

**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**

July 29, 2019

REVISED

6:15 P.M.

The Business Session will begin promptly after the close of the
adequately noticed Closed Session

1. Call to Order
2. Statement of Adequate Notice - January 11, 2019 to The Times and the Princeton Packet. Closed Session was noticed on July 23, 2019 to The Times and the Princeton Packet.
3. Salute to the Flag
4. Roll Call
5. Ceremonial Matters and/or Topic for Priority Consideration
6. Public Comment: (30 minutes comment period; 3-minute limit per person)
6. Administration Comments
7. Council Member Comments
8. Chair/Clerk Comments
9. Public Hearings

10. Consent Agenda

A. Resolutions

2019-R148 Authorizing the Refund of Escrow Funds for the Project Known as WWM Properties Inc. - Village Center

2019-R149 Authorizing the Refund of Plan Review Fee and Inspection Fee Escrow Balances for the Project Known as Brickhouse/Ignite Group (PB13-10)

B. Minutes

June 24, 2019 - Business Session - as amended

C. Bills & Claims

11. Items Removed from Consent Agenda

12. Recommendations from Administration and Council/Clerk

2019-R150 Establishing the 2019 Sewer Rate

2019-R151 Authorizing the Extension of the Grace Period for the 2019 Third Quarter Taxes to August 23, 2019

2019-R152 Authorizing the Rejection of Bid Submitted by Central Jersey Waste and Recycling Inc. for Providing Recyclable Materials Collection Service

2019-R153 Approving the Extension of the Shared Services Agreement with the County of Mercer for Recyclable Materials for the Remaining Four Years 2020-2023 - \$1,399,406.00

2019-R154 Authorizing the Mayor and Clerk to Execute a One Year Extension of the Contract with Scheideler Excavating, Inc. for Snow Removal Services for the Period 11/1/2019-10/31/2019 - \$\$70,000.00

- 2019-R155 Authorizing the Business Administrator to Purchase Installation of Fiber Optic Routes through New Jersey State Contract from Network Cabling Inc., dba NetQ Multimedia Company for the Municipal Complex - \$77,859.75
- 2019-R156 Authorizing the Business Administrator to Purchase 44 Axon Body Worn Cameras (BWC) through the Bergen County Co-op from Axon Enterprises Inc. for the Police Division - \$273,910.75
- 2019-R157 Authorizing the Mayor and Township Attorney to Execute the Memorandum of Agreement with The New Jersey Office of Emergency Management As A Participating Agency of the New Jersey All-Hazards Incident Management Team
- 2019-R158 Approval to Submit an Electronic Grant Application and Execute a Grant Agreement with the New Jersey Department of Transportation under the Roadway Infrastructure Projects for the Bennington Drive Roadway Resurfacing Project
- 2019-R159 Approval to Submit an Electronic Grant Application and Execute a Grant Agreement with the New Jersey Department of Transportation under the Roadway Infrastructure Projects for the Rabbit Hill Road Resurfacing Project
- 2019-R160 Approval to Submit an Electronic Grant Application and Execute a Grant Agreement with the New Jersey Department of Transportation under the Bikeways Category for the North Post Road Bikeway Project
- 2019-R161 Approval to Submit an Electronic Grant Application and Execute a Grant Agreement with the New Jersey Department of Transportation under the Transit Village Category for the Dey Forest Park at Carlton Place Accessible Ramps, Sidewalks, and Pedestrian Safety Improvement Project

- 2019-R162 Approval to Submit an Electronic Grant Application and Execute a Grant Agreement with the New Jersey Department of Transportation under the Safe Streets To Transit for the Dinky Line Trail Extension Project
- 2019-R163 Authorizing the Mayor and Clerk to Execute a Professional Services Agreement with ACT Engineers for Metering and Assessment of Wastewater Flows within the Municipal Collection System - \$123,500.00
- 2019-R164 Authorizing the Mayor and Clerk to Execute a Professional Services Agreement with ACT Engineers for Engineering Services for the former Landfill/Compost Facility Environmental Monitoring - \$159,830.00
- 2019-R165 Authorizing the Release of Cash Performance Guarantees for the Private Improvements for the Project Known as Brickhouse/Ignite Group (PB 13-10)
- 2019-R166 Authorizing the Business Administrator to Purchase Two (2) Kubota Zero Turn Mowers through the Middlesex Regional Education Services Commission from Cherry Valley Tract Sales - \$34,824.48
- 2019-R167 Authorizing the Person to Person Transfer of Liquor License 1113-33-003-010 from GC Friday's NJ-PA LLC to TGI Friday's Inc. d/b/a TGI Friday's
- 2019-R168 Authorizing the Business Administrator to Purchase Scanning Services from Dell through the New Jersey Cooperative Purchase Program - \$20,000.00

13. Introduction of Ordinances

2019-22 AN ORDINANCE AMENDING THE REDEVELOPMENT PLAN FOR PRINCETON JUNCTION REDEVELOPMENT PLAN

PUBLIC HEARING: August 19, 2019

2019-23 AN ORDINANCE TO AMEND AND SUPPLEMENT THE CODE OF THE TOWNSHIP OF WEST WINDSOR (1999), CHAPTER 200 LAND USE, PART 5, PRINCETON JUNCTION REDEVELOPMENT PLAN REGULATORY PROVISIONS, ARTICLE XXXIV, LAND USE CONTROLS, SECTION 200-266, RP-7 DISTRICT

