

**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**

May 13, 2019

7:00 P.M.

1. Call to Order
2. Statement of Adequate Notice - January 11, 2019 to The Times and the Princeton Packet.
3. Salute to the Flag
4. Roll Call
5. Ceremonial Matters and/or Topic for Priority Consideration
6. 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
10. Consent Agenda
 - A. Resolutions
 - B. Minutes
 - C. Bills & Claims
11. Items Removed from Consent Agenda

12. Recommendations from Administration and Council/Clerk
 - 2019-R106 Authorizing the Mayor and Clerk to Execute a Contract with Earle Asphalt Company for the Reconstruction and Resurfacing of Portions of Deerfield Drive, Carnegie Center Drive, and Millbrook Drive - \$328,413.13
 - 2019-R107 Authorizing the Business Administrator to Execute an Authorization Letter to Crown Castle for Site Work (Trench) on Municipal Property (Block 10, Lot 11; Police Facility Cell Tower) to allow 5-G upgrades for Sprint
 - 2019-R108 Authorizing the Chief Financial Officer to Increase the Contract with Morton Salt, for 2918 by \$50,000.00 for a Total Not to Exceed of \$230,000.00
 - 2019-R109 Authorizing the Mayor and Clerk to Execute and Agreement with Westwinds Homeowners Association for Reimbursement of 2016 and 2017 Snow Removal Costs - Snow Trust (2016) \$796.46; Snow Trust (2017) \$1,058.80
 - 2019-R110 Authorizing the Mayor and Clerk to Execute a Memorandum of Understanding to accept the donation of the following equipment: one DJI M210 Drone and four DJI Mavic Enterprise Drones from the West Windsor PBA 271
 - 2019-R111 Requesting the Commissioner of the New Jersey Department of Transportation to Grant a Six Month Extension of Time for Award of the Project Known as Wallace Road Pedestrian Safety Improvement Project
 - 2019-R112 Supporting the New Jersey Department of Transportation's Plan for the Alexander Road Bridge Replacement Project over the Delaware & Raritan Canal
13. Introduction of Ordinances
14. Additional Public Comment (three-minute limit per person)

15. Council Reports/Discussion/New Business
16. Administration Updates
17. Closed Session
18. Adjournment

RESOLUTION

WHEREAS, the Township of West Windsor has determined the need to reconstruct and resurface portions of Deerfield Drive, Carnegie Center Drive, and Millbrook Drive within the Township; and

WHEREAS, said contracts were put out to public bid seeking bids for this project, and said bids were opened on Thursday, April 25, 2019; and

WHEREAS, the Township has received two (2) bids from the following bidders:

<u>Company</u>	<u>Base Bid</u>
Earle Asphalt Company	\$328,413.13
Jersey Construction Inc.	\$369,186.52

WHEREAS, the Township staff has reviewed all bids and determined that the lowest responsible and responsive bid, was submitted by Earle Asphalt Company; 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:

<u>Annual Residential Road Improvement Program</u>	<u>405-2016-09 005</u>	<u>\$18,949.82</u>
Account Title	Account Number	Amount
<u>Roadway Improvements</u>	<u>405-2017-21 008</u>	<u>\$64,917.99</u>
Account Title	Account Number	Amount
<u>Roadway Improvements</u>	<u>405-2018-15 012</u>	<u>\$244,545.32</u>
Account Title	Account Number	Amount

NOW, THEREFORE, BE IT RESOLVED, by the Township of West Windsor that the contract for the Reconstruction and Resurfacing of Portions of Deerfield Drive, Carnegie Center Drive, and Millbrook Drive Project be awarded to Earle Asphalt Company, P.O. Drawer 556, Farmingdale, NJ 07727 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: May 13, 2019

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 13th day of May 2019.

 Gay M. Huber
 Township Clerk
 West Windsor Township

RESOLUTION

WHEREAS, in June 2000, the Township Council approved a Land Lease Agreement and Communication Tower Agreement with Nassau Tower Holdings, LLC for a ten (10) year lease period with the option for two (2), ten (10) year renewals; and

WHEREAS, the Lessee, Crown Castle (formally known as Nassau Tower Holdings, LLC is currently operating under the first ten (10) year extension; and

WHEREAS, Crown Castle is seeking permission from West Windsor Township to allow Sprint, PCS (a Lessee on the municipal cell tower) to upgrade their equipment to accommodate a 5-G network; and

WHEREAS, Sprint, PCS, is eager to better serve the public and minimize the amount of cell towers in an area where the Municipal Call Tower currently exists; and

WHEREAS, the Lessee (Sprint, PCS) plans to modify their equipment by installing underground utilities from Everett Drive to the Municipal Cell Tower on Block 10, Lot 11 (Police Facility); and

WHEREAS, it would be in the best interest for West Windsor Township to allow Sprint, PCS to install such upgrades.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Windsor, County of Mercer, State of New Jersey, to authorize the Mayor and/or Township Business Administrator to execute the authorization letter dated February 12, 2019 from Crown Castle.

Adopted May 13, 2019.

I hereby certify that the above Resolution was adopted by the West Windsor Township Council at their meeting held on the 13th day of May 2019.

Gay M. Huber
Township Clerk
West Windsor Township

RESOLUTION

WHEREAS, the Township of West Windsor Council entered into an agreement with Morton Salt as per Resolution 2018-R123 on May 7, 2018 for supply of rock salt and the County of Mercer, acting as Lead Agent for the Mercer County Cooperative Contract Purchasing System CK09MERCER2017-23, legally advertised for supply of rock salt, and on November 29, 2017 received sealed bids; and

WHEREAS, the Chief Financial Officer has certified that funds will be available in the following account for 2018 and 2019 subject to the adoption of the Municipal Budget:

Snow Removal – Salt and Sand 2018	105-41-340	\$ 59,298.21
Snow Removal – Salt and Sand 2019	105-41-340	\$ 50,000.00
Storm Recovery Trust Fund	121407	\$ 70,701.79
	Total	\$180,000.00

WHEREAS, the Chief Financial Officer has certified that funds will be available in the following account for 2019 subject to the adoption of the Municipal Budget:

Snow Removal – Salt and Sand 2019	105-41-340	\$ 50,000.00
	Total	\$ 50,000.00

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Windsor that the Chief Financial Officer is hereby authorized to increase the contract amount to date by \$50,000.00 with Morton Salt to a revised contract amount of \$230,000.00.

Adopted: May 13, 2019

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 13th day of May, 2019.

Gay M. Huber
 Township Clerk
 West Windsor Township

RESOLUTION

WHEREAS, C.299 of P.L. 1989 (NJSA 40:67-23.2 et seq.) establishes a policy and schedule of the reimbursement of costs for refuse and recycling collection and disposal, snow removal and street lighting costs incurred by qualified private communities as defined by the law; and

WHEREAS, WestWinds Homeowners Association qualifies as such community; and

WHEREAS, the Township of West Windsor has agreed to reimburse the above mentioned Condominium and Homeowners for snow removal costs for 2016 and 2017;

WHEREAS, funds are available as evidenced by the Chief Financial Officer’s certification of funds;

WestWinds Homeowners Association		
Snow Trust - 2016	121407	\$ 796.46
Snow Trust - 2017	121407	<u>\$ 1,058.80</u>
Total		<u>\$ 1,855.26</u>

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Windsor, County of Mercer, and State of New Jersey that the Mayor and Township Clerk are hereby authorized to execute agreement with this Association to reimburse them for certain snow removal costs pursuant of NJSA 40:67-23.2 ET. Seq. in the following amounts.

WestWinds Homeowners Association		
Snow Trust - 2016	121407	\$ 796.46
Snow Trust - 2017	121407	<u>\$ 1,058.80</u>
Total		<u>\$ 1,855.26</u>

Adopted: May 13, 2019

I hereby certify that the above Resolution was adopted by the West Windsor Township Council at their meeting held on the 13th day of May, 2019.

