

**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**

**November 14, 2022**

**VIA Zoom Video Communications**

7:00 P.M.

1. Call to Order
2. Roll Call
3. Statement of Adequate Notice - January 7, 2022 to The Times and the Princeton Packet and posted on the Township web-site. All Council meetings are open to the public with access via Zoom for those who wish to attend virtually. Please see Township web-site for further details.
4. Salute to the Flag
5. Ceremonial Matters and/or Topics for Priority Consideration
6. Public Comment: (30 minute comment period; 3-minute limit per person)
7. Administration Comments
8. Council Member Comments
9. Chair/Clerk Comments

10. Public Hearings

2022-20 AN ORDINANCE ADDING CHAPTER 123 "PUBLIC ACCESS TO MUNICIPAL FACILITIES" OF THE TOWNSHIP OF WEST WINDSOR PROHIBITING PUBLIC ACCESS TO CERTAIN MUNICIPALLY-OWNED, LEASED, AND OPERATED AREAS OR CONTROLLED PROPERTY

2022-22 TOWNSHIP OF WEST WINDSOR ORDINANCE AUTHORIZING THE GRANT OF A PERMANENT UTILITY EASEMENT TO THE COUNTY OF MERCER LOCATED AT BLOCK 5, LOT 42, MILLSTONE ROAD

11. Consent Agenda

A. Resolutions

2022-R237 Approving Refund for Temporary Food Establishment License

2022-R238 Approving the Request for a Permit from West Windsor Township for a Public Fireworks Display on December 4, 2022 (Rain date December 11, 2022) at the Ron Rogers Arboretum

2022-R239 Approving the Appointment of Chantelle Yearwood as the Registrar of Vital Statistics for a Term of Three Years to Expire November 1, 2025

2022-R240 Authorizing the Mayor and Clerk to Execute an Easement Modification Agreement with 12 Perry Drive

B. Minutes

September 27, 2022 - Business Session - as amended

September 27, 2022 - Closed Session

October 11, 2022 - Business Session - as amended

October 11, 2022 - Closed Session

C. Bills & Claims

12. Items Removed from Consent Agenda

Recommendations from Administration and Council/Clerk

- 2022-R241 Budget Transfer for Administration and Gasoline -  
2/3 Vote Required
- 2022-R242 Authorizing the Business Administrator to  
Purchase One (1) Laptop from CDW Government for  
the Health Department - \$1,777.78
- 2022-R243 Authorizing the Business Administrator to  
Purchase Axon CED Units for the Police Division -  
\$21,398.59
- 2022-R244 Authorizing the Business Administrator to  
Purchase Network Cabling for Police Facility from  
Network Cabling Inc., dba Net Q Multimedia  
Company - \$100,158.99
- 2022-R245 Authorizing the Business Administrator to  
Purchase One (1) New Eager Beaver Trailer for the  
Department of Public Works from Cherry Valley  
Tractor Sales - \$37,762.50
- 2022-R246 Authorizing the Business Administrator to  
Purchase Two (2) New Kubota Zero Turn Mowers for  
the Department of Public Works from Cherry Valley  
Tractor Sales - \$36,403.38
- 2022-R247 Authorizing the Business Administrator to  
Purchase One (1) New Compact Loader & Planer for  
the Department of Public Works from Garden State  
Bobcat - \$113,371.42
- 2022-R248 Authorizing the Mayor and Clerk to Execute the  
Shared Services Agreement with the County of  
Mercer for Fire Dispatch Assistance
- 2022-R249 Authorizing the Chief Financial Officer to  
Increase the Professional Services Agreement with  
Arora and Associates, PC for Miscellaneous  
Engineering Services by \$5,500.00 for a Total Not  
to Exceed Amount of \$8,500.00
- 2022-R250 Authorizing the Release of Performance Bond for  
Street Opening Permit 2022-07 to Esposito  
Construction

