3 Max
- (1) Bullard Thermal Imaging Camera w/o battery – Thermal Imager
- (1) Argus Thermal Imaging Camera w/battery – E2v
- (1) Hurst LKE55 Battery Powered Combi-Tool w/2 batteries

shall be sold pursuant to N.J.S.A. 40A:12-21.1 and N.J.S.A. 40A:12-21(k) to The 911 FUND, Inc., which is an approved 501(c)(3) not-for-profit charity (federal tax ID #20-2057218) for a nominal consideration of \$1.00.

Section 2.

This Ordinance shall take effect as provided by law.

STATEMENT

This Ordinance amends the Revised General Municipal Ordinances of the Township of Ewing to authorize the private sale of fire equipment no longer needed for municipal purposes by Fire Station 30.

Ms. Wollert made a motion to open the Public Hearing, seconded by Ms. Steward. It was agreed by unanimous voice vote. No members of the Public were present. Ms. Keyes-Maloney made a motion to close the Public Hearing, seconded by Mr. Schroth. It was agreed by unanimous voice vote. Ms. Steward then moved the Ordinance, seconded by Ms. Wollert. Council President Baxter called for a roll call.

ROLL CALL

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

2. **The Deputy Clerk read (Ordinance #19-13) AN ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF EWING IN THE COUNTY OF MERCER, TO AMEND CHAPTER 225, SECTION 48, SCHEDULE I: NO PARKING ANYTIME, TO PROHIBIT PARKING ON BOTH SIDES OF RANCHWOOD DRIVE FROM PARKWAY AVENUE TO A POINT SIXTY (60) FEET SOUTH OF PARKWAY AVENUE**

WHEREAS, the Township has received complaints regarding parking violations and viewing obstructions at the intersection of Ranchwood Drive and Parkway Avenue; and

WHEREAS, the safety concerns expressed to the Township can be alleviated by prohibiting parking at any time on Ranchwood Drive from Parkway Avenue to a point sixty (60) feet south of Parkway Avenue; and

WHEREAS, Chapter 225, Section 48 of the Township Code regulates streets on which parking is prohibited at anytime; and

WHEREAS, in the interest of safety and the expedition of traffic on public roadways, the Township is authorized to implement such traffic regulations under N.J.S.A. 39:4-8(b)(1), without requiring the approval of the Commissioner of Transportation of the State of New Jersey; 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 Article VIII Schedules, Chapter 225, VEHICLES AND TRAFFIC, Section 48, SCHEDULE I: NO PARKING ANYTIME, is hereby amended to read as follows:

In accordance with the provisions of § 225-5, no person shall park a vehicle at any time upon any of the following described streets or parts of streets:

Name of Street	Side	Location
Albans Avenue	Both	From 42 Dixmont to 2 Albans (All area indicated by yellow curbing)
Alley between Hammit Street and Roosevelt Street	Both	Entire length of alley
Armstrong Field Parking Lot	South	The areas on the southerly side of the parking lot easterly and westerly of the entrance to the parking lot from Green Lane, as shown on the plan attached to and made a part of this Schedule

