

**MEETING TO BE
LIVE STREAMED AT**
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**AGENDA FOR THE REGULAR BUSINESS MEETING
OF THE TOWNSHIP COUNCIL OF WEST WINDSOR TOWNSHIP
WEST WINDSOR SENIOR CENTER
271 CLARKSVILLE ROAD
TO THE EXTENT KNOWN**

March 8, 2021

VIA Zoom Video Communications

7:00 P.M.

1. Call to Order
2. Roll Call
3. Statement of Adequate Notice - Statement of Adequate Notice - January 8, 2021 to The Times and the Princeton Packet and posted on the Township web-site. All Council meetings are open to the public with access via Zoom for those who wish to attend virtually. Please see Township web-site for further details.
4. Salute to the Flag
5. Ceremonial Matters and/or Topics for Priority Consideration

Police Accreditation

Police Officer Awards

Honoring the Police as Hometown Heroes
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

11. Consent Agenda

A. Resolutions

B. Minutes

C. Bills & Claims

12. Items Removed from Consent Agenda

13. Recommendations from Administration and Council/Clerk

2021-R058 Authorizing the Chief Financial Officer to Increase the Contract with Scheideler Excavating Co., Inc. for Snow Removal Services by \$90,000.00 for a Total Not to Exceed of \$160,000.00

2021-R059 Consenting to the Appointment of and Authorizing the Mayor and Clerk to Execute a Professional Services Agreement with Raymond C. Staub, Esquire as Public Defender - \$17,000.00

2021-R060 Authorizing the Business Administrator to Purchase One (1) 2021 E-One Typhoon Pumper Fire Apparatus from Absolute Fire Protection Co., Inc. Through the Houston Galveston Area Council National Cooperative (HGAC-Buy) - \$791,721.00

2021-R061 Authorizing the Business Administrator to Purchase Office Furniture from Paramount Facility Management Solutions through the Educational Services Commission Cooperative - \$151,996.28

2021-R062 Authorizing the Tax Assessor and Tax Consultants to File Tax Appeals for 2021 with the Mercer County Tax Board of Taxation

2021-R063 Authorizing the Mayor and Clerk to Execute a Professional Services Agreement with GeoTrek Environmental and Surveying LLC for Land Surveyor Services as Needed - \$3,000.00

14. Introduction of Ordinances

2021-07 AN ORDINANCE TO REPEAL CHAPTER 4 SECTION
26 ENTITLED "SWIMMING POOL UTILITY" AND
CHAPTER 162 ARTICLE I ENTITLED
"WATERWORKS AT WEST WINDSOR COMMUNITY
POOL" OF THE GENERAL CODE OF THE TOWNSHIP
OF WEST WINDSOR AND ESTBALISH THE
COLLECTION AND RELEASE OF POOL MONIES
WITHIN THE MUNICIPAL BUDGET

Public Hearing: March 22, 2021

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

16. Council Reports/Discussion/New Business

Budget Discussion (if needed)

17. Administration Updates

18. Closed Session

19. Adjournment

RESOLUTION

WHEREAS, the Township Council of the Township of West Windsor authorized a contract with Scheideler Excavating Co., Inc. on October 26, 2020 for Snow Removal Services (Resolution 2020-R219); and

WHEREAS, a certification of funds for the original contract was received from the Chief Financial Officer and funds for said contract were available in the following line item appropriation account:

Snow Removal – Service/Maintenance Contracts 105-41-251 \$70,000.00

WHEREAS, due to the recent onslaught of snow and ice storms the Township required additional man hours not anticipated in the original contract to assist the Department of Public Works in the clearing of Township roadways, and

WHEREAS, the Chief Financial Officer has certified that additional funds are available for said contract in the following line item appropriation accounts:

Storm Recovery Trust 121407 \$90,000.00

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 \$90,000.00 with Scheideler Excavating Co., Inc. to a revised contract total of \$160,000.00.

Adopted: March 8, 2021

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 8th day of March, 2021.

