

**MEETING TO BE BROADCAST ON COMCAST CHANNEL 27
AND VERIZON CHANNELS 41 AND 42**

**AGENDA FOR THE REGULAR BUSINESS MEETING
OF THE COUNCIL OF WEST WINDSOR TOWNSHIP
271 CLARKSVILLE ROAD
TO THE EXTENT KNOWN**

March 12, 2018

The Business Session will begin promptly after the close of the adequately noticed
Closed Session

1. Call to Order
2. Statement of Adequate Notice – January 5, 2018 to The Times and the Princeton Packet. Closed Session was noticed on March 8, 2018 to the Princeton Packet and The Times.
3. Salute to the Flag
4. Ceremonial Matters and/or Topic for Priority Consideration
Presentation By Tasneem Sultan on La Convivencia
5. Public Comment: (30 minutes comment period; 3-minute limit per person)
6. Administration Comments
7. Council Member Comments

8. Chair/Clerk Comments

9. Public Hearings

2018-04 AN ORDINANCE AUTHORIZING THE ACQUISITION OF A TEMPORARY CONSTRUCTION EASEMENT FROM MICHAEL AND HALLE MADIA LOCATED AT BLOCK 5, LOT 30 – 71 CRANBURY ROAD - \$1,200.00

2018-05 CAPITAL ORDINANCE PROVIDING FOR THE ACQUISITION OF REAL PROPERTY KNOWN AS THE HALL PARCELS #3 & #4, BLOCK 33, LOTS 2.01 & 3, CONSISTING OF APPROXIMATELY 123.5 ACRES LOCATED AT 229 VILLAGE ROAD EAST AND OTHER RELATED EXPENSES IN THE TOWNSHIP OF WEST WINDSOR, COUNTY OF MERCER, STATE OF NEW JERSEY APPROPRIATING THE AMOUNT OF \$1,575,000.00

2018-06 CAPITAL ORDINANCE PROVIDING FOR THE ACQUISITION OF REAL PROPERTY KNOWN AS THE CENSONI PARCEL #96, BLOCK 15, LOT 1, CONSISTING OF APPROXIMATELY 16.9 ACRES LOCATED AT 250 CLARKSVILLE ROAD AND OTHER RELATED EXPENSES IN THE TOWNSHIP OF WEST WINDSOR, COUNTY OF MERCER, STATE OF NEW JERSEY APPROPRIATING THE AMOUNT OF \$695,000.00

2018-07 AN ORDINANCE AUTHORIZING THE ACQUISITION OF CERTAIN REAL PROPERTY KNOWN AS BLOCK 15, LOT 1 AS REFERENCED ON THE WEST WINDSOR TOWNSHIP TAX MAP AND CONSISTING OF APPROXIMATELY 16.9 ACRES LOCATED AT 250 CLARKSVILLE ROAD AND EXECUTION OF A PURCHASE AGREEMENT WITH CENSONI COMPANY LLC

2018-08 AN ORDINANCE CONVEYING BLOCK 10, LOT 108.01 FROM WEST WINDSOR TOWNSHIP TO PROJECT FREEDOM CONSITING OF 10 ACRES FOR \$1.00.00 – Old Bear Brook and Bear Brook Roads

10. Consent Agenda

A. Resolutions

B. Minutes

February 12, 2018 – Closed Session Minutes – as amended
February 12, 2018- Business Session Minutes – as amended

C. Bills & Claims

11. Items Removed from Consent Agenda

12. Recommendations from Administration and Council/Clerk

2018-R083 Authorizing the Budget Transfer to Provide Funds into Board of Health Salaries and Wages Budget \$20,000.00 and the Senior Citizen Center Salaries and Wages Budget \$2,000.00 **(2/3 vote of majority of full membership required)**

2018-R084 Authorizing 2018 Emergency Temporary Appropriations **(2/3 vote of majority of full membership required)**

2018-R085 Authorizing Jill Swanson Health Officer to Execute a Two Year Affiliation Agreement with Mercer County Community College for a Partnership for Clinical Nursing Opportunities

2018-R086 Authorizing the Mayor and Clerk to Execute a Contract with Sunset Creations, Inc. for EAB Management, Street Tree Replacement, Y2-1 - \$41,870.00

2018-R087 Authorizing a Reduction for Performance Guarantees for Private Site Improvements (Bond #1143961) for the Project Known as 3515 US Route 1, LLC aka Princeton Car Wash (ZB15-07)

2018-R088 Authorizing the Mayor and Clerk to Execute a Professional Services Agreement with Roberts Engineering Group for the Project Known as Glenview Drive Road Improvements Project - \$24,425.00

2018-R089 Authorizing the Business Administrator to Purchase Hardware and Software for the Virtualization of the Police Division Network Infrastructure from Hewlett-Packard Enterprise Under the New Jersey State Contract M0483-40116 and M0003-89849 and through the New Jersey State Approved Coop MRESCNJ 15/16-11- \$50,549.40

2018-R090 Authorizing the Mayor and Clerk to Execute a Professional Services Agreement with All Covered IT Services for the Virtualization of the Police Division Network through the New Jersey State Approved COOP ESCNJ/AEPA 17-B - \$30,542.00

