

**MEETING TO BE
LIVE STREAMED AT**
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**AGENDA FOR THE BOARD OF HEALTH MEETING
OF THE TOWNSHIP COUNCIL OF WEST WINDSOR TOWNSHIP
WEST WINDSOR SENIOR CENTER
271 CLARKSVILLE ROAD
TO THE EXTENT KNOWN**

VIA Zoom Video Communications

August 8, 2022

7:00 P.M.

1. Call to Order
2. Roll Call
3. Statement of Adequate Notice - Revised Meeting Notice was sent to The Times and the Princeton Packet and posted on the Township web-site on May 5, 2022. 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. Closed Session
5. Salute to the Flag
6. Public Comment (30 minutes comment period; 3-minute limit per person)
7. For Action:

Minutes: Board of Health March 28, 2022
8. For Discussion:
 - a. Board of Health Member:
 - b. Mayor/Administration:

Update from Health Officer
9. Closed Session (if needed)
10. Public Comment (30 minutes comment period; 3-minute limit per person)
11. Adjournment

**MEETING TO BE
LIVE STREAMED AT**

<https://www.youtube.com/channel/UC8i0yw7Ihozymgo4N68jJdg/live>

**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**

VIA Zoom Video Communications

August 8, 2022

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 minutes comment period; 3-minute limit per person)
7. Administration Comments
8. Council Member Comments
9. Chair/Clerk Comments

10. Public Hearings

- 2022-09 AN ORDINANCE TO ESTABLISH A SALARY AND WAGE PLAN FOR THE TOWNSHIP OF WEST WINDSOR AND PROVIDE FOR THE ADMINISTRATION THEREOF
- 2022-10 AN ORDINANCE AUTHORIZING THE ACQUISITION OF A TEMPORARY CONSTRUCTION EASEMENT AND A SIDEWALK EASEMENT FROM MOHAMMAD REZVI AND SAMIRAH AKHLAQ LOCATED AT BLOCK 5.01 Lot 70 - 109 Cranbury Road
- 2022-11 AN ORDINANCE AUTHORIZING THE ACQUISITION OF A TEMPORARY CONSTRUCTION EASEMENT FROM MANPREET SEKHA AND NAVNEET KAUR LOCATED AT BLOCK 14, LOT 21 - 181 Cranbury Road
- 2022-12 AN ORDINANCE AUTHORIZING THE ACQUISITION OF A TEMPORARY CONSTRUCTION EASEMENT, A SIGHT EASEMENT AND A SIDEWALK EASEMENT FROM BRIAN CHAIT AND LESLIE GREENBERN LOCATED AT BLOCK 5.01, LOT 44 - 1 Millstone Road

11. Consent Agenda

A. Resolutions

B. Minutes

May 23, 2022 - Closed Session - As Amended
June 13, 2022 - Business Session - As Amended
June 27, 2022 - Business Session - As Amended
July 11, 2022 - Business Session - As Amended
July 11, 2022 - Closed Session

C. Bills & Claims

12. Items Removed from Consent Agenda

13. Recommendations from Administration and Council/Clerk

- 2022-R162 Approval of Liquor License Renewal for 2022-2023
- 2022-R163 Authorizing the Extension of the Date to Charge Interest on the Payment of Third Quarter Taxes From August 10, 2022 to August 19, 2022

- 2022-R164 Authorizing the Appointment of Jyotika Bahree as a Member of the Affordable Housing Committee with a Term to expire December 31, 2024
- 2022-R165 Authorizing the Appointment of Melinda Rubenstein as a Member of the Human Relations Council with a Term to expire December 31, 2023
- 2022-R166 Authorizing the Appointment of Michael Twamley to Fill the Unexpired Term of Thomas Crane as a Member of the West Windsor Parking Authority with a Term to expire December 31, 2023
- 2022-R167 Authorizing the Mayor and Clerk to Execute a Land Development Performance Guarantee Agreement with Pulte Homes of NJ, Limited Partnership PB20-15
- 2022-R168 Authorizing the Mayor and Clerk to Execute a Land Development Performance Guarantee Agreement with Avalon West Windsor Venture LLC PB20-15 Avalon Bay West Parcel
- 2022-R169 Authorizing the Mayor and Clerk to Execute a Land Development Performance Guarantee Agreement with Avalon West Windsor Venture LLC PB20-15 Avalon Bay East Parcel
- 2022-R170 Authorizing the Mayor and Clerk to Execute a Land Development Performance Guarantee Agreement with Avalon West Windsor Venture LLC PB20-15 Avalon Bay Homeowners Association
- 2022-R171 Authorizing the Mayor and Clerk to Execute a Release of Restrictive Covenants for Ellsworth Realty Associates, LLC
- 2022-R172 Authorizing the Mayor and Clerk to Execute the Agreement As To Rental Assistance for Tenants of Very-Low Units at Woodstone
- 2022-R173 Authorizing the Business Administrator to Purchase Technological Goods from CDW-Government an Authorized State Contract Vendor - \$8,323.06

- 2022-R174 Authorizing the Business Administrator to Purchase Additional Office Furniture from Paramount Facility Management Solutions through the Educational Services Commission Cooperative - \$13,463.44
- 2022-R175 Authorizing the Business Administrator to Purchase Annual Licensing of Microsoft Exchange Products from CDW-Government an Authorized State Contract Vendor - \$7,132.96
- 2022-R176 Authorizing the Mayor and Clerk to Execute a Contract with Yannuzzi Group, Inc. for the Demolition of Two Township Owned Structures Located at 269 Clarksville Road, Block 93, Lot 1 and 10 North Mill Road, Block 19, Lot 34 - \$59,100.00
- 2022-R177 Authorizing the Mayor and Clerk to Execute an Amendment No. 2 with StarNet Solutions, Inc. for Professional Information Technology Support an for an Additional \$24,480.00 for a Total Not to Exceed of \$71,505.00
- 2022-R178 Authorizing the Commitment to Pledge Continuation and Expand Sustainable Land Use Planning Practices within West Windsor Township in Support of an Application for Certification Under the Sustainable Jersey Program
- 2022-R179 Authorizing the Commitment to Pledge Continuation of Actions in Support of the Well-being of Animals Within West Windsor Township in Support of an Application for Certification Under the Sustainable Jersey Program
- 2022-R180 Approval to Submit a Grant Application to the New Jersey Department of Transportation Safe Streets to Transit 2023 - Alexander Road Pedestrian Safety Improvement Project-00044 and Authorizing the Mayor and Clerk to Execute the Electronic Grant Agreement Through the PMRS System

- 2022-R181 Approval to Submit a Grant Application to the New Jersey Department of Transportation Transit Village 2023 - Wallace Road and Scott Avenue Intersection Project-00016 and Authorizing the Mayor and Clerk to Execute the Electronic Grant Agreement Through the PMRS System
- 2022-R182 Approval to Submit a Grant Application to the New Jersey Department of Transportation Municipal Aid 2023 - South Mill Roadway Improvements Project-00656 and Authorizing the Mayor and Clerk to Execute the Electronic Grant Agreement Through the PMRS System
- 2022-R183 Approval to Submit a Grant Application to the New Jersey Department of Transportation Municipal Aid 2023 - New Edinberg Road Resurfacing Project-00657 and Authorizing the Mayor and Clerk to Execute the Electronic Grant Agreement Through the PMRS System
- 2022-R184 Approval to Submit a Grant Application to the New Jersey Department of Transportation BIKE 2023 - Conover Road Connection to South Project-00033 and Authorizing the Mayor and Clerk to Execute the Electronic Grant Agreement Through the PMRS System
- 2022-R185 Authorizing the Business Administrator to Execute Change Order No. 1 with Top Line Construction Corp. for a Decrease of 4.23% for Final Quantities Adjustment for the Project Known as Bennington Drive Improvement Project - \$554,130.41
- 2022-R186 Approval to Submit a Grant Application to the New Jersey Department of Community Affairs - West Windsor Firefighter PPE Procurement Project and Authorizing the Mayor and Clerk to Execute the Electronic Grant Agreement Through the New Jersey Department of Community Affairs SAGE System

14. Introduction of Ordinances

2022-13 AN ORDINANCE AUTHORIZING THE ACQUISITION OF A TEMPORARY CONSTRUCTION EAESMENT AND SIDEWALK EASEMENT FROM LEWIS S. MOK AND CATHERINE R. SHROPE-MOK LOCATED AT BLOCK 14, LOT 10 - 175 CRANBURY ROAD

PUBLIC HEARING: August 22, 2022

2022-14 AN ORDINANCE AUTHORIZING THE ACQUISITION OF A TEMPORARY CONSTRUCTION EASEMENT AND A SIDEWALK EASEMENT FROM MARCH AND AGATHE SEIGEL LOCATED AT BLOCK 5.01, LOT 33 - 123 CRANBURY ROAD

PUBLIC HEARING: August 22, 2022

2022-15 AN ORDINANCE AUTHORIZING THE ACQUISITION OF A TEMPORARY CONSTRUCTION EASEMENT FROM SANTIAGO GUZMAN-SOLIS AND LESVIA BERCIAN-LOPEZ LOCATED AT BLOCK 14, LOT 20 - 2 MILLSTONE ROAD

PUBLIC HEARING: August 22, 2022

2022-16 AN ORDINANCE ACCEPTING AS PUBLIC STREETS 50-FOOT RIGHT-OF-WAYS PROVIDING ACCESS TO OPEN SPACE AND PARKLANDS LOCATED ON BLOCK 5, LOTS 15 AND 16 WEST WINDSOR TOWNSHIP TAX MAP

PUBLIC HEARING: August 22, 2022

2022-17 AN ORDINANCE GRANTING TWO STORMWATER UTILITY EASEMENTS UNDER THE ACCESS DRIVEWAY PROPOSED PUBLIC STREET PROVIDING ACCESS TO BLOCK 5, LOT 15 AND 16 WEST WINDSOR TOWNSHIP TAX MAP PURSUANT TO N.J.S.A. 40A:12-13