PUBLIC HEARING: August 19, 2019

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

15. Council Reports/Discussion/New Business

2019-24 AN ORDINANCE TO AMEND AND SUPPLEMENT THE CODE OF THE TOWNSHIP OF WEST WINDSOR (1999), CHAPTER 200 LAND USE, PART 4 ZONING, ARTICLE XXVII, USE AND BULK REGULATIONS FOR RESIDENCE DISTRICTS, SECTION 200-194.2, PLANNED MIXED USE NEIGHBORHOOD

16. Administration Updates

17. Closed Session

18. Adjournment

ORDINANCE 2019-22

AN ORDINANCE TO AMEND AND SUPPLEMENT
THE CODE OF THE TOWNSHIP OF WEST WINDSOR (1999)

AN ORDINANCE AMENDING THE REDEVELOPMENT PLAN FOR PRINCETON
JUNCTION REDEVELOPMENT PLAN

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

Section 1. Section A on page 107 of the Redevelopment Plan for Princeton Junction is hereby amended as follows. Language in brackets and struck through [~~struck through~~] is being deleted and in **bold and underlined** is being added.

- A. Purpose. The RP-7 District is intended to create a “Main Street” on the eastern side of the rail line through small scale, lot by lot incremental development so as to transform the existing more strip commercial form of development into a village form with buildings close to the street and bicycle access. The object is to achieve a desirable mix of commercial, office, civic and residential land uses within a vibrant, pedestrian-friendly, village environment with an emphasis on uses that service local needs. The village is intended to encourage pedestrian flow throughout the area by generally permitting [~~stores and shops and personal service establishments~~] **stores, shops, personal service establishments, and offices** on the ground floor of buildings and promoting the use of upper floors for offices and residential dwelling units. The mechanisms to do this include sharing off-street parking and stormwater detention opportunities; having well-landscaped and appropriate building setbacks from surrounding roads; providing off-street parking that is well screened from public view; controlling means of vehicular access and coordinating internal pedestrian and vehicular traffic flows relating to existing and proposed development patterns; and ensuring design compatibility with existing development that considers building height, materials, colors, landscaping and signage.

Section 2. Section G on page 111 of the Redevelopment Plan for Princeton Junction is hereby amended as follows. Language in brackets and struck through [~~struck through~~] is being deleted and in **bold and underlined** is being added.

- (7) First-floor use. [~~Retail or personal service uses or small commercial offices~~] **Nonresidential uses** are required **to be located** on the first floor. [~~Office or a~~] **A**partments are permitted only on the [~~top~~] **upper** floor[s].

Section 3. This ordinance shall take effect twenty days after action or inaction by the Mayor as approved by law, or an override of a mayoral vote by the Council, whichever is applicable; upon filing with the Mercer County Planning Board; and upon publication according to law.

Introduction:

Public Hearing:

Adoption:

Mayor Approval:

Effective Date:

ORDINANCE 2019-23

AN ORDINANCE TO AMEND AND SUPPLEMENT
THE CODE OF THE TOWNSHIP OF WEST WINDSOR (1999), CHAPTER 200 LAND USE,
PART 5, PRINCETON JUNCTION REDEVELOPMENT PLAN REGULATORY
PROVISIONS, ARTICLE XXXIV, LAND USE CONTROLS, SECTION 200-266, RP-7
DISTRICT

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

Section 1. Chapter 200 of the Code of the Township of West Windsor (1999), Land Use, Part 5, Princeton Junction Redevelopment Plan Regulatory Provisions, Article XXVII, Use and Bulk Regulations for Residence Districts, Section 200-266, Subsection 200-266.A.(1) is hereby amended as follows. Language in brackets and struck through [~~struck through~~] is being deleted and in **bold and underlined** is being added.

- (1) Purpose. The RP-7 District is intended to create a "Main Street" on the eastern side of the rail line through small-scale, lot-by-lot incremental development so as to transform the existing more strip commercial form of development into a village form with buildings close to the street and bicycle access. The object is to achieve a desirable mix of commercial, office, civic and residential land uses within a vibrant, pedestrian-friendly, village environment with an emphasis on uses that service local needs. The village is intended to encourage pedestrian flow throughout the area by generally permitting [~~stores and shops and personal service establishments~~] **stores, shops, personal service establishments, and offices** on the ground floor of buildings and promoting the use of upper floors for offices and residential dwelling units. The mechanisms to do this include sharing off-street parking and stormwater detention opportunities; having well-landscaped and appropriate building setbacks from surrounding roads; providing off-street parking that is well screened from public view; controlling means of vehicular access and coordinating internal pedestrian and vehicular traffic flows relating to existing and proposed development patterns; and ensuring design compatibility with existing development that considers building height, materials, colors, landscaping and signage.

Section 2. Chapter 200 of the Code of the Township of West Windsor (1999), Land Use, Part 5, Princeton Junction Redevelopment Plan Regulatory Provisions, Article XXVII, Use and Bulk Regulations for Residence Districts, Section 200-266, Subsection 200-266.B.(7) is hereby amended as follows. Language in brackets and struck through [~~struck through~~] is being deleted and in **bold and underlined** is being added.

- (7) First-floor use. [~~Retail or personal service uses or small commercial offices~~] **Nonresidential uses** are required **to be located** on the first floor. [~~Office or a~~] **Apartment**s are permitted only on the [~~top~~] **upper** floor[s].

Section 3. This ordinance shall take effect twenty days after action or inaction by the Mayor as approved by law, or an override of a mayoral vote by the Council, whichever is applicable; upon filing with the Mercer County Planning Board; and upon publication according to law.

Introduction:

Public Hearing:

Adoption:

Mayor Approval:

Effective Date:

ORDINANCE 2019-24

AN ORDINANCE TO AMEND AND SUPPLEMENT THE CODE OF THE TOWNSHIP OF WEST WINDSOR (1999), CHAPTER 200 LAND USE, PART 4, ZONING, ARTICLE XXVII, USE AND BULK REGULATIONS FOR RESIDENCE DISTRICTS, SECTION 200-194.2, PLANNED MIXED USE NEIGHBORHOOD

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

Section 1. Chapter 200 of the Code of the Township of West Windsor (1999), Land Use, Part 4, Zoning, Article XXVII, Use and Bulk Regulations for Residence Districts, Section 200-194.2, Subsection 200-194.2.B.(4) is hereby amended as follows. Language in brackets and struck through [~~struck through~~] is being deleted and in **bold and underlined** is being added.

- (4) A minimum of 20,000 square feet of nonresidential floor area [~~shall be devoted to neighborhood retail commercial goods and services~~] **shall be required**. A convenience food store [~~shall be~~] **is encouraged but not required to be part of the** [~~neighborhood retail commercial~~] **required nonresidential** floor area.

Section 2. Chapter 200 of the Code of the Township of West Windsor (1999), Land Use, Part 4, Zoning, Article XXVII, Use and Bulk Regulations for Residence Districts, Section 200-194.2, Subsection 200-194.2.L.(2)(b)[5] through Subsection 200-194.2.L.(2)(b)[10] is hereby amended as follows. Language in brackets and struck through [~~struck through~~] is being deleted and in **bold and underlined** is being added.

- [5] [~~Retail uses~~] **Nonresidential uses** are required on the first floor. [~~Office or a~~] **A**partments are permitted only on the second, third, or fourth floor.

~~[[6]—Maximum store size: no more than 25% of the total retail floor space.]~~

~~[[7]~~**6** At least 75% of the buildings shall be three stories.

~~[[8]~~**7** The maximum building height shall be three stories or 40 feet, whichever is less, except that up to 15% of the facade may be at a height of four stories or 50 feet, whichever is less, provided that such additional height accommodates either space for mechanicals or for lofts for third floors of apartments and is not located on Old Bear Brook Road.

~~[[9]~~**8** All affordable units above the retail shall be rental, and the market units may be for sale or rental.

~~[[10]~~**9** Parking shall be located behind the building and screened from public view from streets. No parking shall be located between a building and a street. On-street parking on internal roads shall be permitted. Alleys are recommended.

Section 3. This ordinance shall take effect twenty days after action or inaction by the Mayor as approved by law, or an override of a mayoral vote by the Council, whichever is applicable; upon filing with the Mercer County Planning Board; and upon publication according to law.

Introduction:

Public Hearing:

Adoption:

Mayor Approval:

Effective Date:

RESOLUTION

WHEREAS, the following applicant(s) filed application(s) with West Windsor Township Planning/Zoning Board; and

WHEREAS, in conjunction with such application(s), the following applicant(s) deposited with the Township of West Windsor escrow deposits pursuant to Section 82-3D(1) of the Revised General Ordinances of the Township of West Windsor; and

WHEREAS, professional services undertaken on behalf of the Township in conjunction with said application(s) have been completed and the costs thereof have been listed below; and

WHEREAS, this remains a partial balance in the applicant's escrow account, which applicant is entitled to be refunded.

Date of Deposit	Project No.	Developers	Total Escrow	Total Disb...	Balance of Escrow
21-Jul-11	PB 11-07	WWM Properties, Inc.-Village Center	\$ 2,000.00	\$ (836.01)	\$ 1,163.99
			\$ 2,000.00	\$ (836.01)	\$ 1,163.99

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Windsor that the Treasurer is hereby authorized and directed to refund to the applicant(s) the portion of the escrow deposits which the applicant(s) is entitled to be refunded as set forth above.

Adopted: July 29, 2019

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 29th day of July, 2019.

Gay M. Huber
Township Clerk
West Windsor Township

RESOLUTION

WHEREAS, the following Developer completed the construction of a land development project approved through the West Windsor Township Planning Board; and

WHEREAS, in conjunction with the project, the Developer deposited both plan review fee escrows and inspection fee escrows with the Township of West Windsor pursuant to Section 82-3G of the Revised General Ordinances of the Township of West Windsor; and

WHEREAS, professional services undertaken on behalf of the Township in conjunction with said project have been completed; and

WHEREAS, there remains a partial balance in both the Developer's plan review fee and inspection fee escrow accounts, which the Developer is entitled to have refunded; and

WHEREAS, Alvarez & Marsal North America, LLC has made a demand for a release of the escrow accounts posted by Ignite Restaurant Group associated with the project known as Brickhouse/Ignite Group (PB13-10); and

WHEREAS, the Township Engineer recommends that the balances remaining in the plan review fee and inspection fee escrow accounts for the project be refunded as follows:

<u>Deposit Account</u>	<u>Developer</u>	<u>Project ID</u>	<u>Project Name</u>	<u>Escrow Balance</u>
Plan Review	Ignite Restaurant Group	PB13-10	Brickhouse/Ignite	\$ 525.09
Inspection	Ignite Restaurant Group	PB13-10	Brickhouse/Ignite	\$ 195.37

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Windsor that the Chief Financial Officer is hereby authorized and directed to refund to Alvarez & Marsal North America, LLC the balances of the escrow deposits, and any applicable interest to which the Developer is entitled.

Adopted: July 29, 2019

I hereby certify that the above Resolution was adopted by the West Windsor Township Council at their meeting held on the 29th day of July 2019.

Gay M. Huber
Township Clerk
West Windsor Township

RESOLUTION
WEST WINDSOR TOWNSHIP SEWER RATE 2019

WHEREAS, the West Windsor Township sewer billing staff has reviewed the various elements of which the sewer rate is comprised as listed below:

<u>Sewer System</u>	
S & W (2019 Budget)	\$451,935.00
O & E (2019 Budget)	110,750.00
Utility Expenses	99,566.00
Data Processing Expense	4,680.00
Postage Fees	9,024.00
<u>Collection of Sewer Rent</u>	
S & W (2019 Budget) Tax Collector 25%	21,257.00
O.E. Sewer Billing Charges	7,900.00
Chief Financial Officer/Treasurer	
S & W (2019 Budget) 15%	18,758.00
Fringe Benefits (35% of S & W)	172,183.00
SBRSA O & M	<u>2,634,859.00</u>
	3,530,912.00
Reserve for Uncollected Sewer Rents	<u>72,384.00</u>
Sewer Rents to be Raised	3,603,296.00
2019 Billing Flow Cu. Ft.	
Rate = $\frac{\$3,603,296.00}{84,969,100} \times 100 = \$4.24/100$ Cu. Ft.	

WHEREAS, the administration of the Township of West Windsor finds that these figures adequately reflect the fair costs to the users of the sewer system;

NOW THEREFORE, BE IT RESOLVED, by the Township Council of the Township of West Windsor that based upon the above known and projected costs that the sewer rate for 2019 shall be set at \$4.24 per hundred cubic feet of billing flow.

Adopted: July 29, 2019

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 29th day of July 2019.

Gay M. Huber
Township Clerk
West Windsor Township

RESOLUTION

WHEREAS, by N.J.S.A 54:4-64, the Tax Collector shall complete the work of the preparing and mailing the tax bills at least twenty-five (25) days before the third installment of taxes falls due; and

WHEREAS, the Tax Collector, Kelly A. Montecinos, has confirmed that due to delay in the certification of Mercer County budget; and

WHEREAS, said mailing of the 2019 tax bills did not meet the requirements stated above; and

WHEREAS, the Tax Collector is requesting that the time period, provided by the statute (NJSA 54:4-67) for interest to be collected (within ten days after the date upon which same becomes payable) be extended; and

WHEREAS, the Tax Collector is requesting that the third quarter interest shall be charged after August 23, 2019 (instead of August 10, 2019);

NOW THEREFORE, BE IT RESOLVED by the Township Council of Township of West Windsor that the date to charge interest on the payment of third quarter taxes be extended from August 10 to August 23, 2019.

BE IT FURTHER RESOLVED that in accordance with N.J.S.A. 54:4-67, interest calculated on payments received after August 23 will revert back to the original due date of August 1.

Adopted: July 29, 2019

I certify the above Resolution was adopted by the West Windsor Township Council at their meeting on the 29th day of July, 2019.

Gay M. Huber
Township Clerk
West Windsor Township

RESOLUTION

WHEREAS, the Township has a need to contract for the collection of recyclable materials service; and

WHEREAS, at the bid opening on June 25, 2019 one (1) bid was received from Central Jersey Waste and Recycling, Inc.; and

WHEREAS, N.J.S.A. 40A:11-13.2b permits rejection of bids when the lowest bid substantially exceeds the contracting unit's appropriation for the goods and services.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of West Windsor that the bid submitted by Central Jersey Waste and Recycling, Inc. is rejected.

Adopted: July 29, 2019

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 29th day of July 2019.

Gay M. Huber
Township Clerk
West Windsor Township

RESOLUTION

WHEREAS, there exists a need in the Township of West Windsor to provide curbside recycling services to the residents; and

WHEREAS, Resolution 2018-R243 approved a Shared Services Agreement between the Township of West Windsor and the Mercer County Improvement Authority (MCIA); and

WHEREAS, the Agreement between the MCIA and the Township of West Windsor for the Curbside Recycling Collection Program was for one (1) year commencing on January 1, 2019 through December 31, 2019 with four (4) additional one year options which would require Township Council approval; and

WHEREAS, it is the recommendation of the Administration that the Township continues to contract with the MCIA for the remaining four (4) years of the Shared Services Agreement; and

WHEREAS, in accordance with the Agreement between the MCIA and the Township of West Windsor, West Windsor's annual cost for:

Option Year 1 (January 1, 2020 to December 31, 2020) shall be \$336,336.00,
 Option Year 2 (January 1, 2021 to December 31, 2021) shall be \$345,037.00,
 Option Year 3 (January 1, 2022 to December 31, 2022) shall be \$354,706.00,
 Option Year 4 (January 1, 2023 to December 31, 2023 shall be \$363,327.00; and

WHEREAS, funds are available subject to the adoption of the 2020, 2021, 2022 and 2023 Municipal Operating Budgets as evidenced by the Chief Financial Officer's certification of funds;

Refuse Collection-Recycling (2020)	105-58-220	\$336,336.00
Refuse Collection-Recycling (2021)	105-58-220	\$345,037.00
Refuse Collection-Recycling (2022)	105-58-220	\$354,706.00
Refuse Collection-Recycling (2023)	105-58-220	<u>\$363,327.00</u>
Total		\$1,399,406.00

NOW, THEREFORE, BE IT RESOLVED, by the West Windsor Township Council, that the Shared Services Agreement between the Township of West Windsor and the MCIA for curbside collection of recyclables be continued for the remaining (4) four years of the Shared Services Agreement (January 1, 2020 through December 31, 2023).

Adopted: July 29, 2019

I hereby certify that the above resolution was adopted by the Township of West Windsor Council at their meeting held on the 29th day of July 2019.

