

**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**

June 10, 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

**Presentation by the Mercer County Complete Count
Committee on the 2020 Census**

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

2019-16 BOND ORDINANCE PROVIDING FOR GENERAL IMPROVEMENTS AND REQUIRED UPGRADES TO THE SWIM POOL COMPLEX IN AND BY THE TOWNSHIP OF WEST WINDSOR, IN THE COUNTY OF MERCER, NEW JERSEY, APPROPRIATING \$25,200 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$24,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

2019-17 CAPITAL IMPROVEMENT ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS AND OTHER RELATED EXPENSES IN OR FOR THE TOWNSHIP OF WEST WINDSOR, COUNTY OF MERCER, STATE OF NEW JERSEY, APPROPRIATING THE AMOUNT OF \$459,230.00

2019-18 BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE TOWNSHIP OF WEST WINDSOR, IN THE COUNTY OF MERCER, NEW JERSEY, APPROPRIATING \$5,959,800 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$5,676,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

10. Consent Agenda

A. Resolutions

2019-R125 Endorsing the Application for Membership to the New Jersey State Firemen's Association for Linda J. Hill

2019-R126 Refund of Overpaid Property Taxes

B. Minutes

April 29, 2019 Closed Session #1 - as amended
April 29, 2019 Business Session - as amended
May 13, 2019 Business Session - as amended

C. Bills & Claims

11. Items Removed from Consent Agenda

12. Recommendations from Administration and Council/Clerk

2019-R124 Authorizing the Mayor to execute a Memorandum of Understanding with Magzter Inc. to Offer Free Digital Publication Newsstand to the Residents of West Windsor

2019-R127 Authorizing the Mayor and Clerk to Execute the Middlesex County Shared Radio Network Agreement for Assistance with Communications in Emergencies between West Windsor, Plainsboro and Middlesex County

2019-R128 Authorizing the Mayor and Clerk to Execute the Land Development Performance Agreement with Princeton Ascend Properties LLC for Block 12.04, Lot 25, PB 16-05

2019-R129 Renewal of 2019-2020 Liquor Licenses

13. Introduction of Ordinances

2019-19 AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 82 "FEES" SECTION 82-4 - CONSTRUCTION FEES OF THE CODE OF THE TOWNSHIP OF WEST WINDSOR

PUBLIC HEARING: June 24, 2019

2019-20 AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 82 "FEES" SECTION 82-5 - ELECTRICAL SUBCODE FEES OF THE CODE OF THE TOWNSHIP OF WEST WINDSOR

PUBLIC HEARING: June 24, 2019

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

15. Council Reports/Discussion/New Business

16. Administration Updates

17. Closed Session

18. Adjournment

BOND ORDINANCE PROVIDING FOR GENERAL IMPROVEMENTS AND REQUIRED UPGRADES TO THE SWIM POOL COMPLEX IN AND BY THE TOWNSHIP OF WEST WINDSOR, IN THE COUNTY OF MERCER, NEW JERSEY, APPROPRIATING \$25,200 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$24,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST WINDSOR, IN THE COUNTY OF MERCER, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The improvement described in Section 3(a) of this bond ordinance is hereby authorized to be undertaken by the Township of West Windsor, in the County of Mercer, New Jersey (the "Township") as a general improvement. For the improvement or purpose described in Section 3(a), there is hereby appropriated the sum of \$25,200, including the sum of \$1,200 as the down payment required by the Local Bond Law. The down payment is now available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount of \$24,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is general improvements and required upgrades to the Swim Pool Complex, including all work and materials necessary therefor and incidental thereto.

(b) The estimated maximum amount of bonds or bond anticipation notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date, unless such bond anticipation notes are permitted to mature at such later date in accordance with applicable law. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law or other applicable law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the

date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3(a) of this bond ordinance is not a current expense. It is an improvement or purpose that the Township may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 15 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such

statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$24,000, and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$2,500 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

Section 7. The Township hereby declares the intent of the Township to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3(a) of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of the Treasury Regulations.

