

EAST WINDSOR TOWNSHIP COUNCIL

Tuesday December 8, 2020
5:30 p.m.
via Zoom Video Conferencing
MINUTES

CALL TO ORDER:

The meeting of the East Windsor Township Council was called to order by Mayor Janice S. Mironov at 5:30 p.m. on Tuesday, December 8, 2020.

VERIFICATION:

Municipal Clerk Kelly Lettera certified that the meeting was noticed on January 10, 2020 in the annual meeting notice and on December 4, 2020, 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 virtually by Council member Alan Rosenberg.

ROLL CALL:

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

PRESENTATIONS & PROCLAMATIONS:

INTERVIEWS FOR BOARDS AND COMMISSIONS:

PUBLIC FORUM:

John Ahern of 20 Wyndmoor Drive asked who is responsible for maintaining the streetlights along Windsor Center Drive, as some of the lights are out. Mayor Mironov stated she received his voicemail on the matter and shared it with the Manager and asked Mr. Brady for an update. Mr. Brady stated that the streetlights are supposed to be maintained by the property owners, but the property recently changed ownership and he is working to clarify that with the new owners by going through the original developer's agreement and Planning Board documents. Mayor Mironov stated that used to be acknowledged as the property owner's responsibility and that they were working on resolving the issue and they would follow up with Mr. Ahern on that.

Mark Platizky of 783 Twin Rivers Drive asked for an update on a letter sent by Twin Rivers Trust regarding yellow curb lines. Mayor Mironov stated the letter was received and acknowledged by Council at the last public meeting. She asked Mr. Brady if he had an update. Mr. Brady stated that he would like to follow up to get specific information as to any areas that are issues so they can be resolved. Mayor Mironov stated she agreed with Mr. Platizky and that he Township would take a look to see what is appropriate in that area and what needs to be done and they would follow up in the next several days with the Trust.

MINUTES:

December 17, 2019

Mayor Mironov held December 17, 2020 minutes pending additional revisions.

October 20, 2020

Mayor Mironov stated pages 1, 2, 6, 9, 14 and 16 needed to be revised.

It was MOVED by Daniels, SECONDED by Lippman to approve the October 20, 2020 Council meeting minutes with the changes.

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

There being six (6) ayes, no (0) nays, and one (1) abstention, the October 20, 2020 minutes were approved with the changes.

March 10, 2020

March 24, 2020

June 2, 2020

June 16, 2020

July 7, 2020

July 21, 2020

August 4, 2020

August 18, 2020

September 1, 2020

September 22, 2020

October 6, 2020

November 9, 2020 Special Meeting

November 10, 2020

November 24, 2020

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

ORDINANCE – PUBLIC HEARING:

ORDINANCE – INTRODUCTION:

RESOLUTIONS:

Resolution R2020-141 Action on Request for Release of Performance Guarantee by Windsor Castle Associates, LLC for Windsor Castle

**RESOLUTION R2020-141
EAST WINDSOR TOWNSHIP
MERCER COUNTY**

WHEREAS, pursuant to N.J.S.A. 40:55D-53 of the Municipal Land Use Law, Kenneth Pape of Heilbrunn Pape Counselors at Law, requested by letter dated July 20, 2020, a release of the performance guarantees being held by the Township for the property located at 226 Dorchester Drive, Block 87, Lots 11, 12 and 13 for the Windsor Castle Multi Family Residential Expansion; and

WHEREAS, the Township Engineer has inspected the site work for the Windsor Castle Multi Family Residential Expansion and filed a written report with the Township Council dated August 21, 2020, which is attached hereto and made a part of this Resolution; and

WHEREAS, the Township Manager and Director of Finance have certified that all required charges and fees have been paid and satisfied; and

WHEREAS, the Township Council has reviewed the report and recommendations of the Township Engineer.

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 Township Council agrees to release Performance Bond No. FP-0024027 issued by First Indemnity of American Insurance Company in the amount of \$29,867.00 and the cash guarantee of \$3,318.60, upon the posting of a two year maintenance bond in the amount of \$4,977.90 and inspection escrow of \$1,500.00 for maintenance bond release, in a form acceptable to the Township Attorney.
2. The continuing obligation for the property remains for Windsor Castle to provide the Township twenty eight affordable family rental units at the existing site in accordance with the Township Affordable Housing Plan.
3. The Municipal Clerk is authorized and directed to forward a certified copy of this Resolution and a copy of the Township Engineer's report to Kenneth Pape of Heilbrunn Pape Counselors at Law.

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 December 8, 2020.

[NOTE: The changes requested are reflected in the above Resolution.]

Mayor Mironov stated she would like it incorporated either in the Resolution or transmittal that there are 28 affordable housing units as part of this project and approval.

It was MOVED by Lippman, SECONDED by Rosenberg to approve Resolution R2020-141 with changes.

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

There being six (6) ayes, no (0) nays and one (1) abstention, Resolution R2020-141 was approved with changes.

Resolution R2020-183 Authorizing Repair of Furnace by S&G Heating and Air
Conditioning LLC for the Municipal Building

RESOLUTION R2020-183
EAST WINDSOR TOWNSHIP
MERCER COUNTY

WHEREAS, as part of the normal annual winter activation process, SG Heating and Air Conditioning tested the air quality and determined high levels of carbon monoxide were being produced by the furnace at the Municipal Building; and

WHEREAS, a diagnosis determined the Municipal Building furnace was malfunctioning and in need of repair including parts replacement; 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 and Director of Public Work's recommendation on this purchase; and

WHEREAS, the maximum amount of the purchase is \$8,225.00 and funds are available in the Capital Fund Account No. C-04-55-970-918-424 entitled Capital Ordinance 2015-09, "HVAC Building Improvements", as evidenced by the Chief Financial Officer's Certification No. C2020-038R.

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, for

the Municipal Building furnace repair including parts replacement, in an amount not to exceed \$8,225.00, all in accordance with the attached quotes.

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 December 8, 2020.

[NOTE: The changes requested are reflected in the above Resolution.]

Mayor Mironov stated the Resolution was previously held at the prior meeting subject to the verification and receipt of the invoice and amounts, which have since been received. She asked for the following revisions to the Resolution: the fourth paragraph should read *the Township Manager and Director of Public Work's recommendation*; the fifth paragraph should be corrected to read *the amount of the purchase is*; and the seventh paragraph should read *for the Municipal Building furnace repair including parts replacement*.

It was MOVED by Rosenberg, SECONDED by Yeager to approve Resolution R2020-183 with the revisions.

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

There being seven (7) ayes and no (0) nays, Resolution R2020-183 was approved with the revisions.

Resolution R2020-189 Action on Award of Bid for the Purchase of Uniforms for the Police Department

RESOLUTION R2020-189
EAST WINDSOR TOWNSHIP
MERCER COUNTY

WHEREAS, there is a need to purchase Uniforms for the Police Department; and

WHEREAS, a Notice to Bidders was issued and posted/advertised on October 16, 2020 for the purchase of uniforms for the Police Department and three bids were received on November 17, 2020 by the Municipal Clerk's Office; and

WHEREAS, the lowest responsible bid was submitted by Galls, LLC; and

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

WHEREAS, the maximum amount of the purchase is \$22,380.60 and sufficient funds are available in the Current Fund Account No. 9-01-25-240-304-204 entitled "Police Uniforms and Clothing", as evidenced by the Chief Financial Officer's Certification No. B2020-031

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 is awarded to Galls, LLC, 1340 Russell Cave Road, Lexington, KY 40505 for the purchase of: 132 Blauer Model #8671 FLEXRS Long Sleeve Black Supershirts in the amount of \$57.35 each, for a total amount of \$7,570.20; 132 Blauer Model #8676 FLEXRS Short Sleeve Black Supershirts in the amount of \$52.95 each, for a total amount of \$6,989.40; 132 Blauer Model #8665 FLEXRS Cargo Pocket Black Pants in the amount of \$59.25 each, for a total amount of \$7,821.00, for an amount not to exceed \$22,380.60, for the Police Department, upon receipt of a fully executed contract.
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 December 8, 2020.

Mayor Mironov asked when and how the purchases would be made for the uniforms, but stated that question would not interfere with Council taking action this evening.

It was MOVED by Lippman, SECONDED by Rosenberg to approve Resolution R2020-189.

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

There being seven (7) ayes and no (0) nays, Resolution R2020-189 was approved.

Resolution R2020-190 Authorizing Refund of Tax Overpayments

**RESOLUTION R2020-190
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 2020 Refund of Taxes List Number 5 dated November 20, 2020.

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 December 8, 2020.

It was MOVED by Yeager, SECONDED by Daniels to approve Resolution R2020-190.

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

Nays – None

There being seven (7) ayes and no (0) nays, Resolution R2020-190 was approved.

Resolution R2020-191 Chapter 159 – Amending the 2020 Municipal Operating Budget
Providing an Item of Revenue and Appropriation for the 2020
Drive Sober or Get Pulled Over Year End Holiday Crackdown

RESOLUTION R2020-191
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 2020 in the sum of \$6,000.00, which item is now available as revenue from the Drive Sober or Get Pulled Over Year End Holiday Crackdown grant.
2. A like sum of \$6,000.00 is hereby appropriated under the caption of Drive Sober or Get Pulled Over.

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 December 8, 2020.

It was MOVED by Shapiro, SECONDED by Lippman to approve Resolution R2020-191.

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

There being seven (7) ayes and no (0) nays, Resolution R2020-191 was approved.

Resolution R2020-192 Authorizing Cancellation of Grant Receivable and Reserve
Balances

Mayor Mironov held Resolution R2020-192 requesting additional information. She stated a recommendation on this matter was received from the Finance Director with an attachment, but she would like clarification why some amounts are listed in both categories and some amounts are not. Mr. Shapiro agreed and stated he would also hold this until Council is satisfied with the information provided. Mayor Mironov stated Council can take action on this at the next meeting with no issue. Mr. Zoller agreed with Mayor Mironov.

Resolution R2020-193 Authorizing Cancellation of Ordinance Balances

RESOLUTION R2020-193
EAST WINDSOR TOWNSHIP
MERCER COUNTY

WHEREAS, certain Capital appropriation balances remain dedicated to projects now completed; and

WHEREAS, it is necessary to formally cancel these balances so that the unexpended balance may be returned to each respective Capital Improvement Fund or credited to fund balance, and unused debt authorizations may be cancelled; and

WHEREAS, the Township Manager and Chief Financial Officer have reviewed all Ordinances and offered recommendations for the cancellation of these balances as set forth on the attached Capital Project List, dated November 24, 2020; 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, that the unexpended and dedicated balances of General Capital Appropriations as per the attached "Completed Capital Projects", dated November 24, 2020, be cancelled.

I hereby certify the foregoing to be a true copy of a Resolution adopted the East Windsor Township Council at a meeting held on December 8, 2020.

[NOTE: The changes requested are reflected in the above Resolution.]

Mayor Mironov requested the following revisions to the Resolution: the second paragraph should say *cancel these balances* instead of *said balances*; a third paragraph should be added that reads *WHEREAS, the Township Manager and Chief Financial Officer have reviewed all Ordinances and offered recommendations for the cancellation of these balances as set forth on the attached Capital Project List, dated November 24, 2020*; the attachment should have a clear title and date; and the last paragraph should include the attachment's title and date. Mayor Mironov stated she had no issue proceeding subject to these revisions.

It was MOVED by Shapiro, SECONDED by Rosenberg to approve Resolution R2020-193 with the revisions.

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

There being seven (7) ayes and no (0) nays, Resolution R2020-193 was approved with the revisions.

Resolution R2020-194 Approval of Professional Services Agreement for Affordable Housing Administrative Agent with Community Grants, Planning & Housing (CGPH)

**RESOLUTION R2020-194
EAST WINDSOR TOWNSHIP
MERCER COUNTY**

WHEREAS, there exists a need for Affordable Housing Administrative Agent Services; and

WHEREAS, the Township posted/solicited proposals on September 29, 2020 and received one proposal for Affordable Housing Administrative Agent by the deadline of October 29, 2020; and

WHEREAS, the proposal received from Community Grants, Planning and Housing (CGP&H) is responsive; 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 \$11,250 and funds are available in the Affordable Housing Fund Account No. A-22-56-852-852 entitled "Affordable Housing Trust," as evidenced by the Chief Financial Officer's Certification No. T2020-011.

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 with Community Grants, Planning and Housing, for a term commencing November 1, 2020 to October 31, 2021.
2. This Contract is awarded without competitive bidding as a "Professional Service" in accordance with N.J.S.A. 40A:11-5(1)(a) of the Local Public Contracts Law because the contract is for a service performed by person(s) authorized by law to practice a recognized profession that is regulated 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 December 8, 2020.

[NOTE: The changes requested are reflected in the above Resolution.]

Mayor Mironov asked for the following revisions to the Resolution: the first paragraph should be revised to read *there exists a need for Affordable Housing Administrative Agent Services*; and the third paragraph should be revised to read that the proposal is responsive, not the most responsive, as there was only one proposal received. Mayor Mironov requested the contract amount be better qualified and crystallized as to where payments are coming from that are being authorized as a result of awarding the contract. She stated she had no issue proceeding subject to those revisions.

It was MOVED by Lippman, SECONDED by Yeager to approve Resolution R2020-194 with the revisions.

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

There being seven (7) ayes and no (0) nays, Resolution R2020-194 was approved with the revisions.

Resolution R2020-195 Action on Award of Bid for Farm Lease for Property located at
374 Etra Road (Block 31, Lot 10)

**RESOLUTION R2020-195
EAST WINDSOR TOWNSHIP
MERCER COUNTY**

WHEREAS, by Resolution R2020-173, approved on October 20, 2020, the Mayor and Council authorized the bidding for the lease of the 10 farmable acres of the Township owned 39 acre property located at 374 Etra Road and designated as Block 31, Lot 10; and

WHEREAS, one bid was received by the Municipal Clerk's Office on November 25, 2020 for the lease of the 10 farmable acres of the Township owned 39 acre property located at 374 Etra Road and designated as Block 31, Lot 10; and

WHEREAS, the bid submitted was by Sharon Kyle for \$60.00 per acre per year, for a total of \$600.00 per year, for an initial lease term of five years, commencing January 1, 2021 through December 31, 2025, with the option to renew for an additional five year period; and

WHEREAS, the Township Council has reviewed the recommendations made by the Township Manager on this bid.

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 lease of 10 farmable acres of the Township owned 39 acre property located at 374 Etra Road and designated as Block 31, Lot 10, is hereby awarded to Sharon Kyle, 230 Cedarville Road, East Windsor, NJ 08520, on the bid of \$60.00 per acre per year for total of \$600.00 per year, for an initial five year lease term, commencing January 1, 2021 through December 31, 2025, with the option to renew for an additional five year period.
2. The Mayor and Municipal Clerk are hereby authorized and directed to execute the attached lease for the same.
3. The Municipal Clerk is hereby authorized and directed to forward a copy of the Resolution to the successful bidder.

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 December 8, 2020.

[NOTE: The changes requested are reflected in the above Resolution.]

Mayor Mironov requested the following revisions: the first paragraph should read *approved* rather than *adopted*, and the Resolution should be revised throughout to clarify the award is for the lease of the ten farmable acres, not the entire property.

It was MOVED by Yeager, SECONDED by Rosenberg to approve Resolution R2020-195 with the revisions.

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

There being seven (7) ayes and no (0) nays, Resolution R2020-195 was approved with the revisions.

Resolution R2020-196 Correcting Resolution R2015-079 for the Bid Award for Lease of Farmland Property Located off of Old York Road (Block 29, Lot 6)

**RESOLUTION R2020-196
EAST WINDSOR TOWNSHIP
MERCER COUNTY**

WHEREAS, by Resolution R2014-215, adopted December 23, 2014, the Mayor and Township Council authorized the bidding for the lease for farming of Township-owned land on Old York Road, specifically 60 acres of approximately 100 acres designated as Block 29, Lot 6; and

WHEREAS, three (3) bids were received by the East Windsor Municipal Clerk's Office on January 29, 2015 for the lease for farming of Township-owned land on Old York Road, specifically 60 acres of approximately 100 acres designated as Block 29, Lot 6; and

WHEREAS, the highest bid submitted was by Carmine Infante for \$4,620.00 who decided to withdraw his bid; and

WHEREAS, the second highest bid submitted was by Kevin and Sharon Kyle for \$3,900.00 for calendar year 2015 and for each successive calendar year for a term ending December 31, 2020; and

WHEREAS, Resolution R2015-079, adopted April 21, 2015, Mayor and Council approved the award to Kevin Kyle for 60 acres of the approximate 100 acres of Township owned land on Old York Road, designated as Block 29, Lot 6 for \$3,900.00 per year for three years, commencing January 1, 2015 through December 31, 2017; and

WHEREAS, Resolution R2015-079, adopted April 21, 2015, the tenant name and the farm lease ending term date of December 31, 2017 was incorrect and the Resolution should have reflected the tenant name as Kevin and Sharon Kyle and the lease term ending date as December 31, 2020, as stated in the page one of the April 21, 2015 attached lease; and

WHEREAS, the Township Council has reviewed the updated recommendation made by the Township Manager.

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 lease for farming of Township-owned land, specifically 60 acres of approximately 100 acres designated as Block 29, Lot 6, is hereby awarded to Kevin and Sharon Kyle, 230 Cedarville Road, East Windsor, New Jersey 08520, on his bid of \$3,900.00 per year, for a term ending December 31, 2020.
2. This Resolution rescinds and replaces Resolution R2015-079.

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 December 8, 2020.

[NOTE: The changes requested are reflected in the above Resolution.]

Mayor Mironov stated that the Clerk's Office and Manager's Office began looking into the history of this to prepare for renewing the farmland lease when they discovered the term was inaccurate in previous documents prepared by prior Township employees. She stated her suggestion on the cleanest way to handle this was to do a Resolution correcting the prior award with the accurate lease term of five years rather than three years. The term of the lease actually expires December 31, 2021. She stated Council will eventually do a Resolution renewing the lease for another period of five years. She asked that the last paragraph be removed, as it is not necessary to send a copy of the Resolution to the tenants, as this is just to correct the Township's records.

It was **MOVED** by Rosenberg, **SECONDED** by Shapiro to approve Resolution R2020-196 with the revisions.

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

There being seven (7) ayes and no (0) nays, Resolution R2020-196 was approved with the revisions.

Resolution R2020-197 Approval of Extension of Lease for Farming of Property located off of Old York Road (Block 29, Lot 6) with Kevin and Sharon Kyle

Mayor Mironov held Resolution R2020-192 requesting additional information. She stated the attachment was incorrect and the Resolution should reflect that the Township is leasing 60 farmable acres of this 100 acre property.

Resolution R2020-198 Approval of 2020 Public Donor Agreement between Better Beginnings Child Development Center and East Windsor Township

RESOLUTION R2020-198
EAST WINDSOR TOWNSHIP
MERCER COUNTY

WHEREAS, there is a desire to provide a donation to Better Beginnings Child Development Center 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 Child Development Center 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 0-01-27-360-360-285 entitled “Better Beginnings Contribution,” as evidenced by the Chief Financial Officer’s Certification No. B2020-030.

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 2020 Public Donor Agreement with Better Beginnings Child Development Center of East Windsor/Hightstown, NJ, Inc., 318 North Main Street, P.O. Box 187, Hightstown, New Jersey 08520, commencing January 1, 2020 through December 31, 2020, for a donation in the amount of \$22,750.00, in accordance with 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 December 8, 2020.

[NOTE: The changes requested are reflected in the above Resolution.]

Mayor Mironov requested the following corrections to the Resolution: the agreement is with *Better Beginnings Child Development Center of East Windsor/Hightstown, NJ Inc.* and that should be reflected throughout the Resolution; and the year of the agreement should be included in the last paragraph for clarity.

It was MOVED by Daniels, SECONDED by Shapiro to approve Resolution R2020-198 with the revisions.

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

There being seven (7) ayes and no (0) nays, Resolution R2020-198 was approved with the revisions.

Resolution R2020-199 Renewal of Alcoholic Beverage Control License for Ami & Sami, Inc.

RESOLUTION R2020-199
EAST WINDSOR TOWNSHIP
MERCER COUNTY

WHEREAS, on October 24, 2014, Paramjeet Kaur, President of AMI AND SAMI, INC. purchased The Shoppes of East Windsor, located at 540 Route 130, East Windsor along with Plenary Retail Consumption liquor license #1101-33-023-002; and

WHEREAS, Plenary Retail Consumption License No. 1101-33-023-002 has been in an inactive status since October 24, 2014 due to the shopping center awaiting the construction finalization and tenant fit out and all liquor license renewals require prior approval from the Director of the Division of Alcoholic Beverage Control (ABC) until the liquor license becomes active; and

WHEREAS, on September 1, 2020, Paramjeet Kaur, President of AMI AND SAMI, INC. filed a “Verified Petition Form” requesting approval from ABC to renew the inactive liquor license for the 2020-2021 term; and

WHEREAS, by letter, dated December 3, 2020, ABC, Department of Law and Public Safety, submitted a 12.39 “Special Ruling to Permit Renewal” of the inactive license authorizing East Windsor Township permission to renew the liquor license for AMI AND SAMI, INC. for the 2020-2021 liquor license term; and

WHEREAS, the Municipal Clerk represented that the application is in order and the proper fees have been submitted to the Township of East Windsor and to the Division of Alcoholic Beverage Control for the 2020-2021 liquor license term; and

WHEREAS, the Chief of Police and the Health Department have advised that a review of records do not reveal any facts or circumstances that would preclude license renewal; and

WHEREAS, no objections have been made to the renewal of this license.

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of East Windsor, in the County of Mercer, State of New Jersey, does hereby approve the renewal of Plenary Retail Consumption License No. 1101-33-023-002 for the year July 1, 2020 to June 30, 2021.

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 December 8, 2020.

Mayor Mironov asked if there was anyone in the public who objected to the issuance of this license. No one from the public spoke.

It was **MOVED** by Lippman, **SECONDED** by Rosenberg to approve Resolution R2020-199.

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

There being seven (7) ayes and no (0) nays, Resolution R2020-199 was approved.

APPLICATIONS:

REPORTS BY COUNCIL AND STAFF:

Mr. Shapiro stated the Planning Board met last night and approved an application by Custom Homes of New Jersey for a new single family home on a piece of property remaining after a previous Board approval for seven other homes. Mayor Mironov indicated the new house will mirror the existing houses on the street.

Mr. Zoller stated the Economic Development Committee met on December 3 and discussed the Township Gateway Signs and local business interest in the program, a proposal for a sculpture at the Route 130 and Route 33 intersection, and possible recognitions for the Annual Business Awards.

Mayor Mironov stated the Township participated in the Womanspace Communities of Light event on December 7. She stated due to the difficult circumstances there was very limited attendance but it was a good program and she wanted to thank everyone who came and supported the event.

CORRESPONDENCE:

Mayor Mironov noted the receipt of the following correspondence: a tax collector report for the period ending November 30; a tax collector report for the 2020 tax sale; communication from the Zoning Officer regarding the Shoppes at East Windsor, and Mayor Mironov asked that Council be kept up on the matter; a memo from the Director of Public Works regarding core tests conducted as required by NJDOT for the Route 130/Hankins/Conover Road Realignment project, and she stated that Council will be looking to see what comes next in terms of the grant

money and escrow; a memo from the Director of Public Works regarding uniforms; Mayor Mironov noted she is trying to keep everyone up to date on communications from the East Windsor Regional School District regarding the plans; a letter from NJDOT dated November 16 regarding a grant award for \$530,000 for the roadways in Cranbury Manor, and she asked that Council receive follow up on going out to bid for the engineering work; and communication was received from the Department of Community Affairs Local Government Services regarding the Township's application under the Local Government Emergency Fund indicating the Township is qualified for the grant amount that was allocated to the Township.

Mayor Mironov stated two letters were sent to the County Executive's office dated December 3 following up on previous letters regarding resident interests that had not received responses from the County Executive. The first letter was regarding pedestrian safety measures at the intersection of Princeton Hightstown Road and Lanning Boulevard, and the second letter was regarding signage to keep trucks from turning onto Old Cranbury Road from North Main Street. Follow up letters were sent kindly requesting the County Executive's response and both letters were copied to all of the members of the County Board of Freeholders.

APPOINTMENTS:

APPROVAL OF BILLS:

Mayor Mironov stated a 2020 Current Bill list, 2019 Current Bill list, a Capital Bill List and other miscellaneous bill lists and trust accounts were provided with the holds and clarifications.

Mayor Mironov requested that the TIP Bill list be held until discussions on logistics regarding the bills in question are finalized between herself and the Township Manager.

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

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

There being seven (7) ayes and no (0) nays, the various presented Bill Lists were approved with the holds and clarifications.

MATTERS BY COUNCIL:

Mr. Zoller stated he previously raised repairing the striping on Hickory Corner Road near Route 33 and asked for an update. Mayor Mironov asked Mr. Brady if he had any discussion with Public Works. Mr. Brady stated the Director indicated that the Township does not have sufficient equipment for the job, as it requires special materials other than paint due to the high traffic volumes on that road. Public Works is suggesting to contract the service out next time the Township has a roadway project. Mr. Zoller agreed it is a high traffic area and asked that it be prioritized when the opportunity arises.

Mayor Mironov stated she wants an update as to what is the plan for the Exeter Road Project, as she believes the project should have been done this year. She also stated she is looking for Public Works to provide an update on Shagbark Road. She also asked that the she would like the Clerk's Office and Finance to evaluate the process regarding vacant and abandoned properties,

vand ab ord and enforcement and followup, mr goodman had provided us a memo on that and in fact the min we just approved today we hd discussion in there for follow uip on revenue issue on abandonded and foreclosed properties and reitieratying it now is in going thru background and info that irregardless of memo from goodman that this was not related to the emergency health situation, that they money the town lost, and a chunk of money we didn't rec as compared of prior years was for first 3 mos of year, approaching 100k, that's where diff was, wasn't in may june july so need to rly quickly caucus on this and find out why that was, unless all the properties all of the sudden became owned and occupied and maintained, that is a possibility but not my hunch in all candor as to what happened, money was way off from prior years, outstanding question that needs to be looked at b4 starting a new yeatr, in pandameic so may still be challenged, understand, but weren't in early mnonths of 2020 so need to look at what we are doing

So we had approved at mtg of nov 20 a res re: purchase of a dump truck, did copy on this res on this so everyone recd copies of it but had some qs at the time re: change in pricing, represented by dpw direct that price had gone up for the vehicle but something about the cab and wqe were svaingmoney so at the end of the dya we had a reduced price, you may remember from 63, 491 to 60701 so all good stuff but it turned out that wasn't rly whaty happened and we need to redo the resolution so wanted to make it a matter of public record and the minutes that res r202-172 which circulated to everyone needed to be revised bc we bought a diff vehicle, so understand how staff was confused by dpw memo had suggested we changed a part as as a result experienced a savings but that's not what hapoopened, we bought a new vehicle 2021 model with some diff in parts and piting, not adverse to that but res should have said that

DISCUSSION ITEMS AND COUNCIL ACTION WHERE APPROPRIATE:

1. East Windsor Township Reorganization Meeting
2. East Windsor Senior Center Expansion Project: Architect Requested Written Project Plan, Contract Bid Award Matters
3. East Windsor Municipal Utilities Authority Solar Array Update

MATTERS BY PUBLIC: No one from the public spoke.

ADJOURNMENT:

Next Meeting: December 22, 2020

