

**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**

May 10, 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
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

2021-08 AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET
APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK

2021 Municipal Budget

11. Consent Agenda

A. Resolutions

2021-R086 Authorizing the Mayor and Clerk to Execute an Easement Modification Agreement for 5 Margaret Court

B. Minutes

C. Bills & Claims

12. Items Removed from Consent Agenda

13. Recommendations from Administration and Council/Clerk

2021-R087 Authorizing the Rejection of Bids Submitted for the Project Known as Conover Field Improvements Project and Authorizing the Rebid of Said Project

2021-R088 Authorizing the Mayor and Clerk to Execute a Professional Services Agreement with WSP USA, Inc. for Professional Engineering Services for the Project Known as 2021 Regular Inspection of Grover's Mill Dam - \$9,652.00

2021-R089 Authorizing the Business Administrator to Purchase Equipment and Installation Services for Network Voice and Data Cabling and Card Access Systems for the Project Known as Fire/EMS Pole Barn Garage from Network Cabling Inc. dba Net Q Multimedia Company under New Jersey State Contracts T2989-88739 and T1778 - \$10,321.08

2021-R091 Authorizing the Chief Financial Officer to Increase the Professional Services Agreement with the Law Office of Gerald Muller for Affordable Housing Legal Services - \$50,000.00

2021-R092 Authorizing the Chief Financial Officer to
Increase the Professional Services Agreement
with Burgis Associates Inc., for Affordable
Housing Planning Services - \$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

2021-08

TOWNSHIP OF WEST WINDSOR

COUNTY OF MERCER

CALENDAR YEAR 2021

**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 1.0 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 2021 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 \$304,738.07 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 2021 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 \$1,066,583.25 and that the CY 2021 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 12, 2021

Public Hearing: May 10, 2021

Adoption:

Mayor's Approval:

Effective Date:

RESOLUTION

WHEREAS, Radife Kiral & Tolga Develioglu, owners of property located at 5 Margaret Court, West Windsor Township, New Jersey, also known as Block 16 Lot 234, in West Windsor, New Jersey 08550 has made a request for a waiver to permit the construction of a fence over a drainage easement along the rear yard of their property; and

WHEREAS, the Township Engineer has reviewed and approved this request subject to compliance with the terms of the Easement Modification Agreement.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Windsor that the waiver requested by Radife Kiral & Tolga Develioglu be hereby granted subject to the acceptance of the recommendations of the Township Engineer and the execution of the annexed Easement Modification Agreement.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to execute said agreement attached hereto, which shall be filed in the Mercer County Clerk's Office by the Township Attorney.

Adopted: May 10, 2021

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 10th day of May, 2021.

Gay M. Huber
Township Clerk
West Windsor Township

RESOLUTION

WHEREAS, the Township of West Windsor opened and read bids on March 9, 2021 for the project know as Conover Field Improvements Project; and

WHEREAS, all eight bidders submitted bids that exceeded the Engineer's estimate and the capital funding allocations for this project; and

WHEREAS, the Bid Documents permit the Township of West Windsor to reject any or all bids if it is in the public interest to do so; and

WHEREAS, it is in the best interest of the Township of West Windsor to reject all bids submitted and rebid the project.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Windsor that it hereby rejects all bids for the project known as Conover Field Improvements Project.

BE IT FURTHER RESOLVED that the Township Council of the Township of West Windsor authorizes the rebid of the project known as Conover Field Improvements Project.

Adopted: May 10, 2021

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 10th day of May, 2021.

Gay M. Huber
Township Clerk
West Windsor Township

RESOLUTION

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

WHEREAS, WSP USA, Inc. has submitted a proposal dated April 13, 2021 indicating they will provide professional engineering services for the 2021 Regular Inspection of Grover's Mill Dam for \$9,652.00; and

WHEREAS, WSP USA, Inc. has indicated a 120-day performance period for the contract; and

WHEREAS, the Township wishes to enter into an agreement with WSP USA, Inc. for the aforesaid services; 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 account:

Traffic Safety Hazard Mitigation	405-2018-15 014	\$9,652.00
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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 WSP USA, Inc. with a 120-day performance period from the date of project initiation, for an amount not to exceed \$9,652.00.
- (2) The Agreement so authorized shall require the Provider to provide professional engineering services pursuant to its proposal dated April 13, 2021.
- (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 WSP USA, Inc. and a copy of this Resolution, shall be on file and available for public inspection in the office of the Township Clerk.

Adopted: May 10, 2021

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 10th day of May, 2021.

Gay M. Huber
Township Clerk
West Windsor Township

RESOLUTION

WHEREAS, the Township of West Windsor has awarded a construction contract for the Fire/EMS Pole Barn Garage Project; and

WHEREAS, the Administration continues to proceed with security measures for all municipal facilities including new keyless card access entry technology, motion detectors, panic alarms, security cameras and emergency notification equipment; and

WHEREAS, the Fire/EMS Pole Barn Garage will require networked technology including, but not limited to, Computers, Printers, Voice over IP Phones, Electronic Card Access System Devices and Emergency Notification System Devices; and

WHEREAS, Network Cabling Inc. dba Net Q Multimedia Company has been awarded the New Jersey State Contract T2989-88739 for Communications Wiring Services along with New Jersey State Contract T1778 for Cable and Associated Products; and

WHEREAS, the total cost of the equipment and installation services for this project are \$10,321.08 and the Chief Financial Officer has approved funding for the above from the following capital account:

Improvements to Municipal Complex	405-2019-33-001	\$10,321.08
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NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of West Windsor authorizes the Business Administrator to purchase the above from Network Cabling Inc. dba Net Q Multimedia Company under New Jersey State Contracts T2989-88739 and T1778.

Adopted: May 10, 2021

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 10th day of May, 2021.

Gay M. Huber
Township Clerk
West Windsor Township

RESOLUTION

WHEREAS, the Township of West Windsor Planning Board entered into a Professional Services Agreement with the Law Office of Gerald Muller on January 13, 2021 for Planning Board/Land Use Legal Services; and

WHEREAS, the Law Office of Gerald Muller has the expertise to perform Affordable Housing Legal Services and has done so in the past for the Township; and

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

Affordable Housing – Legal Fees	106-25-223	\$50,000.00
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WHEREAS, the scope of work authorized in the original contract remains in force and effect; and

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 the Law Office of Gerald Muller for Affordable Housing Legal Fees.

Adopted: May 10, 2021

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 10th day of May, 2021.

Gay M. Huber
Township Clerk
West Windsor Township

RESOLUTION

WHEREAS, the Township of West Windsor Planning Board entered into a Professional Services Agreement with Burgis Associates, Inc. on January 13, 2021 for Planning Board/Land Use Planning Services; and

WHEREAS, Burgis Associates, Inc. has the expertise to perform Affordable Housing Planning Services and has done so in the past for the Township; and

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

Affordable Housing – Consultant Fees	106-25-210	\$5,000.00
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WHEREAS, the scope of work authorized in the original contract remains in force and effect; and

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 \$5,000.00 with Burgis Associates, Inc. for Affordable Housing Planning Services.

Adopted: May 10, 2021

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 10th day of May, 2021.

Gay M. Huber
Township Clerk
West Windsor Township