Section 8. Any grant moneys received for the purpose described in Section 3(a) hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The chief financial officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange

Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy *ad valorem* taxes upon all the taxable real property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

INTRODUCTION: May 28, 2019
PUBLIC HEARING:
ADOPTION:
MAYOR APPROVAL:
EFFECTIVE DATE:

TOWNSHIP OF WEST WINDSOR

CAPITAL IMPROVEMENT ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS AND OTHER RELATED EXPENSES IN OR FOR THE TOWNSHIP OF WEST WINDSOR, COUNTY OF MERCER, STATE OF NEW JERSEY APPROPRIATING THE AMOUNT OF \$459,230.00

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 improvements described in Section 2 of this Capital Improvement Ordinance are hereby authorized to be undertaken by the Township of West Windsor, New Jersey as General Improvements. For the improvements described in Section 2 there is hereby appropriated the sum of \$459,230.00.

SECTION 2. The description of the improvements required are as follows:

GENERAL IMPROVEMENT APPROPRIATIONS

- 1) Public Land Maintenance including, Storm Water Basins, Landscape Islands, Open Space, and including but not limited To the following neighborhoods: Dutch Neck I & II, Kingspoint I through V, Kingspoint East, WW Estates I, Kingsmill, Windsor Park Estates I through V, Sunrise Detention Basin, Southfield Meadows (including Brookline Sections), Millbrook, Le Parc II (detention basin), Stonybrook, Waterford Estates, Heatherfield, Heatherfield West, Forest Lane, Princeton Oaks (limited islands and basins), Grande Preserve, Windsor Crossing, Crown Pointe I and II, Brookshyre And Chamberlin Estates \$ 24,230.00

- 2) Parks Open Space - Maintenance Program \$ 100,000.00
- 3) Parks Open Space – Development Program \$ 200,000.00
- 4) Preserve Open Space - Maintenance Program \$ 90,000.00
- 5) Preserve Open Space - Development Program \$ 20,000.00

- 6) Open Space Land Acquisition – Consultant Soft Costs \$ 25,000.00

- TOTAL \$ 459,230.00**

SECTION 3. The improvements described in Section 2 of this Capital Improvement Ordinance are financed from funds already received by the Township of West Windsor which are presently being held in the following accounts:

| | | |
|---|-----------|-------------------|
| 1) Trust account entitled Maintenance of Open Space | \$ | 24,230.00 |
| 2) Reserve for Open Space Tax Trust Fund | \$ | 100,000.00 |
| 3) Reserve for Open Space Tax Trust Fund | \$ | 200,000.00 |
| 4) Reserve for Open Space Tax Trust Fund | \$ | 90,000.00 |
| 5) Reserve for Open Space Tax Trust Fund | \$ | 20,000.00 |
| 6) Reserve for Open Space Tax Trust Fund | \$ | 25,000.00 |
| TOTAL | \$ | 459,230.00 |

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: May 28, 2019
PUBLIC HEARING:
ADOPTION:
MAYOR APPROVAL:
EFFECTIVE DATE:

ORDINANCE SUMMARY

2019 – Capital Improvement Ordinance authorizes Various Capital Improvements and other related expenses in the amount of \$459,230.00.

| | |
|--|----------------------|
| 1) Public Land Maintenance including, Storm Water Basins, Landscape Islands, Open Space, and including but not limited To the following neighborhoods: Dutch Neck I & II, Kingspoint I through V, Kingspoint East, WW Estates I, Kingsmill, Windsor Park Estates I through V, Sunrise Detention Basin, Southfield Meadows (including Brookline Sections), Millbrook, Le Parc II (detention basin), Stonybrook, Waterford Estates, Heatherfield, Heatherfield West, Forest Lane, Princeton Oaks (limited islands and basins), Grande Preserve, Windsor Crossing, Crown Pointe I and II, Brookshyre And Chamberlin Estates | \$ 24,230.00 |
| 2) Parks Open Space - Maintenance Program | \$ 100,000.00 |
| 3) Parks Open Space – Development Program | \$ 200,000.00 |
| 4) Preserve Open Space - Maintenance Program | \$ 90,000.00 |
| 5) Preserve Open Space - Development Program | \$ 20,000.00 |
| 6) Open Space Land Acquisition – Consultant Soft Costs | \$ 25,000.00 |
| TOTAL | \$ 459,230.00 |

These projects are being funded in full by monies available in various Reserve and Trust Fund Accounts.