Bakun Way	North	From Nancy Drive to Susan Drive
Bear Tavern Road	Northeast	From the southeast corner of Cardinal Drive to a point 60 feet southeast
Bear Tavern Road	West	From the northerly curbline of West Upper Ferry Road to a point 260 feet north thereof
Name of Street	Side	Location
Brae Burn Drive	North	From Pennington Road to a point 250 feet east of Pennington Road
Brae Burn Drive	South	From Pennington Road to Iowana Avenue
Buttonwood Drive	East	From Parkside Avenue to Somerset Street
Calhoun Street	West	From the northwest corner of Kirkbride Avenue to a point 600 feet north on Calhoun Street
Cambridge Hall Condominium	Both	Entire front drive from entrance radius to exit radius
Carlton Avenue	Both	From Scotch Road to Pennington Road
Central Avenue	North	From a point 50 feet west of Pennington Road
Central Avenue	South	From a point 100 feet west of Pennington Road to Pennington Road
Central Avenue	South	From a point 25 feet from the intersection of Central Avenue and Pennington Road west to the Shabakunk Creek Branch
Chelsea Avenue	East	From Parkway Avenue to Brookside Avenue
Columbia Avenue [Added 4-12-2005 by Ord. No. 05-13]	North	From the driveway of 2511 Columbia Avenue to a point 70 feet east toward 8th Avenue
Columbia Avenue [Added 4-12-2005 by Ord. No. 05-13]	South	From the intersection of Ninth Street and Columbia Avenue to a point 56 feet east of Ninth Street along the Prospect Heights Fire Company parking lot
Columbia Avenue [Added 4-12-2005 by Ord. No. 05-13]	South	From the sidewalk in front of 2512 Columbia Avenue to a point 45 feet east ending at Ninth Street
Delaware Avenue	Both	From a point 25 feet from the intersection of Delaware Avenue and River Road to a point 25 feet from

Name of Street	Side	Location
Dixmont Avenue	Both	the intersection of Delaware Avenue and High Acres Avenue
Duke Street	North	From 42 Dixmont to 2 Albans (All area indicated by yellow curbing)
Dunmore Avenue	West	From Peck Avenue to Lower Ferry Road
Dunmore Avenue [Added 4-17-2001 by Ord. No. 01-06]	East	From Parkway Avenue to a point 335 feet north of Parkway Avenue
Ewing Township Public High School; driveway adjacent to the school building	Both	From Parkway Avenue to a point 355 feet north of Parkway Avenue
Federal City Road	Both	From the beginning, on the easterly side of the school, along the front of the facility and around the westerly side of the end at the cafeteria area; all as shown on the plan attached to and made a part of this schedule
Glen Clair Drive	Both	From Ewingville Road to Bull Run Road
Glen Mawr Drive	East	From Shabakunk Creek Branch to Glen Mawr Drive
Grand Avenue	South	From Farrell Avenue to Glen Clair Drive
Graphics Drive [Added 11-22-2011 by Ord. No. 11-24]	West	From the railroad underpass to Upper Ferry Road
Ingham Avenue	North	From 7 Graphics Drive to 18 Graphics Drive
Kirkbride Avenue [Added 2-26-2013 by Ord. No. 13-04]	Both	From Calhoun Street to Kelsey Avenue
Lake Boulevard	Both	Entire length of street
Latona Avenue	East	From Pennington Road to Linwood Avenue
Lexington Avenue	—	From Parkway Avenue to Pingree Avenue
Linwood Avenue	Both	From Parkway Avenue to its terminus
Lower Ferry Road	Both	From Chauncey Avenue to a point approximately 200 feet south
Lower Ferry Road	East	From River Road to Hillside Avenue
Madison Avenue	Both	From Hillside Avenue to Upper Ferry Road
Mountain View Road	South	From Prospect Street to Ninth Street
		From Route 29 to High Acres Avenue

Municipal Field (lower parking lot)	West	The area on the westerly side of the parking lot as shown on the plan attached to and made a part of this schedule
Name of Street	Side	Location
Ninth Street	Both	From Columbia Avenue to Madison Avenue
North Olden Avenue Extension	Both	From Princeton Avenue to Parkway Avenue
Oregon Avenue	East	From a point 75 feet north of Somerset Street to a point 20 feet north thereof
Parkway Avenue	North	From Pennington Road to DeCou Avenue
Parkway Avenue	South	From Hillcrest Avenue to DeCou Avenue
Pennroad Avenue	South	From Pennington Road to a point 85 feet east thereof
Poland Street	South	Entire length of street
Property of Ewing Township Board of Education: the roadway which circles the area in front of the main entrance to Parkway Elementary School at 466 Parkway Avenue [Added 12-28-1999 by Ord. No. 99-19]	Inside and outside perimeter of circle	No parking any time along the entire length of the semicircle, both inside and outside radius of the curve, except within the designated parking spots. Loading and unloading of passengers pursuant to <u>N.J.S.A. 39:4-139</u> shall be permitted along the curbed area on the outside radius.
Prospect Street	East	From a point 100 feet south of Homestead Avenue
Railroad Avenue	East	From its intersecting curblines with Grand Avenue to a point 100 feet north thereof
Railroad Avenue	West	From its intersecting curblines with Grand Avenue to a point 240 feet north thereof
<u>Ranchwood Drive</u>	<u>Both</u>	<u>From Parkway Avenue to a point 60 feet south of Parkway Avenue</u>
Robbins Avenue	East	From Troy Avenue to its terminus
Scotch Road	Both	From Hopewell Township Line south to the intersection of Parkway Avenue
Somerset Street	North	A distance of 110 feet easterly from the intersection of Somerset Street and Route 31
Somerset Street	North	From Oregon Avenue to Woodland Avenue

Name of Street	Side	Location
Somerset Street	South	From 50 feet easterly from the intersection of Somerset Street and Route 31
Southard Street	North	From Calhoun Street to Roosevelt Street
Spruce Street	West	Arctic Parkway to Parkside Avenue
Stokes Avenue	Both	From Troy Avenue to its terminus
Summit Avenue	South	Beginning 35 feet from the easterly curblineline of Grand Avenue to a point 125 feet east therefrom
Theresa Street	North	Beginning 247 feet from the easterly curblineline of Stratford Avenue to a point 103 feet east therefrom
Theresa Street	North	Between Brandon Avenue and Dixfield Avenue
Theresa Street	North	From the westerly curblineline of Pennington Road to a point 150 feet west thereof
Theresa Street	South	From Lower Ferry Road to Pennington Road
West Upper Ferry Road	Both	From River Road to Hinckle Avenue
West Upper Ferry Road	North	From the easterly curblineline of Grand Avenue to a point 110 feet east thereof

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 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.

Adopted:

Ms. Keyes-Maloney made a motion to open the Public Hearing, seconded by Mr. Schroth. It was agreed by unanimous voice vote. No members of the Public were present. Ms. Wollert made a motion to close the Public Hearing, seconded by Ms. Steward. It was agreed by unanimous voice vote. Ms. Keyes-Maloney then moved the Ordinance, seconded by Mr. Schroth. President Baxter asked for a roll call.

ROLL CALL

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

NEW BUSINESS

1. The Deputy Clerk read (Resolution #19R-109) A RESOLUTION OF THE TOWNSHIP OF EWING AUTHORIZING THE PURCHASE OF ENERGY GENERATION SERVICES

President Baxter said that the Business Administrator just informed Council about the bidding process. The Township is good for fourteen months.

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

ROLL CALL

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

2. The Deputy Clerk read (Resolution #19R-110) A RESOLUTION AMENDING THE TOWNSHIP OF EWING PERSONNEL POLICY AND PROCEDURE MANUAL & HANDBOOK, SECTION 1.7, DRUGS AND ALCOHOL POLICY

President Baxter said that this will be the addition of medical marijuana.

There were no questions or comments from Council. No members of the Public were present. Mr. Schroth then moved the Resolution, seconded by Ms. Steward. President Baxter called for a roll call.

ROLL CALL

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

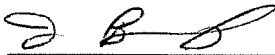
The above referenced New Business Resolutions are available in the Clerk's Office in the 2019 Resolution Book Number Two.

CLOSED SESSION

(None for this Meeting)

ADJOURNMENT

There being no further business President Baxter asked for a motion to adjourn. Ms. Keyes-Maloney so moved seconded by Ms. Steward. It was agreed by unanimous voice vote. The meeting was adjourned at 7:12 p.m.



Kevin Baxter, President



Susan Bate, Deputy Municipal Clerk