13. Introduction of Ordinances

2018-09 ORDINANCE AUTHORIZING THE ACQUISITION OF RIGHT-OF-WAY FROM THE HUNTER FAMILY REAL ESTATE TRUST LOCATED AT BLOCK 16.12, LOT 23 – 18 North Post Road - \$18,000.00

PUBLIC HEARING: March 26, 2018

2018-10 AN ORDINANCE TO AMEND AND SUPPLEMENT THE CODE OF THE TOWNSHIP OF WEST WINDSOR (1999) AMENDING THE REDEVELOPMENT PLAN REGULATING PROVISIONS IN THE RP-5 ZONING DISTRICT OF THE PRINCETON JUNCTION REDEVELOPMENT PLAN CHAPTER 200 OF THE CODE OF THE TOWNSHIP OF WEST WINDSOR

PUBLIC HEARING: March 26, 2018

2018-11 AN ORDINANCE TO AMEND AND SUPPLEMENT THE CODE OF THE TOWNSHIP OF WEST WINDSOR (1999) AN ORDINANCE AMENDING THE REDEVELOPMENT PLAN FOR PRINCETON JUNCTION BY CLARIFYING PROVISIONS PERTAINING TO DISTRICT RP-5

PUBLIC HEARING: March 26, 2018

14. Additional Public Comment (three-minute limit per person)

15. Council Reports/Discussion/New Business

SUPPORTING RESOLUTION OPPOSING U.S. SENATE BILL 446 AND SUPPORTING GUN CONTROL LEGISLATION PENDING IN THE NEW JERSEY LEGISLATURE

16. Administration Updates

17. Closed Session (Room C if needed)

18. Adjournment

2018-04

TOWNSHIP OF WEST WINDSOR
ORDINANCE AUTHORIZING THE ACQUISITION OF
A TEMPORARY CONSTRUCTION EASEMENT
FROM MICHAEL AND HALLE MADIA
LOCATED AT BLOCK 5, LOT 30 - 71 CRANBURY ROAD

WHEREAS, the Township of West Windsor has determined that it is necessary to acquire an easement on certain real property owned by Michael and Halle Madia (Sellers) located at Block 5, Lot 30 (#71 Cranbury Road) in the Township of West Windsor, Mercer County, NJ for the purpose of constructing sidewalk improvements to be utilized for the purpose of public mobility; and

WHEREAS, the Sellers are willing to grant such a Temporary Construction Easement; and

WHEREAS, the Township and Sellers have agreed upon fair compensation for the easement; and

WHEREAS, the Local Lands and Buildings Law, *N.J.S.A. 40A:12-1 et. seq.*, requires that an Ordinance be adopted permitting the Township to acquire the Temporary Construction Easement.

NOW, THEREFORE BE IT ORDAINED, by the Township Council of the Township of West Windsor, Mercer County, NJ as follows:

- (1) The Township wishes to acquire a Temporary Construction Easement on certain real property owned by Michael and Halle Madia (Sellers) located at Block 5, Lot 30 (#71 Cranbury Road) in the Township of West Windsor, Mercer County, NJ for the purpose of constructing sidewalk improvements to be utilized for the purpose of public mobility for the purchase price of One Thousand Two Hundred Dollars (\$1,200.00).
- (2) The Mayor and Clerk are hereby authorized and directed to acquire and accept the Temporary Construction Easement from the Seller for the acquisition of said easement upon final passage, approval and publication of said ordinance according to law.

Section 2. This ordinance shall take effect twenty days after action or inaction by the Mayor as provided by law or an override of a mayoral veto by the Council, whichever is applicable; and upon publication according to law.

INTRODUCTION: February 26, 2018

PUBLIC HEARING:

ADOPTION:

MAYOR APPROVAL:

EFFECTIVE DATE:

ORDINANCE 2018-05
TOWNSHIP OF WEST WINDSOR

CAPITAL ORDINANCE PROVIDING FOR THE ACQUISITION OF REAL PROPERTY KNOWN AS THE HALL PARCELS #3 & #4, BLOCK 33, LOTS 2.01 & 3, CONSISTING OF APPROXIMATELY 123.5 ACRES LOCATED AT 229 VILLAGE ROAD EAST AND OTHER RELATED EXPENSES IN THE TOWNSHIP OF WEST WINDSOR, COUNTY OF MERCER, STATE OF NEW JERSEY APPROPRIATING THE AMOUNT OF \$1,575,000

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST WINDSOR, COUNTY OF MERCER, STATE OF NEW JERSEY, AS FOLLOWS:

SECTION 1. The acquisition described in Section 2 of this Capital Ordinance is hereby authorized to be undertaken by the Township of West Windsor, County of Mercer, State of New Jersey as an acquisition of real property. For the acquisition described in Section 2 there is hereby appropriated the sum of \$1,575,000.