The public hearing on this ordinance will be held at the Township Council meeting of June 10, 2019. Prior to the public hearing date you may obtain a complete copy of this ordinance free of charge by calling the Township Clerk’s Office at West Windsor Township (609-799-2400) or coming to the Clerk’s Office at the West Windsor Township Municipal Building.

Gay M. Huber
Township Clerk
West Windsor Township

2019-18

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE TOWNSHIP OF WEST WINDSOR, IN THE COUNTY OF MERCER, NEW JERSEY, APPROPRIATING \$5,959,800 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$5,676,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST WINDSOR, IN THE COUNTY OF MERCER, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized to be undertaken by the Township of West Windsor, in the County of Mercer, New Jersey (the "Township") as general improvements. For the several improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to \$5,959,800, including a grant expected to be received from the State of New Jersey Department of Transportation in the amount of \$605,000 for the purpose of Southfield Road reconstruction which is a part of Section 3(C)(3) (the "State Grant") and further including the aggregate sum of \$283,800 as the several down payments for the improvements or purposes required by the Local Bond Law. The down payments have been made

available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the several improvements or purposes not covered by application of the several down payments and in anticipation of receipt of the State Grant negotiable bonds are hereby authorized to be issued in the principal amount of \$5,676,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

| <u>Purpose</u> | Appropriation and Estimated <u>Cost</u> | Estimated Maximum Amount of Bonds or <u>Notes</u> | <u>Period of Usefulness</u> |
|---|---|---|-----------------------------|
| A) ADMINISTRATION 1) <u>Acquisition of Equipment</u> Network, computer, printer and scanner replacement and/or upgrade, including all related costs and expenditures incidental thereto. | \$449,400 | \$428,000 | 5 years |
| 2) <u>Municipal Facilities and Related Improvements</u> Improvements to the Municipal Administration Building, including all work and materials necessary therefor and incidental thereto. | \$25,200 | \$24,000 | 15 years |

| <u>Purpose</u> | Appropriation and Estimated <u>Cost</u> | Estimated Maximum Amount of Bonds or <u>Notes</u> | <u>Period of Usefulness</u> |
|--|---|---|-----------------------------|
| 3) <u>Municipal Facilities and Related Improvements</u> Improvements to the Health and Recreation Building, including all work and materials necessary therefor and incidental thereto. | \$25,200 | \$24,000 | 15 years |
| 4) <u>Municipal Facilities and Related improvements</u> Security system upgrade projects for various municipal buildings, including all work and materials necessary therefor and incidental thereto. | \$7,035 | \$6,700 | 15 years |
| 5) <u>Municipal Facilities and Related Improvements</u> Municipal Complex renovations, including all work and materials necessary therefor and incidental thereto. | \$200,865 | \$191,300 | 15 years |
| 6) <u>Municipal Facilities and Related Improvements</u> Improvements to the Art's Council Building, including all work and materials necessary therefor and incidental thereto. | \$5,040 | \$4,800 | 15 years |
| 7) <u>Municipal Facilities and Related Improvements</u> Shelving for permanent documents for the Municipal Clerk Department, including all related costs and expenditures incidental thereto. | \$2,520 | \$2,400 | 15 years |
| B) COMMUNITY DEVELOPMENT – CODE ENFORCEMENT <u>Acquisition of Equipment – Vehicular</u> Replacement of a four wheel drive vehicle, including all related costs and expenditures incidental thereto. | \$26,775 | \$25,500 | 5 years |

| <u>Purpose</u> | Appropriation and Estimated <u>Cost</u> | Estimated Maximum Amount of Bonds or <u>Notes</u> | <u>Period of Usefulness</u> |
|--|---|---|-----------------------------|
| <p>C) COMMUNITY DEVELOPMENT – ENGINEERING</p> <p>1) <u>Bicycle and Pedestrian Improvements</u> The Crosswalk Improvement Program and sidewalk repairs – street trees, all as shown on a list on file in the office of the Clerk, which list is hereby incorporated by reference, including all work and materials necessary therefor and incidental thereto.</p> | \$121,170 | \$115,400 | 10 years |
| <p>2) <u>Drainage Improvements</u> Emergency road and drainage repairs, all as shown on a list on file in the office of the Clerk, which list is hereby incorporated by reference, including all work and materials necessary therefor and incidental thereto.</p> | \$50,400 | \$48,000 | 20 years |
| <p>3) <u>Roadway Improvements</u> Annual Residential Road Improvement Program, as well as Annual Road Improvement Program – Collector Roads, all as shown on a list on file in the office of the Clerk, which list is hereby incorporated by reference, including all work and materials necessary therefor and incidental thereto.</p> | \$2,019,150 (including a grant expected to be received from the State of New Jersey Department of Transportation in the amount of \$605,000 for Southfield Road reconstruction) | \$1,923,000 | 10 years |

| <u>Purpose</u> | Appropriation and Estimated <u>Cost</u> | Estimated Maximum Amount of Bonds or <u>Notes</u> | <u>Period of Usefulness</u> |
|---|---|---|-----------------------------|
| <p>4) <u>Traffic Safety Improvements - Hazard Mitigation & Other Improvements</u> Signage and striping improvements; Grover's Mill Dam inspection and repairs, Wallace Road Bus Garage Remediation Program; compost facility remediation; Cranbury Road improvements; annual Flood Abatement Program; EAB Management Program-street trees and annual utility maintenance and improvements, including all work and materials necessary therefor and incidental thereto.</p> | \$663,600 | \$632,000 | 10 years |
| <p>5) <u>Municipal Facilities and Related Improvements-Sewer</u> Sewer extension and pump station improvements, including all work and materials necessary therefor and incidental thereto.</p> | \$504,000 | \$480,000 | 40 years |
| <p>D) COMMUNITY DEVELOPMENT – LAND USE</p> | | | |
| <p>1) <u>Municipal Properties Improvements</u> The Street Tree Planting Program, including all work and materials necessary therefor and incidental thereto.</p> | \$15,120 | \$14,400 | 10 years |
| <p>2) <u>Municipal Park Improvements</u> Park improvements, all as shown on a list on file in the office of the Clerk, which list is hereby incorporated by reference, including all work and materials necessary therefor and incidental thereto.</p> | \$25,200 | \$24,000 | 15 years |
| <p>3) <u>Municipal Facilities and Related Improvements</u> Improvements to Senior Center and Phase II expansion of Senior Center, including all work and materials necessary therefor and incidental thereto.</p> | \$25,200 | \$24,000 | 15 years |

| <u>Purpose</u> | Appropriation and Estimated <u>Cost</u> | Estimated Maximum Amount of Bonds or <u>Notes</u> | <u>Period of Usefulness</u> |
|---|---|---|-----------------------------|
| E) PUBLIC SAFETY – FIRE & EMERGENCY SERVICES | | | |
| 1) <u>Acquisition of Equipment – Non Vehicular</u> Personal protective clothing replacement; purchase of traffic control devices - emitters and purchase of power load stretchers to replace existing manual stretchers, including all related costs and expenditures incidental thereto and further including all work and materials necessary therefor and incidental thereto. | \$153,405 | \$146,100 | 10 years |
| 2) <u>Acquisition of Equipment - Vehicular</u> Modifications to Utility 45, including all work and materials necessary therefor and incidental thereto and further including all related costs and expenditures incidental thereto. | \$10,080 | \$9,600 | 15 years |
| 3) <u>Municipal Facilities and Related Improvements</u> Building and general improvements to the PJ Firehouse, including all work and materials necessary therefor and incidental thereto. | \$25,200 | \$24,000 | 15 years |
| 4) <u>Municipal Facilities and Related Improvements</u> Building and general improvements to the Fire & Emergency Services Facilities, including all work and materials necessary therefor and incidental thereto. | \$25,200 | \$24,000 | 15 years |
| F) PUBLIC SAFETY – POLICE | | | |
| 1) <u>Acquisition of Equipment – Office/Computer Technology</u> and computer replacement, software replacement, telephone system upgrade and 911 system total replacement project, security systems upgrade project, and radio system, including all related costs and expenditures incidental thereto. | \$375,060 | \$357,200 | 5 years |

| <u>Purpose</u> | Appropriation and Estimated <u>Cost</u> | Estimated Maximum Amount of Bonds or <u>Notes</u> | <u>Period of Usefulness</u> |
|---|---|---|-----------------------------|
| 2) <u>Acquisition of Equipment – Vehicular</u> Replacement of a four wheel drive vehicle, including all related costs and expenditures incidental thereto. | \$37,170 | \$35,400 | 5 years |
| 3) <u>Acquisition of Equipment – Non Vehicular</u> The acquisition of firearms, emergency equipment for patrol vehicles and mobile data terminals (MDT) and the Body Camera Vehicle Camera Program, including all related costs and expenditures incidental thereto. | \$335,160 | \$319,200 | 10 years |
| 4) <u>Municipal Facilities and Related Improvements</u> Improvements to the Municipal Police/Court Building, including all work and materials necessary therefor and incidental thereto. | \$25,200 | \$24,000 | 15 years |
| G) PUBLIC WORKS | | | |
| 1) <u>Acquisition of Equipment – Non Vehicular</u> Replacement of medium riding mower and pump for Braemar Pump Station, including all related costs and expenditures incidental thereto. | \$50,400 | \$48,000 | 10 years |
| 2) <u>Acquisition of Equipment – Vehicular</u> The acquisition of an aerial bucket truck and replacement of a vehicle – compactor truck, including all related costs and expenditures incidental thereto. | \$459,375 | \$437,500 | 5 years |
| 3) <u>Municipal Facilities and Related Improvements</u> Building/general improvements to the Municipal Public Works Complex, including all work and materials necessary therefor and incidental thereto. | \$25,200 | \$24,000 | 15 years |

| <u>Purpose</u> | Appropriation and Estimated <u>Cost</u> | Estimated Maximum Amount of Bonds or <u>Notes</u> | <u>Period of Usefulness</u> |
|---|---|---|-----------------------------|
| 4) <u>Municipal Facilities and Related Improvements – Sewer</u> Sanitary sewer system improvements and storm sewer improvements, including all work and materials necessary therefor and incidental thereto. | <u>\$272,475</u> | <u>\$259,500</u> | 40 years |
| TOTALS | <u>\$5,959,800</u> | <u>\$5,676,000</u> | |

The excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the down payment for each purpose.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date, unless such bond anticipation notes are permitted to mature at such later date in accordance with applicable law. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law or other applicable law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or

private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses. They are all improvements or purposes that the Township may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 13.22 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$5,676,000, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$400,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purposes or improvements.

Section 7. The Township hereby declares the intent of the Township to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes or improvements described in Section 3 of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of Treasury Regulations.

Section 8. Any grant moneys received for the purposes or improvements described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The chief financial officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to

be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy *ad valorem* taxes upon all the taxable real property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

INTRODUCTION:
PUBLIC HEARING:
ADOPTION:
MAYOR APPROVAL:
EFFECTIVE DATE:

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 82 “FEES” SECTION 82-4 – CONSTRUCTION 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, various departments/divisions within the Township are authorized to collect and receive fees and to issue permits or licenses as may be required; and

WHEREAS, the Construction Official has reviewed the current fees 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.

[Amended 4-19-1999 by Ord. No. 99-07; 7-26-1999 by Ord. No. 99-15; 3-22-2004 by Ord. No. 2004-08; 12-8-2008 by Ord. No. 2008-48; 4-20-2009 by Ord. No. 2009-09; 3-27-2017 by Ord. No. 2017-09]

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 |

| Use Group | Fee |
|------------------|--------------|
| R-3 | Volume x .04 |
| R-4 | Volume x .04 |
| R-5 | Volume x .04 |
| H | Volume x .04 |
| F-1 | Volume x .04 |
| F-2 | Volume x .04 |
| B | Volume x .04 |
| M | Volume x .04 |
| S-1 | Volume x .03 |
| S-2 | Volume x .03 |
| 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. 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. 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. The fee for tents, in excess of 16,800 square feet or more than 140 feet in any direction, shall be \$325.

H. 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 reinspected 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.
- 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.
 - (1) Roofing: \$100 Group R-5; **(Townhouse and Duplex structures only)**; all other groups \$35 per \$1,000.
 - (2) Siding: \$100 Group R-5; **(Polypropylene siding only)**; all other 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 change of contractor fee shall be **\$100 for group R-5, all other use groups** \$165 per contractor [other than Group R-5].
- T. Variation.
 - (1) Group R-5: \$150.
 - (2) All other groups: \$500.
 - (3) Resubmissions, residential: \$65.
 - (4) Resubmissions, all others: \$200.
- U. Plumbing.
 - [(1) Plumbing fees shall be as follows:]

- [(a) The fee shall be \$35 per fixture, appliance, appurtenance, vent or stack. For the purpose of computing this fee, the following shall be included but not limited to water closets, urinals, bidets, lavatories, sinks, garbage disposals, showers, floor drains, washing machines, dishwashers, hose bibs, drinking fountains, water coolers, roof drains, leaders, gutters, nontestable backflow devices, air admittance valves, vents, stacks, water hammer arrestors, water softeners, water filters, indirect connections, expansion tanks, trap primers, mixing valves for lavatories, and residential solar systems. This list is not inclusive.]
- [(b) The fee shall be \$135 per special device. For the purpose of computing this fee, "special" shall include, but not be limited to, sewer ejectors, grease interceptors, oil interceptors, testable backflow devices, pumps, reduced pressure backflow devices, commercial-industrial grade water heaters, commercial rooftop air-conditioning units, commercial refrigeration piping/systems, and commercial solar systems. This list is not inclusive.]
- [(c) The fee shall be \$100 for each sewer, water, and septic utility connection.]
- [(d) The fee shall be \$60 for residential water heaters and swimming pool heaters.]
- [(e) Notwithstanding the individual fees set forth above, the total plumbing subcode fee for single-family residences shall be \$100 and the minimum total fee for all other structures shall be \$150.]
- [(f) Notwithstanding the individual fees set forth above, the total plumbing subcode fee for a single-family residence shall be \$100 and the minimum total fee for all other structures shall be \$165.]
- [(g) LPG tanks (permanent) R-5 shall be \$100; all other structures: \$165.]
- [(2) 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 plumbing work on the homeowner's own dwelling.]

(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 roof top 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 residences shall be \$100 and the minimum total fee for all other structures shall be \$165

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.

[(1) Mechanical fees shall be as follows:]

[(a) The fee shall be \$85 for each hot air furnace, hot water boiler, fuel boiler, steam boiler, and oil tank. This list is not all inclusive.]

[(b) The fee shall be \$35 for each gas pipe connection and temporary LPG tank.]

[(c) The fee shall be \$35 for residential air-conditioning units, coils, condensate pumps, refrigerant lines, and chimney liners.]

[(d) The fee shall be \$65 for single-family hydronic piping.]

[(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 mechanical work on the homeowner's dwelling. Refrigeration, piping and chimney verification forms may not be done by the homeowner.]

[(1) Fees shall be as follows for R3 and R5 under the responsibility of the Plumbing Subcode Official :]

[a. The fee should 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 should 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 should 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.]

(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 3 year term (Commercial contractor's license only).**

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 of Code Enforcement and shall be placed in a special trust fund to be applied to the cost to the department 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.

INTRODUCTION:

PUBLIC HEARING:

ADOPTION:

MAYOR APPROVAL:

EFFECTIVE DATE:

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 82 “FEES” 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, various departments/divisions within the Township are authorized to collect and receive fees and to issue permits or licenses as may be required; and

WHEREAS, the Construction Official has reviewed the current fees 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:

Chapter 82. Fees

§ 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.

(1) Fees.

(a) From 1 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

([e]g) Residential sump pumps: \$25.

([f]h) Residential dishwashers: \$25.

([g]i) Sewer ejector pump: \$25.

([h]j) Signs:

[1] First sign: \$165.

[2] Each additional sign: \$80.

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

[1] Up to five: \$165.

[2] Five to 25 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.**

(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, [and] heat detectors, **fire and burglar alarm expansion modules:**

(1) Group R-5 flat rate: \$55.

(2) All other groups:

(a) One to 20: \$200 each.

(b) Each 25 additional: \$100.

(3) Electrical operated fire dampers (each): \$25.

K. Commercial alarm control unit: \$150.

(1) Note: price does not include devices; refer to item Subsection A.

(a) For smoke and heat detectors; refer to item Subsection J.

(2) Communications EF, MDF, IDF, TL: \$125.

L. Commercial lighting control panels (each): \$80.

M. Commercial building automation systems and satellite systems (each) \$165.

[L]N. 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 [L]N(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 of Code Enforcement and shall be placed in a special trust fund to be applied to the cost to the department 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.

INTRODUCTION:

PUBLIC HEARING:

ADOPTION:

MAYOR APPROVAL:

EFFECTIVE DATE:

RESOLUTION

WHEREAS, the Township would like to enter into a Memorandum of Understanding with Magzter Inc. to offer a digital publication newsstand to the residents of West Windsor; and

WHEREAS, this service will be offered free of charge for the first year to the residents of West Windsor who subscribe and use the service while in the Township boundaries; and

WHEREAS, the residents who choose to subscribe for this service are responsible to read and agree to the terms and conditions of this service; and

WHEREAS, the link for this service will be placed on the Township web-site for residents to access during the one year trial period.

NOW, THEREFORE BE IT RESOLVED that the Township Council authorizes Mayor Hemant Marathe to sign the Memorandum of Understanding with Magzter, Inc. to offer the free digital publication newsstand to residents of West Windsor Township free of charge for one year.

Adopted: June 10, 2019

I hereby certify that the above Resolution was adopted by the West Windsor Township Council at their meeting held on the 10th day of June 2019.

Gay M. Huber
Township Clerk
West Windsor Township

RESOLUTION

WHEREAS, Linda J. Hill, a member of the West Windsor Fire and Emergency Services, has applied for membership in the New Jersey State Firemen's Association; and

WHEREAS, her application is complete in all ways;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Windsor that it hereby authorizes the municipal endorsement of the application of Linda J. Hill for membership in the New Jersey State Firemen's Association.

Adopted: June 10, 2019

I hereby certify that this is a true copy of a resolution adopted by the West Windsor Township Council at their meeting held on the 10th day of June 2019.

Gay M. Huber
Township Clerk
West Windsor Township

RESOLUTION

WHEREAS, the Tax Collector, Kelly A. Montecinos, has certified the following taxpayer overpaid their taxes; and

WHEREAS, the Tax Collector is requesting that the overpaid taxes be refunded.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of West Windsor that the following refund be made:

| <u>Taxpayer</u> | <u>Refund</u> |
|---|---------------|
| PAYEE: Institute of Islamic Studies 2030 Old Trenton Road Princeton Jct, NJ 08550 ASSESSED OWNER: Institute of Islamic Studies PROPERTY LOCATION: 2030 Old Trenton Road BLOCK: 28 LOT: 15.01 | \$6,590.40 |
| Total | \$6,590.40 |

Adopted: June 10, 2019

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 10th day of June, 2019

Gay M. Huber
Township Clerk
West Windsor Township

RESOLUTION

WHEREAS, the Township wants to enter into a shared services agreement with the County of Middlesex for shared radio network and telecommunications services for the period June 10, 2019 through June 9, 2026; and

WHEREAS, this service is being provided at no cost to the Township to ensure emergency communications between West Windsor Township, Plainsboro Township and other Middlesex County agencies is available when needed; and

WHEREAS, the Township agrees to indemnify and hold harmless the County of Middlesex for any liabilities which may arise out of using the services provided by the Middlesex County Emergency Services Communication Center.

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 shared services agreement between the County of Middlesex and the Township of West Windsor.

Adopted: June 10, 2019

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 10th day of June, 2019.

Gay M. Huber
Township Clerk
West Windsor Township

RESOLUTION

WHEREAS, Princeton Ascend Properties, LLC received preliminary and final site plan and variance approval from the West Windsor Township Planning Board for the construction of on-site and off-site improvements for Block 12.04, Lot 25 (PB16-05); and

WHEREAS, in accordance with the West Windsor Township Code, the Township wishes to enter into an agreement with the Developer to ensure the installation of certain public and quasi-public improvements, on-site and off-tract, including, but not limited to, the payment for the costs of construction and inspection therefore as estimated by the Township Engineer and more particularly as shown on the approved plans and set forth in the Site Improvement Bond Estimate attached hereto as Exhibit A and made a part hereof; and

WHEREAS, the Developer has posted a Performance Surety Bond issued by The Guarantee Company of North America, USA, Bond No. 76127828 in the amount of \$203,800.00 with a cash deposit in the amount of \$22,643.00 to serve as performance guarantees to secure the installation of on-site and off-site improvements in accordance with the approved plans; and

WHEREAS, the Developer has signed a Land Development Performance Guarantee Agreement, a copy of which is attached hereto.

NOW, THEREFORE, BE IT RESLVED on this 10th day of June, 2019 that the Mayor and the Clerk are authorized and directed to execute the Land Development Performance Guarantee Agreement attached hereto.

BE IT FURTHER RESOLVED that the agreement shall be recorded with the Mercer County Clerk's Office upon execution by the Mayor and Clerk.

Adopted: June 10, 2019

I hereby certify that the above Resolution was adopted by the West Windsor Township Council at their meeting held on the 10th day of June, 2019.

Gay M. Huber
Township Clerk
West Windsor Township

RESOLUTION

WHEREAS, 2019-2020 applications for renewal of liquor licenses have been submitted electronically to the Division of Alcoholic Beverages; and

WHEREAS, the appropriate fees have been received; and

WHEREAS, the Police Division has indicated that it finds no reason to object to the renewals listed below; and

WHEREAS, the Health Department has inspected the premises and finds them to be in satisfactory condition; and

WHEREAS, no objection to any of these renewals has been filed with the Clerk's office; and

WHEREAS, the Alcoholic Beverage Retail Licensee Clearance Certificates for Renewal have been issued;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Windsor that the renewal of the Alcoholic Beverage Licenses for the following are hereby approved:

PLENARY RETAIL DISTRIBUTION LICENSE

- 1113-44-011-005** Wegmans Food Market Inc. (Wegmans)
- 1113-44-014-002** Trader Joes East Inc. (Trader Joes)
- 1113-44-004-011** Princeton Market Inc. (McCaffrey's Wine & Spirits)

PLENARY RETAIL CONSUMPTION LICENSE

- 1113-33-001-007** Cranbury Management Inc. (The Bog)
- 1113-33-002-006** AntSul-BWW VII LLC (Buffalo Wild Wings)
- 1113-33-003-010** GC Fridays NJ/PA LLC (TGI Fridays Inc.)
- 1113-33-009-003** Landry's/C.A. Muer Corporation (Big Fish)
- 1113-33-010-004** OTB Acquisition of New Jersey (On the Border Mexican Café)
- 1113-33-013-005** BHTT Entertainment LLC (Brick House Tavern)
- 1113-33-016-002** GMRI Inc. (Bahama Breeze and Seasons 52)

HOTEL/MOTEL LICENSE

- 1113-36-008-005** AVR Princeton Hotel Tenant LLC (Hyatt Regency)
- 1113-36-005-014** Princeton Dining LLC (Anjappaar Chettinad) (Palmer Inn)

Adopted: June 10, 2019

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 10th day of June, 2019.

Gay M. Huber
Township Clerk
West Windsor Township