

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

October 26, 2020

7:00 P.M.

1. Call to Order
2. Roll Call
3. Statement of Adequate Notice - October 16, 2020 to The Times and the Princeton Packet.
4. Salute to the Flag
5. Ceremonial Matters and/or Topics for Priority Consideration
6. Public Comment: (30 minutes comment period; 3-minute limit per person)
7. Administration Comments
8. Council Member Comments
9. Chair/Clerk Comments
10. Public Hearings

11. Consent Agenda

A. Resolutions

B. Minutes

August 17, 2020 - Business Session

August 31, 2020 - Business Session

September 14, 2020 - Business Session - as amended

September 14, 2020 - Closed Session

September 29, 2020 - Business Session - as amended

C. Bills & Claims

12. Items Removed from Consent Agenda

13. Recommendations from Administration and Council/Clerk

2020-R218 Authorizing the Person to Person Transfer of
Liquor License 1113-33-009-003 from Market Fair
Holdings, II LLC to Tommy's Princeton LLC

2020-R219 Authorizing the Mayor and Clerk to Execute a
Contract for Snow Removal Services to Scheideler
Excavating Co., Inc. - \$70,000.00

2020-R220 Authorizing the Mayor and Clerk to Execute a
Professional Services Agreement for Construction
Administration and Observation for the Project
Known as Bennington Drive Roadway Reconstruction
with Center State Engineering - \$18,000.00

2020-R221 Authorizing the Business Administrator to Sign
Change Order #1 to MNC Concrete for the 2020
Sidewalk Repair Program to Address Recent Storm
Damaged Walks that Resulted in Emergency
Conditions as well as Additional Sidewalk Repair
Requests for 19.89% Increase for a Total Not To
Exceed Amount of \$79,225.20

2020-R222 Authorizing the Mayor and Clerk to Execute a
Contract for Emergency Pipeline Repairs on
Washington Road with Standard Pipe Services, LLC
- \$340,270.23

14. Introduction of Ordinances
15. Additional Public Comment (three-minute limit per person)
16. Council Reports/Discussion/New Business
17. Administration Updates
18. Closed Session
19. Adjournment

RESOLUTION

WHEREAS, the Township of West Windsor has received a Retail Liquor License Application from Tommy's Princeton LLC for a Person to Person Transfer of Liquor License 1113-33-009-003 from Market Fair Holdings II LLC; and

WHEREAS, Market Fair Holdings II LLC; wants to transfer the Plenary Retail Consumption License to Tommy's Princeton LLC; and

WHEREAS, the West Windsor Police Division has conducted a 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 Times of Trenton on June 8, 2020 and June 15, 2020; and

WHEREAS, no object 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; and
2. The applicant is qualified to be licensed according to 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. 1113-33-009-003 to Tommy's Princeton LLC is hereby approved.

Adopted: October 26, 2020

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 26th day of October, 2020.

Gay M. Huber
Township Clerk
West Windsor Township

RESOLUTION

WHEREAS, West Windsor Township has by public bid solicited proposals for Snow Removal Services; and

WHEREAS, at the bid opening on October 7, 2020 one bid was received in response to such solicitation; and

WHEREAS, the bid has been reviewed and Scheideler Excavating Co., Inc. of 149 Penn Lyle Road, Princeton Jct., NJ 08550 is a responsive responsible bidder; and

WHEREAS, the Township's Chief Financial Officer has certified that the monies for these services are available in the 2020 Municipal Budget Snow Removal – Service/Maintenance Contracts and is subject to the adoption of the 2021 Municipal Budget:

Snow Removal – Service/Maintenance Contracts	105-41-251	\$70,000
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NOW, THEREFORE, BE IT RESOLVED by the West Windsor Township Council that the Contract for Snow Removal Services be awarded to Scheideler Excavating Co., Inc. for the period November 1, 2020 through October 31, 2021 and that the Mayor and Clerk are authorized to execute a Contract for said services with Scheideler Excavating Co., Inc.

Adopted: October 26, 2020

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 26th day of October 2020.

Gay M. Huber
Township Clerk
West Windsor Township

RESOLUTION

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

WHEREAS, Center State Engineering has submitted a proposal dated September 11, 2020 indicating they will provide professional construction administration and observation services for the Bennington Drive Roadway Reconstruction project for Eighteen Thousand Dollars (\$18,000.00); and

WHEREAS, Center State Engineering has indicated a performance period for the construction administration and observation services concurrent with the construction project; and

WHEREAS, the Township wishes to enter into an agreement with Center State Engineering for the aforesaid services; and

WHEREAS, the total amount of the contract is Eighteen Thousand Dollars (\$18,000.00); and

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

Roadway Improvements	405-2019-18 011	\$18,000.00
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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 Center State Engineering, with a performance period concurrent with the construction project from the date of project initiation for construction administration and observation services, for an amount not to exceed Eighteen Thousand Dollars (\$18,000.00).
- (2) The Agreement so authorized shall require the Provider to provide professional surveying and engineering design services pursuant to its proposal dated September 11, 2020. 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 Center State Engineering and a copy of this Resolution, shall be on file and available for public inspection in the office of the Township Clerk.

Adopted: October 26, 2020

I hereby certify that the above Resolution was adopted by the West Windsor Township Council at their meeting held on the 26th day of October 2020.

Gay M. Huber
Township Clerk
West Windsor Township

RESOLUTION

WHEREAS, West Windsor Township awarded a contract on October 28, 2019 to MNC Concrete LLC, for the project known as “2020 Sidewalk Repair Program: for the contract amount of \$66,080.00 as set forth in the contract documents; and

WHEREAS, Change Order No. 1 which accounts for an increase of \$13,145.20 for additional quantities adjustment due to repair of storm damaged walks that resulted in emergency conditions and other requests; and

WHEREAS, the Township Landscape Architect has inspected the project and recommends the change order.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Windsor that Change Order No. 1 for additional quantities is hereby approved, adjusting the quantities for a revised contract amount of \$79,225.20.

BE IT FURTHER RESOLVED that the Township Business Administrator is hereby authorized to execute Contract Change order No. 1 for additional quantities.

Adopted: October 26, 2020

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 26th day of October 2020.

Gay M. Huber
Township Clerk
West Windsor Township

RESOLUTION

WHEREAS, a portion of the roadway of Washington Road (Mercer County Route 571) in the area of the culvert near 92 Washington Road experienced a collapse in August of 2020, which was unforeseen, necessitating emergency repairs; and

WHEREAS, it was determined that the cause of the damage to the roadway was a municipal sanitary sewer line below the roadway; and

WHEREAS, in the course of completing additional repairs to that sanitary sewer line there was a further pipe collapse; and

WHEREAS, the only available course of action to repair this collapse was to remove and replace the impacted sanitary sewer line; and

WHEREAS, the Township of West Windsor had a need to acquire contract services on an emergency basis according to the provisions of N.J.S.A. 40A: 11-6; and

WHEREAS, the Township of West Windsor Director of Public Works and the Assistant Township Engineer have both reviewed the work conducted for this emergency repair and found said work to be consistent with standard practices and the invoices submitted to be reasonable for the response to this situation; 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:

Sanitary Sewer Maintenance	405-2015-06 023	\$ 32,070.00
Sanitary Sewer Maintenance	405-2015-09 020	\$250,687.05
Sanitary Sewer Maintenance	405-2016-21 027	\$ 57,513.18

WHEREAS, in accordance with N.J.S.A. 40A:11-6, the Township Council is satisfied that the emergency exists, that it affects the public health, safety and welfare and that it requires immediate delivery of the aforesaid articles and/or services; and

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 contract with Standard Pipe Services, LLC for a contract price of Three Hundred Forty Thousand, Two Hundred Seventy Dollars and Twenty-Three Cents (\$340,270.23).

- (2) An executed copy of the Contract between the Township and Standard Pipe Services, LLC and a copy of this Resolution, shall be on file and available for public inspection in the office of the Township Clerk.

Adopted: October 26, 2020

I hereby certify that the above Resolution was adopted by the West Windsor Township Council at their meeting held on the 26th day of October 2020.

Gay M. Huber
Township Clerk
West Windsor Township