SECTION 2. The description of the acquisition required is as follows:

CAPITAL ORDINANCE APPROPRIATION

Acquisition of Real Property known as the Hall Parcels #3 & #4, Block 33, Lots 2.01 & 3 located at 229 Village Road East consisting of approximately 123.5 acres and related expenses	\$ 1,575,000
---	--------------

TOTAL	\$ 1,575,000
-------	--------------

SECTION 3. The acquisition described in Section 2 of this Ordinance is financed as follows:

Funds are available in the Open Space and Recreation Trust Fund	\$ 1,575,000
---	--------------

TOTAL	\$ 1,575,000
-------	--------------

SECTION 4. This Ordinance shall take effect twenty (20) days after action or inaction by the Mayor as provided by law or an override of a mayoral veto by the Council, whichever is applicable. Publication shall be in accordance to law.

INTRODUCTION: February 26, 2018

PUBLIC HEARING:

ADOPTION:

MAYOR APPROVAL:

EFFECTIVE DATE:

ORDINANCE 2018-06
TOWNSHIP OF WEST WINDSOR

CAPITAL ORDINANCE PROVIDING FOR THE ACQUISITION OF REAL
PROPERTY KNOWN AS THE CENSONI PARCEL #96, BLOCK 15, LOT 1,
CONSISTING OF APPROXIMATELY 16.9 ACRES LOCATED AT 250
CLARKSVILLE ROAD AND OTHER RELATED EXPENSES IN THE TOWNSHIP
OF WEST WINDSOR, COUNTY OF MERCER, STATE OF NEW JERSEY
APPROPRIATING THE AMOUNT OF \$695,000

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST
WINDSOR, COUNTY OF MERCER, STATE OF NEW JERSEY, AS FOLLOWS:

SECTION 1. The acquisition described in Section 2 of this Capital Ordinance is hereby authorized to be undertaken by the Township of West Windsor, County of Mercer, State of New Jersey as an acquisition of real property. For the acquisition described in Section 2 there is hereby appropriated the sum of \$695,000.

SECTION 2. The description of the acquisition required is as follows:

CAPITAL ORDINANCE APPROPRIATION

Acquisition of Real Property known as the Censoni Parcels #96, Block 15,
Lot 1 located at 250 Clarksville Road consisting of approximately 16.9
acres and related expenses

\$ 695,000

TOTAL

\$ 695,000

SECTION 3. The acquisition described in Section 2 of this Ordinance is financed as follows:

Funds are available in the Open Space and
Recreation Trust Fund

\$ 695,000

TOTAL

\$ 695,000

SECTION 4. This Ordinance shall take effect twenty (20) days after action or inaction by the Mayor as provided by law or an override of a mayoral veto by the Council, whichever is applicable. Publication shall be in accordance to law.

INTRODUCTION: February 26, 2018

PUBLIC HEARING:

ADOPTION:

MAYOR APPROVAL:

EFFECTIVE DATE:

ORDINANCE 2018 - 07

**TOWNSHIP OF WEST WINDSOR
MERCER COUNTY, NEW JERSEY**

**AN ORDINANCE AUTHORIZING THE ACQUISITION OF CERTAIN REAL PROPERTY
KNOWN AS BLOCK 15, LOT 1 AS REFERENCED ON THE WEST WINDSOR TOWNSHIP
TAX MAP AND CONSISTING OF APPROXIMATELY
16.9 ACRES LOCATED AT
250 CLARKSVILLE ROAD AND EXECUTION OF A PURCHASE AGREEMENT WITH
CENSONI COMPANY LLC**

WHEREAS, the Township Council of the Township of West Windsor has determined that it wishes to acquire certain real property (16.9 acres) known as Block 15, Lot 1, as referenced on the tax map of the Township of West Windsor and located at 250 Clarksville Road (“the Property”) owned by Censoni Company LLC (“the Seller”); and

WHEREAS, the Township Council has determined that the Property is well suited for open space preservation and related recreation use as identified on the Open Space Recreation Plan Element of the West Windsor Township Master Plan; and

WHEREAS, the Township and the Seller wish to enter into a contract to accomplish the acquisition of the Property by the Township; and

WHEREAS, the Local Lands and Buildings Law, *N.J.S.A. 40A:12-1 et. seq.* requires that an ordinance be adopted permitting the Township to acquire the Property; and

WHEREAS, the Township has determined that the funding for the acquisition will be provided through open space tax monies;

NOW THEREFORE BE IT ORDAINED, by the Township Council of the Township of West Windsor, Mercer County, NJ as follows:

- (1) The Township wishes to acquire certain real property owned by Censoni Company LLC, being known as Block 15, Lot 1 as referenced on the West Windsor Township tax map for the purchase price of Six Hundred Fifty Thousand Dollars (\$650,000.00); and
- (2) The Mayor and Clerk are authorized to execute on behalf of the Township a purchase agreement with Censoni Company LLC attached hereto as Exhibit A for the acquisition of the subject property and are further authorized to execute all related closing documents; and
- (3) This Ordinance shall be in force after action or inaction by the Mayor as provided by law or an override of mayoral veto by the Council, whichever is applicable. Publication will be according to law.