2022-R251 Authorizing the Mayor and Clerk to Execute an Interlocal Services Agreement with East Windsor Township for Animal Control Services for 2023 (6,000.00) and 2024 (6,300.00) Plus Hourly Costs

2022-R252 Resolution to Support Traffic Safety in West Windsor and Mercer County Due to Increase in Warehouses and Truck Traffic in Central New Jersey

13. Introduction of Ordinances

2022-23 BOND ORDINANCE AMENDING BOND ORDINANCE NUMBERED 2021-14 OF THE TOWNSHIP OF WEST WINDSOR, IN THE COUNTY OF MERCER, NEW JERSEY, FINALLY ADOPTED AUGUST 9, 2021, IN ORDER TO AMEND THE PROJECT DESCRIPTION OF SECTION 3(E)(3) THEREIN.

PUBLIC HEARING: November 28, 2022

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

15. Council Reports/Discussion/New Business

16. Administration Updates

17. Closed Session

18. Adjournment

**ORDINANCE NO. 2022-20**

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

**AN ORDINANCE ADDING CHAPTER 123 “PUBLIC ACCESS TO MUNICIPAL  
FACILITIES” OF THE TOWNSHIP OF WEST WINDSOR PROHIBITING PUBLIC  
ACCESS TO CERTAIN MUNICIPALLY-OWNED, LEASED, AND OPERATED AREAS  
OR CONTROLLED PROPERTY**

**WHEREAS**, the Township of West Windsor (“Township”) will soon reopen the Municipal Building after extensive renovations; and

**WHEREAS**, the Mayor and Township Council of the Township of West Windsor desire to implement reasonable restrictions of access to nonpublic areas of municipally-owned, leased, and operated areas or controlled property to protect staff and safeguard information not subject to public disclosure, all while allowing for the lawful exercise of First Amendment Rights.

**NOW, THEREFORE, BE IT ORDAINED** by the Township Council of the Township of West Windsor, County of Mercer and State of New Jersey that:

The Code for the Township of West Windsor is hereby amended to add Chapter 123, entitled “Public Access to Municipal Facilities.”

**Article I: Chapter 123, “Public Access to Municipal Facilities.”**

§ 123-1 No Public Access to Restricted or Secured Areas

- A. No member of the public shall access municipally-owned, leased, and operated areas or controlled property, or any portion therefore, with restricted or secured access. Nonpublic areas of municipally-owned, leased and operated areas, or controlled property include, but are not limited to:
- (1) All work areas intended primarily for the use by Township employees in the conduct of their business;
  - (2) All other areas designated as “nonpublic” pursuant to this Section, as evidenced by signage and/or physical barriers pursuant to Subsection B.
  - (3) This ordinance does not restrict access by the public to attend any public meeting held by any Board/Commission/Committee/Council.
- B. Nonpublic areas shall be identified by a non-ambiguous sign, posted on or directly adjacent to the door, doorframe, or entrance to the restricted or secured area. Public access may also be restricted through the use of reasonable physical barriers. Signage limiting access to nonpublic areas shall include language such as “Authorized Personnel Only”,

“Authorized Access Only,” “Township Personnel Only,” or “No Public Access Beyond This Point.”

§ 123-2 Public Access to Nonpublic Areas

Members of the public will not be allowed in a nonpublic forum area without an escort.

Members of the public who have an appointment with an employee who works in a non-public area or while engaging in legitimate business with a department located in a nonpublic area will be escorted the entirety of their visit. If the public has legitimate business with the department but no appointment they must receive permission from said department/employee before being escorted in and will be escorted the entirety of the visit.

§ 123-3 Violations and Penalties

It shall be a violation of this Chapter if a member of the public accesses restricted or secured areas owned, leased and operated areas, controlled property by the Township property in violation of Section 1 of this Chapter, or gains access to nonpublic areas without an appointment and is not escorted by a Township employee in violation of Section 2 of this Chapter. Violations of this Chapter shall be subject to the penalties provided in Article II, Section 1-3 of the Township Code.