Gay M. Huber
Township Clerk
West Windsor Township

RESOLUTION

WHEREAS, Section 4-54 of the West Windsor Township Code provides for the appointment of a Township Public Defender by the Mayor with the advice and consent of the Council for a term of up to one year and until the appointment and qualification of a successor; and

WHEREAS, Raymond C. Staub, Esquire has expressed his interest in filling the vacancy of the Public Defender position and is qualified based upon his many years of experience as a Public Defender; and

WHEREAS, Mayor Hemant Marathe recommends the appointment of Raymond C. Staub, Esquire as the Public Defender for the Township of West Windsor; and

WHEREAS, funds are available as certified by the Chief Financial Officer in the appropriations entitled:

Public Defender – Consultant	105-48-210	\$17,000.00
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NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Windsor that the Mayor and Clerk are hereby authorized to execute the professional services agreement with Raymond Staub, Esquire as the West Windsor Township Public Defender with a term expiring 12/31/2021.

Adopted: March 8, 2021

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 8th day of March, 2021.

Gay M. Huber
Township Clerk
Township of West Windsor

RESOLUTION

WHEREAS, the Township of West Windsor wishes to purchase a new piece of fire suppression apparatus (known as Engine 43) for use by the West Windsor Volunteer Fire Company; and

WHEREAS, the Township is a member of the Houston Galveston Area Council National Cooperative (HGAC-Buy); and

WHEREAS, HGAC-Buy awarded contract number FS12-19 to Absolute Fire Protection Company., Inc.2800 Hamilton Boulevard, South Plainfield New Jersey 07080; and

WHEREAS, the piece of fire apparatus to be purchased is a 2021 E-ONE Typhoon Pumper Fire Apparatus, Base Model JC05, All Aluminum Pumper body mounted on an E-ONE Custom Typhoon Cab (8 Person Extended Cab) and Chassis per build sheets numbered 1- 25, dated February 5, 2021.

WHEREAS, the total cost of the apparatus will not exceed \$791,721.00 pursuant to the February 5, 2021 price quote from Absolute Fire Protection Company, Inc.,; and

WHEREAS, the Chief Financial Officer has certified the availability of sufficient funds in Capital Budget Account Numbers 405-2020-14-022 in the amount of \$791,721.00.

NOW, THEREFORE, BE IT RESOLVED by Township Council of the Township of West Windsor that the Township Business Administrator is hereby authorized to purchase one (1) 2021 E-One Typhoon Pumper Fire Apparatus from Absolute Fire Protection Co, Inc., 2800 Hamilton Boulevard, South Plainfield, NJ 07080; and

BE IT FURTHER RESOLVED that the purchase order shall be forwarded to HGAC-Buy and Absolute Fire Protection Co, Inc.

BE IT FURTHER RESOLVED that any requests for amendments or alterations to the specifications or contract shall be submitted to the Chief of the Division Fire & Emergency Services for review, approval, and processing.

Adopted: March 8, 2021

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 8th day of March, 2021.

Gay M. Huber
Township Clerk
Township of West Windsor

RESOLUTION

WHEREAS, the Township of West Windsor has a need to purchase office furniture to equip the interior spaces including office, meeting rooms and reception area for the spaces currently being renovated within the Municipal Building for an efficient and functional operation of Municipal operations; and

WHEREAS, Paramount Facility Management Solutions, 72 Readington Road, Branchburg, NJ 08876 is an authorized vendor under the Educational Services Commission State Approved Co-Operative Pricing System Global Furniture Contract #ESCNJ20/21-01; Furniture and Accessories; and

WHEREAS, the purchase of the new furniture was included for consideration in the approved Improvements to the Municipal Complex Capital Bond Ordinance 2019-33; and

WHEREAS, the total amount for said furniture is One Hundred Fifty One Thousand Nine Hundred Ninety Six Dollars and Twenty Eight Cents (\$151,996.28); and

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

Improvements to the Municipal Complex 405-2019-33 001 \$151,996.28

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Windsor that the Township Business Administrator is authorized to purchase said office furniture from Paramount Facility Management Solutions, 72 Readington Road, Branchburg, NJ 08876 an authorized vendor under the Educational Services Commission State Approved Co-Operative Pricing System Global Furniture Contract #ESCNJ20/21-01; Furniture and Accessories

Adopted: March 8, 2021

I hereby certify that the above Resolution was adopted by the West Windsor Township Council at their meeting held on the 8th day of March, 2021.

Gay M. Huber
Township Clerk
Township of West Windsor

RESOLUTION

WHEREAS, the Township Council of the Township of West Windsor believes it is in the best interests of the Township to establish and maintain uniform and fair assessments for properties assessed under the local property tax; and

WHEREAS, the Tax Assessor and Tax Consultants of the Township have recommended the filing of tax appeal petitions/complaints for certain properties with the Mercer County Board of Taxation or the Tax Court of New Jersey, as a means of securing fair and equitable tax assessments for tax year 2021 and any year thereafter; and

WHEREAS, in accordance with the advice of its Tax Assessor, by the Township, that Special Tax Counsel Harry Haushalter, Esquire is hereby authorized to file tax appeal petitions/complaints with the Mercer County Tax Board of Taxation and/or the Tax Court of New Jersey for the properties reflected on the attached rider, denominated as Schedule "A", which is made a part of this Resolution.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Windsor that the filings of all such petitions/complaints as reflected in this Resolution are hereby authorized, confirmed, and ratified.

Adopted: March 8, 2021

I hereby certify that the above Resolution was adopted by the West Windsor Township Council at their meeting held on the 8th day of March, 2021.

Gay M. Huber
Township Clerk
Township of West Windsor

RESOLUTION

WHEREAS, the Township of West Windsor requires professional engineering services on a consultant basis for Professional Land Surveyor Services performed for miscellaneous engineering projects as assigned; and

WHEREAS, the Township wishes to enter into a services agreement with GeoTrek Environmental and Surveying LLC for the aforesaid services; and

WHEREAS, the Chief Financial Officer has certified that funds are available for said contract in the following line item appropriation accounts:

<u>Engineering-Consultant Services</u>	<u>105-30-210</u>	<u>\$3,000.00</u>
Account Title	Account Number	Amount

WHEREAS, the maximum amount of the contract is subject to the final adoption of the 2021 Local Municipal Budget and funds are available through account 105-30-210 "Engineering Costs & Services: Consultants;" and

WHEREAS, additional services may be required for various capital projects as assigned and if funds are available as certified by the Township's Chief Financial Officer; 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 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 a services agreement with GeoTrek Environmental and Surveying LLC to cover the period March 8, 2021 through December 31, 2021.
- (2) The Agreement so authorized shall require the Provider to provide Professional Land Surveyor Services pursuant to its proposal dated January 28, 2021. The contract is 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.

2020-R063

- (4) An executed copy of the Contract between the Township and GeoTrek Environmental and Surveying LLC and a copy of this Resolution, shall be on file and available for public inspection in the office of the Township Clerk.

Adopted: March 8, 2021

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 8th day of March, 2021.

Gay M. Huber
Township Clerk
Township of West Windsor

ORDINANCE 2021-07

**AN ORDINANCE TO REPEAL CHAPTER 4 SECTION 26
ENTITLED "SWIMMING POOL UTILITY" AND CHAPTER 162
ARTICLE I ENTITLED "WATERWORKS AT WEST WINDSOR
COMMUNITY POOL" OF THE GENERAL CODE OF THE
TOWNSHIP OF WEST WINDSOR AND ESTBALISH THE
COLLECTION AND RELEASE OF POOL MONIES WITHIN
THE MUNICIPAL BUDGET**

WHEREAS, in 1995 West Windsor Township sought to construct an aquatic pool facility in the Township; and

WHEREAS, as part of this process, the Township created via Ordinance a Swimming Pool Utility, providing for a separate budget apart from the Municipal Budget which could only be utilized for the pool; and

WHEREAS, the Township now determines a separate Utility is no longer necessary, and desires to repeal the existing ordinances and dissolve the Swimming Pool Utility to meet the current needs of the Township and municipal pool facility.

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

1. Chapter 4 Section 26 of the Township Code entitled "Swimming Pool Utility" is hereby repealed in its entirety.
2. Chapter 162 Article I of the Township Code entitled "WaterWorks at the West Windsor Community Pool" is hereby repealed in its entirety.
3. The Township shall charge and collect for the use and operation of the Municipal Pool, and all fees, rents and other charges shall be placed in a separate account of the Township pursuant to N.J.S.A. 40:61-22.26.
4. The anticipated revenues from the operation of the Municipal Pool and the appropriations to be made therefor shall be set forth in a separate section of the annual budget as a recreation line item.
5. In the event that any clause, section, paragraph or sentence of this Ordinance is deemed to be invalid or unenforceable for any reason, then the Township Council hereby declares its intent that the balance of the Ordinance, not affected by said invalidity, shall remain in full force and effect to the extent that it allows the Township to meet the goals of the Ordinance.
6. This Ordinance shall take effect upon proper passage in accordance with the law.

INTRODUCTION:

PUBLIC HEARING:

ADOPTION:

MAYOR APPROVAL:

EFFECTIVE DATE: