

EAST WINDSOR TOWNSHIP COUNCIL

Tuesday, November 20, 2018

7:30 p.m.

MINUTES

CALL TO ORDER:

The meeting of the East Windsor Township Council was called to order by Mayor Janice S. Mironov at 7:30 p.m. on Tuesday, November 20, 2018.

VERIFICATION:

Municipal Clerk Kelly Lettera certified that the meeting was noticed on January 4, 2018 in the annual meeting notice and on November 16, 2018, notices were sent to the Trenton Times, filed in the office of the Municipal Clerk and posted in the East Windsor Municipal Building. All requirements of the open public meeting act have been satisfied.

FLAG SALUTE:

Led by Council Member Peter Yeager.

ROLL CALL:

Present were Council Members Denise Daniels, Marc Lippman, Alan Rosenberg, Peter Yeager John Zoller and Mayor Janice Mironov. Council Member Perry Shapiro was absent. Also present were Township Attorney David Orron, Township Manager Richard Brand and Municipal Clerk Kelly Lettera.

PRESENTATIONS & PROCLAMATIONS:

Womanspace Communities of Light – December 3, 2018

Mayor Mironov stated on Monday December 3 at 5:00 p.m. the Municipal Building will be lit up for the Womanspace Communities of Light Event to bring awareness of Domestic Violence.

INTERVIEWS FOR BOARDS AND COMMISSIONS:

Ryan Licht is an 11th grade East Windsor Regional School District High School student that was interviewed and is interested in volunteering for the Economic Development Committee.

PUBLIC FORUM: No one spoke.

MINUTES:

June 26, 2018

Mayor Mironov requested that on the top of page 25 the Reports by Council and Correspondence be reformatted.

It was MOVED by Lippman, SECONDED by Daniels to approve June 26, 2018 minutes with the change.

ROLL CALL: Ayes – Daniels, Lippman, Rosenberg, Yeager, Zoller, Mironov
Nays – None

There being six (6) ayes, no (0) nays, June 26, 2018 minutes were approved with the change.

August 7, 2018

Mayor Mironov held August 7, 2018 minutes.

All remaining minutes are rescheduled to the next regularly scheduled meeting.

April 10, 2018

May 8, 2018

August 7, 2018

September 4, 2018

September 25, 2018

October 9, 2018

October 23, 2018

November 7, 2018

ORDINANCE – PUBLIC HEARING:

Ordinance No. 2018-10 An Ordinance Amending Chapter XX, Zoning, for Creation of a New Zoning District Titled AH-1 Affordable Housing District to Facilitate Development of an Inclusionary Affordable Housing Development at the Property Located at 641 North Main Street, (Block 11.01, Lot 5), of the Revised General Ordinances of the Township of East Windsor

[NOTE: Ordinance 2018-10 is not included in the minutes but is provided in full on the East Windsor Township website due to the size of the ordinance.]

Mayor Mironov stated a transmittal memo was included in Mayor and Council folders for tonight's meeting and needs to be included with the materials to explain the Ordinance changes. Also, the numbering within the Ordinance needs to be changed to reflect the correct renumbering of the Chapter, which is 20-11B and a few small changes within the Ordinance pertaining to uses. None of the changes are significant but the amount of changes is significant. Mayor Mironov would like to re-introduce Ordinance 2018-10 keeping the same number. Mayor Mironov declared the public hearing open on Ordinance 2018-10. With no comment from the public being made, Mayor Mironov declared the public hearing closed. Mayor Mironov requested a motion to re-introduce revised Ordinance 2018-10.

It was MOVED by Rosenberg, SECONDED by Lippman to approve Ordinance 2018-10 on introduction, authorize publication as required by law and public hearing set for December 4, 2018.

ROLL CALL: Ayes – Daniels, Lippman, Rosenberg, Yeager, Zoller, Mironov
Nays – None

There being six (6) ayes, no (0) nays, Ordinance 2018-10 was approved on introduction, authorized for publication as required by law and public hearing was set for December 4, 2018.

ORDINANCE – INTRODUCTION:

Ordinance No. 2018-11 An Ordinance Amending Chapter XX, Zoning, for Creation of a New Zoning District Titled R-M AH Residential Multifamily Affordable Housing District to Facilitate Development of an Inclusionary Multifamily Affordable Housing Development, of the Revised General Ordinances of the Township of East Windsor

[NOTE: Ordinance 2018-11 is not included in the minutes but is provided in full on the East Windsor Township website due to the size of the ordinance.]

Mayor Mironov stated the title needs to be changed to reflect that this is proposed as an overlay zone within the new zoning district. She also pointed out several grammatical changes within the Ordinance that need to be corrected prior to the Public Hearing.

It was MOVED by Yeager, SECONDED by Lippman to approve Ordinance 2018-11 on introduction, authorize publication as required by law and set public hearing for December 4, 2018 with the changes.

ROLL CALL: Ayes – Daniels, Lippman, Rosenberg, Yeager, Zoller, Mironov
Nays – None

There being six (6) ayes, no (0) nays, Ordinance 2018-11 was approved on introduction, authorized for publication as required by law and public hearing was set for December 4, 2018 with the changes.

RESOLUTIONS:

Resolution R2018-137 Approval of Agreement for the Replacement of the Water Treatment System at Etra Lake Park with Culligan Matrix Solutions

Mayor Mironov held Resolution R2018-137 still awaiting information from Department of Public Works on the water treatment system. Mayor Mironov again asked if there is a problem due to the system not functioning since March.

Resolution R2018-175 Approval of Purchase of Replacement HVAC Equipment for East Windsor Volunteer Fire Company No. 2 with SG Heating & Air Conditioning, LLC

**RESOLUTION R2018-175
EAST WINDSOR TOWNSHIP
MERCER COUNTY**

WHEREAS, there is a need to replace the HVAC system at the East Windsor Volunteer Fire Company #2; and

WHEREAS, three (3) written quotes were obtained to provide this equipment; and

WHEREAS, the lowest most responsive quote was submitted by SG Heating and Air Conditioning LLC; and

WHEREAS, since the purchase is under \$17,500, public bids are not required as set forth in N.J.S.A. 40A:11-4 requiring public advertising and bidding for contracts for a sum exceeding the aggregate amount as calculated periodically by the Governor, pursuant to N.J.S.A. 40A:11-3 which amount is \$17,500; and

WHEREAS, the Township Council has reviewed the Township Manager's recommendations on this purchase; and

WHEREAS, the maximum amount of the total purchase is \$10,999.00 and the Chief Financial Officer has determined funds are available in the Capital Fund Account No. C-04-55-970-915-430 entitled Ordinance 2014-08 "General Building Improvements" in an amount not to exceed \$10,999.00, as evidenced by the Chief Financial Officer's Certification No. C2018-019.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of East Windsor, in the County of Mercer, State of New Jersey, as follows:

1. The Manager and Chief Financial Officer are hereby authorized and directed to approve and forward a purchase requisition to SG Heating and Air Conditioning, LLC, 50 Cunningham Avenue, Hamilton, NJ 08610, to furnish and install a Carrier 48TCED09A2A5 8.5 ton capacity rooftop package unit, for a total purchase amount not to exceed \$10,999.00, for the East Windsor Volunteer Fire Company 2, all in accordance with the attached quote.

I hereby certify the foregoing to be a true copy of a Resolution adopted by the East Windsor Township Council at a meeting held on November 20, 2018.

Mayor Mironov stated the Resolution was carried from the last meeting due to the quotes lacking information.

It was MOVED by Zoller, SECONDED by Rosenberg to approve Resolution R2018-175 with the quotes attached.

ROLL CALL: Ayes – Daniels, Lippman, Rosenberg, Yeager, Zoller, Mironov
Nays – None

There being six (6) ayes, no (0) nays, Resolution R2018-175 was approved with the quotes attached.

Resolution R2018-178 Approval of Purchase of New Hand Lights, Ventilation Fan, Nozzles, and Monitor for East Windsor Volunteer Fire Company No. 1 with All Hands Fire Equipment, Nat Alexander Company, and Municipal Emergency Services

**RESOLUTION R2018-178
EAST WINDSOR TOWNSHIP
MERCER COUNTY**

WHEREAS, on November 8, 2017 Mayor and Council adopted Resolution R2017-190, for the purchase of Ladder Fire Truck for the East Windsor Volunteer Fire Company 1; and

WHEREAS, there is a need to purchase new LED hand lights with vehicle charger, a battery operated ventilation fan, nozzles and a monitor for the new ladder truck; and

WHEREAS, three (3) written quotes were obtained to provide for each of the equipment items; and

WHEREAS, the lowest most responsive quote for six (6) LED hand lights with vehicle charger was submitted by All Hands Fire Equipment; and

WHEREAS, the lowest most responsive quote for the battery operated ventilation fan was submitted by Nat Alexander Company; and

WHEREAS, the lowest most responsive quote for the monitor and 1 ½” – 2 ½” nozzels was submitted by Municipal Emergency Services

WHEREAS, the Township Council has reviewed the Township Manager's recommendation on these purchases; and

WHEREAS, since the purchase is under \$17,500, public bids are not required as set forth in N.J.S.A. 40A:11-4 requiring public advertising and bidding for contracts for a sum exceeding the aggregate amount as calculated periodically by the Governor, pursuant to N.J.S.A. 40A:11-3 which amount is \$17,500; and

WHEREAS, the maximum amount of the total purchase is \$10,794.07 and the Chief Financial Officer has determined funds are available in the Capital Fund Account No. C-04-55-980-919-925 Ordinance 2016-08, entitled "FC#1 Ladder Fire Truck Acquisition," as evidenced by the Chief Financial Officer's Certification No. C2018-020.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of East Windsor, in the County of Mercer, State of New Jersey, as follows:

1. The Manager and Chief Financial Officer are hereby authorized and directed to approve and forward a purchase requisition to All Hands Fire Equipment, 7^{3rd} Avenue, Neptune, NJ 07753, for the purchase of six (6) Streamline Fire Vulcan LED hand lights with vehicle charger for a total amount not to exceed \$863.94, for the East Windsor Volunteer Fire Company No. 1, all in accordance with the attached quote.
2. The Manager and Chief Financial Officer are hereby authorized and directed to approve and forward a purchase requisition to Nat Alexander Company, A Division of Mid-Atlantic Fire and Air, 121 North White Horse Pike, Laurel Springs, NJ 08021-1648, for the purchase of Blow Hard battery operated ventilation fan, for a total amount not to exceed \$3,440.00, for the East Windsor Volunteer Fire Company No. 1, all in accordance with the attached quote.
3. The Manager and Chief Financial Officer are hereby authorized and directed to approve and forward a purchase requisition to Municipal Emergency Services, 2755 Philmont Avenue, Suite 110, Huntington Valley, Pa. 19006, for the purchase of a Blitzfire monitor package with MD12A and one (1) 2 ½" nozzle and three (3) 1 ½" hand line nozzels, for a total not to exceed \$6,490.13, for the East Windsor Volunteer Fire Company No. 1, all in accordance with the attached quote.

I hereby certify the foregoing to be a true copy of a Resolution adopted by the East Windsor Township Council at a meeting held on November 20, 2018.

Mayor Mironov stated the Resolution was carried from the last meeting due to the quotes not attached. The quotes are attached and included in the Resolution.

It was MOVED by Lippman, SECONDED by Yeager to approve Resolution R2018-178.

ROLL CALL: Ayes – Daniels, Lippman, Rosenberg, Yeager, Zoller, Mironov

Nays – None

There being six (6) ayes, no (0) nays, Resolution R2018-178 was approved.

Resolution R2018-179 Approval of Amendment to Professional Services Agreement with Sockler Realty Services Group Inc. for Appraisal Services for Block 46, Lots 1 and 2

**RESOLUTION R2018-179
EAST WINDSOR TOWNSHIP
MERCER COUNTY**

WHEREAS, by Resolution R2016-28, adopted on January 26, 2016, the Township Council awarded a professional services contract to Sockler Realty Services Group, Inc., 299 Ward Street, Suite C, Hightstown, New Jersey 08520, for property appraisal services on two (2) parcels of land, 6 Conover Road (Block 46, Lot 1) and 20 Conover Road (Block 46, lot 2) in the Township of East Windsor, to be acquired by the Township in connection with the Hankins Road – Conover Road- US Route 130 intersection realignment project; and

WHEREAS, there is a need to amend that contract to include expert testimony on behalf of the Township in the pending eminent domain proceeding for the acquisition of the subject properties, as set forth in the attached proposal; and

WHEREAS, an amendment to the existing contract for this professional service may be awarded without public advertising for bids as the contract is for “Professional Services” pursuant to N.J.S.A. 40A:11-5(1)(a)(i); and

WHEREAS, this contract was awarded in accordance with the Fair and Open Process as defined in N.J.S.A. 19:44A-20.5, et seq.; and

WHEREAS, the Township Council has reviewed the Township Manager’s recommendations; and

WHEREAS, the maximum amount of the contract is increased from \$4,000.00 to \$10,000.00, an amendment for up to a maximum additional \$6,000.00 is needed and funds are available in the Account No.V-20-56-852-856 entitled “Reserve for Transportation Improvements,” as evidenced by the Chief Financial Officer’s Certification No. T2018-006.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of East Windsor, in the County of Mercer as follows:

1. The Mayor and Municipal Clerk are hereby authorized and directed to execute the attached Amendment to Agreement with Sockler Realty Services Group, Inc., 299 Ward Street, Suite C, Hightstown, New Jersey 08520.
2. This Contract is amended without competitive bidding in accordance

with N.J.S.A. 40A:11-5 (1)(a) of the Local Public Contracts Law because the contract is for service performed by persons authorized by law to practice a recognized profession that is required by law, but in accordance with the Fair and Open Process as defined in N.J.S.A. 19:44A-20.5, et seq.

3. The Municipal Clerk shall cause to be printed once, in the Trenton Times, a brief notice stating the nature, duration, service and amount of this contract, and that the resolution and contract are on file and available for public inspection in the office of the Municipal Clerk.

I hereby certify the foregoing to be a true copy of a Resolution adopted by the East Windsor Township Council at a meeting held on November 20, 2018.

Mayor Mironov stated an amended agreement was included in Mayor and Council folders tonight. She further stated that the proposal needs to also be attached.

It was MOVED by Zoller, SECONDED by Rosenberg to approve Resolution R2018-179 with the proposal attached.

ROLL CALL: Ayes – Daniels, Lippman, Rosenberg, Yeager, Zoller, Mironov
Nays – None

There being six (6) ayes, no (0) nays, Resolution R2018-179 was approved with the proposal attached.

Resolution R2018-180 Approval of Professional Services Agreement with Jolanta Maziarz of Ventura, Miesowitz, Keogh & Warner for Affordable Housing Attorney Services

**RESOLUTION R2018-180
EAST WINDSOR TOWNSHIP
MERCER COUNTY**

WHEREAS, there exists a need for Affordable Housing Attorney in the Township of East Windsor, in the County of Mercer, State of New Jersey; and

WHEREAS, the Township posted/solicited proposals on September 18, 2018 and received one (1) proposal for Affordable Housing Attorney Services by the deadline of October 25, 2018; and

WHEREAS, the most responsive proposal was received from Jolanta Maziarz of Ventura, Miesowitz, Keough & Warner; and

WHEREAS, a contract for this professional service may be awarded without public advertising for bids as the contract is for “Professional Services” pursuant to N.J.S.A. 40A:11-5(1)(a)(i); and

WHEREAS, this contract is awarded in accordance with the Fair and Open Process as defined in N.J.S.A. 19:44A-20.5, et seq.; and

WHEREAS, the maximum amount of the contract is \$25,000.00 and funds are available in the Affordable Housing Fund Account No. A-22-56-852-852 entitled “Affordable Housing”, as evidenced by the Chief Financial Officer’s Certification No. T2018-007.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of East Windsor, in the County of Mercer, State of New Jersey, as follows:

1. The Mayor and Municipal Clerk are hereby authorized and directed to execute the attached Agreement for a term of January 1, 2019 to December 31, 2019, with Jolanta Maziarz at Ventura, Miesowicz, Keogh and Warner, PC, 783 Springfield Avenue, Summit, NJ 07901 for affordable housing attorney services.
2. This Contract is awarded without competitive bidding in accordance with N.J.S.A. 40A:11-5 (1)(a) of the Local Public Contracts Law because the contract is for service performed by persons authorized by law to practice a recognized profession that is required by law, but in accordance with the Fair and Open Process as defined in N.J.S.A. 19:44A-20.5, et seq.
3. The Municipal Clerk shall cause to be printed once, in the Trenton Times, a brief notice stating the nature, duration, service and amount of this contract, and that the resolution and contract are on file and available for public inspection in the office of the Municipal Clerk.

I hereby certify the foregoing to be a true copy of a Resolution adopted by the East Windsor Township Council at a meeting held on November 20, 2018.

Mayor Mironov indicated that Jolanta Maziarz does a great job and she highly recommended her for these services.

It was MOVED by Yeager, SECONDED by Lippman to approve Resolution R2018-180, with the proposal to be attached.

ROLL CALL: Ayes – Daniels, Lippman, Rosenberg, Yeager, Zoller, Mironov
Nays – None

There being six (6) ayes, no (0) nays, Resolution R2018-180 was approved with the proposal to be attached.

Resolution R2018-181 Chapter 159 – Amending the 2018 Municipal Operating Budget
Providing an Item of Revenue and Appropriation for Drunk
Driving Enforcement Fund

**RESOLUTION R2018-181
EAST WINDSOR TOWNSHIP
MERCER COUNTY**

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of an item of appropriation for equal amount.

WHEREAS, the Township Director of Finance has advised that the funds have been received by the Township as set forth below.

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of East Windsor, County of Mercer, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the following:

1. The insertion of an item of revenue and appropriation in the budget of the year 2018 in the sum of \$10,553.94 which item is now available as revenue from the State of New Jersey Division of Motor Vehicles - Drunk Driving Enforcement Fund, pursuant to the provisions of the statute; and
2. A like sum of \$10,553.94 be and the same is hereby appropriated under the caption of State of New Jersey Division of Motor Vehicles - Drunk Driving Enforcement Fund Grant.

I hereby certify the foregoing to be a true copy of a Resolution adopted by the East Windsor Township Council at a meeting held on November 20, 2018.

Mayor Mironov stated this is with respect to the grant for \$10,553.94.

It was MOVED by Daniels, SECONDED by Zoller to approve Resolution R2018-181.

ROLL CALL: Ayes – Daniels, Lippman, Rosenberg, Yeager, Zoller, Mironov

Nays – None

There being six (6) ayes, no (0) nays, Resolution R2018-181 was approved.

Resolution R2018-182 Authorizing Cancellation of Ordinance 2012-6 Balance

**RESOLUTION R2018-182
EAST WINDSOR TOWNSHIP
MERCER COUNTY**

WHEREAS, Ordinance 2012-6, which was adopted on May 1, 2012, provided for an alternate funding source for the acquisition of open space in and by the Township of East Windsor for a ten year period and authorized the issuance of \$2,690,000 in bonds or notes for this purpose; and

WHEREAS, during the year ended December 31, 2018, no debt was issued by the Township pursuant to this ordinance; and

WHEREAS, it is necessary to formally cancel the 2018 portion of debt of \$269,000.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of East Windsor, in the County of Mercer, State of New Jersey, that the unissued debt authorized in Ordinance 2012-6 of \$269,000 be canceled.

I hereby certify the foregoing to be a true copy of a Resolution adopted by the East Windsor Township Council at a meeting held on November 20, 2018.

Mayor Mironov stated a recommendation was provided to Mayor and Council by the Finance Director.

It was MOVED by Zoller, SECONDED by Rosenberg to approve Resolution R2018-182.

ROLL CALL: Ayes – Daniels, Lippman, Rosenberg, Yeager, Zoller, Mironov
Nays – None

There being six (6) ayes, no (0) nays, Resolution R2018-182 was approved.

Resolution R2018-183 Authorizing Cancellation of Grant Receivable and Reserve Balances

**RESOLUTION R2018-183
EAST WINDSOR TOWNSHIP
MERCER COUNTY**

WHEREAS, grant receivable and reserve balances of \$213,601.09 remain on the Capital Fund balance sheet have expired; and

WHEREAS, it is necessary to formally cancel the receivable and reserve balances from the balance sheet;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of East Windsor, in the County of Mercer, State of New Jersey, that the following grant receivable and reserve balances be cancelled:

Receivable:		
	2017/2018 NJ Transit Bus Grant	\$814.27
	2018 Municipal Alliance	\$32.00
	2018 Child Passenger Safety Seat	\$49.61
	Ordinance 2016-08 NJDEP No Net Loss	\$208,989.00
Reserve:		
	2016/2017 NJ Transit Bus Grant	\$3,716.21
	2017/2018 NJ Transit Bus Grant	\$814.27
	2018 Municipal Alliance	\$32.00
	2018 Child Passenger Safety Seat	\$49.61
	Ordinance 2016-08 NJDEP No Net Loss	\$208,989.00

I hereby certify the foregoing to be a true copy of a Resolution adopted by the East Windsor Township Council at a meeting held on November 20, 2018.

Mayor Mironov stated a recommendation was provided to Mayor and Council by the Finance Director.

It was MOVED by Lippman, SECONDED by Zoller to approve Resolution R2018-183.

ROLL CALL: Ayes – Daniels, Lippman, Rosenberg, Yeager, Zoller, Mironov
Nays – None

There being six (6) ayes, no (0) nays, Resolution R2018-183 was approved.

Resolution R2018-184 Authorizing Transfers Among the 2018 Budget Appropriations

RESOLUTION R2018-184
EAST WINDSOR TOWNSHIP
MERCER COUNTY

WHEREAS, N.J.S.A. 40A:4-58 provides for appropriation transfers during the last two (2) months of the fiscal year, when it has been determined that it is necessary to expend for any of the purposes specified in the budget an amount in excess of the sum appropriated therefore, and where it has been further determined that there is an excess in any appropriation over and above the amount deemed to be necessary to fulfill the purpose of such appropriation.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of East Windsor, County of Mercer, State of New Jersey, that the Chief Financial Officer be and the same is hereby authorized to make transfers among the 2018 budget appropriations as follows:

	<u>TO</u>	<u>FROM</u>
Fire Prevention- S & W	10,000.00	
Recreation- S & W	8,700.00	
Municipal Court OE	7,085.00	
TOTAL	25,785.00	
Code Enforcement S & W		10,000.00
Police S & W		8,700.00
Prosecutor S & W		7,085.00
TOTAL		25,785.00
GARBAGE DISTRICT		
Contractual Services	16,000.00	
Disposal Fees		16,000.00

I hereby certify the foregoing to be a true copy of a Resolution adopted by the East Windsor Township Council at a meeting held on November 20, 2018.

Mayor Mironov stated a recommendation was provided to Mayor and Council by the Finance Director.

It was **MOVED** by Rosenberg, **SECONDED** by Yeager to approve Resolution R2018-184.

ROLL CALL: Ayes – Daniels, Lippman, Rosenberg, Yeager, Zoller, Mironov
Nays – None

There being six (6) ayes, no (0) nays, Resolution R2018-184 was approved.

Resolution R2018-185 Approval of Public Donor Agreement between Better Beginnings Day Care and East Windsor Township

RESOLUTION R2018-185
EAST WINDSOR TOWNSHIP
MERCER COUNTY

WHEREAS, there is a desire to provide a donation to Better Beginnings Day Care of East Windsor/Hightstown, NJ, Inc. for day care services for residents of East Windsor Township; and

WHEREAS, such services are to be provided by Better Beginnings Day Care of East Windsor/Hightstown, NJ, Inc. through a program supervised and administered by the New Jersey Department of Human Services; and

WHEREAS, the amount of the donation is \$22,750.00 and funds are available in the Current Fund Account No 8-01-27-360-360-285 entitled "Better Beginnings Contribution," as evidenced by the Chief Financial Officer's Certification No. B2018-033.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of East Windsor, in the County of Mercer, State of New Jersey as follows:

1. The Mayor is hereby authorized and directed to execute the attached Public Donor Agreement with Better Beginnings Day Care of East Windsor/Hightstown, NJ, Inc., 318 North Main Street, P.O. Box 187, Hightstown, New Jersey 08520, for a donation in the amount of \$22,750.00.

I hereby certify the foregoing to be a true copy of a Resolution adopted by the East Windsor Township Council at a meeting held on November 20, 2018.

It was MOVED by Lippman, SECONDED by Zoller to approve Resolution R2018-185.

ROLL CALL: Ayes – Daniels, Lippman, Rosenberg, Yeager, Zoller, Mironov
Nays – None

There being six (6) ayes, no (0) nays, Resolution R2018-185 was approved.

APPLICATIONS:

REPORTS BY COUNCIL AND STAFF:

Mayor Mironov stated on November 12, 2018 she was invited to the Lee Turkey farm to meet the United States Director of Agriculture, Sonny Purdue.

CORRESPONDENCE:

APPOINTMENTS:

APPROVAL OF BILLS:

Mayor Mironov stated a 2018 Current Bill list, 2017 Current Bill list, a Capital Bill List and other miscellaneous bill lists and trust accounts were provided.

It was MOVED by Zoller, SECONDED by Rosenberg to approve the Bill Lists.

ROLL CALL: Ayes – Daniels, Lippman, Rosenberg, Yeager, Zoller, Mironov
Nays – None

There being six (6) ayes and no (0) nays, the various presented Bill Lists were approved.

MATTERS BY COUNCIL:

Deputy Mayor Zoller asked the status of the lighting around the Municipal Building. The Township Manager stated Public Works has reached out to an electrician to look at the lights and make the repairs. Deputy Mayor Zoller stated the light should be fixed prior to the December 3 Communities of Light event. Mayor Mironov asked if Tuesday, January 8, 2018 worked for Council for the reorganization meeting and stated a time would be further discussed. Mayor Mironov requested that a letter be sent to the Commissioner of the Department of Transportation asking to meet and discuss the intersection of Route 33 and Airport Road as well as the extension of Airport Road out to Route 130 and the truck route alternatives to and from Wyckoff Mills Road including NJ Route 133 overpass.

Mayor Mironov reported that a memo was received from the Recreation Director on November 7 regarding the 2019 Annual Egg Hunt date. She stated that a letter was received from Comcast dated November 6, 2018 regarding the franchise renewal. Mayor Mironov noted a letter was received from the Borough of Hightstown sent to the County Department of Transportation regarding two road projects on Dutch Neck Road and Stockton Street. Mayor Mironov reported on November 15, 2018 a letter was received from Paul Szamski regarding Town Center Road. She also stated the Mercer at Play Program Round 2 application was submitted. Mayor Mironov reported a letter was received from the Department of Transportation on the Complete Streets education Workshop scheduled in Princeton on December 5. She stated staff should look into the event and see if it could be of any assistance. Mayor Mironov reminded staff that the October 22, 2018 letter regarding the Local Impact Fund will be on the December 4 agenda

and a proposal needs to be submitted to Mayor and Council for the next scheduled meeting. She also noted a letter was received from the DVRPC regarding the announcement of the regional trail program funding, which opens Friday December 14, 2018 and she stated staff should be looking into it for the Union Transportation Trail. Mayor Mironov also asked for an update on the engineering for the Union Transportation Trail.

Mayor Mironov is looking for information and an update on the Windsor Center Drive Lights, Windsor Center Drive sign, the status of the bid specs for Cypress Drive, the status of the two grant projects for the engineering bids for Old Cranbury Road and Oak Creek Drive, the status and incompleteness of the Magnolia Ridge project with ACT Engineers, status on the Route 130/Hankins/Conover Road intersection bid report and the meeting date with Robbinsville Township.

DISCUSSION ITEMS AND COUNCIL ACTION WHERE APPROPRIATE:

1. Nixle Communications System

Resolution R2018-186 Approval of Master Services Agreement between East Windsor Township and Everbridge Nixle for Interactive Communication Services

**RESOLUTION R2018-186
EAST WINDSOR TOWNSHIP
MERCER COUNTY**

WHEREAS, there exists a desire for the Township to enable and set-up a communications system to provide immediate emergency notifications to East Windsor residents through the Everbridge Nixle “Nixle” system; and

WHEREAS, the “Nixle” communication system provides immediate Emergency Alerts, Advisories and Community Event messages to subscribed residents on the cell phone and email address provided; and

WHEREAS, the Township Council has reviewed the Mayor’s recommendation on this purchase; and

WHEREAS, since the purchase is under \$17,500, public bids are not required as set forth in N.J.S.A. 40A:11-4 requiring public advertising and bidding for contracts for a sum exceeding the aggregate amount as calculated periodically by the Governor, pursuant to N.J.S.A. 40A:11-3 which amount is \$17,500; and

WHEREAS, the total amount of the three (3) year contract is \$15,000.00 (\$5,000.00 per year), for a total amount not to exceed \$15,000.00 and the Chief Financial Officer has determined that sufficient funds will be provided in the 2019

Current Account No. 9-01-25-250-308-254 entitled “Communication Contracts”, as evidenced by the Chief Financial Officer’s Certification No. B2018-034.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of East Windsor, in the County of Mercer, State of New Jersey, as follows:

1. The Mayor and Deputy Municipal Clerk are hereby authorized and directed to execute the attached Agreement with Everbridge Nixle, 155 North Lake Avenue, Suite 900, Pasadena, CA 91101 for the enabling and set-up of the Nixle emergency communications system for East Windsor Township.

I hereby certify the foregoing to be a true copy of a Resolution adopted by the East Windsor Township Council at a meeting held on November 20, 2018.

Mayor Mironov stated this was discussed at a few prior meetings with some questions and information requests. Mayor Mironov stated that Nixle is agreeing to a renewable contract for up to three (3) years. She also stated the word limit is 138 characters. Training is available to employees who are authorized by Mayor and Council for the system with start-up time of 2 to 3 weeks.

It was MOVED by Zoller, SECONDED by Rosenberg to approve Resolution R2018-186 with the conditions indicated, regarding the term, cost and initial start-up period.

ROLL CALL: Ayes – Daniels, Lippman, Rosenberg, Yeager, Zoller, Mironov
Nays – None

There being six (6) ayes and no (0) nays, Resolution R2018-186 was approved with the conditions indicated, regarding the term, cost and initial start-up period.

2. Mercer County “Swift911” Reverse 911 Program

Resolution R2018-187 Approval of Shared Services Agreement Between Township of East Windsor and County of Mercer for SwiftReach System

**RESOLUTION R2018-187
EAST WINDSOR TOWNSHIP
MERCER COUNTY**

WHEREAS, the County of Mercer OEM has oversight of the reverse 911 systems utilized within Mercer County; and

WHEREAS, the County of Mercer has entered into a contractual agreement with Swiftreach Networks, Inc. to provide “Swift911” reverse 911 communications systems for all entities within Mercer County; and

WHEREAS, the “Swift911” system is available to all residents within Mercer County seeking to receive reverse 911 messages on their cell phones by signing up on the Mercer County OEM website; and

WHEREAS, the County of Mercer offers an option for entities to participate into a shared services agreement, at no cost, to enable the transmission of authorized public service announcements and mass emergency notifications through the “SwiftReach” System; and

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1, et seq. authorizes any municipality to enter into a contract with any other municipality or county, for the joint provision of any service which either party is empowered to render within its own jurisdiction; and

WHEREAS, the Uniform Shared Services and Consolidation Act authorizes the approval of Shared Service Agreements by Resolution.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of East Windsor, in the County of Mercer, State of New Jersey, as follows:

1. The Mayor and Municipal Clerk are hereby authorized to execute the attached Shared Services Agreement entitled “Shared Services Agreement between County of Mercer and East Windsor Township; “Swiftreach” System” to provide public service announcements and emergency notifications for East Windsor residents, for a three (3) year term commencing January 1, 2019 through December 31, 2021, subject to the terms and conditions contained therein.

I hereby certify the foregoing to be a true copy of a Resolution adopted by the East Windsor Township Council at a meeting held on November 20, 2018.

It was MOVED by Yeager, SECONDED by Daniels to approve Resolution R2018-187.

ROLL CALL: Ayes – Daniels, Lippman, Rosenberg, Yeager, Zoller, Mironov
Nays – None

There being six (6) ayes and no (0) nays, Resolution R2018-187 was approved.

3. Windsor Center Roadway Paving Project

Mayor Mironov stated a report was received and reviewed on October 31, 2018. She stated there are issues that are still outstanding and they need to be resolved. The Township Manager will reach out to the Director of Public Works to get this all resolved.

4. Interlocal Services Agreement for Animal Control Services with Robbinsville Township, Plainsboro Township and West Windsor Township

Mayor Mironov stated the two year agreements are expiring soon. Mayor and Council reviewed the recommendation memo that was provided by the Chief of Police with the monies outlined and agreements for the Interlocal Animal Control Services with Robbinsville, West Windsor and Plainsboro. The Chief of Police submitted letters of interest to the three municipalities. Robbinsville has responded and is interested in continuing with Interlocal animal control services. The Township is still waiting to hear back from Plainsboro and West Windsor with their interest.

5. East Windsor Township Economic Development Committee "Gateway to East Windsor" Art Installation Proposal

Materials from the Economic Development Committee were provided to Mayor and Council regarding the triangular two acre piece of property owned by the Township at the convergence of Route 130 and Route 33. The Economic Development Committee is looking to put a piece of art on this piece of land and they are looking for recommendations for donations or loans for an art exhibit. Council Member Denise Daniels suggested that the EDC reach out to Grounds for Sculpture regarding costs. Mayor Mironov stated she did speak with them but the cost was well above the budget. Council Member Daniels also suggested reaching out to the Mayor of West Windsor for further suggestions since he is involved with the Grounds for Sculpture. Mayor Mironov suggested that the EDC provide Council with a list of who they will be sending the proposal out to for donations and loans.

6. 2019 Independence Day Celebration

A memo was provided to Mayor and Council for the 2019 Independence Day Celebration suggested dates. Mayor and Council were unanimous with the July 6 date for the Independence Day celebration with a rain date of July 13, 2019.

7. JCP&L Dead Tree Program- Township Plan

Mayor Mironov stated there are a lot of dead and damaged/sick trees in the Township in the area of utility wires. A meeting was held with JCP&L and the Township Manager regarding a plan to remove the trees. JCP&L is going to reach out to their forestry department then provide East Windsor with the specific trees and dates for the removal of the trees. Mayor Mironov had suggested reaching out to the former Public Works Director for direction on handling dead trees

and stumps in the most cost effective way. Township Manager, Richard Brand spoke with the former Public Works Director and he recommended a few places the Township could temporarily dispose of the trees. The Township Manager will be providing a plan to Mayor and Council in the next few days with a plan for the removal of the trees, resident notification and JCP&L dates.

8. Open Space Acquisitions Proposed Projects

Mayor Mironov stated she was supposed to have information on this over a week ago from the Assistant Manager but has not received anything as of yet. Mayor Mironov stated the information needs to be provided by November 21 to Mayor and Council.

MATTERS BY PUBLIC:

John Lukes, 114 Wickham Road, East Windsor spoke on the potholes and ruts on Wickham Road. Mayor Mironov instructed the Township Manager is take a look at and report back to the resident and Council. Mayor Mironov stated a portion of the road is not East Windsor's.

Angela Achebe, 10 Rembrandt Way, East Windsor spoke on a tree that was in her back yard inquiring who was responsible for the removal. Mayor Mironov instructed the Township Manager to look into it and report back to the resident and to Mayor and Council.

ADJOURNMENT:

There being no further business Mayor Mironov declared the meeting adjourned at 8:58 p.m.

Next Meeting: Tuesday, December 4, 2018 @ 7:30 p.m.

Kelly Lettera
Municipal Clerk

Janice S. Mironov
Mayor