Gay M. Huber
 Township Clerk
 West Windsor Township

RESOLUTION

WHEREAS, the West Windsor PBA 271 has four DJI Mavic Enterprise drones and one DJI M210 drone it wishes to make available to the Township of West Windsor; and

WHEREAS, the drones are new and carry the full manufacturer warranty; and

WHEREAS, the West Windsor PBA 271 is willing to transfer ownership of these drones to the Township of West Windsor for police use with the understanding and acknowledgement that the drones have not been inspected and certified by the West Windsor PBA 271; and

WHEREAS, the Township of West Windsor assumes responsibility and liability, licensing, operation, certification and maintenance of the drones; and

WHEREAS, the Township of West Windsor has agreed to assume responsibility, defend, hold harmless and indemnify the West Windsor PBA 271 for any and all liability for any personal injuries, property damage and/or damage to other vehicles caused by or related to the transfer of ownership of these drones to the Township of West Windsor for the use, possession and control of said drones;

NOW THEREFORE, BE IT RESOLVED that the Township Council of the Township of West Windsor accepts the donation of the four DJI Mavic Enterprise drones and the one DJI M210 drone "AS IS" Condition; and

BE IT FURTHER RESOLVED that the Township Council does hereby authorize the Mayor and Clerk to execute Memorandum of Understanding and all documents necessary to effectuate the donation of the drones from the West Windsor PBA 271.

Adopted: May 13, 2019

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 13th day of May, 2019.

Gay M. Huber
Township Clerk
West Windsor Township

RESOLUTION

WHEREAS, the Township of West Windsor was awarded a Local Aid Grant from the New Jersey Department of Transportation (NJDOT) from Transit Villages 2017 for a project known as “Wallace Road Pedestrian Safety Improvement Project”; and

WHEREAS, under the NJDOT executed agreement guidelines, an extension of time must be requested if a construction contract is not awarded by May 30, 2019; and

WHEREAS, due to unanticipated delays the Township was only able to award a design services consultant contract for Wallace Road Pedestrian Safety Improvement Project in March of 2019; and

WHEREAS, The Township Engineer recommends that a six (6) month time extension be requested from the New Jersey Department of Transportation (NJDOT) for the Township to award a construction contract for the project.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of West Windsor, County of Mercer, State of New Jersey does hereby request the Commissioner of the New Jersey Department of Transportation (NJDOT) grant a time extension for the award of a construction contract for the project known as “Wallace Road Pedestrian Safety Improvement Project” for six (6) months.

Adopted: May 13, 2019

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 13th day of May 2019.

Gay M. Huber
Township Clerk
West Windsor Township

RESOLUTION

WHEREAS, Alexander Road (Alexander Street in the Municipality of Princeton) serves as an important, integral transportation corridor for the Township of West Windsor and the surrounding municipalities due to its connection to US Route 1 and to the Princeton Junction Train Station; and

WHEREAS, the County of Mercer has informed the Township of their plans to replace two structurally deficient bridges on Alexander Street near the West Windsor border beginning later this year; and

WHEREAS, New Jersey Department of Transportation (“NJDOT”) has informed the Township of West Windsor of their plan to replace the structurally deficient Alexander Road Bridge over the Delaware and Raritan Canal (“Plan”) located at the West Windsor border; and

WHEREAS, NJDOT, to their credit, has agreed to adjust the schedule and funding for their project so as to allow the phasing and timing of their project to coincide with Mercer County’s project in a concerted effort to minimize the duration of problems with circulation and traffic congestion that will be caused by the closure of Alexander Road for both projects; and

WHEREAS, the Mayor and Township Council are in agreement with the Plan by NJDOT and support the NJDOT to replace the structurally deficient Alexander Road Bridge over the Delaware and Raritan Canal, the timing of which is to coincide with Mercer County’s project, to the extent practicable.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Township Council of the Township of West Windsor Township, support and endorse the NJDOT Plan to replace the structurally deficient Alexander Road Bridge over the Delaware and Raritan Canal.

ADOPTED: May 13, 2019

I hereby certify that the above Resolution was adopted by the West Windsor Township Council at their meeting held on the 13th of May 2019.

Gay M. Huber
Township Clerk
West Windsor Township