**Article II: Repealer, Severability, and Effective Date.**

- A. Repealer. All ordinances or parts thereof inconsistent herewith are repealed as to such inconsistencies.
- B. Severability. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions thereof.
- C. Effective Date. The ordinance shall take effect upon its passage and publication.

INTRODUCTION:

PUBLIC HEARING:

ADOPTION:

MAYOR APPROVAL:

EFFECTIVE DATE:

2022-22

TOWNSHIP OF WEST WINDSOR  
ORDINANCE AUTHORIZING THE GRANT OF  
A PERMANENT UTILITY EASEMENT  
TO THE COUNTY OF MERCER  
LOCATED AT BLOCK 5, LOT 42, MILLSTONE ROAD

WHEREAS, the County of Mercer has determined that it is necessary to grant an easement along the frontage of certain real property owned by the Township of West Windsor located at Block 5, Lot 42 (Millstone Road) in the Township of West Windsor, Mercer County, NJ to the County of Mercer for the purposes of access, installation, maintenance, repair and replacement of utility infrastructure to be relocated as part of the reconstruction of Mercer County Bridge #760.4 over Millstone River, located on Millstone Road; and

WHEREAS, the Local Lands and Buildings Law, *N.J.S.A. 40A:12-1 et. seq.*, requires that an Ordinance be adopted permitting the Township to grant the Permanent Utility Easement.

NOW, THEREFORE BE IT ORDAINED, by the Township Council of the Township of West Windsor, Mercer County, NJ as follows:

- (1) The Township wishes to grant a Permanent Utility Easement on certain real property owned by the Township located at Block 5, Lot 42 in the Township of West Windsor, Mercer County, NJ to the County of Mercer for the purpose of access, installation, maintenance, repair and replacement of public utility infrastructure as part of the Mercer County Bridge #760.4 over Millstone River, located on Millstone Road.
- (2) The Mayor and Clerk are hereby authorized and directed to execute the Permanent Utility Easement for the granting of said easement upon final passage, approval and publication of said ordinance according to law.

Section 2. This ordinance shall take effect twenty 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; and upon publication according to law.

INTRODUCTION:

PUBLIC HEARING:

ADOPTION:

MAYOR APPROVAL:

EFFECTIVE DATE:

## RESOLUTION

WHEREAS, Jill M. Swanson, Health Officer, has certified that the following applicant has paid \$80.00, Check # 1151, for a Temporary Food Establishment License on September 29, 2022; and

WHEREAS, the applicant is a non-profit entity which is exempt from licensing fees for Temporary Food Establishments in accordance with West Windsor Township Code 82-12 C.5; and

WHEREAS, the West Windsor Arts Council operates under the annual Retail Food Establishment license 2022-21; and

WHEREAS, the fee paid for this Temporary Food Establishment License was collected in error; and

WHEREAS, the said applicant is entitled to a refund of \$80.00.

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

<u>Applicant</u>	<u>Refund</u>
Name: West Windsor Arts Council	\$80.00
Address: 952 Alexander Road	
City, State, Zip: Princeton Junction, NJ 08550	

Adopted: November 14, 2022

I hereby certify the above resolution was adopted by the West Windsor Township Council at their meeting held on the 14th day of November, 2022.

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Allison D. Sheehan  
Deputy Township Clerk  
West Windsor Township



RESOLUTION

- WHEREAS, West Windsor Township desires to conduct a public fireworks display located at The Ron Rogers Arboretum on December 4, 2022, with a rain date of December 11, 2022; and
- WHEREAS, said fireworks display shall be conducted by D&M Fireworks, LLC, a U.S. Department of Treasury, Bureau of Alcohol, Tobacco and Firearms licensed Importer of Fireworks, license number 8-PA-011-51-4E-02057; and
- WHEREAS, the New Jersey Uniform Fire Code N.J.A.C. 5:70-3, 5601.2.4.3 requires that the governing body approve said fireworks display by resolution prior to granting of a permit by the Township Fire Marshal; and
- WHEREAS, the Township Fire Marshal has designated the fireworks display must commence by 9:30 pm and conclude no later than 10:00 pm; and
- WHEREAS, the minimum insurance coverage required by N.J.A.C. 5:70, F-3301.2.4.2 is \$500,000 and D&M Fireworks LLC. carries \$4,000,000 insurance coverage; and
- WHEREAS, the Fire Marshal has communicated with the Chief of Police, and the Fire Chief of Princeton Junction Fire Company who will provide police, and fire protection for said fireworks display and have given their approval; and
- WHEREAS, West Windsor Fire and Emergency Services will provide emergency medical services; and
- WHEREAS, the Fire Marshal has reviewed the application for permit, insurance requirements and other applicable regulations and has found all to be in order; and
- WHEREAS, the Fire Marshal recommends the approval of said resolution.

NOW, THEREFORE BE IT RESOLVED, by the Township Council of the Township of West Windsor that this resolution is adopted and that a permit may be granted by the West Windsor Township Fire Marshal, upon his approval, for a fireworks display.

Adopted: November 14, 2022

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 14th day of November, 2022.

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Allison D. Sheehan  
Deputy Township Clerk  
West Windsor Township

RESOLUTION

WHEREAS, West Windsor Township has a vacancy in the position of Registrar of Vital Statistics; and

WHEREAS, Chantelle Yearwood is employed as a Secretary II in the Health Department and has successfully completed the Certified Municipal Registrar training course approved and authorized by the State Registrar.

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of West Windsor appoints Chantelle Yearwood as Registrar of Vital Statistics for a 3 year term, expiring on November 1, 2025.

Adopted: November 14, 2022

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 14th day of November, 2022.

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Allison D. Sheehan  
Deputy Township Clerk  
West Windsor Township

RESOLUTION

WHEREAS, Guruprasad Koduvayur Subbaraman and Meera Balasubramaniam, owners of property located at 12 Perry Drive, West Windsor Township, New Jersey, also known as Block 19, Lot 98, in West Windsor, New Jersey 08550 have made a request for a waiver to permit the construction of a fence in a sanitary sewer easement in the side yard of their property; and

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

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Windsor that the waiver requested by Guruprasad Koduvayur Subbaraman and Meera Balasubramaniam be hereby granted subject to the acceptance of the recommendations of the Township Engineer and the execution of the annexed Easement Modification Agreement.

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

Adopted: November 14, 2022

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 14<sup>th</sup> day of November, 2022.

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Allison D. Sheehan  
Deputy Township Clerk  
West Windsor Township

## TRANSFER RESOLUTION 2022 APPROPRIATIONS

WHEREAS, N.J.S.A. 40 A:4-58 provides for appropriation transfers during the last two months of any fiscal year; and

WHEREAS, it has been determined that an appropriation requires additional funding to fulfill the purpose of said appropriation.

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of West Windsor that the following transfers be made within the 2022 Current Fund Budget for the Township of West Windsor.

<u>TRANSFER FROM</u> <u>ACCOUNT NAME &amp; NUMBER</u> <u>NUMBER</u>	<u>AMOUNT</u>	<u>TRANSFER TO</u> <u>ACCOUNT NAME &amp;</u>
Administration S & W 105-04-100	\$50,000.00	Administration O & E 105-04-200
Administration S & W 105-04-100	\$20,000.00	Gasoline O & E 105-57-200
Public Works S & W 105-40-100	\$ 60,000.00	Gasoline O & E 105-57-200
Public Works S & W 105-40-100	<u>\$ 20,000.00</u>	Bldg. & Grounds O & E 105-53-200
TOTAL	<u>\$150,000.00</u>	

Adopted: November 14, 2022

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 14th day of November, 2022.

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Allison D. Sheehan  
Deputy 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, CDW-Government is an authorized vendor under New Jersey State Co-op #65 MCESSCCPS, ESCNJ/AEPA- 22G; and
- WHEREAS, the Township needs to purchase a laptop computer for the Health Department for off-site vaccination clinics from CDW- Government under New Jersey State Co-op #65 MCESSCCPS, ESCNJ/AEPA- 22G in the amount of \$1,777.78; and
- WHEREAS, as of November 14, 2022 the Township's total aggregate spending with CDW Government under NJ State Contract MNWNC- 124 89980 and M0483- 89974; Computer Equipment, Peripherals and Related Services; New Jersey State approved Co-op# 65 MCESSCCPS, Bid# ESCNJ 18/ 19- 03- Technology Supplies and Services was as follows:

Resolution	2022- R051	CDW Government	1/24/2022	13,650.00
Resolution	2022- R063	CDW Government	2/14/2022	19,000.00
Resolution	2022- R106	CDW Government	4/11/2022	21,817.23
Resolution	2022- R111	CDW Government	4/25/2022	9,433.50
Resolution	2022- R118	CDW Government	5/09/2022	14,880.00
Resolution	2022- R142	CDW Government	6/13/2022	2,047.12
Resolution	2022- R151	CDW Government	6/27/2022	38,100.00
Resolution	2022- R173	CDW Government	8/8/2022	8,323.06
Resolution	2022- R175	CDW Government	8/8/2022	7,132.96
Resolution	2022- R189	CDW Government	8/22/2022	2,205.24
Resolution	2022- R190	CDW Government	8/22/2022	<u>38,100.00</u>
				\$174,689.11

- WHEREAS, the Chief Financial Officer has certified the availability of funds in the following account:

Health: Grant Year 2-2022-2023 Vaccination Supplemental Funding; 106-60-558 \$1,777.78

- NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of West Windsor authorizes the Business Administrator Marlena Schmid to purchase the above from CDW Government under New Jersey State Co-op #65 MCESSCCPS, ESCNJ/AEPA- 22G for a total not to exceed of \$176,466.89.

Adopted: November 14, 2022

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 14<sup>th</sup> day of November, 2022.

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Allison D. Sheehan  
Deputy 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, Axon Enterprises, Inc. is an authorized vendor under NJ State Contract #17-FLEET-00738, T0106; and

WHEREAS, the Township Police Department Conductive Energy Devices have reached the end of their useful life; and

WHEREAS, as of September 12, 2022 the Township's total aggregate spending under New Jersey State Contract #17-FLEET-0738, #T0106 is as follows:

2022-R119	Eagle Point Gun	5/9/2022	\$21,044.00
2022-R200	Axon Enterprises Inc.	9/12/2022	\$42,623.80

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

405-2022-08-027	Acquisition of Equipment – Non Vehicular	11/1/2022-10/31/2027	\$21,398.59
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NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Windsor that the Business Administrator is hereby authorized to purchase the above from Axon Enterprises, Inc., for a total of \$21,398.59 under New Jersey State Contract #17-FLEET-00738, T0106 for a total not to exceed amount of \$85,066.39.

Adopted: November 14, 2022

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 14<sup>th</sup> day of November, 2022.

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Allison D. Sheehan  
Deputy Township Clerk  
West Windsor Township

RESOLUTION

WHEREAS, the Police Division needs to upgrade its IT cabling throughout their building; and

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

WHEREAS, the total cost of the equipment and installation services for the overall project is \$100,158.99 and the Chief Financial Officer has approved funding for the above from the following account:

Police/Court Building General Improvements	405-2022-08-028	\$100,158.99
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NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of West Windsor authorizes the Business Administrator to purchase the above from Network Cabling Inc. dba Net Q Multimedia Company under New Jersey State Contracts T2989-88739 and T1778 for a total not to exceed of \$100,158.99.

Adopted: November 14, 2022

I hereby certify that the above Resolution was adopted by the West Windsor Township Council at their meeting held on the 14<sup>th</sup> day of November, 2022.

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Allison D. Sheehan  
Deputy Township Clerk  
West Windsor Township

RESOLUTION

WHEREAS, the Township of West Windsor needs to purchase one (1) New Eager Beaver Trailer for the Department of Public Works; and

WHEREAS, West Windsor Township is a member of the Educational Service Commission of New Jersey Cooperative System (65MCESCCPS-ESCNJ 18/19-25) and the trailer is available from Cherry Valley Tractor Sales, 35 Route 70 West, Marlton, New Jersey 08034; and

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

Public Works – Acq. of Equipment – Vehicular 405 2022 08 030      \$37,762.50

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Windsor that the Business Administrator is authorized to purchase one (1) new Eager Beaver Trailer under the Educational Services Commission of New Jersey Cooperative System (MRESC 18/19-25, New Jersey State Approved Co-Op#: 65MCESCCPS) for a total of \$37,762.50 from Cherry Valley Tractor Sales, 35 Route 70 West Marlton, NJ 08053.

Adopted: November 14, 2022

I hereby certify that the above resolution was adopted by the Township Council at their meeting held on the 14<sup>th</sup> day of November, 2022.

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Allison D. Sheehan  
Deputy Township Clerk  
West Windsor Township



RESOLUTION

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

WHEREAS, West Windsor Township is a member of the Educational Service Commission of New Jersey Cooperative System (65MCESCCPS-ESCNJ 18/19-25) and both Kubota models ZD1211-3-60 (\$20,115.16) and ZD1211L-3-72 (\$16,288.22) of mowers are available from Cherry Valley Tractor Sales, 35 Route 70 West, Marlton, New Jersey 08034; and

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

Public Works – Acq. of Equipment - Account Code 405 2022 08 029      \$36,403.38

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Windsor that the Business Administrator is authorized to purchase two (2) new Kubota Zero Turn Mowers under the Educational Services Commission of New Jersey Cooperative System (MRESC 18/19-25 New Jersey State Approved Co-Op#: 65MCESCCPS) for a total of \$36,403.38 from Cherry Valley Tractor Sales, 35 Route 70 West, Marlton, NJ 08053

Adopted: November 14, 2022

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 14<sup>th</sup> day of November, 2022.

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Allison D. Sheehan  
Deputy Township Clerk  
West Windsor Township

RESOLUTION

WHEREAS, the Township of West Windsor needs to purchase One (1) New Compact Loader & Planer for the Department of Public Works; and

WHEREAS, West Windsor Township is a member of the Educational Services Commission of New Jersey Cooperative System (ESCNJ 18/19-25) and the loader is available from Garden State Bobcat, Inc., 999 Route 33, Freehold, NJ 07728; and

WHEREAS, the below listed item needs to be purchased for use with this loader and is not part of the cooperative pricing system and will be provided by the dealer and installed:

Quick-Tach Stabilizer Mounting Kit

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

Public Works – Acq. of Equip. (non-vehicular) Account Code 405 2022 08 029 \$113,371.42

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Windsor that the Business Administrator is authorized to purchase one (1) Compact Loader & Planer for a total of \$113,371.42 from Garden State Bobcat Inc., 999 Route 33, Freehold, NJ 07728.

Adopted: November 14, 2022

I hereby certify that the above resolution was adopted by the Township Council at their meeting held on 14<sup>th</sup> day of November, 2022.

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Allison D. Sheehan  
Deputy Township Clerk  
West Windsor Township

RESOLUTION

WHEREAS, pursuant to the authority of N.S.J.A. 40A:65-1 et. seq., the County of Mercer and the Township of West Windsor have agreed to have the Mercer County Emergency Services Communications Center assist the Township in providing telecommunication services for the period January 2023 through December 2027 unless the County or Township notifies the other, by certified mail, of its intentions to terminate the agreement with a notice of time at least sixty (60) days prior; and

WHEREAS, it is understood that the parties are entering into this agreement in an effort to, without charge, assist in the dispatch of fire apparatus and provide operational communications for the fire service community in the Township as needed; and

WHEREAS, in exchange for receiving the within services without charge, the Township agrees to indemnify and hold harmless the County for any liabilities which may arise out of using the services provided by the County's Emergency Services Communications Center.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Windsor that the signing of the Interlocal Agreement by the Mayor and Clerk be and hereby is authorized.

Adopted: November 14, 2022

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 14<sup>th</sup> day of November, 2022.

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Allison D. Sheehan  
Deputy Township Clerk  
West Windsor Township

## RESOLUTION

WHEREAS, the Township of West Windsor entered into a services agreement with Arora and Associates, PC for professional services on a consultant basis for Professional Engineering Services performed for miscellaneous engineering projects as assigned; and

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

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

WHEREAS, the scope of work authorized in the original contract remains in force and effect; and

WHEREAS, there is a need for a contract increase for services in accordance with the original contract; and

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

<u>Engineering-Consultant Services</u>	<u>105-30-210</u>	<u>\$5,500.00</u>
Account Title	Account Number	Amount

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Windsor that the Chief Financial Officer is hereby authorized to increase the contract amount with Arora and Associates, PC to a revised total contract amount of \$8,500.00.

Adopted: November 14, 2022

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 14th day of November, 2022.

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Allison D. Sheehan  
Township Clerk  
West Windsor Township

## RESOLUTION

WHEREAS, the Township of West Windsor presently holds a Performance Bond in the amount of \$500.00 from Esposito Construction for Street Opening Permit No. 2022-07 covering work to be performed on Washington Road, in West Windsor Township; and

WHEREAS, the project has been completed and inspected, and the Township Engineer recommends full release of the performance guarantee.

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of West Windsor that the Performance Bond presently in effect on Street Opening Permit No. 2022-07 be released in accordance with the recommendation of the Township Engineer.

BE IT FURTHER RESOLVED that the Township Treasurer is hereby authorized to release the following performance bond presently held in Trust:

<u>Performance</u> <u>Guarantee</u>	<u>Original</u> <u>Amount</u>	<u>Date</u> <u>Issued</u>
Bond #BSIC5044643	\$500.00	5/11/2022

Adopted: November 14, 2022

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 14<sup>th</sup> of November, 2022.

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Allison D. Sheehan  
Deputy Township Clerk  
West Windsor Township

## RESOLUTION

- WHEREAS, East Windsor Township employs an Animal Control Officer; and
- WHEREAS, East Windsor Township agrees to continue to provide the services of the Animal Control Officer to West Windsor Township for a fee; pursuant to terms and conditions set forth in the Shared Services Agreement; and
- WHEREAS, the term of the Shared Services Agreement is from January 1, 2023 through December 31, 2024; and
- WHEREAS, the Chief Financial Officer has certified the availability of funds in the following line item appropriation accounts subject to the adoption of the 2023 and 2024 Municipal Budgets:
- |                            |            |             |
|----------------------------|------------|-------------|
| Animal Control (ILSA) 2023 | 106-20-210 | \$20,000.00 |
| Animal Control (ISLA) 2024 | 106-20-210 | \$20,000.00 |
- WHEREAS, the “Uniformed Shared Services and Consolidation Act,” N.J.S.A. 40A:65-1 et seq., permits local units of this State to enter into a contract with any other local unit for the joint provision within their combined jurisdictions of any service which any party to the agreement is empowered to render within its own jurisdictions; and
- WHEREAS, the Shared Services Agreement is mutually beneficial to both municipalities; and
- WHEREAS, East Windsor Township and West Windsor Township must authorize and approve the Shared Services Agreement by Resolution duly adopted pursuant to N.J.S.A. 40A:65-4 of the “Uniformed Shared Services and Consolidation Act.”
- NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Windsor that the Mayor and Township Clerk are hereby authorized to execute the Shared Services Agreement.

Adopted: November 14, 2022

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 14th day of November, 2022.

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Allison D. Sheehan  
Deputy Township Clerk  
West Windsor Township

RESOLUTION TO SUPPORT TRAFFIC SAFETY IN WEST WINDSOR AND MERCER COUNTY DUE TO INCREASE IN WAREHOUSES AND TRUCK TRAFFIC IN CENTRAL NEW JERSEY

WHEREAS, there has been a substantial increase in demand for warehouse space in the United States, and particularly Central New Jersey, due to increasing e-commerce and consumer expectations of quick delivery times, that has been accelerated by COVID-19, and

WHEREAS, this high demand has been and is being met by building of millions of square feet of warehouse space throughout Mercer County and surrounding counties in central New Jersey, including the June 29, 2022 West Windsor Planning Board approval of PB 2021-15, commonly known as BridgePoint 8, and

WHEREAS, the building of warehouses throughout the region has led to increased truck traffic throughout the State and there is a need to review all roadways to ensure the least impact, especially in residential and school areas; and

WHEREAS, in an effort to reduce truck traffic from using residential roadways the Council and Mayor are requesting the County to review said roadways to ensure the health and safety of residents throughout the County.

NOW THEREFORE, BE IT RESOLVED, that the Mayor and Council of West Windsor Township do hereby support the conditions imposed by the West Windsor Planning Board for PB 2021-15 as stated in the Resolution of Memorialization for the Application of Bridge Point West Windsor LLC for Preliminary and Final Major Subdivision, Preliminary and Final Major Site Plan (Phase I) (attached hereto).

BE IT FURTHER RESOLVED, the Township Council of the Township of West Windsor urges the County of Mercer to review especially Conditions m through kk (Traffic, Access, Circulation and Parking) in the Resolution of Memorialization which is attached hereto; and

BE IT FURTHER RESOLVED, the County of Mercer review potential truck restrictions on County owned residential roads both in West Windsor Township and all Mercer County towns to assure the safety and well-being of all residents, especially in residential and school areas; and

BE IT FURTHER RESOLVED, that the Township Clerk is to send copies of this resolution to the Commissioners of Mercer County, the Mercer County Planning Board, the Mercer County Engineer, Mercer County Executive Brian Hughes, Senator Shirley Turner, Assemblywoman Verlina Reynolds-Jackson, and Assemblyman Anthony S. Verrelli.

Adopted: November 14, 2022

I hereby certify that the above Resolution was adopted by the West Windsor Township Council at their meeting held on the 14th day of November, 2022.

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Allison D. Sheehan  
Deputy Township Clerk  
West Windsor Township



ORDINANCE 2022-23

BOND ORDINANCE AMENDING BOND  
ORDINANCE NUMBERED 2021-14 OF THE  
TOWNSHIP OF WEST WINDSOR, IN THE COUNTY  
OF MERCER, NEW JERSEY, FINALLY ADOPTED  
AUGUST 9, 2021, IN ORDER TO AMEND THE  
PROJECT DESCRIPTION OF SECTION 3(E)(3)  
THEREIN.

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 One. Section 3(E)(3) of Bond Ordinance numbered 2021-14 of the Township of West Windsor, in the County of Mercer, New Jersey (the "Township"), finally adopted August 9, 2021, is hereby amended to remove the "Replacement of Engine 44 and replacement of Brush 44, including all related costs and expenditures incidental thereto" and to read as follows:

"Replacement of Engine 44 and acquisition of High Water Truck, including all related costs and expenditures incidental thereto."

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