

## **EAST WINDSOR TOWNSHIP COUNCIL**

Tuesday, September 4, 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, September 4, 2018.

#### **VERIFICATION:**

Municipal Clerk Kelly Lettera certified that the meeting was noticed on January 4, 2018 in the annual meeting notice and on August 31, 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 Perry Shapiro.

#### **ROLL CALL:**

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

#### **PRESENTATIONS & PROCLAMATIONS:**

#### **INTERVIEWS FOR BOARDS AND COMMISSIONS:**

Michael Baskin was interviewed and is interested in volunteering for Environmental Commission or the Green Team.

**PUBLIC FORUM:** No one spoke.

#### **MINUTES:**

April 10, 2018

April 10, 2018 Closed Session

April 24, 2018

May 8, 2018

May 22, 2018

June 5, 2018

June 26, 2018

July 10, 2018

July 24, 2018

August 7, 2018

All minutes are rescheduled to the next regularly scheduled meeting.

**ORDINANCE – PUBLIC HEARING:**

**Ordinance No. 2018-07**      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 2018-07 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 Ordinance 2018-07 was carried previously as per the courts request. An order requesting that the Ordinance be introduced by October 23 was also provided in Mayor and Council's folders for tonight. Mayor Mironov suggested carrying Ordinance 2018-07 till October 9, 2018.

Mayor Mironov declared the public hearing open on Ordinance 2018-07. With no comment from the public being made, Mayor Mironov declared the public hearing closed.

It was MOVED by Rosenberg, SECONDED by Zoller to carry Ordinance 2018-07 to the October 9, 2018 Council meeting.

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

There being six (6) ayes, no (0) nays, Ordinance 2018-07 was carried to the October 9, 2018 Council meeting.

Mayor Mironov stated someone from the clerk's office needs to reach out to the attorney regarding paragraph 9, it is not applicable and needs to be removed.

**Ordinance No. 2018-08**      An Ordinance to Approve Contract of Sale to Purchase the Property Located at 250 Windsor Center Drive (Block 87, Lot 28)

**ORDINANCE NO. 2018-08  
TOWNSHIP OF EAST WINDSOR  
COUNTY OF MERCER**

**AN ORDINANCE AUTHORIZING THE PURCHASE OF PROPERTY,  
LOCATED AT 250 WINDSOR CENTER DRIVE (PORTION OF BLOCK 87, LOT 28), IN  
THE TOWNSHIP OF EAST WINDSOR, COUNTY OF MERCER, STATE OF NEW  
JERSEY**

**WHEREAS**, the Township Council of the Township of East Windsor has determined that it is in the best interests of the Township to acquire property located at 250 Windsor Center Drive (portion of Block 87, Lot 28), in the Township of East Windsor, County of Mercer, State of New Jersey, of approximately 18 acres, from Aurobindo Pharma USA Inc., in connection with implementation of the Township Housing Element and Fair Share Plan of the Township Master Plan.

**WHEREAS**, the Township and Aurobindo Pharma USA, Inc. have agreed on a purchase price of six hundred and fifty-five thousand dollars (\$655,000) for this property.

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

**SECTION 1. AUTHORIZATION.**

1. The Mayor and Municipal Clerk are authorized and directed to execute an Agreement of Sale between the Township of East Windsor, as purchaser, and Aurobindo Pharma USA, Inc, as seller, at a purchase price of six hundred and fifty-five thousand dollars (\$655,000), for the property located at 250 Windsor Center Drive, (portion of Block 87, Lot 28) East Windsor Township.

2. The Mayor, Township Manager, Municipal Clerk, Finance Director, and Township Attorney are hereby authorized to take all necessary actions to carry out the Agreement to Sale. This authorization includes, but is not limited to, the payment of the contract purchase price, and acceptance and recording of a deed to the subject property.

**SECTION 2. REPEAL.** All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed to the extent of such inconsistency.

**SECTION 3. SEVERABILITY.** If any section, subsection, clause or phrase of this ordinance is held to be unconstitutional or invalid for any reason, such decision shall not affect the remaining portions of this ordinance.

**SECTION 4. EFFECTIVE DATE.** This Ordinance shall take effect 20 days after final passage and publication according to law.