Gay M. Huber
 Township Clerk
 West Windsor Township

RESOLUTION

WHEREAS, on September 20, 2017 the Township of West Windsor received one (1) bid for snow removal services for the period November 1, 2017 through October 31, 2018; and

WHEREAS, Scheideler Excavating Co., Inc of 149 Penn Lyle Road, Princeton Junction, New Jersey 08550 was awarded the contract for these services; and

WHEREAS, the bid specifications permit the Township to extend the contract for two (2) additional one (1) year periods; and

WHEREAS, the services performed by Scheideler Excavating Co., Inc. under the contract have been acceptable; and

WHEREAS, Resolution 2018-R215 extended the contract with Scheideler Excavating Co., Inc. for an additional one (1) year period with no price increase; and

WHEREAS, the Township wishes to extend the contract for said work to Scheideler Excavating Co., Inc. for a second one (1) year period with no price increase in accordance with the pricing, terms and conditions set forth in the initial bid proposal; and

WHEREAS, funds are available in the Snow Trust Fund for 2019 and in the Snow Removal Service/Maintenance Contract subject to the adoption of the 2020 Municipal Budget:

Snow Trust Fund	121407	\$10,000.00
Snow Removal – Svc/Maint Contract	105-41-251	\$60,000.00

NOW, THEREFORE, BE IT RESOLVED, by the West Windsor Township Council that the Contract for Snow Removal Services is extended with Scheideler Excavating Co., Inc. for the period November 1, 2019 through October 31, 2020 and that the Mayor and Clerk are authorized to execute a Contract for said services with Scheideler Excavating Co., Inc.

Adopted: July 29, 2019

I hereby certify that the above resolution was adopted by the West Windsor Township Council at its meeting held on the 29th day of July 2019

Gay M. Huber
Township Clerk
West Windsor Township

RESOLUTION

WHEREAS, the Township of West Windsor is in need of a reliable high speed local area network and upgrades to the network infrastructure; and

WHEREAS, fiber optic routes are recommended to connect the Municipal Building, Fire and Emergency Services Station 45, the Senior Center, the Health, Recreation and Parks Departments facility and the Police Station; and

WHEREAS, Network Cabling Inc. dba NetQ Multimedia Company has been awarded the New Jersey State Contract T2989-A88739 for Communications Wiring Services and T1778 for Cabling and Products & Services; and

WHEREAS, the total cost of this project is \$77,859.75 and the Chief Financial Officer has approved funding for the above from the following capital account:

405201906001	Network/Computer/Printers/Scanners	\$77,859.75

NOW, THEREFORE, BE IT RESOLVED, that the Township Council authorizes the Business Administrator Marlena Schmid to purchase the above from Network Cabling Inc. dba NetQ Multimedia Company under New Jersey State Contract T2989-A88739 and T1778.

Adopted: July 29, 2019

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 29th day of July 2019.

Gay M. Huber
 Township Clerk
 West Windsor Township

RESOLUTION

WHEREAS, the Township of West Windsor wishes to purchase 44 Axon Body Worn Cameras (BWC) to be worn by on-duty uniform personnel while in the performance of their duties and 12 Axon Fleet Cameras for patrol vehicles; and

WHEREAS, Class III uniform personnel will not be issued body worn cameras; and

WHEREAS, on September 4, 2018, the Township of West Windsor adopted Resolution 2018-R200 authorizing purchases through the County of Bergen Coop CK02; and

WHEREAS, Axon Enterprises, Inc., 17800 N. 85th Street, Scottsdale, Arizona has been awarded the Bergen County Coop Resolution #18-71 for said Axon Body Worn Cameras and Fleet Cameras; and

WHEREAS, the purchase of this equipment was included in the 2019 Capital Budget, and the total cost for these purchases will not exceed \$273,910.75; and

WHEREAS, the Chief Financial Officer has certified that funds are available for said equipment in the following accounts:

Acquisition of Police Equipment	405-2019-18-024	\$273,910.75
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NOW, THEREFORE, BE IT REOLVED by the Township Council of the Township of West Windsor that the Township Business Administrator is hereby authorized to purchase 44 Axon Body Worn Cameras, and 12 Axon Fleet Cameras to include five year warranty from Axon Enterprises, Inc. through the Berger County Coop for a total not to exceed of \$273,910.75.

July 29, 2019

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 29th day of July, 2019.

Gay M. Huber
Township Clerk
West Windsor Township

RESOLUTION

WHEREAS, the New Jersey Office of Emergency Management is the lead agency in New Jersey responsible for coordinating the State's preparedness, response and recovery operations for all hazards impacting the State; and

WHEREAS, the West Windsor Township Police Division would like to be a participating agency with the New Jersey All-Hazards Incident Management Team; and

WHEREAS, this Memorandum of Agreement sets forth the roles and responsibilities of the New Jersey Office of Emergency (NJOEM), the West Windsor Police, and the participating police officers in engaging in preparatory and response activities as part of the New Jersey All-Hazards Incident Management Team.

NOW, THEREFORE, BE IT RESOLVED, that the Township Council hereby authorizes the Mayor Hemant Marathe and the Township Attorney Michael Herbert, to execute the Memorandum of Agreement between The New Jersey Office of Emergency Management and The Township of West Windsor as a participating agency of the New Jersey All-Hazards Incident Management Team.

Adopted: July 29, 2019

I hereby certify that the above Resolution was adopted by the West Windsor Township Council at their meeting held on the 29th day of July, 2019.

Gay M. Huber
Township Clerk
West Windsor Township

RESOLUTION: Approval to submit a grant application and execute a grant agreement with the New Jersey Department of Transportation for the Municipal Aid 2020 Bennington Drive Roadway Reconstruct – 00523 project.