Introduction: February 26, 2018
Public Hearing:
Adoption:
Mayor's Approval
Effective Date:

ORDINANCE 2018-08

**AN ORDINANCE TO AMEND AND SUPPLEMENT
THE CODE OF THE TOWNSHIP OF WEST WINDSOR (1999)**

AN ORDINANCE CONVEYING BLOCK 10, LOT 108.01

BE IT ORDAINED by the Township Council of the Township of West Windsor, County of Mercer, State of New Jersey, as follows:

WHEREAS, the Township is the owner of a 10 acre parcel located in the Township and identified on the Tax Map as Block 10, Lot 108.01; and

WHEREAS, such property was conveyed to the Township by Maneely Princeton, LLC in conjunction with the approval of a development application filed by Toll Brothers for a mixed use development on Bear Brook and Old Bear Brook Road; and

WHEREAS, the 10 acres were thereafter to be conveyed to Project Freedom, Inc. or another affordable housing provider for the provision of affordable housing on the property; and

WHEREAS, on February 27, 2016 the Township entered into an Option Agreement with Project Freedom, Inc. by virtue of which Project Freedom was granted an option to acquire the property for \$1.00; and

WHEREAS, Project Freedom has notified the Township that it wishes to exercise its option; and

WHEREAS, the Local Lands and Buildings Law, *N.J.S.A. 40A:12-1 et seq.* requires that an ordinance be adopted authorizing the Township to convey municipally-owned property.

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of West Windsor, Mercer County, New Jersey as follows:

- (1) The Mayor and Clerk are authorized and directed to execute a deed and such ancillary papers as are necessary to convey Block 10, Lot 108.01 to Project Freedom, Inc.

- (2) This Ordinance shall be in force after action or inaction by the Mayor as provided by law or an override of mayoral veto by the Council, whichever is applicable. Publication shall be according to law.

Introduction: February 26, 2018

Public Hearing:

Adoption:

Mayor's Approval:

Effective Date:

2018-09

TOWNSHIP OF WEST WINDSOR
ORDINANCE AUTHORIZING THE ACQUISITION OF
RIGHT-OF-WAY FROM
THE HUNTER FAMILY REAL ESTATE TRUST
LOCATED AT BLOCK 16.12, LOT 23

WHEREAS, the Township of West Windsor has determined that it is necessary to acquire Right-of-Way on certain real property owned by the Hunter Family Real Estate Trust (Sellers) located at Block 16.12, Lot 23 (#18 North Post Road) in the Township of West Windsor, Mercer County, NJ for the purpose of constructing certain roadway improvements; and

WHEREAS, the Seller is willing to dedicate such Right-of-Way; and

WHEREAS, the Township and Seller have agreed upon fair compensation for the Right-of-Way; and

WHEREAS, the Local Lands and Buildings Law, *N.J.S.A. 40A:12-1 et. seq.*, requires that an Ordinance be adopted permitting the Township to acquire the Right-of-Way.

NOW, THEREFORE BE IT ORDAINED, by the Township Council of the Township of West Windsor, Mercer County, NJ as follows:

- (1) The Township wishes to acquire Right-of-Way on certain real property owned by the Hunter Family Real Estate Trust (Sellers) located at Block 16.12, Lot 23 (#18 North Post Road) in the Township of West Windsor, Mercer County, NJ for the purpose of constructing certain roadway improvements for the purchase price of Eighteen Thousand Dollars (\$18,000.00).
- (2) The Mayor and Clerk are hereby authorized and directed to acquire and accept the Deed of Dedication of Right-of-Way from the Seller for the acquisition of said right-of-way upon final passage, approval and publication of said ordinance according to law.

Section 2. This ordinance shall take effect twenty days after action or inaction by the Mayor as provided by law or an override of a mayoral veto by the Council, whichever is applicable; and upon publication according to law.

INTRODUCTION: March 12, 2018
PUBLIC HEARING:
ADOPTION:
MAYOR APPROVAL:
EFFECTIVE DATE:

ORDINANCE 2018-10

**AN ORDINANCE TO AMEND AND SUPPLEMENT
THE CODE OF THE TOWNSHIP OF WEST WINDSOR (1999) CHAPTER 200 LAND
USE, PART 4, ZONING, ARTICLE XXXIV, LAND USE CONTROLS, SECTION 200-
264, RP-5 DISTRICT, SUBSECTION A(2)(B)[3] CLARIFYING DISTRICT RP-5
REGULATIONS**

BE IT ORDAINED by the Township Council of the Township of West Windsor, County of Mercer, State of New Jersey, as follows:

Section 1. Chapter 200 of the Code of the Township of West Windsor (1999), Land Use, Part 4, Zoning, Article XXXIV, Land Use Controls, Section 200-264, RP-5 District, Subsection A(2)(b)[3] is amended to read as follows. Added text is underlined, and text being eliminated is in brackets.

- [3] Pursuant to N.J.S.A. 40:55D-68, the existing use/structure as of the date of the adoption of this ordinance may be continued indefinitely in the absence of any changes to the building, site, intensification of use or abandonment of the uses in existence at the time of adoption of this ordinance. The property owner shall have no obligation [n] to allow the Township to use a portion of the site for storm water management and wetlands mitigation unless and until the property owner files an application with the West Windsor Planning Board, seeking approval of a planned development pursuant to Section 200-264A(2)(a) or to expand the existing building in accordance with Section 200-264A(2)(b)[1]. The property owner may sublease a portion of its property for any of the uses permitted by Section 200-26[0]4(A)(2)[(b)] without incurring an obligation to allow the Township to use a portion of the site for storm water management and wetlands mitigation[, provided the use under the sublease does not require the issuance of any construction permits].

Section 2. This ordinance shall be in force after action or inaction by the Mayor as provided by law or an override of mayoral veto by the Council, whichever is applicable, and publication according to law.

Introduction: March 12, 2018

Public Hearing:

Adoption:

Mayor's Approval:

Effective Date:

ORDINANCE 2018-11

**AN ORDINANCE TO AMEND AND SUPPLEMENT
THE CODE OF THE TOWNSHIP OF WEST WINDSOR (1999)**

**AN ORDINANCE AMENDING THE REDEVELOPMENT PLAN FOR PRINCETON
JUNCTION BY CLARIFYING PROVISIONS PERTAINING TO DISTRICT RP-5**

WHEREAS, by Resolution adopted on December 19, 2005, the governing body of the Township of West Windsor (“the Township”) designated the properties consisting of Block 5, Lots 8.05, 14, 19, 20 and 78, and Block 6, Lots 6, 8- 12, 14, 16.01, 16.02, 17, 18, 27, 32, 33, 41, 44, 48, 54, 55.01, 57, 60, 64-70, 76, 78.01, 79.01, 84.01, 84.02, 84.03, and 88, and Block 6.20 Lots 20-22, 49, 73, 74, and 88, and Block 12.04, Lots 2, 10, 17, 18, 25, 26, and 27, and Block 13 Lots 1, 9-13 and Block 57, Lot 1, and Block 59, Lots 1-3, and Block 64, Lot 170.01 (collectively, the “Princeton Junction Redevelopment Area”) as an area in need of redevelopment under the New Jersey Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 *et seq.*; and

WHEREAS, by ordinance adopted on March 23, 2009, the Township adopted a redevelopment plan for the Princeton Junction Redevelopment Area entitled the “Township of West Windsor Redevelopment Plan for Princeton Junction” (the “Princeton Junction Redevelopment Plan”); and

WHEREAS, the Redevelopment Plan was subsequently the subject of four amendments; and

WHEREAS, one of the amendments provided for modifications to the District 5 regulations; and

WHEREAS, amendments clarifying the District 5 amendments have been prepared.

BE IT ORDAINED by the Township Council of the Township of West Windsor, County of Mercer, State of New Jersey, as follows. Text being eliminated is in brackets.

Section 1. The Section entitled “RP-5 District use regulations” is amended by modifying subsection B(2)(c) as follows.

- (c) Pursuant to N.J.S.A. 40:55D-68, the existing use/structure as of the date of the adoption of this ordinance may be continued indefinitely in the absence of any changes to the building, site, intensification of use or abandonment of the uses in existence at the time of adoption of this

ordinance. The property owner shall have no obligation to allow the Township to use a portion of the site for storm water management and wetlands mitigation unless and until the property owner files an application with the West Windsor Planning Board seeking approval of a planned development pursuant to Subsection B(1) of this Section or to expand the existing building in accordance with Subsection B(2)(a) of this section. The property owner may sublease a portion of its property for any of the uses permitted by Subsection B[(2)] of this Section without incurring an obligation to allow the Township to use a portion of the site for storm water management and wetlands mitigation[, provided the use under the sublease does not require the issuance of any construction permits].

Section 2. This ordinance shall take effect twenty days after action or inaction by the Mayor as approved by law or an override of a mayoral vote by the Council, whichever is applicable; upon filing with the Mercer County Planning Board; and upon publication according to law.

INTRODUCTION: March 12, 2018

PUBLIC HEARING:

ADOPTION:

MAYORAL APPROVAL:

EFFECTIVE DATE:

TRANSFER RESOLUTION 2017 APPROPRIATIONS

WHEREAS, N.J.S.A. 40 A:4-59 provides for appropriation reserve transfers during the first three months of any fiscal year: and

WHEREAS, it has been determined that appropriations require additional funding to fulfill the purpose of said appropriations.

NOW, THEREFORE BE IT RESOLVED by the Township Council of West Windsor that the following transfers be made within the 2017 local municipal budget for the Township of West Windsor.

<u>TRANSFER FROM</u>		<u>TRANSFER TO</u>
<u>ACCOUNT NAME & NUMBER</u>	<u>AMOUNT</u>	<u>ACCOUNT NAME & NUMBER</u>
Administration S& W O.E. 105 04 101 A	\$ 20,000.00	Board of Health S & W O.E. 105 21 101 A
Administration S& W O.E. 105 04 101 A	\$ 2,000.00	Senior Citizen Center S& W O.E. 105 18 101 A
 TOTAL	 \$ 22,000.00	

Adopted: March 12, 2018

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 12th day of March, 2018.

Gay M. Huber
Deputy Township Clerk
West Windsor Township

EMERGENCY TEMPORARY RESOLUTION

WHEREAS, an emergent condition has arisen with respect to the ability of the Township of West Windsor to continue paying its employees and vendors; and

WHEREAS, the Township Council has not yet adopted the 2018 budget; and

WHEREAS, no adequate provision has been made in the 2018 temporary budget for the aforesaid purpose, and N.J.S. 40A:4-20 provides for the creation of an emergency temporary appropriation for the purpose above mentioned; and

WHEREAS, the total emergency temporary resolutions adopted in the year 2018 pursuant to the provisions of Chapter 96,P.L.1951 (N.J. S. 40A:4-20) including this resolution total \$9,120,329.27;

NOW, THEREFORE, BE IT RESOLVED (not less than two-thirds of all members thereof affirmatively concurring) that in accordance with N.J.S. 40A:4-20:

1. An emergency temporary appropriation be and the same is hereby made for:

CURRENT FUND TEMPORARY APPROPRIATIONS - 2018

	<u>S & W</u>	<u>O.E.</u>	<u>TOTAL</u>
1 Clerk & Governing Body	50,033.00	14,281.25	64,314.25
2 Elections	468.75	3,012.50	3,481.25
3 Council	6,176.25	1,562.50	7,738.75
4 Administration	99,140.75	52,862.50	152,003.25
5 Mayor	15,877.50	1,725.00	17,602.50
6 Financial Administration	118,296.00	2,000.00	120,296.00
7 Audit & Accounting Services		11,201.25	11,201.25
8 Data Processing		6,201.00	6,201.00
9 Assessment of Taxes	56,295.50	2,342.50	58,638.00
10 Collection of Taxes	30,639.00	5,437.50	36,076.50
12 Supplemental Fire Safety Program		2,241.00	2,241.00
13 Uniform Fire Code	27,236.50	714.50	27,951.00
14 Emergency Services	310,915.75	39,808.50	350,724.25
15 Princeton Jct. Vol. Fire Co.		13,750.00	13,750.00
16 West Windsor Vol. Fire Co. #1		13,750.00	13,750.00
18 Police	1,618,538.50	85,013.75	1,703,552.25
20 Animal Control		1,300.00	1,300.00
20 ILSA-East Windsor Township		6,000.00	6,000.00
21 Board of Health	128,836.00	14,487.50	143,323.50
22 Recreation	25,015.25	0.00	25,015.25
24 Senior Citizen Program	44,585.25	19,465.25	64,050.50
25 Affordable Housing	625.00	700.00	1,325.00
29 Community Development	6,370.50	250.00	6,620.50
30 General Engineering	67,857.50	15,532.50	83,390.00
33 Land Use	53,461.50	29,875.00	83,336.50

34	Planning Board		2,887.50	2,887.50
35	S.P.R.A.B.		250.00	250.00
36	Zoning Board		8,287.50	8,287.50
37	Environment Commission		762.50	762.50
38	Construction Official	308,628.50	9,500.00	318,128.50
40	Public Works	312,578.25	54,694.25	367,272.50
41	Snow Removal	0.00	0.00	0.00
42	Sewer System	108,542.00	27,937.50	136,479.50
43	Stony Brook Reg. Sewer Auth.		740,810.50	740,810.50
44	Facilities and Open Space		23,450.00	23,450.00
46	Legal Services & Costs		57,500.00	57,500.00
47	Municipal Prosecutor		7,500.00	7,500.00
48	Public Defender		4,190.00	4,190.00
50	Municipal Court	60,490.75	7,705.75	68,196.50
50	ILSA - Hopewell Township		300.00	300.00
51	Group Insurance		525,775.00	525,775.00
52	Other Insurance - Workers Comp		0.00	0.00
52	Other Insurance - Liability		0.00	0.00
53	Building & Grounds	42,723.50	38,943.75	81,667.25
54	Fire Hydrant Service		185,500.00	185,500.00
55	Postage		7,750.00	7,750.00
56	Utilities - Street Lighting		93,750.00	93,750.00
56	Utilities - Electric/Natural Gas		114,250.00	114,250.00
56	Utilities - Telephone and Telegraph		32,500.00	32,500.00
56	Utilities - Water		8,125.00	8,125.00
57	Gasoline		65,000.00	65,000.00
58	Refuse Collection - In Cap		521,775.00	521,775.00
58	Refuse Collection - Out of Cap		106,175.00	106,175.00
60	Extended Sick Leave	15,000.00		15,000.00
76	Social Security System		225,401.52	225,401.52
77	Public Employees Retirement System		818,900.00	818,900.00
78	Police & Firemen's Retirement System		1,504,288.00	1,504,288.00
	Defined Contribution Retirement			
79	System		2,500.00	2,500.00
72	Down Payment on Improvements		72,075.00	72,075.00
80	Payment of Bond Principal		0.00	0.00
82	Interest on Bonds		0.00	0.00
83	Interest on Notes		0.00	0.00
84	Green Trust Loan Program		0.00	0.00
	Total Temporary Operating Budget	3,508,331.50	5,611,997.77	9,120,329.27

SWIMMING POOL UTILITY TEMPORARY APPROPRIATIONS - 2018

	<u>S & W</u>	<u>O.E.</u>	<u>TOTAL</u>
Salary and Wages	52,000.00		52,000.00
Other Expenses		33,965.00	33,965.00
Statutory Expenses		4,169.25	4,169.25
	52,000.00	38,134.25	90,134.25

2. That said emergency temporary appropriations have been provided for in the 2018 budget under the aforementioned line items.
3. That one certified copy of this resolution be filed with the Director of Local Government Services.

Adopted: March 12, 2018

I, Gay M. Huber, Deputy Township Clerk of West Windsor Township, County of Mercer, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the West Windsor Township Council at a meeting of said Township Council on the 12th day of March 2018 and said resolution was adopted by not less than a two-thirds vote of the members of the West Windsor Township Council.

Gay M. Huber
Deputy Township Clerk
West Windsor Township

RESOLUTION

WHEREAS, Mercer County Community College is in need of clinical training opportunities for nursing students and is desirous of establishing an Affiliation Agreement; and

WHEREAS, West Windsor Township is desirous of renewing the Affiliation Agreement to include nursing students and faculty members in clinic functions administered by the Health Department: and

WHEREAS, an Affiliation Agreement has been drafted effectuating the intent of the parties.

NOW, THEREFORE, BE IT RESOLVED, the Health Officer Jill Swanson is hereby authorized to execute the Affiliation Agreement with Mercer County Community College for the purpose of establishing a partnership for clinical nursing opportunities in a public health setting.

Adopted: March 12, 2018

I hereby certify the above resolution was adopted by the West Windsor Township Council at their meeting held on the 12th day of March, 2018.

Gay M. Huber
Deputy Township Clerk
West Windsor Township

RESOLUTION

WHEREAS, the Township of West Windsor has determined the need for landscape maintenance for Municipal Ash trees in decline due to the emerald Ash Borer (EAB); and

WHEREAS, said contracts were put out to public bid seeking bids for the third phase (Y2-1) of this project, and said bids were opened on February 27, 2018; and

WHEREAS, eight contractors picked up bids and the Township received two bids from the following bidders:

<u>Contractor</u>	<u>Base Bid</u>
Sunset Creations	\$ 41,870.00
On Site Landscape	\$ 46,163.25

WHEREAS, the Township staff has reviewed all bids and determined that the lowest responsible bid was submitted by Sunset Creations, Inc.; and

WHEREAS, Certification of Funds has been received from the Chief Financial Officer and funds for said contract are available in the following line item appropriation accounts:

Traffic Safety Improvements (EAB Mgmt. Program) 405 2017 21 010 \$41,870.00

NOW, THEREFORE, BE IT RESOLVED, by the Township of West Windsor that the contract for the West Windsor EAB Management, Street Tree Replacement, Y2-1, be awarded to Sunset Creations, Inc., 355 Route 601, Belle Mead, NJ 08502, and the Mayor and Clerk are authorized to execute said contract.

NOW BE IT FURTHER RESOLVED, this contract is awarded pursuant to a fair and open process.

Adopted: March 12, 2018

I hereby certify that the above resolution was adopted by the Township Council of the Township of West Windsor at their meeting held on the 12th day of March 2018.

Gay M. Huber
Deputy Township Clerk
West Windsor Township

RESOLUTION

WHEREAS, 3515 US Route 1, LLC has made a request for a reduction of the current performance guarantees and cash posted for private site improvements in connection with construction associated with the project known as 3515 US Route 1, LLC a.k.a. Princeton Car Wash (ZB15-07); and

WHEREAS, the performance guarantees are currently at 100% of their original amounts; and

WHEREAS, the West Windsor Township Consulting Engineer for the project and the Township Landscape Architect, have recommended that the performance guarantees and cash for private site improvements be reduced to 30% of the original amounts, all in connection with construction associated with the project known as 3515 US Route 1, LLC a.k.a. Princeton Car Wash (ZB15-07), as follows:

Performance <u>Guarantee</u>	Original <u>Amount</u>	Date <u>Issued</u>	Current <u>Amount</u>	Recommended <u>Retainage*</u>
Bond 1143961	\$84,222.45	4/06/2017	\$ 84,222.45	\$25,267.00
Cash	\$ 9,358.05	4/11/2017	\$ 9,358.05	\$ 2,808.00

*Represents allowable 30% of the Original Amount permitted to be retained as per NJSA 40:55D-53e.

WHEREAS, the Township Engineer has reviewed the reports from the Consulting Engineer and the Township Landscape Architect and recommends that this action be approved by the Township Council.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of West Windsor, the following performance guarantees posted by 3515 US Route 1, LLC for private site improvements in connection with construction associated with the project known as 3515 US Route 1, LLC a.k.a. Princeton Car Wash (ZB15-07), be reduced, as follows:

Performance <u>Guarantee</u>	Original <u>Amount</u>	Date <u>Issued</u>	Current <u>Amount</u>	Recommended <u>Retainage*</u>
Bond 1143961	\$84,222.45	4/06/2017	\$ 84,222.45	\$25,267.00
Cash	\$ 9,358.05	4/11/2017	\$ 9,358.05	\$ 2,808.00

*Represents allowable 30% of the Original Amount permitted to be retained as per NJSA 40:55D-53e.

BE IT FURTHER RESOLVED, the making of such estimates of the bond reduction based thereon shall not be taken or construed as an approval of any work so estimated, even if any individual line item(s) shows 100% completion. Final acceptance does not occur until the release of all applicable bonds and guarantees.

ADOPTED: March 12, 2018

I hereby certify that the above Resolution was adopted by the West Windsor Township Council at their meeting held on the 12th day of March 2018.

Gay M. Huber
Deputy Township Clerk
West Windsor Township

RESOLUTION

WHEREAS, the Township of West Windsor has a need to acquire professional construction administration and observation services as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, Roberts Engineering Group has submitted a proposal dated February 5, 2018 indicating they will provide professional construction administration and observation services for the Glenview Drive Road Improvements Project for Twenty Four Thousand Four Hundred Twenty Five Dollars (\$24,425.00); and

WHEREAS, Roberts Engineering Group has indicated a performance period for the construction administration and observation services concurrent with the construction project; and

WHEREAS, the Township wishes to enter into an agreement with Roberts Engineering Group for the aforesaid services; and

WHEREAS, the total amount of the contract is Twenty Four Thousand Four Hundred Twenty Five Dollars (\$24,425.00); and

WHEREAS, Certification of Funds has been received from the Chief Financial Officer and funds for said contract are available in the following line item appropriation accounts:

Annual Residential Road Improvement Program	405-2016 09-005
\$24,425.00	

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Windsor as follows:

- (1) The Mayor and Clerk are hereby authorized to execute, on behalf of the Township a professional services agreement with Roberts Engineering Group, with a performance period concurrent with the construction project from the date of project initiation for construction administration and observation services, for an amount not to exceed Twenty Four Thousand Four Hundred Twenty Five Dollars (\$24,425.00).
- (2) The Agreement so authorized shall require the Provider to provide professional construction administration and observation services pursuant to its proposal dated February 5, 2018. The contract may be awarded without competitive bidding as authorized by the Local Public Contracts Law pursuant to N.J.S.A. 40A:11-5(1)(a) because the services are professional in nature.

- (3) A notice of this action shall be published in the newspaper used by the Township for legal publications as required by law within ten (10) days of its passage.
- (4) An executed copy of the Contract between the Township and Roberts Engineering Group and a copy of this Resolution, shall be on file and available for public inspection in the office of the Township Clerk.

Adopted: March 12, 2018

I hereby certify that the above Resolution was adopted by the West Windsor Township Council at their meeting held on the 12th day of March 2018.

Gay M. Huber
Deputy Township Clerk
West Windsor Township

RESOLUTION

WHEREAS, the Township of West Windsor, pursuant to N.J.S.A. 40A:11-12a and N.J.A.C. 5:34-7.29(c), may by resolution and without advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing Program for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of the Treasury; and

WHEREAS, the Township of West Windsor has the need on a timely basis to purchase technological goods or services utilizing State contracts; and

WHEREAS, the network infrastructure of the Police Department of the Township of West Windsor is in need of hardware upgrades; and

WHEREAS, CDW Government is an authorized vendor under NJ State Contracts M0483-40116 and M0003-89849, New Jersey Cisco NASPO ValuePoint (AR233 A87720) and the New Jersey State approved Coop MRESCNJ bid #15/16-11 for all hardware and software included in said project and

WHEREAS, the total cost of the services for this project are \$50,549.40 and the Chief Financial Officer has approved funding for the above from the following capital account:

405201506016	Police Acquisition of Office/Computer Equipment	\$ 13,127.66
405201609013	Police Acquisition of Office/Computer Equipment	\$ 37,421.74

NOW, THEREFORE, BE IT RESOLVED, that the Township Council authorizes the Business Administrator Marlena Schmid to purchase the above from CDW Government under NJ State Contracts M0483-40116 and M0003-89849, New Jersey Cisco NASPO ValuePoint (AR233 A87720) and the New Jersey State approved Coop MRESCNJ bid #15/16-11.

Adopted: March 12, 2018

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 12th day of March, 2018.

Gay M. Huber
Deputy Township Clerk
West Windsor Township

RESOLUTION

WHEREAS, the Township of West Windsor, pursuant to N.J.S.A. 40A:11-12a and N.J.A.C. 5:34-7.29(c), may by resolution and without advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing Program for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of the Treasury; and

WHEREAS, the Township of West Windsor has the need on a timely basis to purchase technological goods or services utilizing State contracts; and

WHEREAS, the network infrastructure of the Police Department of the Township of West Windsor is in need of multiple upgrades; and

WHEREAS, it is in the best interest of the Township on both a security and efficiency standpoint to build a virtual environment to house its servers; and

WHEREAS, All Covered IT Services from Konica Minolta has been awarded the New Jersey State approved cooperative purchasing agreement ESCNJ/AEPA 17-B for Services totaling \$28,142.00; and

WHEREAS, warranty services totaling \$2,400.00 that are not part of the New Jersey State approved cooperative purchasing agreement ESCNJ/AEPA 17-B for Professional Services Fee-Level 2 Engineer Services; and

WHEREAS, the total cost of the services for this project are \$30,542.00 and the Chief Financial Officer has approved funding for the above from the following capital account:

405201609013	Police Acquisition of Office/Computer Equipment	\$ 30,542.00

NOW, THEREFORE, BE IT RESOLVED, that the Township Council authorizes the Business Administrator Marlena Schmid to purchase the above from All Covered IT Services from Konica Minolta under New Jersey State approved cooperative purchasing agreement ESCNJ/AEPA 17-B as well as associated warranty services.

Adopted: March 12, 2018

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 12th day of March, 2018.

Gay M. Huber
Deputy Township Clerk
West Windsor Township