Mayor Mironov stated the contract has not been executed and received, so she would like to carry Ordinance 2018-08 till the September 25 Council Meeting.

Mayor Mironov declared the public hearing open on Ordinance 2018-08. With no comment from the public being made, Mayor Mironov declared the public hearing closed.

It was MOVED by Lippman, SECONDED by Yeager to carry Ordinance 2018-08 to the September 25, 2018 Council meeting.

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

There being six (6) ayes, no (0) nays, Ordinance 2018-08 was carried to the September 25, 2018 Council meeting.

**Ordinance No. 2018-09**      An Ordinance Authorizing the Execution and Recording of Easement Agreements in Connection with the Purchase and Future Development of 300-C Princeton-Hightstown Road, East Windsor, New Jersey, Block 5, Lot 2.02

**ORDINANCE NO. 2018-09  
EAST WINDSOR TOWNSHIP  
MERCER COUNTY**

**AN ORDINANCE AUTHORIZING THE EXECUTION AND RECORDING OF  
EASEMENT AGREEMENTS IN CONNECTION WITH THE PURCHASE AND  
FUTURE DEVELOPMENT OF 300-C PRINCETON-HIGHTSTOWN ROAD,  
EAST WINDSOR, NEW JERSEY, BLOCK 5, LOT 2.02**

**WHEREAS**, by Ordinance 2018-01, adopted on February 20, 2018, the Township Council authorized the purchase of vacant real property located at 300-C Princeton-Hightstown Road in East Windsor Township, which property is designated on the East Windsor Township Tax Maps as Block 5, Lot 2.02 (“the Property”); and

**WHEREAS**, the Township closed on the purchase of the Property on July 30, 2018; and

**WHEREAS**, in connection with the purchase of the Property and to facilitate the future development of the Property, the following easement agreements are required to be executed and recorded: (1) Second Easement Agreement Modification; (2) Sign Easement Agreement as to Block 5, Lot 27.04; (3) Sign Easement Agreement as to Block 5, Lot 2.01; and (4) Reciprocal Recreation Easement Agreement, all in the form attached hereto; and

**WHEREAS**, the Township has determined that it is the best interest of East Windsor Township that the attached easement agreements be executed and recorded:

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

**SECTION 1. AUTHORIZATION TO EXECUTE EASEMENT AGREEMENTS.**  
The Mayor and Municipal Clerk are hereby authorized and directed to execute and record the attached: (1) Second Easement Agreement Modification; (2) Sign Easement

Agreement as to Block 5, Lot 27.04; (3) Sign Easement Agreement as to Block 5, Lot 2.01; and (4) Reciprocal Recreation Easement Agreement, all in the form attached hereto, in order to facilitate the future development of 300-C Princeton-Hightstown Road in East Windsor Township, which property is designated on the East Windsor Township Tax Maps as Block 5, Lot 2.02.

**SECTION 2. SEVERABILITY.** If any section, subsection, clause or phrase of this Ordinance is held to be unconstitutional or invalid for any reason, such decision shall not affect the remaining portions of this Ordinance.

**SECTION 3. EFFECTIVE DATE.** This Ordinance shall take effect 20 days after final passage and publication according to law.

Mayor Mironov stated Ordinance 2018-09 was introduced at the August 7, 2018 Council meeting and public hearing was scheduled for tonight. Mayor Mironov declared the public hearing open on Ordinance 2018-09. With no comment from the public being made, Mayor Mironov declared the public hearing closed.

It was MOVED by Lippman, SECONDED by Rosenberg to adopt Ordinance 2018-09 and authorize publication as required by law.

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

There being six (6) ayes and no (0) nays, Ordinance 2018-09 was adopted and authorized publication as required by law.

## **ORDINANCE – INTRODUCTION:**

## **RESOLUTIONS:**

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

### **RESOLUTION R2018-137 EAST WINDSOR TOWNSHIP MERCER COUNTY**

**WHEREAS**, there is a need to purchase and install a replacement water treatment system at Etra Lake Park; and

**WHEREAS**, Culligan Matrix Solutions is the sole provider and does not authorize maintenance of their system by any other vendor; 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 Director of Public Work's recommendation on this purchase; and

**WHEREAS**, the maximum amount of the purchase is \$10,958.00 and funds are available in the Capital Fund Account No. C-04-55-970-916-870 entitled Ordinance 2015-02 "Parks and Playground Equipment" for a total not to exceed \$10,958.00, as evidenced by the Chief Finance Officer's Certification No. C2018-012.

**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 Culligan Matrix Solutions, 18 Northfield Avenue, West Orange, NJ 07052, for the purchase and installation of a replacement water treatment system to provide water at Etra Lake Park in an amount not to exceed \$10,958.00.

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 October 23, 2018.

Resolution R2018-137 was carried and held until the September 25, 2018 Council meeting still awaiting the Department of Public Works information on the system.

**Resolution R2018-141**      Approval of Developers Agreement with Windsor Castle (226 Dorchester Drive, Block 87, Lots 11, 12 and 13)

Mayor Mironov stated Legislature passed a law that developers are no longer required to provide a performance guarantee to guarantee the work on projects. She stated she does not agree and the Township Attorney is looking into this issue further. Resolution R2018-141 was held until the September 25, 2018 Council meeting.

**Resolution R2018-145**      Chapter 159 – Amending the 2018 Municipal Budget Providing an Item of Revenue and Appropriation for the New Jersey Transit Section 5307 Bus Grant

**RESOLUTION R2018-145**  
**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; and

**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, in the 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 in the budget of the year 2018 in the sum of \$150,000, which item is now available as revenue from the New Jersey Transit Section 5307 Bus Grant.
2. A like sum of \$150,000 is hereby appropriated under the caption of 2018 New Jersey Transit Section 5307 Bus 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 September 4, 2018.

It was MOVED by Yeager, SECONDED by Zoller to approve Resolution R2018-145.

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

There being six (6) ayes and no (0) nays, Resolution R2018-145 was approved.

**Resolution R2018-146**      Approving Operating Assistance Agreement between New Jersey Transit Corporation and East Windsor Township for the Community Bus and Princeton Junction Shuttles for FY2018-2019 Grant Year

**RESOLUTION R2018-146**

**EAST WINDSOR TOWNSHIP  
MERCER COUNTY**

**WHEREAS**, New Jersey Transit has agreed to provide Federal and State funds to operate East Windsor Township's Shuttle Bus Service and Community Bus Service for FY2019; and

**WHEREAS**, New Jersey Transit will pass through federal funding received through the Formula Grants for Urbanized Area under Section 5307 of the Federal Transit Act; and

**WHEREAS**, the grant agreement for federal financial assistance will impose certain obligations upon New Jersey Transit, which will, in turn, be imposed upon all sub recipients; and

**WHEREAS**, East Windsor Township as a sub recipient, has or will provide all annual certifications and assurances for the project to transit, as required by the Federal Transit Administration's policies governing pass through agreements.

**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 grant agreement with New Jersey Transit to provide grant funding from July 1, 2018 through June 30, 2019.
2. The Township Manager is hereby authorized and directed to file with New Jersey Transit annual certifications and assurances and other documents New Jersey Transit requires, in accordance with the Federal Transit Administration requirements for awarding federal assistance via a pass through agreement.

I hereby certify the foregoing to be a true copy of the Resolution adopted by the East Windsor Township Council at a meeting held on September 4, 2018.

Mayor Mironov stated this is the agreement between the Township and NJ Transit for bus services.

It was MOVED by Lippman, SECONDED by Rosenberg to approve Resolution R2018-146.

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

There being six (6) ayes and no (0) nays, Resolution R2018-146 was approved.

**Resolution R2018-147**      Approving Shared Services Agreement between Township of East Windsor and County of Mercer for Contribution to Public Transportation Services and Coordination of Transportation Services for the Use of FTA 5310 Vehicle

**RESOLUTION R2018-147  
EAST WINDSOR TOWNSHIP**



## **MERCER COUNTY**

**WHEREAS**, the Township of East Windsor and the County of Mercer are desirous of providing public transportation services for their citizens; and

**WHEREAS**, the Township of East Windsor and the County of Mercer have agreed to provide matching local shares for bus services.

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

**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 attached “Shared Services Agreement for Contribution Toward Bus Services and Coordination of Transportation Services for the Use of FTA Section 5310 Vehicle”, Agreement between the Township of East Windsor and the County of Mercer, for the term July 1, 2018 through June 30, 2019, is approved.
2. The Mayor and Municipal Clerk are hereby authorized and directed to execute the attached Agreement.

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 September 4, 2018.

Mayor Mironov stated this is a local shared service agreement for bus services between East Windsor and Mercer County.

It was MOVED by Yeager, SECONDED by Rosenberg to approve Resolution R2018-147.

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

There being six (6) ayes and no (0) nays, Resolution R2018-147 was approved.

**Resolution R2018-148**      Approving Shared Services Agreement between Township of East Windsor and Borough of Hightstown for Contribution of Matching Local Share for Bus Services

**RESOLUTION R2018-148**  
**EAST WINDSOR TOWNSHIP**  
**MERCER COUNTY**

**WHEREAS**, the Township of East Windsor and the Borough of Hightstown are desirous of providing public transportation services for their citizens; and

**WHEREAS**, the Township of East Windsor and the Borough of Hightstown have agreed to provide matching local shares for bus services.

**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 for the joint provision of any service which either party is empowered to render within its own jurisdiction; and

**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 attached “Shared Services Agreement for Contribution of the Matching Local Share for Bus Services”, between the Township of East Windsor and the Borough of Hightstown, for the term of July 1, 2018 through June 30, 2019, is approved.
2. The Mayor and Municipal Clerk are hereby authorized and directed to execute the attached Agreement.

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 September 4, 2018.

Mayor Mironov stated this is an Interlocal agreement between East Windsor and Hightstown for bus services. These agreements are the same as in previous years.

It was MOVED by Rosenberg, SECONDED by Shapiro to approve Resolution R2018-148.

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

There being six (6) ayes and no (0) nays, Resolution R2018-148 was approved.

Mayor Mironov requested both resolutions be followed up on by the Manager’s office.

**Resolution R2018-149**      Authorizing Refund of Tax Overpayments

**RESOLUTION R2018-149  
EAST WINDSOR TOWNSHIP  
MERCER COUNTY**

**WHEREAS**, the East Windsor Tax Collector has certified that there have been overpayments for various reasons on certain properties; and

**WHEREAS**, the taxpayers are entitled to refunds.

**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 Chief Financial Officer is hereby authorized and directed to make payments to the taxpayers for overpayments according to the attached Tax Collector's 2018 Refund of Taxes List Number 3 dated August 23, 2018.

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 September 4, 2018.

It was MOVED by Lippman, SECONDED by Zoller to approve Resolution R2018-149.

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

There being six (6) ayes and no (0) nays, Resolution R2018-149 was approved.

**Resolution R2018-150**      Authorizing Approval of Bid for Purchase of Six Police  
Interceptor (AWD) Sedans to Winner Ford for the Police  
Department.

**RESOLUTION R2018-150  
EAST WINDSOR TOWNSHIP  
MERCER COUNTY**

**WHEREAS**, there is a need to lease/purchase up to six (6) new replacement Police Interceptor Sedans; and

**WHEREAS**, a Notice to Bidders was posted and advertised on July 19, 2018, and, three (3) bids were received by the East Windsor Municipal Clerk on August 20, 2018 for the lease/purchase of up to six (6) Police Interceptor Sedans (five (5) marked Police Interceptor Sedans and one (1) unmarked (AWD) Police Inceptor Sedan); and

**WHEREAS**, the lowest responsible bid was submitted by Winner Ford of Cherry Hill; and

**WHEREAS**, the Township Council has reviewed the recommendations made by the Chief of Police on these bids; and

**WHEREAS**, the total cost of the contract for a three (3) year lease/purchase of five (5) marked Police Interceptor Sedans and one (1) unmarked police inceptor sedan is \$179,452.68 with the first year lease payment being \$59,817.56 and sufficient funds are available in Account No. 8-01-25-240-301-263 entitled, "Police Motor Vehicles" in the amount of \$59,817.56, as evidenced by the Chief Financial Officer's Certification No.B2018-028.

**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 contract for the lease/purchase of five (5) marked Police Interceptor Sedans and one (1) unmarked Police Inceptor Sedan is awarded to Winner Ford of Cherry Hill, 250 Berlin Road, Cherry Hill, New Jersey 08034 to be processed through Republic First National Corporation, 2525 West State Road 114, Rochester, IN 46975, for an amount not to exceed \$59,817.56 for the first year, upon receipt of a fully executed contract and all other required documents.
2. The Mayor and Municipal Clerk are hereby authorized and directed to execute the contract for same.

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 September 4, 2018.

A recommendation was received from the Chief of Police for this purchase. Mayor Mironov requested to add a paragraph 3 stating that Winner Ford of Cherry Hill is the lowest responsible bid.

It was MOVED by Shapiro, SECONDED by Zoller to approve Resolution R2018-150 with the changes.

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

There being six (6) ayes and no (0) nays, Resolution R2018-150 was approved with the changes.

**Resolution R2018-151**      Authorizing Approval of Purchase of Surveillance/Security System DVR from Communications Specialists, Inc. for the Police/Court Building

**RESOLUTION R2018-151  
EAST WINDSOR TOWNSHIP  
MERCER COUNTY**

**WHEREAS**, there is a need to replace the surveillance/security system DVR at the East Windsor Police Communications Center at the East Windsor Police/Court Building; and

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

**WHEREAS**, the lowest most responsive quote was submitted by Communications Specialists, Inc.; 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 Chief of Police's recommendations on this purchase; and

**WHEREAS**, the maximum amount of the purchase is \$12,894.00 and the Chief Financial Officer and Township Manager have determined funds are available in the Capital Fund Account No. C-04-55-932-112-433, Ordinance 2001-12, entitled "Police Parking Lot & Steps" in an amount not to exceed \$2,550.00; Capital Fund Account No. C-04-55-953-913-800, Ordinance 2013-4, entitled "Upgrade of Equipment" in an amount not to exceed \$579.26; Capital Fund Account No. C-04-55-953-914-301, Ordinance 2013-9, entitled "Police Recording System" in an amount not to exceed \$6,028.50; and Capital Fund Account No. C-04-55-953-914-504, Ordinance 2013-9, entitled "Building Repairs" in an amount not to exceed \$2,886.24; Capital Fund Account No. C-04-55-980-919-437, Ordinance 2016-8, entitled "Police/Court Building Roof" in an amount not to exceed \$850.00, for a total amount not to exceed \$12,894.00, as evidenced by the Chief Financial Officer's Certification No. C2018-013.

**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 Communications Specialists, Inc., 11C Harts Lane, East Brunswick, NJ 08816, for the purchase, installation and delivery of a replacement surveillance system to include a 32 channel IP based video recorder, 16 IP based POE dome cameras with remote control vari-focus lens, 2 POE Ethernet switches, patch panels, jumper cables, HDMI output cable, connectors, CAT5 cables for all new cameras and programming at the East Windsor Police Communications Center for a total purchase amount not to exceed \$12,894.00, for the East Windsor Police/Court Building, 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 September 4, 2018.

Mayor Mironov stated that a recommendation was received from the Chief of Police for this purchase. Deputy Mayor Zoller questioned if the damaged camera from the roof repair is included in the quote or was it reconciled. Township Manager Richard Brand will provide follow up details.

It was **MOVED** by Lippman, **SECONDED** by Rosenberg to approve Resolution R2018-151 with follow-up from the Township Manager regarding the previously damaged camera.

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

There being six (6) ayes and no (0) nays, Resolution R2018-151 was approved with follow-up from the Township Manager regarding the previously damaged camera.

**APPLICATIONS:** None

#### **REPORTS BY COUNCIL AND STAFF:**

Mayor Mironov stated she attended a County event for the Municipal Alliance of the Prevention of Substance Abuse and it was a great turnout.

#### **CORRESPONDENCE:**

Mayor Mironov stated correspondence will be done during Matters by Council.

**APPOINTMENTS:** None

#### **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.

Council Member Zoller asked if the purchase of the benches on page 16 of the Current bill list is on the correct bill list. Mayor Mironov stated the benches were due to a mistake that was previously done by Department of Public Works and the account that this charge is coming out of is correct.

Mayor Mironov held the bill on page 3 of the Escrow Bill list and would like further information on what project this is for.

It was **MOVED** by Lippman, **SECONDED** by Shapiro to approve the Bill Lists with the holds and clarification indicated.

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

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

#### **MATTERS BY COUNCIL:**

Deputy Mayor Zoller thanked the Township Manager for the striping of the municipal building parking lot.

Mayor Mironov stated Lee Turkey Farm is celebrating 150 years and the Mayor is looking to hold an event. She also had created a sign which will be displayed on the Township roadways promoting Lee Turkey Farm 150<sup>th</sup> Anniversary. Council Member Lippman requested adding the Township emblem to the sign as well. Mayor Mironov stated the 9-11 benches have been installed. Mayor Mironov also noted a letter was received from Mercer County regarding work that was supposed to be done on Route 571, although an additional letter was received on August 31 stating the work will not be conducted. Mayor Mironov stated although she is pleased to see that the Director of Public Works filed the Transportation Alternatives Program application, it was done last minute and in the future this needs to be submitted prior to the day and hour that it is due. She further stated it is not acceptable to submit any application that late due to unforeseen circumstances that could possibly occur. Mayor Mironov also noted a tax receipt report from the Tax Collector ending July 31, 2018 was received. Mayor Mironov stated a memo regarding the HVAC municipal building project was received from the Department of Public Works stating the project is now complete, while a memo was received, dated August 28, 2018, from the Department of Public Works stating the PD/Court roof project is not complete. She stated an updated memo is required stating everything that is outstanding on the roof project. Mayor Mironov stated a memo, dated August 8, 2018, was received from Director of Public Work's regarding the No Net Loss. Mayor Mironov further stated she did not send the letter to the County Executive. His office reached out to the Township to see how the issues can be rectified.

Mayor Mironov stated Magnolia Ridge is working at a very slow pace and she would like follow-up on this due to the amount of complaints from residents. She is looking to see how this project can be completed and what needs to be done. Mayor Mironov stated there have been several complaints regarding the trees from the storm and she would like a full report from the Township Manager and JCP&L on how these trees are being handled. She is also looking for a report from the Assistant Manager on the Energy Aggregation and she is looking for thoughts on whether the Township should be considering this program or not. Mayor Mironov stated the Windsor Center Drive with Aurobindo is still outstanding and information is requested again from the Public Works Director. The Windsor Center Dive subject needs to be listed on the September 25 Council agenda for updates and how to close out the project. Windsor Center Drive lights are also an issue and she would like to see what is being done to

satisfy the issue. Deputy Mayor Zoller stated there is old signage that also needs to come down on that same property. Mayor Mironov stated the 2018 business awards announcements to solicit nominations are out. Mayor Mironov stated the September 11 ceremony will be held on September 11 at 5:30 p.m. at the Township memorial. Mayor Mironov stated the last child seat safety program event is on Thursday September 13 at the East Windsor Police/Court building. Council Member Shapiro also mentioned that Mayor Mironov received an award for Women in Municipal Government from the New Jersey League of Municipalities.

#### **DISCUSSION ITEMS AND COUNCIL ACTION WHERE APPROPRIATE:**

Mayor Mironov stated that she had asked the Director of Public Works to attend tonight's meeting to discuss several issues that have occurred but due to personal obligations he was unable to attend. Mayor Mironov expressed her embarrassment due to the statements that were previously made at the last Council meeting by her on the "Safe Routes to School" application with Hightstown. She further stated specific information was provided to the Director of Public Works on the possible project on July 31, 2018 and Hightstown's recommendations on what they would like to do in conjunction with East Windsor on this project. The Director of Public Works also received follow-up via phone call and email on August 1, 2018 ensuring the material was received. Then additional material was provided to DPW on August 14, 2018. Mayor Mironov stated that the initial information was provided prior to the August 7 Council meeting, but Mayor and Council were not made aware or provided any information. Mayor Mironov further stated if the information was provided, the application could have been acted on at the August 7, 2018 Council meeting. A Hightstown Council member called to touch base on the project and was concerned by the Mayor's phone call which is how it came to her attention. Mayor Mironov requested that the Township Manager and the Director of Public Works have a conversation on what and why this occurred and ensure that this will never happen again. Mayor Mironov further stated she would like to do the project with Hightstown and they provided East Windsor with more than enough time and information on the project. She is looking to move forward with the application on Dutch Neck and Morrison Roads which will provide students with safe walkways to and from school. She stated the Resolution needs to be more specific in the second paragraph and in the now therefore number 1 more information as to the specifics on the project area. Also "Grant" needs to be capitalized in the resolution and the Mayor's signature needs to be incorporated into the final paragraph. Mayor Mironov stated in the instructions for the application she saw that it required the school board approval by Resolution. That information is lacking along with the letters of recommendation, and page 15 needs accurate details on the project. The entire application needs to be cleaned up.

1. 2018 New Jersey Department of Transportation Safe Routes to School (SRTS) Grant Program

#### **Resolution R2018-143**

Approval of Filing of Application to New Jersey Department of Transportation for "Safe Routes to School" Program



**RESOLUTION R2018-143  
EAST WINDSOR TOWNSHIP  
MERCER COUNTY**

**WHEREAS**, the New Jersey Department of Transportation is soliciting grant applications under the 2018 New Jersey Department of Transportation “Safe Routes to School” (SRTS) Grant Program; and

**WHEREAS**, East Windsor Township desires to submit a 2018 “Safe Routes to School” Grant Application for funding for transportation infrastructure improvements including new concrete curbs, four foot-wide sidewalks and curb ramps at the intersection of Dutch Neck and Morrison Avenue along Dutch Neck Road to the Hightstown border, to provide for safer pedestrian and bicycle travel to the Walter C. Black and Grace N. Rogers Elementary Schools.

**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:

1. The Mayor is hereby authorized and directed to submit an electronic application identified as “SRS-2018- Dutch Neck Road-Sidewalk, Curbing-00061” on behalf of East Windsor Township to the New Jersey Department of Transportation under the 2018 “Safe Routes to School” (SRTS) Grant Program.
2. The Mayor is hereby authorized to sign the Grant Agreement on behalf of East Windsor Township and the signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

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 September 4, 2018.

It was MOVED by Lippman, SECONDED by Rosenberg to approve Resolution R2018-143 with the requirements and conditions.

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

There being six (6) ayes and no (0) nays, Resolution R2018-143 was approved with the requirements and conditions.

**Resolution R2018-152**      Approval of support with Hightstown Borough for the filing of the “Safe Routes to School” Grant Application to New Jersey Department of Transportation for Sidewalk Improvements on Dutch Neck Road

**RESOLUTION R2018-152  
EAST WINDSOR TOWNSHIP  
MERCER COUNTY**

**WHEREAS**, the Borough of Hightstown is preparing a grant application to the New Jersey Department of Transportation for funding under the “Safe Routes to School” (SRTS) Grant Program; and

**WHEREAS**, the purpose of the “Safe Routes to School” (SRTS) Program is to enable and encourage children, including those with disabilities, to walk or bicycle to school in a safer manner by providing a transportation alternative, while serving other public purposes such as reducing vehicle trips, fuel consumption and air pollution in the vicinity of the schools; and

**WHEREAS**, the Borough of Hightstown is seeking funding through the SRTS program for transportation infrastructure improvements within the Borough, including new concrete curbs, four foot-wide sidewalks and curb ramps from the intersection of Dutch Neck Road and Harron Avenue along Dutch Neck Road to the East Windsor Township border; and

**WHEREAS**, the Hightstown Borough application will connect Dutch Neck Road from the intersection of Harron Avenue and Dutch Neck Road in Hightstown Borough to the East Windsor Township border with the East Windsor application for improvements to Dutch Neck Road from the intersection of Dutch Neck Road and Morrison Avenue, to provide for safer pedestrian and bicycle travel to Walter C. Black and Grace N. Rogers Elementary Schools; and

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of East Windsor, in the County of Mercer, State of New Jersey, supports Hightstown Borough’s 2018 “Safe Routes to School” (SRTS) Grant Application to New Jersey Department of Transportation for funding for curbs, sidewalks and crosswalks at the intersection of Dutch Neck and Harron Avenue along Dutch Neck Road to the East Windsor Township border through the “Safe Routes to School Program”.

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 September 4, 2018.

Mayor Mironov stated the title needs to be reworded with more of a description of the project.

It was MOVED by Yeager, SECONDED by Shapiro to approve Resolution R2018-152 with the changes.

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

There being six (6) ayes and no (0) nays, Resolution R2018-152 was approved with the changes.

2. New Jersey Department of Transportation FY2019 Grant Programs Proposed Projects

a. Municipal Roadway Proposed Projects

Mayor Mironov requested information back in July regarding ideas and details on projects. She further stated that the deadline for the application is October 9, 2018. The subject matter needs to be on the next Council agenda and the application needs to be submitted before October 8. Dutch Neck Road between Route 130 and Hightstown is a project that she is in support of doing. Mayor Mironov stated the project was brought up last year and the road is in terrible shape. The rest of Dutch Neck Road also needs to be looked at to see what has and has not been recently done. Also the area of Dutch Neck Road from Hickory Corner Road to the West Windsor border is also in need. She also stated #3 on the memo is not a project in need. Mayor Mironov also said she would consider Airport Road or possibly Town Center, but they need to be looked at more seriously by Public Works. She stated Airport Road would have to be looked at and divided if that was one of the options. Mayor Mironov suggested that the Director of Public Works should look at all roadways that can possibly be used for municipal aid and be more on top of things. Two resolutions need to be listed on the next Council agenda and information needs to be submitted to Mayor and Council by Friday September 7. Deputy Mayor Zoller is requesting a list of all the roads in priority. Mayor Mironov also requested a list of all the roadways that have previously been done.

b. Bikeway Proposed Projects

Mayor Mironov stated a memo dated August 30 was provided by the Director of Public Works regarding what the criteria is for the project. She stated the memo is identical to last years memo with the same recommendations and provides no criteria for the application. In previous years East Windsor has not been very successful. Mayor Mironov recommended reaching out to Greater TMA and discuss what is lacking and how the Township can correct this for the future. She was surprised that Wiltshire Drive was not included as a recommendation. Council Member Yeager stated he would like connector paths to be looked at as well to see if this may give the Township a higher chance of receiving the grant.

3. Route 130/Hankins Road/ Conover Road Realignment Improvement Project

Mayor Mironov stated a memo, dated September 4, was provided to Mayor and Council with updated information on the project. She stated information was received in early August and Mayor and Council did not receive updated information until recently asked. Robbinsville needs further follow-up with information provided to Mayor and Council. Mayor Mironov stated the project details such as contractor details, bid and specs and the itemized timeline is all lacking from the memo and the information needs to be provided to Mayor and Council by tomorrow. Council Member Lippman also requested the reason why Robbinsville is not responding.

#### 4. Open Space Acquisitions Proposed Projects

Mayor Mironov stated a letter was provided in Mayor and Council folders tonight. Council Member Shapiro asked for properties to be better clarified and evaluated and how does the county recommendation play a part. Mayor Mironov stated the County plays a big part for farmland preservation in the County as well as the State. Mayor Mironov stated information on these properties are lacking and more needs to be provided such as previous interest, cost, value and funding. The information needs to be provided well before the meeting and listed on the next Council agenda.

#### **MATTERS BY PUBLIC:**

Debbie Hepler, West Windsor, NJ, informed the Mayor and Council of an animal control matter regarding a sick Great Egret bird that had the West Nile virus. She stated she risked her safety due to the Deputy Animal Control Officer's diligence to responding to the event and taking any further action. She was bringing this to the attention of Mayor and Council.

#### **ADJOURNMENT:**

There being no further business Mayor Mironov declared the meeting adjourned at 9:13 p.m.

Next Meeting: Tuesday, September 25, 2018 @ 7:30 p.m.

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Kelly Lettera  
Municipal Clerk

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Janice S. Mironov  
Mayor