WHEREAS, the Township of West Windsor has identified the need for improvements to Bennington Drive between Rabbit Hill Road and Southfield Road; and

WHEREAS, the proposed improvements will resurface a portion of Bennington Drive between Rabbit Hill Road and Southfield Road. This section of Bennington Drive, totaling 0.95 miles of roadway, is classified as a Minor Collector Roadway in the Township Master Plan with an existing variable width pavement cross section. This project will provide for pavement repairs including milling and overlay, crack sealing to prevent ice damage for sections where milling and overlay are not warranted, drainage improvements where necessary, improved signage & striping, inlet casting replacements, and concrete sidewalk with accessibility ramps & detectable warning surfaces where necessary. No changes in right-of-way or pavement widths are proposed.

NOW, THEREFORE, BE IT RESOLVED that Council of West Windsor Township, formally approves the grant application for the Municipal Aid - FY 2020- Bennington Drive Roadway Reconstruction project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA – 2020 – Rabbit Hill Road Roadway Reconstruction - 00523 to the New Jersey Department of Transportation on behalf of West Windsor Township.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of West Windsor Township and that their signatures constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement.

Certified as a true copy of the Resolution adopted by the West Windsor Township Council at their meeting held on this 29th day of July, 2019

Clerk
Gay M. Huber

My signature and the Clerk’s seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

ATTEST and AFFIX SEAL

(Clerk)
Gay M. Huber

(Presiding Officer)
Hemant Marathe, Mayor

RESOLUTION: Approval to submit a grant application and execute a grant agreement with the New Jersey Department of Transportation for the Municipal Aid - FY 2020- Rabbit Hill Road Roadway Reconstruction project.

WHEREAS, the Township of West Windsor has identified the need for improvements to Rabbit Hill Road, between Cranbury Road (County Route 615) and Dey Farm Road; and

WHEREAS, the proposed improvements will resurface a portion of Rabbit Hill Road between Cranbury Road (Mercer CR 615) and Dey Farm Road. This section of Rabbit Hill Road, totaling 0.23 miles of roadway, is classified as a Minor Collector Roadway in the Township Master Plan with an existing variable width pavement cross section. This project will provide for pavement repairs including milling and overlay, drainage improvements where necessary, improved signage & striping, inlet casting replacements, and concrete sidewalk with handicap ramps & detectable warning surfaces where necessary. No changes in right-of-way or pavement widths are proposed.

NOW, THEREFORE, BE IT RESOLVED that Council of West Windsor Township, formally approves the grant application for the Municipal Aid - FY 2020- Rabbit Hill Road Roadway Reconstruction project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA – 2020 – Rabbit Hill Road Roadway Reconstruction - 00564 to the New Jersey Department of Transportation on behalf of West Windsor Township.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of West Windsor Township and that their signatures constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement.

Certified as a true copy of the Resolution adopted by the West Windsor Township Council at their meeting held on this 29th day of July, 2019

Clerk
Gay M. Huber

My signature and the Clerk’s seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

ATTEST and AFFIX SEAL _____
(Clerk)
Gay M. Huber

(Presiding Officer)
Hemant Marathe, Mayor

RESOLUTION: Approval to submit a grant application and execute a grant agreement with the New Jersey Department of Transportation for the North Post Road Bikeway project.

WHEREAS, the Township of West Windsor has identified the need for bike lane improvements along North Post Road located between Clarksville Road and Ward Road; and

WHEREAS, the Township of West Windsor has continuously demonstrated its commitment for improving transportation infrastructure for bicycles within West Windsor; and

WHEREAS, the proposed improvements will create dedicated bike lanes that will improve bicycle access for local residents to the municipal complex located on North Post Road.

NOW, THEREFORE, BE IT RESOLVED that Council of West Windsor Township, formally approves the grant application for the North Post Road Bikeway project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as BIKE-2020-North Post Road Bikeway-00046 to the New Jersey Department of Transportation on behalf of West Windsor Township.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of West Windsor Township and that their signatures constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement.

Certified as a true copy of the Resolution adopted by the West Windsor Township Council at their meeting held on this 29th day of July, 2019.

Clerk
Gay M. Huber

My signature and the Clerk's seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

ATTEST and AFFIX SEAL

(Clerk)
Gay M. Huber

(Presiding Officer)
Hemant Marathe, Mayor

RESOLUTION: Approval to submit a grant application and execute a grant agreement with the New Jersey Department of Transportation for the Transit Village-FY 2020-Dey Forest Park at Carlton Place Accessible Ramps, Sidewalks and Pedestrian Safety Improvements Project.

WHEREAS, the Township of West Windsor has continuously demonstrated its commitment for improving pedestrian safety and access in and around the Princeton Junction Train Station at West Windsor; and

WHEREAS, the proposed improvements will reconstruct pedestrian sidewalk ramps and pedestrian routes within the existing sidewalk network that promotes a safer means of travel for pedestrians that walk between the Princeton Junction Train Station, to and from, Dey Forest Park at Carlton Place and the adjoining residential neighborhoods. This work will include updating non-compliant ADA accessible ramps/routes to and from the Princeton Junction Train Station. In addition, crosswalk improvements, signage, striping, and detectable warning surfaces are proposed.

NOW, THEREFORE, BE IT RESOLVED that Council of West Windsor Township, formally approves the grant application for the Transit Village-FY 2020- Dey Forest Park at Carlton Place Accessible Ramps, Sidewalks and Pedestrian Safety Improvements Project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as TV-2020- Dey Forest Park at Carlton Place -00022 to the New Jersey Department of Transportation on behalf of West Windsor Township.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of West Windsor Township and that their signatures constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement.

Certified as a true copy of the Resolution adopted by the West Windsor Township Council at their meeting held on this 29th day of July, 2019.

Clerk
Gay M. Huber

My signature and the Clerk's seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

ATTEST and AFFIX SEAL _____
(Clerk)
Gay M. Huber

(Presiding Officer)
Hemant Marathe, Mayor

RESOLUTION: Approval to submit a grant application and execute a grant agreement with the New Jersey Department of Transportation for the Dinky Line Trail Extension project.

WHEREAS, the Township of West Windsor has continuously demonstrated its commitment for improving pedestrian safety and access in and around the Princeton Junction Train Station at West Windsor; and

WHEREAS, the proposed improvements will create a dedicated 8' wide bituminous concrete pedestrian walkway linking seven major office complexes adjacent to US Route 1 and the Princeton Junction Train Station at West Windsor. This project will provide for approximately 1,500 LF of missing pedestrian pathway, surface lighting, handicap ramps and other pedestrian safety improvements.

NOW, THEREFORE, BE IT RESOLVED that Council of West Windsor Township, formally approves the grant application for the Line Trail Extension project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as SST-2020-Dinky Line Trail Extension-00059 to the New Jersey Department of Transportation on behalf of West Windsor Township.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of West Windsor Township and that their signatures constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement.

Certified as a true copy of the Resolution adopted by the West Windsor Township Council at their meeting held on this 29th day of July, 2019.

Clerk
Gay M. Huber

My signature and the Clerk's seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

ATTEST and AFFIX SEAL

(Clerk)
Gay M. Huber

(Presiding Officer)
Hemant Marathe, Mayor

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, ACT Engineers has submitted a proposal dated June 25, 2019 indicating they will provide professional services for the metering and assessment of wastewater flows within the municipal collection system for One Hundred Twenty Three Thousand Five Hundred Dollars (\$123,500.00); and

WHEREAS, ACT Engineers has indicated a performance period of ninety (90) calendar days; and

WHEREAS, the Township wishes to enter into an agreement with ACT Engineers for the aforesaid services; and

WHEREAS, the total amount of the contract is One Hundred Twenty Three Thousand Five Hundred Dollars (\$123,500.00); and

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

Emergency Sewer Repairs	405-2008-26-008	\$123,500.00
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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 ACT Engineers, with a performance period of ninety (90) calendar days for professional services, for an amount not to exceed One Hundred Twenty Three Thousand Five Hundred Dollars (\$123,500.00).
- (2) The Agreement so authorized shall require the Provider to provide professional construction administration and observation services pursuant to its proposal dated June 25, 2019. The contract may be 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.
- (4) An executed copy of the Contract between the Township and ACT Engineers and a copy of this Resolution, shall be on file and available for public inspection in the office of the Township Clerk.

Adopted: July 29th, 2019

I hereby certify that the above Resolution was adopted by the West Windsor Township Council at their meeting held on the 29th day of July 2019.

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, ACT Engineers have submitted a proposal dated May 14, 2019 indicating they will provide professional engineering services for the former West Windsor Township Landfill/Compost Facility – Environmental Monitoring for One Hundred Fifty Nine Thousand Eight Hundred Thirty Dollars (\$159,830.00); and

WHEREAS, the Township wishes to enter into an agreement with ACT Engineers for the aforesaid services; and

WHEREAS, the total amount of the contract is One Hundred Fifty Nine Thousand Eight Hundred Thirty Dollars (\$159,830.00); and

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

Traffic Safety Improvements Hazard Mitigation	405 2014 13 009	\$6,683.30
Traffic Safety Improvements Hazard Mitigation	405 2015 06 008	\$13,233.05
Traffic Safety Improvements Hazard Mitigation	405 2016 09 007	\$26,011.57
Traffic Safety Improvements Hazard Mitigation	405 2017 21 010	\$40,000.00
Traffic Safety Improvements Hazard Mitigation	405 2018 15 014	\$40,000.00
Traffic Safety Improvements Hazard Mitigation	405 2019 18 013	\$33,902.08

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 ACT Engineers to cover the period July 29, 2019 through completion of the project.
- (2) The Agreement so authorized shall require the Provider to provide professional engineering services related to the remediation of the former West Windsor Township Landfill / Compost Facility, pursuant to their proposal dated May 14, 2019. The contract shall be 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.
- (4) An executed copy of the Contract between the Township and ACT Engineers and a copy of this Resolution, shall be on file and available for public inspection in the office of the Township Clerk.

Adopted: July 29, 2019

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 29th day of July 2019.

Gay M. Huber
Township Clerk
West Windsor Township

RESOLUTION

WHEREAS, Alvarez & Marsal North America, LLC has made a demand for a release of the cash performance guarantee posted by Ignite Restaurant Group for private improvements in connection with construction associated with the project known as Brickhouse/Ignite Group (PB13-10); and

WHEREAS, the cash performance guarantee for private improvements posted by the Developer remain at 100 percent of their original value, as follows;

<u>Performance Guarantee</u>	<u>Original Amount</u>	<u>Date Issued</u>	<u>Current Amount</u>	<u>Recommended Reduction</u>
Cash	\$10,744.00	6/17/14	\$10,744.00	FULL RELEASE

WHEREAS, the Township Engineer has reviewed the current request for release and the improvements covered by the guarantees, and finding them satisfactory, recommends that the performance guarantee release request be approved by the Township Council; and

WHEREAS, a maintenance guarantee is not required because the improvements are private in nature.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of West Windsor, the cash performance guarantees posted by Ignite Restaurant Group for private site improvements in connection with construction associated with the project known as Brickhouse/Ignite Group (PB13-10), be released in full, along with any interest due the developer, to Alvarez & Marsal North America, LLC, as follows:

<u>Performance Guarantee</u>	<u>Original Amount</u>	<u>Date Issued</u>	<u>Current Amount</u>	<u>Recommended Reduction</u>
Cash	\$10,744.00	6/17/14	\$10,744.00	FULL RELEASE

ADOPTED: July 19, 2019

I hereby certify that the above Resolution was adopted by the West Windsor Township Council at their meeting held on the 19th day of July 2019.

 Gay M. Huber
 Township Clerk
 West Windsor Township

RESOLUTION

WHEREAS, the Township of West Windsor needs to purchase two (2) new Kubota Zero Turn Mowers for the Department of Public Works; and

WHEREAS, West Windsor Township is a member of the Middlesex Regional Education Service Commission (65MCESCCPS-ESCNJ 15/16-08) and both Kubota model ZD1211-60 mowers are available from Cherry Valley Tractor Sales, 35 Route 70 West, Marlton, NJ 08034; and

WHEREAS, funding for the acquisition of said equipment for the Department of Public Works is available through the approved 2019 Capital Budget; and

WHEREAS, the Chief Financial Officer has certified that funds are available for said equipment in the following account:

Public Works-Acquisition of Equipment	405-2019-18-026	\$34,824.48
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NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of West Windsor that the Business Administrator is authorized to purchase of two (2) new Kubota Zero Turn Mowers under the Middlesex Regional Services Commission for a total not to exceed \$34,754.88 from Cherry Valley Tractor Sales, 35 Route 70 West, Marlton, NJ 08034.

Adopted: July 29, 2019

I hereby certify that the above resolution was adopted by the Township Council of the Township of West Windsor at their meeting held on the 29th day of July, 2019.

Gay M. Huber
Township Clerk
West Windsor Township

RESOLUTION

- WHEREAS, the Township of West Windsor has received a Retail Liquor License Application from GC Friday's NJ-PA LLC for a Person to Person Transfer of Liquor License No. 1113-33-003-010 to TGI Friday's Inc.; and
- WHEREAS, the applicant wants to transfer the Plenary Retail Consumption License from GC Friday's NJ-PA LLC to LTGI Friday's Inc., d/b/a TGI Friday's; and
- WHEREAS, the New Jersey Division of Alcoholic Beverage has conducted a consolidated background investigation and approved the Person to Person Transfer of the Plenary Retail Consumption License; and
- WHEREAS, in accordance with N.J.A.C. 13:2-7.4, the applicant has provided to the Township Clerk's Office the proof of publication of the notice of the application in the Princeton Packet on May 3, 2019 and May 10, 2019; and
- WHEREAS, no objection to the application has been received; and
- WHEREAS, the Alcoholic Beverage Retail License Clearance Certificate to transfer has been received by the Township Clerk; and
- WHEREAS, pursuant to N.J.A.C. 13:2-7.7, the Township Council makes the following findings and certifies that:
1. The submitted application form is complete in all respects;
 2. The applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey State Statutes, regulations promulgated thereunder as well as pertinent local ordinances and conditions consistent with Title 33; and
 3. New Jersey Division of Alcoholic Beverage Control has reviewed the application and finds no reason not to permit the transfer.
- NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Windsor that the Person to Person transfer of the Plenary Retail Consumption License No. 1113-33-003-010 to TGI Friday's Inc. d/b/a TGI Friday's is hereby approved.

Adopted: July 29, 2019

A hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 29th day of July 2019.

Gay M. Huber
Township Clerk
West Windsor Township

RESOLUTION

WHEREAS, the Township of West Windsor, pursuant to N.J.S.A. 40A:11-12a and N.J.A.C. 5:34-7.29(c), may by resolution and without advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing Program for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of the Treasury; and

WHEREAS, the Township of West Windsor has the need on a timely basis to purchase technological goods or services utilizing State contracts; and

WHEREAS, Dell is an authorized vendor under NJ State Contract M0003-89850 and CDW Government is an authorized vendor under NJ State Contract M0003-89849 and SHI International is an authorized vendor under NJ State Contract M0003-89851, and

WHEREAS, the following resolutions were approved and certification of funds were authorized as follows:

2019-R022	SHI International	1/7/2019	\$ 85,000.00	COF 2019-02
2019-R060	SHI International	3/4/2019	\$ 4,397.90	COF 2019-33
2019-R070	SHI International	3/18/2019	\$ 23,590.00	COF 2019-40
2019-R093	CDW-Government	4/15/2019	\$ 5,055.00	COF 2019-50
2019-R095	SHI International	4/15/2019	\$ 14,900.00	COF 2019-49
2019-R116	CDW-Government	5/28/2019	\$ 14,850.00	COF 2019-58
2019-R145	CDW-Government	7/8/2019	\$ 2,440.00	COF 2019-65
2019-R146	CDW-Government	7/8/2019	<u>\$ 4,321.80</u>	COF-2019-66
			\$154,554.70	

WHEREAS, the Township wants to continue with its scanning program of Engineering documents into the laserfiche system; and

WHEREAS, the Chief Financial Officer has certified the availability of funds in the following account for these purchases:

Clerk-Consulting Fees 105-01-210 \$20,000.00

NOW, THEREFORE, BE IT RESOLVED, that the Township Council authorizes the Business Administrator Marlena Schmid to purchase the above from Dell under NJ State Contracts M0003-89850; and

BE IT FURTHER RESOLVED, that the authorization to the existing New Jersey State Contract M0003 is amended to reflect the \$20,000.00 increase from \$154,554.70 to \$174,554.70.

Adopted: July 29, 2019

I hereby certify that the above Resolution was adopted by the West Windsor Township Council at their meeting held on the 29th day of July 2019.

Gay M. Huber
Township Clerk
West Windsor Township