

**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 11, 2020

5:00 P.M.

1. Call to Order
2. Roll Call
3. Statement of Adequate Notice - January 10, 2020 to The Times and the Princeton Packet. Notice of time change was sent to the Times and the Princeton Packet of May 4, 2020.
4. Salute to the Flag
5. Ceremonial Matters and/or Topic for Priority Consideration
6. Public Comment: (30 minutes comment period; 3-minute limit per person)
7. Administration Comments
8. Council Member Comments
9. Chair/Clerk Comments
10. Public Hearings

2020-10 AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET
APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK

2020 Municipal Budget

2020-11 AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 82
"FEES" SECTION 82-4 CONSTRUCTION FEES; and
SECTION 82-5 ELECTRICAL SUB-CODE FEES IN
ACCORDANCE WITH STATE REVISIONS FOR AGRICULTURAL
AND BIG BOX BUILDING FEES AND SUBCODE
RESPONSIBILITIES

11. Consent Agenda

A. Resolutions

B. Minutes

March 4, 2020 - Budget Session #1 - as amended
March 5, 2020 - Budget Session #2
March 5 - Closed Session
April 6, 2020 - Business Session - as amended

C. Bills & Claims

12. Items Removed from Consent Agenda

13. Recommendations from Administration and Council/Clerk

2020-R109 Authorizing the Business Administrator to
Purchase Tablets, Peripherals and Services from
Transource Services Corporation for the Police
Division K-9 Officers - \$1,527.30

2020-R110 Establishing a Storm Recovery Reserve in
Accordance With Local Financial Notice 2020-06
And N.J.S.A. 40A:4-62.1

2020-R111 Authorizing the Mayor and Clerk to Execute
Amendment #1 with Roberts Engineering Group for
Additional Regrading for a Raised Intersection
and Crosswalk at Alexander Road and Scott Avenue
- \$5,000.00

14. Introduction of Ordinances

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

16. Council Reports/Discussion/New Business

17. Administration Updates

18. Closed Session

19. Adjournment

2020-10

TOWNSHIP OF WEST WINDSOR

COUNTY OF MERCER

CALENDAR YEAR 2020

ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS
AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.5 percent unless authorized by ordinance to increase it to 3.5 percent over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5 percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Township Council of the Township of West Windsor in the County of Mercer finds it advisable to increase its CY 2020 budget by up to 3.5 percent over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Township Council hereby determines that a 1.0 percent increase in the budget for said year, amounting to \$300,269.28 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS the Township Council hereby determines that any amount authorized herein above that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Township Council of the Township of West Windsor, in the County of Mercer, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2020 budget year, the final appropriations of the Township of West Windsor shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.50 percent, amounting to \$1,050,942.48 and that the CY 2020 municipal budget for the Township of West Windsor be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any amount authorized herein above that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, is filed with said Director within 5 days after such adoption.

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: April 6, 2020
Public Hearing: May 11, 2020
Adoption:
Mayor's Approval:
Effective Date:

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 82 “FEES” SECTION 82-4 CONSTRUCTION FEES AND SECTION 82-5 – ELECTRICAL SUBCODE FEES OF THE CODE OF THE TOWNSHIP OF WEST WINDSOR

WHEREAS the Township of West Windsor adopted Chapter 82 of the Code of the Township of West Windsor (“Code”) establishing fees; and

WHEREAS, the Township performs a number of public services at substantial cost to the Township taxpayers, and

WHEREAS, the Construction Official has reviewed and requests the following changes be approved by the Township Council.

NOW, THEREFORE BE IT ORDAINED by the Township Council of the Township of West Windsor, County of Mercer, State of New Jersey that the following changes be made:

§ 82-4 Construction fees.

A. Construction fees shall be as follows:

Use Group	Fee
E	Volume x .04
A-1	Volume x .04
A-2	Volume x .04
A-3	Volume x .04
A-4	Volume x .04
A-5	Volume x .04
I-1	Volume x .04
I-2	Volume x .04
I-3	Volume x .04
I-4	Volume x .04
R-1	Volume x .04
R-2	Volume x .04
R-3	Volume x .04
R-4	Volume x .04
R-5	Volume x .04
H	Volume x .04
F-1	Volume x .04

Use Group	Fee
F-2	Volume x .04
B	Volume x .04
M	Volume x .04
S-1	Volume x .03 – <u>Large open volume buildings – See Section E</u>
<u>S-1 Commercial Farm Buildings</u>	<u>Volume x.01 – Not to exceed \$1800.00 – See Section E</u>
S-2	Volume x .03 – <u>Large open volume buildings – See Section E</u>
<u>S-2 Commercial Farm Buildings</u>	<u>Volume x .01 – Not to exceed \$1800.00 – See Section E</u>
U	Volume x .04

- B. Building addition: addition cubic content times unit rate equals building fee.
- C. Alterations, renovations, repairs and minor work: estimated cost per thousand times \$35. The applicant shall submit to the Division of Code Enforcement cost data by a licensed architect or engineer, qualified estimating firm or by contractor bid. The Division of Code Enforcement shall review the estimated construction cost for acceptance.
- D. Additions and renovations, alterations or repairs: combination of rates provided in Subsections B and C.
- E. For purposes of calculating the volume to determine the fee for large, open-volume, single story spaces in buildings, such as barns, silos, greenhouses, warehouses, distribution centers, and other agricultural and storage-use occupancies, the height shall be limited to 20 feet notwithstanding the fact that the actual height of the space may be greater than 20 feet.

[E]E. Use Group U and miscellaneous uses. Flat fees are as follows:

- (1) Swimming pools, aboveground:
 - (a) Private pool: \$100.
 - (b) Public pool: \$300.
 - (c) Hot tub/spa: \$100.
- (2) Swimming pools, in-ground:
 - (a) Private pool: \$260.
 - (b) Public pool: \$650.
- (3) Fences:
 - (a) Group R-5: \$100.
 - (b) All other groups: \$35 per \$1,000.

(4) Retaining walls:

(a) Group R-5: \$100.

(b) All other groups: \$35 per \$1,000.

[F]G. Signs.

(1) Facade skins shall be \$4 per square foot.

(2) Freestanding signs shall be \$4 per square foot for the first 100 square feet, \$3 per square foot for the next 400 square feet and \$2 per square foot thereafter.

(3) Ground signs or wall signs shall be \$3 per square foot for the first 100 square feet, \$2.10 per square foot for the next 400 square feet and \$1.40 per square foot thereafter.

[G]H. The fee for tents, in excess of 16,800 square feet or more than 140 feet in any direction, shall be \$325.

[H]I. Demolition. Flat rate depending on building class when occupied shall be as follows:

(1) Class I: \$650.

(2) Class II: \$520.

(3) Class III: \$260.

[I. Underground storage tank removal: residential: \$100. All other groups: \$325.]

J. Limited certificates of approval.

(1) Limitations.

(a) Equipment herein below listed shall be granted a certificate of approval by the appropriate subcode official or other approved agency for the duration specified herein:

1 Cross-connections/backflow preventers, 12 months: \$50.

(b) Such equipment shall be periodically re-inspected or tested in accordance with the provisions of the regulations prior to expiration of such certificate of approval and any violations corrected before a new certificate may be issued.

(c) No such system or assembly shall continue in operation unless a valid certificate of approval has been reissued. It shall be a violation of the regulations for an owner to fail to provide for such periodic inspection and testing.

(2) Revocation. The enforcing agency may revoke a certificate of approval whenever a condition of a certificate has been violated.

(3) Time limit. The provisions of the regulations do not preclude periodic certification pursuant to other applicable laws and ordinances.

K. Certificate of occupancy.

- (1) The fee shall be in the amount of 10% of the new construction permit fee. The minimum fee shall be \$165.
- (2) For one- and two-family dwellings, the minimum fee shall be \$100.
- (3) The fee for a certificate of continued occupancy shall be \$400.
- (4) The fee for a certificate of occupancy granted to a change of use group shall be \$400.
- (5) The fee for the first issuance and renewal of a temporary certificate of occupancy shall be \$35.

L. Fire protection and hazardous equipment.

- (1) Said fees shall be based upon the number of heads or detectors being installed.

**Number of Heads, Detectors
or Other Initiating Devices**

	Fee
1 to 20	
Residential	\$100
Commercial	\$165
21 to 100	\$234
101 to 200	\$448
201 to 400	\$1,160
401 to 1,000	\$1,605
Over 1,000	\$2,048

- (2) Independent pre-engineered systems (per system): \$165.
- (3) Gas- or oil-fired appliance which is not connected to the plumbing system (per appliance):
 - (a) Use group R-5: \$100.
 - (b) All other groups: \$165.
- (4) Smoke control systems, flammable combustible liquid tank or fire alarm control panel replacement (per system): \$165.
- (5) Kitchen exhaust system (per system):
 - (a) Use group R-5: \$100.
 - (b) All other groups: \$165.

- (6) Supervisory devices: \$100.
- (7) Signaling devices: \$165.
- (8) Engineered suppressions pre-action systems, or dry pipe/alarm valves: \$165.
- (9) Underground storage tank removal:
 - (a) Group R-5: \$100
 - (b) All other use groups: \$35
- (10) Above ground flammable combustible liquid tank removal/installation:
 - (a) Group R-5 \$100
 - (b) All other use groups: \$165
- (11) Wood, coal or solid-fuel burning appliances: \$125
- (12) Spray booths, spaces or rooms – flat fee per room, space or booth: \$325
- (13) Fireplace venting/metal chimney (each): \$75
- M. Standpipe, hydrant or fire pump (each): \$325.
- N. Underground water service for protection.
 - (1) One foot to 500 feet of pipe: \$400.
 - (2) Each additional 100 feet of pipe: \$100.
- O. Roofing and siding. [Amended 6-24-2019 by Ord. No. 2019-19]
 - (1) Roofing: [**\$100 Group R-5; (townhouse and duplex structures only); all other groups \$35 per \$1,000.**]
 - (a) Group R-5: \$100 (Townhouse and duplex structures only)
 - (b) All other use groups: \$35 per \$1,000
 - (2) Siding: [**\$100 Group R-5; (polypropylene siding only); all other groups \$35 per \$1,000.**]
 - (a) Group R-5: \$100 (Polypropylene siding only)
 - (b) All other use groups: \$35 per \$1,000
- P. Administrative fees for asbestos hazard abatement.
 - (1) An administrative fee of \$118 for each construction permit issued for an asbestos hazard abatement project.

(2) An administrative fee of \$24 for each certificate of occupancy issued following the successful completion of an asbestos hazard abatement project.

Q. Lead abatement.

(1) The fee for a permit for lead hazard abatement work shall be \$196.

(2) The fee for a lead abatement clearance certificate shall be \$39.

R. The fee of \$65 per hour or part thereof shall be charged for all plan review revisions. Said fee shall be remitted to the Township of West Windsor at the time of revision. No revision shall be released until payment is received by the Township.

S. **[The] [c]Change of contractor_ [fee shall be \$100 for group R-5; all other use groups: \$165 per contractor.] [Amended 6-24-2019 by Ord. No. 2019-19]**

(1) Group R-5: \$100

(2) All other use groups: \$165 per contractor

T. Variation.

(1) Group R-5: \$150.

(2) All other groups: \$500.

(3) Resubmissions, residential: \$65.

(4) Resubmissions, all others: \$200.

U. Plumbing. **[Amended 6-24-2019 by Ord. No. 2019-19]**

(1) Fees shall be \$35 for each fixture, appliance, appurtenance, vent or stack, but may not be all inclusive: Water closets, urinals, bidets, lavatories, sinks, garbage disposals, bathtubs, showers, floor drains, washing machines, dishwashers, hose bibs, drinking fountains, roof drains, leaders, non-testable backflow preventers, air admittance valves, vents, stacks, water hammer arrestors water filters, indirect connections, expansion tanks, trap primers, mixing valves for lavatories, swimming pool piping. Gas pipe connections, oil pipe connections, fuel oil connections, Air conditioning units, condensate pumps and line sets.

(2) Fees shall be \$60 for each of the following items, but may not be all inclusive: Water heater, water softener, swimming pool heaters, chimney liners, air distribution systems, solar systems.

(3) Fees shall be \$85 for each of the following items, but may not be all inclusive: Hot air furnaces, hot water boiler, fuel oil equipment, hydronic systems, solar heating systems, split systems.

(4) Fees shall be \$100 for each of the following items, but may not be all inclusive: Water service connections, sewer connections, generators, permanent LPG tanks.

(5) Fees shall be \$135 for each of the following items, but may not be all inclusive: Sewer ejectors, grease

interceptors, oil interceptors, testable backflow device, pumps, commercial-industrial water heaters, commercial rooftop air-conditioning units, commercial refrigeration piping/systems, commercial solar system.

- (6) Yearly backflow testing fee shall be \$50.
- (7) Notwithstanding the individual fee set forth above, the total plumbing subcode fee for a single-family residence[s] shall be \$100 and the minimum total fee for all other structures shall be \$165.
- (8) All plumbing installation shall be installed by a New Jersey State licensed master plumber; except in the case of single-family residences, a homeowner shall be allowed to perform his/her own plumbing work on their own dwelling unit.

V. Mechanical fees. **[Amended 6-24-2019 by Ord. No. 2019-19]**

- (1) Fees shall be as follows for R3 and R5 under the responsibility of the Plumbing Subcode Official:
 - (a) The fee shall be \$85 for each of the following items, but may not be all inclusive; Hot air furnace, hot water boiler, fuel oil equipment, steam boiler, oil tank, solar heating systems, hydronic systems and split systems.
 - (b) The fee shall be \$60 for each of the following items, but may not be all inclusive: Water heater, chimney liner and air distribution systems.
 - (c) The fee shall be \$35 for each of the following items, but may not be all inclusive; Each gas pipe connection, each temporary LPG tank, each fuel oil connection, air-conditioning unit, coils, condensate pumps, refrigerant lines, fireplace inserts, and combustion air.
- (2) All mechanical installations shall be installed by a New Jersey State licensed master HVACR contractor, except in the case of a single-family residence which is owned and occupied by the homeowner, in which the homeowner shall be allowed to perform their own work on their own dwelling. Except for refrigeration piping and chimney verification forms may not be done by the homeowner.

W. Technical section. The minimum fee for a technical section shall be as follows:

- (1) Group R-5 use: \$100.
- (2) All other groups: \$165.

X. Plan review. The plan review fee shall be 5% of the total of the building, electric, plumbing and fire fees.

Y. State of New Jersey training. In order to provide for the training and certification and technical support programs required by the State Uniform Construction Code Act, the enforcing agency, including the Division of Code Enforcement when acting as the local agency, shall collect a surcharge fee to be based upon the volume of new construction within the municipality. The fee shall be in the amount of \$0.00371 per cubic foot volume of new construction and additions. The fee for all other construction shall be \$1.90 per \$1,000 of cost. The minimum permit surcharge shall be \$1. (Elevators, lead and

asbestos per state fee schedule)

Z. Annual construction permit. The fee to be charged for an annual construction permit shall be charged annually. This fee shall be a flat fee based upon the number of maintenance workers who are employed by the facility and who are primarily engaged in work that is governed by a subcode. Managers, engineers and clericals shall not be considered maintenance workers for the purpose of establishing the annual construction permit fee. Annual permits may be issued for building, fire protection, electrical and plumbing. Fees shall be as follows: per state fee schedule.

AA. Contractor registration: The fee shall be \$125 for a three-year term (commercial contractor's license only). [**Amended 6-24-2019 by Ord. No. 2019-19**]

BB. Waiver of construction permit fees.

- (1) No person shall be charged a construction permit surcharge fee or enforcing agency fee for any construction, reconstruction, alteration or improvement designed and undertaken solely to promote accessibility by disabled persons to an existing private structure or any of the facilities contained herein.
- (2) A disabled person, or a parent or sibling of a disabled person, shall not be required to pay any municipal fee or charge in order to secure a construction permit for any construction, reconstruction, alteration or improvement which promotes accessibility to his or her own living unit.
- (3) "Disabled person" means a person who has the total and permanent inability to engage in any substantial gainful activity by reason of any medically determinable physical or mental impairment, including blindness, and shall include but not be limited to any resident of this state who is disabled pursuant to the federal Social Security Act (42 U.S.C. § 416), or the federal Railroad Retirement Act of 1974 (45 U.S.C. § 231 et seq.) or is rated as having a 60% disability or higher pursuant to any federal law administered by the United States Veterans' Act. For purposes of this subsection, "blindness" means central visual acuity of 20/200 or less in the better eye with the use of a correcting lens. An eye which is accompanied by a limitation in the fields of vision such that the widest diameter of the visual field subtends an angle no greater than 20° shall be considered as having a central visual acuity of 20/200 or less.

CC. Penalties. Penalties may be levied by an enforcing agency as follows:

- (1) Up to \$1,000 per violation for failure or refusal to comply with any lawful order, unless the failure or refusal to comply is done with the knowledge that it will endanger the life or safety of any person, in which case the penalty shall be up to \$2,000 per violation;
- (2) Up to \$2,000 per violation for failure to obtain a required permit prior to commencing construction or for allowing a building to be occupied without a certificate of occupancy;
- (3) Up to \$2,000 per violation for failure to comply with a stop construction order;
- (4) Up to \$2,000 per violation for willfully making a false or misleading written statement, or willfully omitting any required information or statement in any application or request for approval;
- (5) Up to \$500 per violation for any violation not covered under Subsection CC (1) through (4) above.

- (6) For purposes of this subsection, in an occupied building, a code violation involving fire safety, structural soundness or the malfunctioning of mechanical equipment that would pose a life safety hazard shall be deemed to endanger the life or safety of a person. In an unoccupied building, a code violation of a requirement intended to protect members of the public who are walking by the property shall be deemed to endanger the life or safety of a person.
- (7) All monies collected shall be collected under penalty provisions of the UCC. All penalties collected shall be retained by the **[Department]**Division of Code Enforcement and shall be placed in a special trust fund to be applied to the cost to the **[department]**division for training, technical support programs, certification, new equipment and transportation. An independent fund shall be set up and retained by the Director of Finance to be the trustee of this account.

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82-5 Electrical subcode fees.

[Amended 3-22-2004 by Ord. No. 2004-08; 12-8-2008 by Ord. No. 2008-48; 3-27-2017 by Ord. No. 2017-09]

Electrical subcode fees shall be as follows:

A. Electrical fixtures and devices. **[Amended 6-24-2019 by Ord. No. 2019-20]**

- (1) Fees.
- (a) From one to 40 receptacles, fixtures or switches: \$90.
- (b) Increments of 25 additional items: \$65.
- (c) Residential garbage disposals: \$25.
- (d) Residential heaters, boilers, etc.: \$25.
- (e) Floor heat: \$25.
- (f) Heated towel bars: \$25.
- (g) Residential sump pumps: \$25.
- (h) Residential dishwashers: \$25.
- (i) Sewer ejector pump: \$25.

[(j) Signs:]

[1] [First sign: \$165.]

[2] [Each additional sign: \$80.]

[(k)](j) Closed-circuit TV and intercom:

1 Up to five: \$165.

2 Five to[25]twenty-five cameras or intercoms additional: \$195.

3 Twenty-six or more additional cameras or intercoms: \$260.

B. Card reader mag locks:

(1) First door: \$165.

(2) Each additional door: \$30.

C. Motors, variable frequency drives (VFD's) and control systems. **[Amended 6-24-2019 by Ord. No. 2019-20]**

(1) Greater than 1/2 hp or less than or equal to 10 hp: \$25.

(2) Greater than 10 hp or less than or equal to 50 hp: \$125.

(3) Greater than 50 hp or less than or equal to 100 hp: \$200.

(4) Greater than 100 hp: \$500.

D. Electrical devices: transformers and generators.

(1) Greater than 1 kw or less than or equal to 10 kw: \$75.

(2) Greater than 10 kw or less than or equal to 45 kw: \$100.

(3) Greater than 45 kw or less than or equal to 112.5 kw: \$300.

(4) Greater than 112.5 kw: \$500.

E. Service equipment. Term includes service panel, service entrance and subpanels.

(1) Each equipment piece priced as follows:

(a) Greater than 0 amp, less than or equal to 200 amps: \$80.

(b) Greater than 200 amps, less than or equal to 1,000 amps: \$350.

(c) Greater than 1,000 amps: \$1,000.

(d) Service equipment: fees for transfer switches equal to service as above.

F. Temporary pole/construction service: \$125.

G. Pools.

(1) Residential: permanently installed pools, in-ground or aboveground, including hot tub/spa, fountains (each): \$125.

(2) Public: for fees, apply Subsections A, C and E.

- (a) If applicable, underwater light (each): \$30.
- (b) If applicable, panel board (each): \$80.
- (c) Annual pool inspection: \$130.
- H. Light standards exceeding eight feet in height (each): \$75.
- I. Light standards less than eight feet in height: refer to item Subsection A.
- J. Smoke detectors, heat detectors, fire and burglar alarm expansion modules: **[Amended 6-24-2019 by Ord. No. 2019-20]**
 - (1) Group R-5 flat rate: \$55.
 - (2) All other groups:
 - (a) One to ~~[20]~~twenty: \$200 each.
 - (b) Each ~~[25]~~twenty-five additional: \$100.
 - (3) Electrically operated fire dampers (each): \$25.
- K. Commercial alarm control unit: \$150. **[Amended 6-24-2019 by Ord. No. 2019-20]**
[(1) Note: price does not include devices; refer to item Subsection A.]
[(a) For smoke and heat detectors; refer to item Subsection J.]
[(2)](1) Communications EF, MDF, IDF, TL: \$125.
- L. Commercial lighting control panels (each): \$80. **[Amended 6-24-2019 by Ord. No. 2019-20]**
- M. Commercial building automation systems and satellite systems (each) \$165. **[Added 6-24-2019 by Ord. No. 2019-20]**
- N. Signs.
 - (1) First sign: \$165
 - (2) Each additional sign: \$80
- [N]O. Penalties. Penalties may be levied by an enforcing agency as follows: [Amended 6-24-2019 by Ord. No. 2019-20]**
 - (1) Up to \$1,000 per violation for failure or refusal to comply with any lawful order, unless the failure or refusal to comply is done with the knowledge that it will endanger the life or safety of any person, in which case the penalty shall be up to \$2,000 per violation;
 - (2) Up to \$2,000 per violation for failure to obtain a required permit prior to commencing construction or for allowing a building to be occupied without a certificate of occupancy;

- (3) Up to \$2,000 per violation for failure to comply with a stop construction order;
- (4) Up to \$2,000 per violation for willfully making a false or misleading written statement, or willfully omitting any required information or statement in any application or request for approval;
- (5) Up to \$500 per violation for any violation not covered under Subsection [N]O(1) through (4) above.
- (6) For purposes of this subsection, in an occupied building, a code violation involving fire safety, structural soundness or the malfunctioning of mechanical equipment that would pose a life safety hazard shall be deemed to endanger the life or safety of a person. In an unoccupied building, a code violation of a requirement intended to protect members of the public who are walking by the property shall be deemed to endanger the life or safety of a person.
- (7) All monies collected shall be collected under penalty provisions of the UCC. All penalties collected shall be retained by the **[Department]Division** of Code Enforcement and shall be placed in a special trust fund to be applied to the cost to the **[department]division** for training, technical support programs, certification, new equipment and transportation. An independent fund shall be set up and retained by the Director of Finance to be the Trustee of this account.

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: April 20, 2020

PUBLIC HEARING:

ADOPTION:

MAYOR APPROVAL:

EFFECTIVE DATE:

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, Transource Services Corp. is an authorized vendor of tablets including related peripherals and services under NJ State Contract M0483, Master Blanket Purchase Order 89982, and

WHEREAS, as of April 27, 2020, the Township’s total aggregate spending under NJ State Contract M0483 is as follows:

Purchase Order # 53925 105-18-332	CDW Government	1/23/2020	\$ 630.00
Purchase Order # 53972 105-04-353	CDW Government	1/24/2020	\$ 12,000.00
Res # 2020-R74 105-18-332	CDW Government	3/9/2020	\$ 6,000.00
COF # 2020-27			
Purchase Order # 5468 405-2019-18001	CDW Government	3/10/2020	\$ <u>8,922.76</u>
			\$ <u>27,552.76</u>

WHEREAS, the Chief Financial Officer has approved funding for the above from the following account:

Drunk Driver Enforcement	101105	\$1,527.30
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NOW, THEREFORE, BE IT RESOLVED, that the Township Council authorizes the Business Administrator Marlana Schmid to purchase the above from Transource Services Corp. under NJ State Contract M0483.

BE IT FURTHER RESOLVED, that the authorization to the New Jersey State Contract M0483 is amended to reflect the \$1,527.30 increase from \$27,552.76 to \$29,080.06.

Adopted: May 11, 2020

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 11th day of May, 2020.

Gay M. Huber
 Township Clerk
 West Windsor Township

RESOLUTION

WHEREAS, municipalities and counties with Storm Recovery Reserves may use those funds for the Coronavirus response; and

WHEREAS, N.J.S.A. 40A:4-62.1 permits a municipality or county to adopt a resolution authorizing storm recovery reserve funds to be used for “any purpose necessary to protect the safety, security, health, and welfare of its citizens from the damage caused by an emergency declared by the Governor or the President of the United States”; and

WHEREAS, any reimbursement of these expenditures shall be deposited back into the reserve; and

WHEREAS, it is in the best interest of the Township to establish a Storm Recovery Reserve to ensure the safety, security, health and welfare of its citizens from damage caused by the Coronavirus Emergency; and

WHEREAS, Local Finance Notice 2020-06 requires the Governing Body to adopt a resolution establishing a Storm Recovery Reserve for the above stated purpose, to be submitted to the Division of Local Government Services.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Windsor, County of Mercer, New Jersey that it hereby establishes a Storm Recovery Reserve to be used for the Coronavirus Response in accordance with N.J.S.A. 40A:4-62.1; and

BE IT FURTHER RESOLVED that this resolution shall be filed with the Division of Local Government Services

Adopted: May 11, 2020

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 11th day of May, 2020.

Gay M. Huber
Township Clerk
West Windsor Township

RESOLUTION

- WHEREAS, the Township of West Windsor required professional surveying and engineering design services for the ADA Accessible Ramps, Sidewalks and Pedestrian Safety Improvements Project; and
- WHEREAS, Roberts Engineering Group was awarded the contract on June 24, 2019 for the total contract amount of Eighteen Thousand Dollars (\$18,000.00); and
- WHEREAS, there is a need for additional supplementary work to address additional regrading for a raised intersection and crosswalk at Alexander Road and Scott Avenue, as outlined in their April 17, 2020 letter; and
- WHEREAS, the amount of additional services is Five Thousand Dollars (\$5,000.00) for a total revised contract amount of Twenty Three Thousand Dollars (\$23,000.00); 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:
- | | | |
|-------------------------------------|-----------------|------------|
| Bicycle and Pedestrian Improvements | 405-2013-09 004 | \$5,000.00 |
|-------------------------------------|-----------------|------------|
- WHEREAS, said Amendment #1 to the Agreement for Professional Services has been reviewed by the Township Engineer and he recommends it to be executed; and
- WHEREAS, services to be performed may be retained by the Township without public advertising for bids pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a) because the aforesaid services are professional in nature; and
- WHEREAS, the Local Public Contracts Law requires a resolution authorizing the award of a contract for the services without competitive bidding be publicly advertised;

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, Amendment #1 to the Agreement for Professional Engineering Services with Roberts Engineering Group of Hamilton, NJ.
- (2) This contract is awarded without competitive bidding as a "Professional Service" in accordance with N.J.S.A. 40A:11-5(1)(a) of the Local Public Contracts Law.
- (3) All other terms and conditions of the Agreement with Roberts Engineering Group, dated June 24, 2019 remain in full force and effect.
- (4) An Executed copy of the revised Agreement 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: May 11, 2020

I hereby certify that the above Resolution was adopted by the West Windsor Township Council at their meeting held on the 11th day of May 2020.

Gay M. Huber
Township Clerk
West Windsor Township

**West Windsor Township
Township Council Meeting
Electronic Participation Instructions for the May11, 2020 Board of Health and Business Session
Start Time 5:00 p.m.**

The West Windsor Township encourages residents to participate in the upcoming Township Council meeting through one of the below methods using your phone or computer.

You may call in starting 10 to 15 minutes before the meeting begins. You will not hear anything on the other end of the line until the meeting starts at the designate time. You will be muted so you can hear us but we won't be able to hear you.

By Phone:


Call into Phone Number: **978-990-5000**
Enter Access Code: **560396#**

By Computer:

- Go to website: <https://www.freeconferencecall.com/wall/ghuber2/host>
- Access Code: 560396
- Click on "Join Online Meeting"
- Enter your name and email address
- Click "Join"
- Enable your computer Audio by clicking on the phone icon at the top of your screen
- Click on Mic & Speakers
- Click Yes on the popup box that says "let www.freeconferencecall.com use your microphone?"
- It may take a few minutes to hear the audio

Public Participation

When it's Public Comment Time in the meeting the following will occur:

- The computer will be changed to Q&A Mode. You will hear this announcement.
- Phone callers will dial *6 to get in line to make a comment
- If you are using a computer, you will need a microphone to verbally make a public comment, or to write a message to us, click the Chat icon 
- Wait until you hear an automated message saying "Ask your question now" you will need to state your name and address before your comments make your public comment. You will be unmuted so that everyone can hear you.

Email Prior to Meeting Public Comments to be read at meeting

You can e-mail the Township Clerk at ghuber@westwindsortwp.com by 11:00 a.m. the day of the meeting and your comments will be read into the record. Please include your name and address.