PUBLIC HEARING: August 22, 2022

2022-19 AN ORDINANCE AMENDING CHAPTER 200 LANE USE; PART 4, ZONING; ARTICLE XXVII, USE AND BULK REGULATIONS FOR RESIDENCE DISTRICTS; SECTION 200-174, OPEN SPACE CLUSTER (OSC) PLANNED DEVELOPMENT IN RR/C AND R-1/C DISTRICTS AND AMENDING CHAPTER 200 LAND USE; PART 4, ZONING; ARTICLE XXVII, USE AND BULK REGULATIONS FOR RESIDENCE DISTRICTS; SECTION 200-156B., CONDITIONAL USES; ITEM (1)

PUBLIC HEARING: September 12, 2022

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

ORDINANCE 2022-09

AN ORDINANCE TO AMEND AND SUPPLEMENT
THE REVISED GENERAL ORDINANCES
OF THE TOWNSHIP OF WEST WINDSOR

AN ORDINANCE TO ESTABLISH A SALARY AND WAGE PLAN FOR
THE TOWNSHIP OF WEST WINDSOR AND
PROVIDE FOR THE ADMINISTRATION THEREOF

Section 1. BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST WINDSOR, COUNTY OF MERCER, STATE OF NEW JERSEY, that the salary and wage plan for employees and officers of the Township is as follows:

- A. JOB CLASSIFICATIONS AND SALARY RANGES FOR EMPLOYEES whose positions are Non-Supervisory White and Blue Collar Workers shall be as noted below:

JOB CLASS 1 \$31,643-\$50,730
Clerk Typist
Receptionist

JOB CLASS 2 \$33,994-\$53,534
Custodian
Laborer

JOB CLASS 3 \$36,564-\$56,600
Records Clerk 1
Secretary 1
Finance Clerk 1
Animal Control Officer
Violations Clerk
Equipment Operator 1
Utility Person 1
Assessment Clerk 1
Tax Clerk 1

JOB CLASS 4 \$39,044-\$60,454
Secretary 2
Records Clerk 2
Finance Clerk 2
Mechanic's Assistant
Utility Person 2
Equipment Operator 2
Assessment Clerk 2
Tax Clerk 2

<u>JOB CLASS 5</u>	\$41,608-\$62,629
Sanitary Inspector	
Secretary 3	
Social Worker	
Records Clerk 3	
Finance Clerk 3	
Tax Clerk 3	
Assessment Clerk 3	
<u>JOB CLASS 6</u>	\$44,104-\$[67,468] 70,258
Equipment Operator 3	
Deputy Court Administrator	
Assistant Assessor	
Utility Person 3	
Human Resource Assistant	
Assistant Municipal Treasurer	
<u>JOB CLASS 7</u>	\$46,633-\$69,657
Administrative Assistant	
Lead Mechanic	
Payroll Benefits Coordinator	
Public Safety Telecommunicator	
<u>JOB CLASS 8</u>	\$49,085-\$71,551
Crew Chief	
<u>JOB CLASS 9</u>	\$51,927-\$75,353
Network Administrator	
Accountant	
Senior Administrative Assistant	
Purchasing Assistant	
<u>JOB CLASS 10</u>	\$52,557-\$81,353
Senior Administrative Assistant/Office Manager	
Senior Accountant	
Draftsperson	
Environmental Health Specialist	
Deputy Tax Collector	
Administrative Public Safety Telecommunicator	
<u>JOB CLASS 11</u>	\$60,635-\$88,149
Senior Environmental Health Specialist	
Engineer Technician	

JOB CLASS 12 \$68,708-\$97,141
Building Inspector
Electrical Inspector
Plumbing Inspector
Landscape Architect
Network & Systems Engineer
Fire Protection Inspector

B. JOB CLASSIFICATIONS AND SALARY RANGES FOR EMPLOYEES whose positions are Supervisory shall be as noted below:

JOB CLASS A \$ 37,064-\$70,069
Maintenance Manager

JOB CLASS B \$ 41,598-\$75,569
Assistant Manager of Recreation
Assistant Manager of Senior and Social Services
Public Works Office Manager
Technical Assistant to the Construction Official (TACO)
Principal Assistant Assessor
Technical Assistant to the Land Use Manager

JOB CLASS C \$ 54,381-\$86,566
Assistant Superintendent of Public Works
Deputy Clerk
Assistant Manager of Engineering

JOB CLASS D \$ 57,124-\$105,489
Building Sub-Code Official
Electrical Sub-Code Official
Plumbing Sub-Code Official
Fire Sub-Code Official
Deputy Tax Assessor
Manager of Senior and Social Services
Court Administrator
Special Assistant to Administration
Superintendent of Public Works
Manager of Environmental Health Services
Assistant Township Engineer
Facilities Maintenance Manager

<u>JOB CLASS E</u>	\$ 67,310-\$130,296
Tax Assessor	
Manager of Land Use	
Manager of Fire and Emergency Services	
Chief of Fire and Emergency Services	
Construction Code Official	
Manager of Parks and Recreation	
Assistant Chief Financial Officer	
Tax Collector	
Health Officer	

<u>JOB CLASS F</u>	\$ 72,366-\$139,758
Township Clerk	
Chief Financial Officer	
Township Engineer	

<u>JOB CLASS G</u>	\$ 77,428-\$148,198
Director of Public Works	
Director of Human Services	
Director of Community Development	

<u>JOB CLASS H</u>	\$107,332-\$175,817
Business Administrator	
Chief of Police	
Director of Community Development/Township Engineer	

C. UNCLASSIFIED SALARIED POSITIONS:

Mayor	\$17,685 - \$32,000
Township Council	\$ 4,941 - \$12,000
Judge	\$48,000-\$50,184

D. OTHER POSITIONS:

Student employees/Interns	\$ 8.85-\$15.00/hour
Temporary Seasonal Public Works Employees	\$12.00-\$18.00/hour
Temporary Seasonal Public Health Investigator	\$10.00-\$30.00 hour
Temporary Seasonal Public Health Aide	\$10.00-\$30.00/hour
Public Health Nurse	\$25.00-\$75.00/hour
Vulnerable Populations Outreach Coordinator	\$25.00-\$[4]65.00/hour
Crossing Guards	\$20.00-\$21.38/hour
Court Attendant Officer	\$25.12-\$30.00/hour
Assistant Zoning Enforcement Officer	\$25.00- 35.00/hour
Bus Driver – (CDL required)	\$16.97-\$18.14/hour
Audio Visual Specialist	\$50-\$200 per meeting
Emergency Shelter Monitor	\$35.00/hour
Emergency Shelter Coordinator	\$45.00/hour

E. ANNUAL SALARIES AND WAGES FOR SUPERIOR OFFICERS

1. JOB CLASSIFICATIONS FOR EMPLOYEES whose positions are represented by the Police Superior Officers bargaining Unit shall be noted below:

Lieutenant	2019	2020	2021	2022
	\$143,145	\$146,008	\$149,293	\$152,652

F. ANNUAL SALARIES AND WAGES FOR POLICE OFFICERS:

1. JOB CLASSIFICATIONS FOR EMPLOYEES whose positions are represented by the Police Benevolent Association bargaining Unit shall be noted below:

SCHEDULE A – PATROLMEN & SERGEANTS HIRED PRIOR TO JANUARY 1, 2017

	2019	2020	2021	2022
	2.00%	2.00%	2.25%	2.25%
Entry Level	\$ 44,037	\$ 44,918	\$ 45,928	\$ 46,962
Completion of Academy	\$ 51,877	\$ 52,914	\$ 54,105	\$ 55,322
Beginning 2 nd	\$ 59,610	\$ 60,803	\$ 62,171	\$ 63,569
Beginning 3 rd	\$ 67,342	\$ 68,689	\$ 70,234	\$ 71,815
Beginning 4 th	\$ 75,075	\$ 76,576	\$ 78,299	\$ 80,061
Beginning 5 th	\$ 82,806	\$ 84,462	\$ 86,363	\$ 88,306
Beginning 6 th	\$ 90,540	\$ 92,351	\$ 94,429	\$ 96,553
Beginning 7 th	\$ 98,272	\$100,238	\$102,493	\$104,799
Beginning 8 th	<u>\$111,832</u>	<u>\$114,068</u>	<u>\$116,635</u>	<u>\$119,259</u>
Sergeant (First year sergeant will start \$500 below Sergeant scale)	\$124,523	\$127,014	\$129,871	\$132,794

PATROLMEN & SERGEANTS HIRED AFTER JANUARY 1, 2017

	2019	2020	2021	2022
	2.00%	2.00%	2.25%	2.25%
Entry Level	\$ 44,037	\$ 44,918	\$ 45,928	\$ 46,962
Completion of Academy	\$ 50,006	\$ 51,006	\$ 52,154	\$ 53,327
Beginning 2 nd	\$ 55,974	\$ 57,094	\$ 58,378	\$ 59,692
Beginning 3 rd	\$ 61,943	\$ 63,182	\$ 64,604	\$ 66,057
Beginning 4 th	\$ 67,912	\$ 69,270	\$ 70,829	\$ 72,423
Beginning 5 th	\$ 73,881	\$ 75,359	\$ 77,054	\$ 78,788
Beginning 6 th	\$ 79,849	\$ 81,446	\$ 83,279	\$ 85,153
Beginning 7 th	\$ 85,818	\$ 87,535	\$ 89,504	\$ 91,518
Beginning 8 th	\$ 91,787	\$ 93,623	\$ 95,730	\$ 97,883
Beginning 9 th	\$ 97,756	\$ 99,711	\$101,955	\$104,249
Beginning 10 th	\$103,724	\$105,799	\$108,179	\$110,613
Beginning 11 th	\$111,832	\$109,933	\$112,407	\$114,936
Beginning 12 th	--	\$114,068	\$116,635	\$119,259
Sergeant (First year sergeant will start \$500 below Sergeant scale)	\$124,523	\$127,014	\$129,871	\$132,794

G. Special Law Enforcement Officer \$30.00 per hour

H. ANNUAL SALARIES FOR FIREFIGHTERS AND FIRE CAPTAINS

- JOB CLASSIFICATIONS FOR EMPLOYEES whose positions are represented by the International Association of Firefighters bargaining Unit shall be noted below:

Employees Hired Before January 1, 2017

	2019	2020	2021	2022
	1.85%	1.95%	2.00%	2.00%
Firefighter				
Entry				
Second				
Third	\$53,402			
Fourth	\$57,986	\$59,117		
Fifth	\$62,696	\$63,919	\$65,197	
Sixth	\$67,341	\$68,654	\$70,027	\$71,428
Seventh	\$75,945	\$77,426	\$78,975	\$80,555
Fire Captain	\$84,295	\$85,939	\$87,658	\$89,411

Employees Hired After January 1, 2017

	2019	2020	2021	2022
	1.85%	1.95%	2.00%	2.00%
Firefighter				
Entry	\$43,307	\$43,307		
Second	\$47,485	\$48,411	\$49,379	
Third	\$50,861	\$51,853	\$52,890	\$53,948
Fourth	\$54,236	\$55,294	\$56,400	\$57,528
Fifth	\$57,612	\$58,735	\$59,910	\$61,108
Sixth	\$60,989	\$62,178	\$63,422	\$64,690
Seventh	\$64,365	\$65,620	\$66,932	\$68,271
Eighth	\$67,740	\$69,061	\$70,442	\$71,851
Ninth	\$71,117	\$72,504	\$73,954	\$75,433
Tenth	\$75,945	\$77,426	\$78,975	\$80,555
Fire Captain	\$84,295	\$85,939	\$87,658	\$89,411

Employees Hired After April 1, 2019

	2019	2020	2021	2022
	1.85%	1.95%	2.00%	2.00%
Firefighter				
Entry	\$43,307	\$43,307	\$43,307	\$43,307
Second	\$46,142	\$47,042	\$47,983	\$48,943
Third	\$48,977	\$49,932	\$50,931	\$51,950
Fourth	\$51,812	\$52,822	\$53,878	\$54,956
Fifth	\$54,647	\$55,713	\$56,827	\$57,964
Sixth	\$57,482	\$58,603	\$59,775	\$60,971
Seventh	\$60,317	\$61,493	\$62,723	\$63,977
Eighth	\$63,152	\$64,383	\$65,671	\$66,984
Ninth	\$65,987	\$67,274	\$68,619	\$69,991
Tenth	\$68,822	\$70,164	\$71,567	\$72,998

Eleventh	\$71,657	\$73,054	\$74,515	\$76,005
Twelfth	\$75,945	\$77,426	\$78,975	\$80,555
Fire Captain	\$84,295	\$85,939	\$87,658	\$89,411

Section 2. Part-time and per diem employees are paid based on the hourly rate of annual salary.

Section 3. These changes will be retroactive to January 1, 2022, after action or inaction by the Mayor as provided by law or an override of mayoral veto by Council, whichever is applicable. Publication will be according to law.

INTRODUCTION:

PUBLIC HEARING:

ADOPTION:

MAYOR'S APPROVAL:

EFFECTIVE DATE:

Underline new

[brackets remove]

TOWNSHIP OF WEST WINDSOR
ORDINANCE AUTHORIZING THE ACQUISITION OF
A TEMPORARY CONSTRUCTION EASEMENT
AND A SIDEWALK EASEMENT
FROM MOHAMMAD REZVI & SAMIRAH AKHLAQ
LOCATED AT BLOCK 5.01, LOT 70 – 109 CRANBURY ROAD

WHEREAS, the Township of West Windsor has determined that it is necessary to acquire one temporary and two permanent easements on certain real property owned by Mohammad Rezvi & Samirah Akhlaq (Sellers) located at Block 5.01, Lot 70 (#109 Cranbury Road) in the Township of West Windsor, Mercer County, NJ for the purpose of constructing sidewalk improvements to be utilized for the purpose of public mobility; and

WHEREAS, the Sellers are willing to grant such easements; and

WHEREAS, the Township and Sellers have agreed upon fair compensation for the easements; 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 acquire the Temporary Construction Easement and permanent Sidewalk 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 acquire a Temporary Construction Easement and a Sidewalk Easement on certain real property owned by Mohammad Rezvi & Samirah Akhlaq, located at Block 5.01, Lot 70 (#109 Cranbury Road) in the Township of West Windsor, Mercer County, NJ for the purpose of constructing sidewalk improvements to be utilized for the purpose of public mobility for the purchase price of Four Thousand Eight Hundred Dollars (\$4,800.00).
- (2) The Mayor and Clerk are hereby authorized and directed to acquire and accept the Temporary Construction Easement and Sidewalk Easement from the Seller for the acquisition 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:

TOWNSHIP OF WEST WINDSOR
ORDINANCE AUTHORIZING THE ACQUISITION OF
A TEMPORARY CONSTRUCTION EASEMENT,
A SIGHT EASEMENT AND A SIDEWALK EASEMENT
FROM BRIAN CHAIT AND LESLIE GREENBERG
LOCATED AT BLOCK 5.01, LOT 44 – 1 MILLSTONE ROAD

- WHEREAS, the Township of West Windsor has determined that it is necessary to acquire one temporary and two permanent easements on certain real property owned by Brian Chait and Leslie Greenberg (Sellers) located at Block 5.01, Lot 44 (#1 Millstone Road) in the Township of West Windsor, Mercer County, NJ for the purpose of constructing sidewalk improvements to be utilized for the purpose of public mobility; and
- WHEREAS, the Sellers are willing to grant such easements; and
- WHEREAS, the Township and Sellers have agreed upon fair compensation for the easements; 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 acquire the Temporary Construction Easement, permanent Sidewalk Easement and Sight 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 acquire a Temporary Construction Easement, a Sight Easement and a Sidewalk Easement on certain real property owned by Brian Chait and Leslie Greenberg, located at Block 5.01, Lot 44 (#1 Millstone Road) in the Township of West Windsor, Mercer County, NJ for the purpose of constructing sidewalk improvements to be utilized for the purpose of public mobility for the purchase price of Eight Thousand Nine Hundred Dollars (\$8,900.00).
- (2) The Mayor and Clerk are hereby authorized and directed to acquire and accept the Temporary Construction Easement, Sight Triangle Easement and Sidewalk Easement from the Seller for the acquisition 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, 2022-2023 applications for renewal of liquor licenses have been submitted electronically to the Division of Alcoholic Beverage Control; and

WHEREAS, the appropriate fees have been received; and

WHEREAS, the Police Division and the Code Enforcement Division have indicated they find no reason to object to the renewals; and

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

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

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

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

HOTEL/MOTEL LICENSEES

1113-36-019-001 BRIAD LODGING GROUP WEST WINDSOR LLC (Pocket License)

Adopted: August 8, 2022

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 8th day of August, 2022.

Gay M. Huber
Township Clerk
West Windsor Township

RESOLUTION

WHEREAS, there is a vacancy for a Member on the Affordable Housing Committee; and

WHEREAS, it is recommended that Jyotika Bahree be appointed to the position as Member with a term to begin on August 8, 2022 and to expire on December 31, 2024; and

WHEREAS, Mayor Hemant Marathe recommends this appointment and seeks the Council's consent to appoint Jyotika Bahree to the Affordable Housing Committee.

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of West Windsor hereby approves (consents to) the following Affordable Housing Committee appointment:

Jyotika Bahree Member Term Expires 12/31/2024

Adopted: August 8, 2022

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 8th day of August, 2022.

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 preparing and mailing tax bills at least twenty-five (25) days before the third installment of taxes falls due; and

WHEREAS, said mailing of the 2022 tax bills did not meet the requirements stated above; and

WHEREAS, the Tax Collector is requesting the time period, provided by the statute (N.J.S.A. 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 third quarter interest shall be charged after August 19, 2022 (instead of August 10, 2022).

NOW THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Windsor that the date to charge interest on the payment of third quarter taxes be extended from August 10th to August 19th, 2022; and

BE IT FURTHER RESOLVED in accordance with N.J.S.A. 54:4-67, interest calculated on payments received after August 19, 2022 will revert back to the original due date of August 1, 2022.

Adopted: August 8, 2022

I certify the above Resolution was adopted by the West Windsor Township Council at their meeting held on the 8th day of August, 2022.

Gay M. Huber
Township Clerk
West Windsor Township

RESOLUTION

WHEREAS, there is a vacancy for a Member on the West Windsor Township Parking Authority to fill the unexpired term of Thomas Crane; and

WHEREAS, Michael Twamley has expressed an interest in being appointed to the West Windsor Parking Authority; and

WHEREAS, the Township Council endorses Michael Twamley to fill the unexpired term of Thomas Crane which expires on December 31, 2023; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Windsor that the following appointment be made to the West Windsor Parking Authority:

Michael Twamley	Member	Term to Expire	12/31/2023
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Adopted: August 8, 2022

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 8th day of August, 2022.

Gay M. Huber
Township Clerk
West Windsor Township

RESOLUTION

WHEREAS, Melinda Rubenstein has expressed an interest in serving on the Human Relations Council as a Member; and

WHEREAS, it is recommended Melinda Rubenstein be appointed as a Member of the Human Relations Council to begin on August 8, 2022 and expire on December 31, 2023; and

WHEREAS, Mayor Hemant Marathe recommends this appointment and seeks the Council's consent to appoint Melinda Rubenstein to the Human Relations Council.

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of West Windsor hereby approves (consents to) the following Human Relations Council appointment:

Melinda Rubenstein Member Term to Expire 12/31/23

Adopted: August 8, 2022

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 8th day of August, 2022.

Gay M. Huber
Township Clerk
West Windsor Township

RESOLUTION

WHEREAS, AvalonBay Communities, Inc. received Preliminary and Final Major Subdivision and Site Plan Approval from the West Windsor Township Planning Board on October 13, 2021 by Resolution of Memorialization No. PB 20-15 (“Resolution”), adopted November 10, 2021, for the construction of a mixed-use center consisting of residential units and commercial uses on a tract of land situate in West Windsor Township, Mercer County, New Jersey, formerly designated on the West Windsor tax map as a portion of Block 6, Lots 8, 54, 55.01 and 76, more commonly known as the Princeton Junction Train Station Redevelopment (the “Development”); and

WHEREAS, the Development will consist of several elements that are to be developed by different developers, including Avalon West Windsor Venture LLC (Avalon Bay West Parcel) (“Developer”), with each developer being responsible for bonding a specific scope of public improvements within the Development; and

WHEREAS, a condition of the Resolution is that Developer executes a Land Development Performance Guarantee (“Performance Guarantee Agreement”) in a form satisfactory to the Township Council and shall post such performance and maintenance guarantees as are required;

WHEREAS, such Performance Guarantee Agreement has been prepared by Developer and by Counsel for the Township; and

WHEREAS, the Developer has executed a Land Development Performance Guarantee Agreement; a copy of which is attached hereto; and

WHEREAS, it is in the best interest of the Township to enter into the Performance Guarantee Agreement with the Developer to ensure the obligations set forth therein are memorialized and met.

NOW THEREFORE, BE IT RESOLVED on this 8th day of August, 2022 that the Mayor and the Clerk are authorized and directed to execute the Land Development Performance Guarantee Agreement; and

BE IT FURTHER RESLOVED, the Agreement shall be recorded with the Mercer County Clerk’s Office upon execution by the Mayor and the Clerk.

Adopted: August 8, 2022

I hereby certify this is a true copy of a Resolution adopted by the West Windsor Township Council at their meeting held on the 8th day of August, 2022.

Gay M. Huber
Township Clerk
West Windsor Township

RESOLUTION

- WHEREAS, AvalonBay Communities, Inc. received Preliminary and Final Major Subdivision and Site Plan Approval from the West Windsor Township Planning Board on October 13, 2021 by Resolution of Memorialization No. PB 20-15 (“Resolution”), adopted November 10, 2021, for the construction of a mixed-use center consisting of residential units and commercial uses on a tract of land situate in West Windsor Township, Mercer County, New Jersey, formerly designated on the West Windsor tax map as a portion of Block 6, Lots 8, 54, 55.01 and 76, more commonly known as the Princeton Junction Train Station Redevelopment (the “Development”); and
- WHEREAS, the Development will consist of several elements that are to be developed by different developers, including Pulte Homes of NJ, Limited Partnership (“Developer”), with each developer being responsible for bonding a specific scope of public improvements within the Development; and
- WHEREAS, a condition of the Resolution is that Developer executes a Land Development Performance Guarantee (“Performance Guarantee Agreement”) in a form satisfactory to the Township Council and shall post such performance and maintenance guarantees as are required;
- WHEREAS, such Performance Guarantee Agreement has been prepared by Developer and by Counsel for the Township; and
- WHEREAS, the Developer has executed a Land Development Performance Guarantee Agreement; a copy of which is attached hereto; and
- WHEREAS, it is in the best interest of the Township to enter into the Performance Guarantee Agreement with the Developer to ensure the obligations set forth therein are memorialized and met.

NOW THEREFORE, BE IT RESOLVED, on this 8th day of August, 2022 that the Mayor and the Clerk are authorized and directed to execute the Land Development Performance Guarantee Agreement; and

BE IT FURTHER RESOLVED, the Agreement shall be recorded with the Mercer County Clerk’s Office upon execution by the Mayor and the Clerk.

Adopted: August 8, 2022

I hereby certify this is a true copy of a Resolution adopted by the West Windsor Township Council at their meeting held on the 8th day of August, 2022.

Gay M. Huber
Township Clerk
West Windsor Township

RESOLUTION

WHEREAS, AvalonBay Communities, Inc. received Preliminary and Final Major Subdivision and Site Plan Approval from the West Windsor Township Planning Board on October 13, 2021 by Resolution of Memorialization No. PB 20-15 (“Resolution”), adopted November 10, 2021, for the construction of a mixed-use center consisting of residential units and commercial uses on a tract of land situate in West Windsor Township, Mercer County, New Jersey, formerly designated on the West Windsor tax map as a portion of Block 6, Lots 8, 54, 55.01 and 76, more commonly known as the Princeton Junction Train Station Redevelopment (the “Development”); and

WHEREAS, the Development will consist of several elements that are to be developed by different developers, including Avalon West Windsor Venture LLC (Avalon Bay Homeowners Association) (“Developer”), with each developer being responsible for bonding a specific scope of public improvements within the Development; and

WHEREAS, a condition of the Resolution is that Developer executes a Land Development Performance Guarantee (“Performance Guarantee Agreement”) in a form satisfactory to the Township Council and shall post such performance and maintenance guarantees as are required;

WHEREAS, such Performance Guarantee Agreement has been prepared by Developer and by Counsel for the Township; and

WHEREAS, the Developer has executed a Land Development Performance Guarantee Agreement; a copy of which is attached hereto; and

WHEREAS, it is in the best interest of the Township to enter into the Performance Guarantee Agreement with the Developer to ensure the obligations set forth therein are memorialized and met.

NOW THEREFORE, BE IT RESOLVED on this 8th day of August, 2022 that the Mayor and the Clerk are authorized and directed to execute the Land Development Performance Guarantee Agreement; and

BE IT FURTHER RESOLVED, the Agreement shall be recorded with the Mercer County Clerk’s Office upon execution by the Mayor and the Clerk.

Adopted: August 8, 2022

I hereby certify this is a true copy of a Resolution adopted by the West Windsor Township Council at their meeting held on the 8th day of August, 2022.

Gay M. Huber
Township Clerk
West Windsor Township

RESOLUTION

WHEREAS, AvalonBay Communities, Inc. received Preliminary and Final Major Subdivision and Site Plan Approval from the West Windsor Township Planning Board on October 13, 2021 by Resolution of Memorialization No. PB 20-15 (“Resolution”), adopted November 10, 2021, for the construction of a mixed-use center consisting of residential units and commercial uses on a tract of land situate in West Windsor Township, Mercer County, New Jersey, formerly designated on the West Windsor tax map as a portion of Block 6, Lots 8, 54, 55.01 and 76, more commonly known as the Princeton Junction Train Station Redevelopment (the “Development”); and

WHEREAS, the Development will consist of several elements that are to be developed by different developers, including Avalon West Windsor Venture LLC (Avalon Bay East Parcel) (“Developer”), with each developer being responsible for bonding a specific scope of public improvements within the Development; and

WHEREAS, a condition of the Resolution is that Developer executes a Land Development Performance Guarantee (“Performance Guarantee Agreement”) in a form satisfactory to the Township Council and shall post such performance and maintenance guarantees as are required;

WHEREAS, such Performance Guarantee Agreement has been prepared by Developer and by Counsel for the Township; and

WHEREAS, the Developer has executed a Land Development Performance Guarantee Agreement; a copy of which is attached hereto; and

WHEREAS, it is in the best interest of the Township to enter into the Performance Guarantee Agreement with the Developer to ensure the obligations set forth therein are memorialized and met.

NOW THEREFORE, BE IT RESOLVED on this 8th day of August, 2022 that the Mayor and the Clerk are authorized and directed to execute the Land Development Performance Guarantee Agreement; and

BE IT FURTHER RESOLVED, the Agreement shall be recorded with the Mercer County Clerk’s Office upon execution by the Mayor and the Clerk

Adopted: August 8, 2022

I hereby certify this is a true copy of a Resolution adopted by the West Windsor Township Council at its meeting held on the 8th day of August, 2022.

Gay M. Huber
Township Clerk
West Windsor Township

RESOLUTION

WHEREAS, Woodstone at West Windsor, LLC (“Woodstone”) received preliminary and final subdivision and site plan approval from the West Windsor Planning Board on June 13, 2018, adopted by Resolution of Memorialization (“Resolution”) on July 11, 2018, for the construction of a multi-family inclusionary development on a tract of land situate in West Windsor Township, Mercer County, New Jersey; and

WHEREAS, as part of implementation of its Fair Share Plan approved by the Superior Court of New Jersey, Mercer County, Law Division, the Township adopted an Affordability Assistance: Rental Assistance for Tenants of Very Low-Income Units; Operating Manual on May 16, 2019; and

WHEREAS, Woodstone is amenable to participating in such program by accepting a subsidy of \$100.00 per month for every very low-income unit rented by a certified very-low income household from the West Windsor Township Affordable Housing Trust Fund and reducing the rent for each month for which a subsidy is received by the same amount; and

WHEREAS, Counsel for Woodstone and the Township have prepared an agreement, the Township-Woodstone at West Windsor Agreement as to Rental Assistance for Tenants of Very-Lot Income Units (the “Agreement”) setting forth the terms of their arrangement with respect to the Township’s rental assistance for tenants of very low-income units; and

WHEREAS, it is in the best interest of the Township to enter into the Agreement to ensure that the obligations set forth therein are memorialized and met.

NOW, BE IT RESOLVED by the Township Council of the Township of West Windsor that the Agreement in the form attached hereto be approved and that the Mayor and the Clerk be authorized and directed to execute the same.

Adopted: August 8, 2022

I hereby certify this is a true copy of a Resolution adopted by the West Windsor Township Council at their meeting held on the 8th day of August, 2022.

Gay M. Huber
Township Clerk
West Windsor Township

RESOLUTION

- WHEREAS, by Deed dated May 31, 2001, recorded in the Office of the Mercer County Clerk on June 18, 2001, in Deed Book 04067, Page 0111, title was conveyed to property designated as Block 5, Lock 15 and 16 on the West Windsor Township Tax Map containing 46.44 +/- acres of vacant land from Astura, LLC to the New Jersey Department of Environmental Protection, the County of Mercer and the Township of West Windsor; and
- WHEREAS, the aforementioned 46.44 +/- acres of land are parklands and open space adjacent to the Ellsworth Center; and
- WHEREAS, the West Windsor Township Planning Board on November 10, 2021, granted Preliminary and Final Major Site Plan approval to the Ellsworth Center Redevelopment Project to facilitate expansions and improvements to the Ellsworth Center; and
- WHEREAS, in order to facilitate the redevelopment and expansion of the Ellsworth Center, additional property along Cranbury Road designated as Block 5, Lot 76 (23 Cranbury Road) and Block 5, Lot 62 (25 Cranbury Road), Block 5, Lot 66 (29 Cranbury Road) and Block 5, Lot 48 (31 Cranbury Road) have been acquired by Ellsworth Realty Associates, LLC, the owner of the Ellsworth Center; and
- WHEREAS, both the aforementioned 46.44 +/- acres of parkland and open space and the aforementioned four properties owned by Ellsworth Realty Associates, LLC may be subject to certain restrictive covenants running with the land by virtue of the prior deeds in the chain of title to both the parklands and open space and the four properties owned by Ellsworth Realty Associates, LLC; and
- WHEREAS, to permit the redevelopment as approved by the West Windsor Township Planning Board of the Ellsworth Center, the restrictive covenants on the four above-referenced properties owned by Ellsworth Realty Associates, LLC need to be released; and
- WHEREAS, an Agreement to Release Restrictive Covenants was executed by the State of New Jersey, Department of Environmental Protection, County of Mercer, Township of West Windsor and Ellsworth Realty Associates, LLC on March 27, 2014 for two of the above-referenced properties (Block 5, Lots 62 and 76) and since the execution of said agreement, Ellsworth Realty Associates, LLC has acquired the two additional properties (Block 5, Lots 48 and 66); and
- WHEREAS, the Township of West Windsor wishes to authorize a Release of Restrictive Covenants on all four Ellsworth Realty Associates, LLC properties in order to support the redevelopment of the Ellsworth Center.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of West Windsor that:

1. The Mayor and Clerk are hereby authorized to execute, on behalf of the Township, a Release of Restrictive Covenants for the aforementioned properties owned by Ellsworth Realty Associates, LLC (Block 5, Lots 48, 62, 66 and 76 West Windsor Township Tax Map). The Release of Restrictive Covenants hereby authorized to be executed is on file in the Office of the Township Clerk and may be inspected during regular office hours.
2. A certified true copy of this Resolution together with the signed Release of Restrictive Covenants shall be furnished upon its adoption to the State of New Jersey, Department of Environmental Protection and the County of Mercer.
3. A notice of this action shall be printed in the legal newspaper used by the Township in accordance with law.

Adopted: August 8, 2022

I hereby certify that the above Resolution was adopted by the West Windsor Township Council at their meeting held on the 8th day of August, 2022.

Gay M. Huber
Township Clerk
West Windsor Township

RESOLUTION

WHEREAS, the Township of West Windsor has a need to purchase additional office furniture to equip the interior spaces currently being renovated within the Municipal Building for an efficient and functional operation of Municipal operations; and

WHEREAS, Paramount Facility Management Solutions, 72 Readington Road, Branchburg, NJ 08876 is an authorized vendor under the Educational Services Commission State Approved Co-Operative Pricing System Global Furniture Contract #ESCNJ22/23-08; Furniture and Accessories; and

WHEREAS, the purchase of the new furniture was included for consideration in the approved Improvements to the Municipal Complex Capital Bond Ordinance 2019-33; and

WHEREAS, the total amount for said furniture is Thirteen Thousand Four Hundred Sixty Three Dollars and Forty Four Cents (\$13,463.44); and

WHEREAS, Certification of Funds has been received from the Chief Financial Officer and funds for said furniture acquisition is available in the following line item appropriation account:

Improvements to the Municipal Complex 405-2019-33 001 \$13,463.44

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Windsor that the Township Business Administrator is authorized to purchase said office furniture from Paramount Facility Management Solutions, 72 Readington Road, Branchburg, NJ 08876 an authorized vendor under the Educational Services Commission State Approved Co-Operative Pricing System Global Furniture Contract #ESCNJ22/23-08; Furniture and Accessories

Adopted: August 8, 2022

I hereby certify that the above Resolution was adopted by the West Windsor Township Council at their meeting held on the 8th day of August 2022.

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, the Township is in need of replacing a Cisco Network Switch; and
- WHEREAS, CDW Government is an authorized vendor under New Jersey State approved Co-op #65 MCESCCPS, Bid #ESCNJ AEPA-22G -Technology Supplies & Services; and
- WHEREAS, as of June 27, 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 and New Jersey State approved Co-op #65 MCESCCPS, 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
				\$ 118,927.85

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

Network, Computer, Printer & Scanner Replacements	405-2020-14-001	\$8,323.06
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NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of West Windsor that the Business Administrator Marlena Schmid is hereby authorized to purchase the above from CDW-Government under New Jersey State approved Co-op #65 MCESCCPS, Bid #ESCNJ AEPA-22G -Technology Supplies & Services for a total not to exceed of \$ 127,250.91.

Adopted: August 8, 2022

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 8th day of August, 2022.

Gay M. Huber
Township Clerk
West Windsor Township

RESOLUTION

WHEREAS, the Township of West Windsor has determined the need for demolition of two (2) Township owned structures located at 269 Clarksville Road, Block 93, Lot 1 and 10 North Mill Road, Block 19, Lot 34; and

WHEREAS, said project was put out to public bid seeking proposals for this project, and said bids were opened on Wednesday, July 13, 2022; and

WHEREAS, the Township has received three (3) bids from the following bidders:

Company	Base Bid
Yannuzzi Group, Inc.	\$59,100.00
Two Brothers Contracting, Inc.	\$131,900.00
Brennan Brothers Contracting, Inc.	\$188,000.00

WHEREAS, the Township staff has reviewed all bids and determined that the lowest responsible and responsive bid was submitted by Yannuzzi Group, Inc.; and

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

Demolition/Improvements of Structures on Twp. Prop.	405-2021-14-002	\$59,100.00
<u>Account Title</u>	<u>Account Number</u>	<u>Amount</u>

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of West Windsor that the contract for the Demolition of Township Owned Structures located at 269 Clarksville Road, Block 93, Lot 1 and 10 North Mill Road, Block 19, Lot 34 be awarded to Yannuzzi Group, Inc, 135 Kinnelon Road, Suite 102, Kinnelon, NJ 07405 and the Mayor and Clerk are authorized to execute said contract.

Adopted: August 8, 2022

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 8th day of August 2022.

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, the Township needs to purchase annual licensing of Microsoft Exchange products from CDW-Government M0003-89849 in the amount of \$7,132.96; and

WHEREAS, CDW Government is an authorized vendor under New Jersey State approved Co-op #65 MCESCCPS, Bid #ESCNJ AEPA-22G -Technology Supplies & Services and is also an authorized vendor under NJ State Contract M0003-89849/ New Jersey T3121 Software (T3121 #20-TELE-01511); and

WHEREAS, as of August 8, 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 and New Jersey State approved Co-op #65 MCESCCPS, 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	<u>\$ 8,323.06</u>
				\$ 127,250.91

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

Administration Technology/Computer Services	105 04 268	\$4,319.04
Police – Office Furniture/Equipment Maintenance	105 18 233	\$2,813.92

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of West Windsor that the Business Administrator Marlana Schmid is hereby authorized to purchase the above from CDW-Government under NJ State Contract New Jersey T3121 Software (T3121 #20-TELE-01511) for a total not to exceed of \$ 134,383.87.

Adopted: August 8, 2022

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 8th day of August, 2022.

Gay M. Huber
Township Clerk
West Windsor Township

RESOLUTION

WHEREAS, land use is an essential component of overall sustainability for a municipality; and

WHEREAS, it is recognized that the West Windsor Township Planning Board has adopted a Sustainability Plan Element, based upon the *Sustainable West Windsor Plan*, into the Township Master Plan; and

WHEREAS, poor land use decisions can lead to and increase societal ills such as decreased mobility, high housing costs, increased greenhouse gas emissions, increased water pollution, loss of open space, reduced economic well-being, reduced communal interaction, increased costs to maintain or administer common infrastructure and programs, and the degradation of natural resources; and

WHEREAS, well planned land use can create transportation choices, provide for a range of housing options, create walkable communities, preserve open space, provide for adequate recreation, and allow for the continued protection and responsible use of vital natural resources; and

WHEREAS, given New Jersey's strong tradition of home rule and local authority over planning and zoning, achieving a statewide sustainable land use pattern will require municipalities to take the lead;

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of West Windsor, in the County of Mercer, State of New Jersey, that West Windsor resolves to take the following steps regarding municipal land use decisions with the intent of making West Windsor Township a sustainable community. It is our intent to include these principles as the Sustainable West Windsor Plan is implemented, and when the next Master Plan revision and reexamination report is undertaken by the Planning Board, and to update our land-use zoning, natural resource protection, and other ordinances accordingly.

Regional Cooperation - We pledge to reach out to the administrations of neighboring municipalities concerning land-use decisions, and to take into consideration regional impacts when making land-use decisions.

Transportation Choices - We pledge to continue the creation of transportation choices with a Complete Streets approach by considering all modes of transportation, including walking, biking, transit and automobiles, as well as the diverse users amongst our residents, when planning transportation projects and reviewing development applications. We will monitor and reevaluate our parking policies with the goal of limiting the amount of required parking spaces, promoting shared parking and other innovative parking alternatives, and encouraging structured parking alternatives when and where appropriate.

Natural Resource Protection - We pledge to continue to take actions to protect the natural resources of the state in recognition of their environmental, recreational and agricultural values by avoiding or mitigating negative impacts to these resources while seeking opportunities to enhance them. Further, we pledge to re-examine the West Windsor Township Environmental Resources Inventory when feasible to identify and assess the extent of our natural resources and to link natural resource management and protection to carrying capacity analysis, land-use and open space planning.

Mix of Land Uses - We pledge to continue to use our zoning power to allow for a mix of residential, retail, commercial, recreational and other land use types in areas that make the most sense for our municipality and the region, particularly in town center areas.

Housing Options - We pledge, through the actions of our zoning and revenue generating powers, to continue to foster a diverse mix of housing types and locations, including single- and multi-family, for-sale and rental options, to meet the needs of all people at a range of income levels.

Green Design - We pledge to continue to incorporate the principles of green design and renewable energy generation into municipal buildings to the extent feasible and when updating our site plan and subdivision requirements for residential and commercial buildings.

Municipal Facilities Siting - We pledge, to the extent feasible, to continue to take into consideration factors such as walkability, bike-ability, greater access to public transit, proximity to other land-use types, and open space when locating new or relocated municipal facilities.

Adopted: August 8, 2022

I hereby certify the above resolution was adopted by the Township Council of the Township of West Windsor at their meeting held on the 8th day of August 2022.

Gay M. Huber
Township Clerk
West Windsor Township

RESOLUTION

- WHEREAS, the Township of West Windsor has a need to acquire Professional Information Technology Support services as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and
- WHEREAS, On March 28, 2022, the Township Council passed Resolution 2022-R094 authorizing a Professional Services Agreement with StarNet Solutions, Inc. of Farmingdale, NJ in the amount of Sixteen Thousand Four Hundred Twenty-Five Dollars (\$16,425.00) for Professional Information Technology Support services; and
- WHEREAS, On May 9, 2022, the Township Council passed Resolution 2022-R117 authorizing Amendment No. 1 to the Professional Services Agreement with StarNet Solutions, Inc. of Farmingdale, NJ in the amount of Thirty Thousand Six Hundred Dollars (\$30,600.00) for a revised contract amount totaling Forty Seven Thousand Twenty Five Dollars (\$47,025.00) associated with Professional Information Technology Support services; and
- WHEREAS, the Township wishes to amend the Professional Services Agreement with StarNet Solutions, Inc. to supplement additional hours of on-site, phone or remote support for maintenance, trouble shooting and general support of the Municipal Computer Network; and
- WHEREAS, the total revised contract for the StarNet Solutions, Inc. for Professional Information Technology Support services will not exceed Seventy One Thousand Five Hundred Five Dollars (\$71,505.00); 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 account:

<u>Administration Technology / Computer Services</u>	<u>105 - 04 268</u>
\$24,480.00	

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 an Amended Professional Services Agreement with StarNet Solutions, Inc., for Professional Information Technology Support services in an amount not to exceed Seventy One Thousand Five Hundred Five Dollars (\$71,505.00).
- (2) The Professional Services Agreement so authorized shall require the Provider to provide supplemental Professional Information Technology Support services. A contract amendment may be executed 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 Amended Professional Services Agreement between the Township and StarNet Solutions, Inc. and a copy of this Resolution, shall be on file and available for public inspection in the office of the Township Clerk.

Adopted: August 8, 2022

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 8th day of August, 2022.

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 Safe Streets to Transit Application 2023 – SST-2023-Alexander Rd Pedestrian Safety Impr-00044 project.

WHEREAS, the Township of West Windsor has identified the need for pedestrian safety improvements to Alexander Road, between Roszel Road and Vaughn Drive; and

WHEREAS, the proposed improvements construct new sidewalk in two locations along the west side of Alexander Road to complete the sidewalk network on that side of Alexander Road from Roszel Road to Vaughn Drive. This project will facilitate pedestrian access to the Princeton Junction Train Station located at the east end of Vaughn Drive without crossing Alexander Road at Roszel Road. Business and residential properties will have direct access to the crosswalks at the intersection of Alexander Road and Vaughn Drive to travel to the train station. The proposed sidewalk will be porous asphalt with a gravel base.

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of West Windsor, formally approves the grant application for the Safe Streets to Transit Application 2023 – SST-2023-Alexander Rd Pedestrian Safety Impr-00044 project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as “SST-2023-Alexander Rd Pedestrian Safety Impr-00044” 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 via the electronic PMRS system administered by the New Jersey Department of Transportation and that their electronic signatures constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement.

Adopted: August 8, 2022

I hereby certify that the above Resolution was adopted by the West Windsor Township Council at their meeting held on the 8th day of August 2022.

Gay M. Huber
Township Clerk
West Windsor Township

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, a sustainable community seeks to optimize quality of life for its residents by ensuring that its environmental, economic and social objectives are balanced and mutually supportive; and
- WHEREAS, recognizing, cats and dogs are an integral and valuable part of all communities, and contribute to the well-being of humans, whether as companions, service animals, or therapy pets; and
- WHEREAS, understanding, municipalities have an important role in ensuring the well-being of animals while balancing the needs of pet owners and non-pet owners; and
- WHEREAS, legislators and municipal officials report that the number of calls from citizens about animal related issues rival any other issue(s); and
- WHEREAS, there are approximately 2.2 million owned dogs and 2.5 million owned cats in New Jersey; and
- WHEREAS, New Jersey was the first state in the nation to develop an innovative statewide spay/neuter program and all proceeds from the sale of Animal Friendly License Plates are used to reimburse participating veterinarians for spaying and neutering surgeries; and
- WHEREAS, State responsibility for promoting responsible pet care and ensuring pets do not suffer due to abuse, neglect, or lack of proper care in kennels, pet shops, shelters, and pounds (animal facilities) is vested in the Office of Animal Welfare within the New Jersey Department of Health and Senior Services; and
- WHEREAS, The New Jersey Society to Prevent Cruelty to Animals (NJSPCA) and municipal Animal Cruelty Investigators (ACIs) are responsible for investigating and acting as officers for the detection, apprehension, and arrest of offenders against the animal cruelty laws; and
- WHEREAS, New Jersey mandates training requirements for animal control officers and Animal Cruelty Investigators; and
- WHEREAS, New Jersey impounds over 100,000 animals per year in animal shelters and impoundment facilities; and
- WHEREAS, approximately 37% of the animals that enter New Jersey's impoundment facilities are euthanized, at a rate of around 3000 every month; and
- WHEREAS, free-roaming unvaccinated cats and dogs present a potential health threat to humans through the spread of such zoonotic diseases as rabies, leptospirosis, toxoplasmosis, roundworms, animal bites, and environmental contamination from animal feces; and
- WHEREAS, stray and unwanted pets place an enormous financial burden on municipalities and non-profit humane agencies organized to care for these animals; and

WHEREAS, it is more humane and cost-effective to reduce the number of unwanted animals than it is to impound and euthanize unwanted or unclaimed dogs and cats; and

WHEREAS, all dogs are required to be licensed in the municipality, where they are housed and the majority of municipalities also require licensure of cats; and

WHEREAS, all municipalities are required to canvass their residents to locate unlicensed dogs

NOW THEREFORE BE IT RESOLVED, by the Township Council of the Township of West Windsor that the Township pledges to become a more sustainable community and to do our utmost, within the bounds of our jurisdiction, to ensure that companion animals are treated humanely, respectfully, and responsibly through public education and through exercise of powers vested within New Jersey municipalities as follows:

Authority of municipalities:

- The municipality in which an animal facility is located is responsible for issuing the license for that facility to operate;
- The NJ Vicious Dog Law establishes a state-wide standard for municipalities to effectively address situations of vicious or potentially dangerous dogs, regardless of breed;
- The Animal Population Control Program provides for low-cost spaying and neutering for pet owners adopting dogs and cats from New Jersey shelters, pounds, and animal adoption referral agencies and pet owners participating in one of several Public Assistance Programs.

BE IT FURTHER RESOLVED, it is recommended that the Township Administration and Departments of Government initiate or continue taking the following actions to ensure the well-being of animals while balancing the needs of pet owners and non-pet owners:

- Enforce all animal and rabies control statutes and regulations, including the requirement to pick up and impound all stray dogs and cats, excepting stray and feral cats in managed TNR programs.
- Work to improve the enforcement of animal cruelty statutes.
- Educate our community, including schoolchildren, about their responsibilities towards the pet animals they choose to keep.
- Institute, as appropriate, cat licensing ordinances and increase the percentage of licensed dogs and cats through ease of licensing and licensing enforcement measures.

- Identify and work to implement best practices to prevent unwanted breeding through effective animal control, availability of low-cost pet spaying and neutering services, public education, and pet-friendly rental and senior housing.
- Identify alternatives to euthanasia of adoptable companion animals, including utilizing foster homes, adoption networks and providing remedial behavior training services to existing and future owners.
- Assist in identifying resources to improve the conditions and increase the capacity of animal shelters and impoundment facilities and animal control services.

Adopted: August 8, 2022

I hereby certify the above resolution was adopted by the Township Council of the Township of West Windsor at their meeting held on the 8th day of August 2022.

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 – MA-2023-South Mill Roadway Improvements-00656 project.

WHEREAS, the Township of West Windsor has identified the need for improvements to South Mill Road, between Country Squire Lane and Woodmere Way; and

WHEREAS, the proposed improvements will resurface a portion of South Mill Road between Country Squire Lane and Woodmere Way. This section of South Mill Road, totaling 0.38 miles of roadway, is classified as a Principal 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, new striping in the limits of the paving including bicycle lane striping. No changes in right-of-way or pavement widths are proposed.

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of West Windsor, formally approves the grant application for the Municipal Aid - MA-2023-South Mill Roadway Improvements-00656 project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as “MA-2023-South Mill Roadway Improvements-00656” 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.

Adopted: August 8, 2022

I hereby certify that the above Resolution was adopted by the West Windsor Township Council at their meeting held on the 8th day of August 2022.

Gay M. Huber
Township Clerk
West Windsor Township

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 TV-2023-Wallace Road & Scott Avenue Intersec-00016 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 replace existing single-sided solar rectangular rapid flashing beacons at the existing crosswalks at Wallace Road and Scott Avenue intersection. These improvements benefit the pedestrian access to the Princeton Junction Train Station at West Windsor.

NOW, THEREFORE, BE IT RESOLVED the Township Council of the Township of West Windsor, formally approves the grant application for the TV-2023-Wallace Road & Scott Avenue Intersec-00016 project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as “TV-2023-Wallace Road & Scott Avenue Intersec-00016” 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 via the electronic PMRS system administered by the New Jersey Department of Transportation and that their electronic signatures constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement.

Adopted: August 8, 2022

I hereby certify that the above Resolution was adopted by the West Windsor Township Council at their meeting held on the 8th day of August 2022.

Gay M. Huber
Township Clerk
West Windsor Township

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 BIKE-2023-Conover Road Connection to South P-00033 project.

WHEREAS, the Township of West Windsor has identified the need for bike lane improvements located between Conover Road and South Post Road; and

WHEREAS, the proposed improvements will consist of constructing a dedicated 8' wide multi-use path connecting an existing section of walkway on the north side of Conover Road, with an existing multi-use path on the west side of South Post Road near a Mercer County golf course.

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of West Windsor, formally approves the grant application for the BIKE-2023-Conover Road Connection to South P-00033 project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as "BIKE-2023-Conover Road Connection to South P-00033" 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 via the electronic PMRS system administered by the New Jersey Department of Transportation and that their electronic signatures constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement.

Adopted: August 8, 2022

I hereby certify that the above Resolution was adopted by the West Windsor Township Council at their meeting held on the 8th day of August 2022.

Gay M. Huber
Township Clerk
West Windsor Township

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 – MA-2023-New Edinburg Road Resurfacing-00657 project.

WHEREAS, the Township of West Windsor has identified the need for improvements to New Edinburg Road, between Woodmere Way and Village Road; and

WHEREAS, the proposed improvements will resurface New Edinburg Road, between Woodmere Way and Village Road. This project will provide for resurface roadway, repair road base pavement as needed and restripe to conform to current standards. This section of roadway connects two portions of Mercer County Route 526 (Edinburg Road). No changes in right-of-way or pavement widths are proposed.

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of West Windsor, formally approves the grant application for the Municipal Aid – MA-2023-New Edinburg Road Resurfacing-00657 project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as “Municipal Aid – MA-2023-New Edinburg Road Resurfacing-00657” 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 via the electronic PMRS system administered by the New Jersey Department of Transportation and that their electronic signatures constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement.

Adopted: August 8, 2022

I hereby certify that the above Resolution was adopted by the West Windsor Township Council at their meeting held on the 8th day of August 2022.

Gay M. Huber
Township Clerk
West Windsor Township

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, West Windsor Township awarded a contract for improvements to Bennington Drive, including milling, paving, striping, curbing, ADA sidewalk ramp improvements, tree removal / trimming, and crosswalk improvements to Top Line Construction Corp. on October 13, 2020 for the contract amount of \$578,618.71 (Resolution 2020-R217) as set forth in the contract documents; and

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

Roadway Improvements	405-2019-18-011	\$ 20,618.71
<u>DOT Grant-Reconstruction of Bennington Avenue</u>	<u>405-2020-14-014</u>	<u>\$558,000.00</u>
Account Title	Account Number	Amount

WHEREAS, Change Order No. 1 - Final, has been submitted by the contractor and accounts for a decrease (4.23%) of the total budget associated with increases to various items of work and decreases to various items of work; and

WHEREAS, the Township Engineer 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 - Final is hereby approved, adjusting the construction scope, length and quantities of the original contract amount of \$578,618.71 to a revised contract amount of \$554,130.41.

BE IT FURTHER RESOLVED that the Township Business Administrator is hereby authorized to execute Contract Change Order No. 1 - Final.

Adopted: August 8, 2022

I hereby certify that the above resolution was adopted by the West Windsor Township Council at its meeting held on the 8th day of August 2022.

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 Community Affairs for the West Windsor Firefighter PPE Procurement project.

WHEREAS, the Township of West Windsor has identified the need to purchase new firefighting personal protective equipment (PPE) for the career and volunteer firefighters of West Windsor Township; and

WHEREAS, the current supply of firefighter PPE is insufficient for the number of firefighters in West Windsor; and

WHEREAS, the National Fire Protection Association (NFPA) recommends firefighter PPE have a services life no longer than ten years; and

WHEREAS, there is an insufficient number of firefighter PPE ensembles in West Windsor to equip all available firefighters.

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

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as “West Windsor Firefighter PPE Procurement” to the New Jersey Department of Community Affairs 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 via the electronic SAGE system administered by the New Jersey Department of Community Affairs and that their electronic signatures constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement.

Adopted: August 8, 2022

I hereby certify that the above Resolution was adopted by the West Windsor Township Council at their meeting held on the 8th day of August 2022.

Gay M. Huber
Township Clerk
West Windsor Township

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

TOWNSHIP OF WEST WINDSOR
ORDINANCE AUTHORIZING THE ACQUISITION OF
A TEMPORARY CONSTRUCTION EASEMENT
AND A SIDEWALK EASEMENT
FROM LEWIS S. MOK AND CATHERINE R. SHROPE-MOK
LOCATED AT BLOCK 14, LOT 10 – 175 Cranbury Road

WHEREAS, the Township of West Windsor has determined it is necessary to acquire one temporary and one permanent easement on certain real property owned by Lewis S. Mok and Catherine R. Shrope-Mok (Sellers) located at Block 14, Lot 10 (#175 Cranbury Road) in the Township of West Windsor, Mercer County, New Jersey for the purpose of constructing sidewalk improvements to be utilized for the purpose of public mobility; and

WHEREAS, the Sellers are willing to grant such easements; and

WHEREAS, the Township and Sellers have agreed upon fair compensation for the easements; and

WHEREAS, the Local Lands and Buildings Law, *N.J.S.A. 40A:12-1 et. seq.*, requires an Ordinance be adopted permitting the Township to acquire the Temporary Construction Easement and permanent Sidewalk 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 acquire a Temporary Construction Easement and a Sidewalk Easement on certain real property owned by Lewis S. Mok and Catherine R. Shrope-Mok, located at Block 14, Lot 10 (#175 Cranbury Road) in the Township of West Windsor, Mercer County, NJ for the purpose of constructing sidewalk improvements to be utilized for the purpose of public mobility for the purchase price of Three Thousand Nine Hundred Dollars (\$3,900.00).
- (2) The Mayor and Clerk are hereby authorized and directed to acquire and accept the Temporary Construction Easement and Sidewalk Easement from the Seller for the acquisition 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:

TOWNSHIP OF WEST WINDSOR
ORDINANCE AUTHORIZING THE ACQUISITION OF
A TEMPORARY CONSTRUCTION EASEMENT
AND A SIDEWALK EASEMENT
FROM MARC AND AGATHA SEIGEL
LOCATED AT BLOCK 5.01, LOT 33 – 123 Cranbury Road

WHEREAS, the Township of West Windsor has determined that it is necessary to acquire one temporary and one permanent easement on certain real property owned by Marc and Agatha Seigel (Sellers) located at Block 5.01, Lot 33 (#123 Cranbury Road) in the Township of West Windsor, Mercer County, New Jersey for the purpose of constructing sidewalk improvements to be utilized for the purpose of public mobility; and

WHEREAS, the Sellers are willing to grant such easements; and

WHEREAS, the Township and Sellers have agreed upon fair compensation for the easements; 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 acquire the Temporary Construction Easement and permanent Sidewalk 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 acquire a Temporary Construction Easement and a Sidewalk Easement on certain real property owned by Marc and Agatha Seigel, located at Block 5.01, Lot 33 (#123 Cranbury Road) in the Township of West Windsor, Mercer County, NJ for the purpose of constructing sidewalk improvements to be utilized for the purpose of public mobility for the purchase price of Two Thousand Four Hundred Dollars (\$2,400.00).
- (2) The Mayor and Clerk are hereby authorized and directed to acquire and accept the Temporary Construction Easement and Sidewalk Easement from the Seller for the acquisition 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:

TOWNSHIP OF WEST WINDSOR
ORDINANCE AUTHORIZING THE ACQUISITION OF
A TEMPORARY CONSTRUCTION EASEMENT
FROM SANTIAGO GUZMAN-SOLIS AND LESVIA BERCIAN-LOPEZ
LOCATED AT BLOCK 14, LOT 20 – 2 Millstone Road

WHEREAS, the Township of West Windsor has determined that it is necessary to acquire one temporary easement on certain real property owned by Santiago Guzman-Solis and Lesvia Bercian-Lopez (Sellers) located at Block 14, Lot 20 (#2 Millstone Road) in the Township of West Windsor, Mercer County, NJ for the purpose of constructing sidewalk improvements to be utilized for the purpose of public mobility; and

WHEREAS, the Sellers are willing to grant such easements; and

WHEREAS, the Township and Sellers have agreed upon fair compensation for the easements; 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 acquire the Temporary Construction 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 acquire a Temporary Construction Easement on certain real property owned by Santiago Guzman-Solis and Lesvia Bercian-Lopez, located at Block 14, Lot 20 (#2 Millstone Road) in the Township of West Windsor, Mercer County, NJ for the purpose of constructing sidewalk improvements to be utilized for the purpose of public mobility for the purchase price of Six Hundred Dollars (\$600.00).
- (2) The Mayor and Clerk are hereby authorized and directed to acquire and accept the Temporary Construction Easement from the Seller for the acquisition 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:

ORDINANCE 2022-16

BY THE COUNCIL OF THE TOWNSHIP OF WEST WINDSOR, COUNTY OF MERCER

AN ORDINANCE ACCEPTING AS PUBLIC STREETS 50-FOOT RIGHT-OF-WAYS PROVIDING ACCESS TO OPEN SPACE AND PARKLANDS LOCATED ON BLOCK 5, LOTS 15 AND 16 WEST WINDSOR TOWNSHIP TAX MAP

WHEREAS, by a deed dated May 31, 2001, recorded in the Office of the Mercer County Clerk on June 18, 2001, in Deed Book 04067, Page 0111, title was conveyed to Block 5, Lot 15 and 16 West Windsor Township containing 46.44± acres of vacant land from Astura LLC to the New Jersey Department of Environmental Protection, the County of Mercer and the Township of West Windsor; and

WHEREAS, in said deed, the ownership to the 50-foot-wide private right-of-ways to access the aforementioned 46.44± acres of land was specifically reserved to the Township of West Windsor; and

WHEREAS, in order to ensure perpetual access to the aforementioned 46.44± acres of open space and parklands, the Township of West Windsor wishes to accept the aforementioned right-of-ways to become a part of the Township Street and Road System; and

WHEREAS, *N.J.S.A. 40:67-1 et seq.* permits the Township of West Windsor to so accept the aforementioned private right-of-ways to the aforementioned open space and parklands.

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

Section 1. The Township of West Windsor hereby accepts as a part of the Township's Street and Road System the aforementioned 50-foot-wide private right-of-ways to become a part of said Township's Street and Road System. The private right-of-ways hereby accepted are set forth as open space entrances as set forth on the attached aerial photograph entitled "Park Access Road Exhibit for Open Space Lots 15 & 16, Block 5 situate in West Windsor Township, Mercer County, New Jersey" prepared by ACT Engineering, Inc. dated April 12, 2022. Said aerial exhibit is attached hereto as Exhibit A.

Section 2. This Ordinance shall take effect 20 days after final action or inaction by the Mayor as approved 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:

ORDINANCE 2022-17

AN ORDINANCE GRANTING TWO STORMWATER UTILITY EASEMENTS UNDER THE ACCESS DRIVEWAY PROPOSED PUBLIC STREET PROVIDING ACCESS TO BLOCK 5, LOT 15 AND 16 WEST WINDSOR TOWNSHIP TAX MAP PURSUANT TO N.J.S.A. 40A:12-13

- WHEREAS, by deed dated May 31, 2001, recorded in the Office of the Mercer County Clerk on Jun 18, 2001, in Deed Book 04067, Page 0111, title was conveyed to property designated as Block 5, Lots 15 and 16 on the West Windsor Township Tax Map containing 46.44 +/- acres of vacant land from Asutra LLC to the New Jersey Department of Environmental Protection, the County of Mercer and the Township of West Windsor; and
- WHEREAS, the aforementioned 46/44 +/- acres of land are parklands and open space; and
- WHEREAS, said deed of conveyance vested 100% of the ownership in three, 50-foot-wide private right-of-ways access driveways in order to provide access to said parkland and open space; and
- WHEREAS, the 50-foot-wide right-of-way that runs from Cranbury Road (County Route 615) to Block 5, Lots 15 and 16, on the West Windsor Township Tax Map is adjacent to property currently undergoing redevelopment by Ellsworth Realty Associates, LLC; and
- WHEREAS, a component of the redevelopment involves installing a stormwater detention basin on property owned by Ellsworth Realty Associates, LLC commonly known as 29 Cranbury Road and designated as Block 5, Lot 66 on the West Windsor Township Map; and
- WHEREAS, Ellsworth Realty Associates, LLC has requested from the Township of West Windsor two 10-foot-wide stormwater utility easements under the access road from Cranbury (County Route 615) to the parklands and open spaces located on Block 5, Lots 15 and 16 West Windsor Township Tax Map in order to convey stormwater through said easements to the adjacent property which is a part of the Ellsworth Realty Associates, LLC redevelopment on 25 Cranbury Road, said property designated as Block 5, Lot 62 on the West Windsor Township Tax Map; and
- WHEREAS, the West Windsor Township Council wishes to support the redevelopment as approved by the West Windsor Planning Board of the Ellsworth Realty Associates, LLC property commonly known as the Ellsworth Center; and

WHEREAS, pursuant to the provisions of the New Jersey Local Land and Buildings Law, N.J.S.A. 40A:12-13, the Township of West Windsor wishes to grant to Ellsworth Realty Associates, LLC the requested two, 10-foot-wide stormwater utility easements.

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

Section 1. The Township of West Windsor hereby grants to Ellsworth Realty Associates, LLC two, 10-foot-wide stormwater utility easements under the access road from Cranbury Road (County Route 615) to the public parklands and open space located on Block 5, Lots 15 and 16 West Windsor Township Tax Map.

Section 2. The Mayor and Clerk of the Township of West Windsor are hereby authorized and directed to execute Stormwater Utility Easements to Ellsworth Realty Associates LLC for the two, aforementioned 10-foot-wide stormwater utility easements. The deed of stormwater utility easements is on file in the Office of the Municipal Clerk and may be inspected during regular office hours.

Section 3. This Ordinance shall take effect 20 days after final action or inaction by the Mayor as approved 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:

ORDINANCE 2022-19

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

AN ORDINANCE AMENDING CHAPTER 200 LAND USE; PART 4, ZONING;
ARTICLE XXVII, USE AND BULK REGULATIONS FOR RESIDENCE DISTRICTS;
SECTION 200-174, OPEN SPACE CLUSTER (OSC) PLANNED DEVELOPMENT IN
RR/C AND R-1/C DISTRICTS AND AMENDING CHAPTER 200 LAND USE; PART 4,
ZONING; ARTICLE XXVII, USE AND BULK REGULATIONS FOR RESIDENCE
DISTRICTS; SECTION 200-156B., CONDITIONAL USES; ITEM (1)

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, Land Use, Part 4, Zoning, Article XXVII, Use and Bulk Regulations for Residence Districts, Section 200-174, Open space cluster (OSC) planned development in RR/C and R-1/C Districts is hereby amended as follows. Added text is underlined, and text being eliminated is ~~struck through~~.

§ 200-174. Open space cluster (OSC) planned development in RR/C and R-1/C Districts.

- A. Application. ~~Open space cluster (OSC) planned development requirements may be applied in accordance with the provisions of this section to modify bulk and area requirements specified in the RR/C and R-1/C Residence Districts of this Part 4, and open space cluster planned developments shall be required where greenbelt as designated in the conservation element of the Master Plan is present on the property regardless of tract size.~~
- (1) Open space cluster (OSC) planned development requirements may be applied in accordance with the provisions of this section to modify bulk and area requirements specified in the RR/C and R-1/C Residence Districts of this Part 4.
 - (2) Open Space cluster planned developments shall be required:
 - (a) Where greenbelt as designated in the Conservation Element, Farmland Preservation Plan Element, or the Open Space and Recreation Plan Element of the Master Plan is present on the property, regardless of tract size.
 - (b) On tracts which adjoin preserved properties, regardless of tract size.
 - (c) On tracts which adjoin properties identified for preservation by the Conservation Element, Farmland Preservation Element, or the Open Space and Recreation Plan Element of the Master Plan, regardless of tract size.
 - (d) On tracts which adjoin properties containing greenbelt as designated on the Conservation Element, Farmland Preservation Element, or the Open Space and Recreation Plan Element of the Master Plan, regardless of tract size.

Zoning District Basic Permitted Lot Size	OSC Permitted Reductions in Absence of Greenbelt 3 ½ Acres	OSC Permitted Reductions in Absence of Greenbelt; Adjacent to a Preserved Lot, a Lot Identified for Preservation, or a Lot Containing Greenbelt	OSC Permitted Reductions in Absence of Greenbelt 1 ½ Acres	OSC Permitted Reductions in Absence of Greenbelt; Adjacent to a Preserved Lot, a Lot Identified for Preservation, or a Lot Containing Greenbelt	OSC Permitted Reductions in Presence of Greenbelt 3 ½ Acres and 1 ½ Acres
Lot area ¹	50,000 sq. ft.	1 ½ acres	¾ acre	1 acre	½ acre
Lot frontage (feet)	75	75	60	60	45
Lot width (feet)	150	150	125	125	100
Lot depth (feet)	150	150	125	125	100
Yards (feet)					
Front	40	40	30	30	25
Side	20	20	15	15	12
Rear	20	20	15	15	12

NOTES:

¹The lot area reduction in the absence of designated greenbelt to as low as [of] 3/4 acre or 50,000 square feet is permitted if public water is available and public sewer is available. The lot area reduction in the presence of designated greenbelt or otherwise in the absence of designated greenbelt but adjacent to a lot containing greenbelt to as low as 1/2 acre is mandatory to avoid disturbance to the greenbelt. If such lots as are created under this provision cannot meet the State of New Jersey standards for wells and septic systems, then public water and/or public sewer must be provided or, in the alternative that public water and/or public sewer is not available, such lots may be increased by quarter-acre increments to accommodate wells and septic systems.

- B. Minimum area. The minimum total area of a tract to be developed as an OSC shall be 20 acres, except that, when designated greenbelt is located on the tract or the tract is adjacent to preserved property, there shall be no minimum tract area. Such area to be so developed shall be as a single entity or under unified control.
- C. General procedures. Notwithstanding other provisions of this section, development proposals in accordance with this section shall only be approved by the board of jurisdiction if the record supports and such board makes the findings for planned developments set forth in § 200-234B and the proposal is in compliance with the applicable requirements Part 1, Site Plan Review, and Part 2, Subdivision, of this chapter. Further, nothing contained in this section shall relieve the owner or agent of the owner or the developer of an open space cluster from receiving subdivision plat approval in accordance with the provisions of Part 2, Subdivision, of this chapter.

- D. Maximum number of OSC lots. The number of individual building lots created shall be no greater than if the tract were developed as a conventional subdivision conforming to all Township zoning and subdivision standards and the lots were not reduced in size.
- E. Area reductions permitted and other requirements with respect thereto. In an OSC, single lots for single-family detached dwelling units may be reduced in size as stipulated in Table A, Open Space Cluster (OSC) Lot and Bulk Requirements. The permitted FAR and MIC shall remain the same as if the lot were not reduced in size. Further, lots may be reduced, provided that the land which would otherwise be required for residential lots but which is not required under the permitted lot area reduction provisions of this subsection shall be devoted to common open space. The FAR and MIC for clustered subdivisions in the R-20, R-20A, and R-20B Districts approved prior to December 1, 2008 shall be based on a lot area of 32,670 square feet, except that the FAR and MIC shall be based on the actual lot area if the lot is larger than 32,670 square feet. The FAR and MIC for clustered subdivisions in the R-30, R-30A, R-30B, R-30C and R-30D Districts approved prior to December 1, 2008, shall be based on a lot area of 43,560 square feet, except that the FAR and MIC shall be based on the actual lot area if the lot is larger than 43,560 square feet.

Section 2. Chapter 200 of the Code of the Township of West Windsor, Land Use, Part 4, Zoning, Article XXVII, Use and Bulk Regulations for Residence Districts, Section 200-156B., Conditional uses, Item (1) is hereby amended as follows. Added text is underlined, and text being eliminated is ~~struck through~~.

- (1) Open space cluster (OSC) development in accordance with § 200-174, provided that public water is available and that public sewer is available, and further provided that the record supports and the board of jurisdictions makes the findings for planned developments set forth in § 200-234B.

Section 3. In the event of any conflict between the provisions and requirements of this section and the provisions and requirements of any other section of this chapter, the provisions and requirements of this section shall govern.

Section 4. This ordinance shall take effect twenty days after action or inaction by the Mayor as approved by law, or an override of a mayoral veto by the Council, whichever is applicable; upon filing with the Mercer County Planning Board; and upon publication according to law.

Introduction:

Planning Board Approval:

Public Hearing:

Adoption:

Mayor Approval:

Effective Date: