

EAST WINDSOR TOWNSHIP COUNCIL

Tuesday January 20, 2015

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 January 20, 2015.

VERIFICATION:

The Municipal Clerk announced that the meeting was noticed on January 16, 2015 and that 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 Meetings Act have been satisfied.

FLAG SALUTE:

Deputy Mayor Marc Lippman led the flag salute.

ROLL CALL:

Those present: Mayor Janice S. Mironov, Council Member Hector Duke, Council Member Marc Lippman, Council Member Peter Yeager and Council Member John Zoller. Also present were Township Manager James P. Brady, Township Attorney David E. Orron, Municipal Clerk Gretchen McCarthy and Kelly Lettera.

Those Absent: Council Member Alan Rosenberg and Council Member Perry Shapiro

PRESENTATIONS & PROCLAMATIONS:

Human Trafficking Awareness Month - January 2015

Mayor Mironov presented the Proclamation to Gina Smith, Program Coordinator of Emergency Services of Womanspace, and spoke of the importance of this global matter that affects so very many people. Ms. Smith stated that she was delighted to accept the proclamation and thanked the Mayor for helping to bring awareness to this horrible plague.

East Windsor Township 2014 Employees of the Year

Mayor Mironov awarded Employee of the Year Proclamations to: Elizabeth Cellini, Recreation Director as Administration Employee of the Year; William Broome as Public Works Employee of the Year; and Officer Paul Wille as Law and Public Safety Employee of the Year.

Shalom Heritage Center 11th Annual Gala Honoring Zecaria and Sonia Arusy the Proclamation will be presented at the Gala to be held on January 25, 2015.

INTERVIEWS FOR BOARDS AND COMMISSIONS:

The Mayor and Council interviewed Ananda Jayaraman, who is interested in the Board of Recreation Commissioners or Environmental Commission, Tanya Dmytrow, with interests in either the Environmental Commission or Health Advisory Board, and Jasman Singh, a student, who is interested in the Economic Development Committee or Environmental Commission, as candidates for positions on Township Board and Commissions.

PUBLIC FORUM:

No members of the public spoke.

MINUTES:

November 11, 2014
November 25, 2014
December 9, 2014
December 23, 2014
January 8, 2015

Mayor Mironov rescheduled the minutes listed on this agenda for the next Council meeting.

ORDINANCE – PUBLIC HEARING

There being none, Mayor Mironov proceeded to the next item on the agenda.

ORDINANCE – INTRODUCTION:

Ordinance 2015-001 was read by title by the Municipal Clerk.

Ordinance 2015-001 An Ordinance of The Township of East Windsor, New Jersey, To Establish Salaries and Wages For The Teamsters Local 469 Union For Fiscal Years 2012, 2013, 2014 and 2015.

Mayor Mironov stated that this ordinance implements the terms of the collective bargaining agreement approved at the last meeting in December.

**ORDINANCE 2015 - 001
TOWNSHIP OF EAST WINDSOR
COUNTY OF MERCER**

**AN ORDINANCE OF THE TOWNSHIP OF
EAST WINDSOR, NEW JERSEY, TO
ESTABLISH SALARIES AND WAGES FOR
THE TEAMSTERS LOCAL 469 UNION
FOR FISCAL YEARS 2012, 2013, 2014 AND 2015**

BE IT ORDAINED AND ENACTED by the Township Council of the Township of East Windsor, County of Mercer, State of New Jersey, that employees of the Township in the Teamsters Local 469 Union shall be paid the following salaries and wages during years 2012, 2013, 2014 and 2015 as itemized in Section 1. Schedule of Salaries and until a successor Ordinance is adopted.

SECTION 1. SCHEDULE OF SALARIES

YEAR 2012

40 – Hour Week
Grade Minimum Maximum

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4	\$34,776	\$43,577
5	\$38,262	\$47,940
6	\$42,084	\$54,311
7	\$46,299	\$59,744
8	\$50,923	\$65,718

YEAR 2013

<u>Grade</u>	40 – Hour Week	
	<u>Minimum</u>	<u>Maximum</u>
4	\$35,298	\$44,231
5	\$38,837	\$48,659
6	\$42,715	\$55,125
7	\$46,993	\$60,640
8	\$51,687	\$66,705

YEAR 2014

<u>Grade</u>	40 – Hour Week	
	<u>Minimum</u>	<u>Maximum</u>
4	\$35,916	\$45,005
5	\$39,517	\$49,510
6	\$43,463	\$56,090
7	\$47,815	\$61,701
8	\$52,592	\$67,872

YEAR 2015

<u>Grade</u>	40 – Hour Week	
	<u>Minimum</u>	<u>Maximum</u>

4	\$36,634	\$45,905
5	\$40,307	\$50,500
6	\$44,332	\$57,211
7	\$48,771	\$62,935
8	\$53,644	\$69,229

SECTION 2. CLASSIFICATION OF POSITIONS

Grade 4	Custodian/Municipal Building; Custodian/Police Headquarters
Grade 5	Heavy Laborer; General Maintenance Worker
Grade 6	Laborer/Driver; Mechanic
Grade 7	Senior Mechanic; Equipment Operator 1
Grade 8	Equipment Operator 2

SECTION 3. LONGEVITY

Longevity pay will apply to all eligible employees after completion of five (5) consecutive years from date of first employment or prior public service. Longevity pay will be paid as a lump sum in the first pay in November of each year on a pro-rated basis from the anniversary date to the date of payment according to the following schedule. Employees hired after September 1, 2014 shall not be eligible for longevity benefit payments.

<u>Service Time Completed</u>	<u>Longevity Pay Years 2012-2015</u>
5 – 9 Years	\$ 778
9 Years + 1 month to 14 Years	\$1,407
14 Years + 1 month to 19 Years	\$2,038
19 Years + 1 month and over	\$2,548

SECTION 4. GENERAL

Employees shall be compensated according to the 40 – hour work week.

SECTION 5.

All Ordinances and Resolutions inconsistent with this Ordinance are hereby repealed.

SECTION 6.

This Ordinance shall become effective twenty (20) days after final passage and publication according to law and shall remain in effect until amended or suspended.

It was MOVED by Council Member Lippman, SECONDED by Council Member Duke to approve Ordinance 2015-001 on introduction, authorize publication as required by law and set public hearing for February 3, 2015.

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

There being five (5) ayes and no (0) nays Ordinance 2015-001 was approved on introduction, authorized for publication as required by law and the public hearing was set for February 3, 2015.

RESOLUTIONS:

Resolution R2015-008 2015 Temporary Budget Appropriations

The Municipal Clerk read by title Resolution R 2015-008. Mayor Mironov asked that the second paragraph be removed and the cited statute be changed so the resolution will read as follows.

RESOLUTION R2015-008

EAST WINDSOR TOWNSHIP MERCER COUNTY

WHEREAS, N.J.S.A. 40A:4-19 provides that the governing body shall make temporary appropriations to provide for the period between the beginning of the budget year and the date of the adoption of the budget; and

WHEREAS, in accordance with N.J.S.A. 40A:4-19, the total of the attached temporary general appropriations does not exceed 26.25% of the total of all budget appropriations of the preceding year, less appropriations for debt service, capital improvements fund and public assistance; and

WHEREAS, the total proposed temporary appropriations are \$3,980,169.00 for current fund plus \$398,000.00 for Garbage District No. 1.

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 2015 temporary appropriations are hereby approved.
2. A certified copy of the Resolution shall be transmitted to the Chief Financial Officer.

It was **MOVED** by Council Member Zoller, **SECONDED** by Council Member Yeager to approve Resolution R2015-008 with the changes proposed.

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

There being five (5) ayes and no (0) nays Resolution R2015-008 was approved as revised.

Resolution R2015-009 Approval of Professional Services Agreement with David E. Orron, for Township Attorney

The Municipal Clerk read by title Resolution R2015-009. Mayor Mironov requested that the format for resolutions awarding contracts be changed to include the date the proposals were solicited and the date of receipt. The second paragraph of Resolution R2015-009 was amended to reflect this format change.

RESOLUTION R2015-009

EAST WINDSOR TOWNSHIP MERCER COUNTY

WHEREAS, there exists a need for the services of an attorney-at-law, for the term of January 1, 2015 through December 31, 2015, in the Township of East Windsor, in the County of Mercer, State of New Jersey; and

WHEREAS, the Township solicited proposals on October 23, 2014 and received one (1) proposal for Township Attorney by the receipt date of November 24, 2014; and

WHEREAS, the proposal received from David E. Orron, of the Law Firm of Huff, Moran and Orron was 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, funds will be available in the Legal Services Account No. 5-01-20-155-105-249 entitled Licensed Professional, pending the adoption of the 2015 Municipal Budget, as evidenced by the Chief Financial Officer’s Certification No. B2015-001.

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 David E. Orron, of the Law Firm of Huff, Moran and Orron, 1246 South River Road, Cranbury, New Jersey 08512.
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

It was MOVED was made by Council Member Yeager, SECONDED by Council Member Duke to approve Resolution R2015-009 as revised.

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

There being five (5) ayes and no (0) nays Resolution R2015-009 was approved as revised.

Resolution R2015-010 Approval of Professional Services Agreement with Daniel Dobromilsky for Landscape Architect

The Municipal Clerk read by title Resolution R2015-010. Mayor Mironov requested that the second paragraph indicate when proposals were solicited as well as when received and that the attachment be corrected to include “Exhibit A”. Mayor Mironov also stated that she, Council Member Shapiro, and Planning Board Chairperson Kelley have provided a recommendation regarding this resolution.

RESOLUTION R2015-010
EAST WINDSOR TOWNSHIP
MERCER COUNTY

WHEREAS, there exists a need for the services of a Landscape Architect, for the term of January 1, 2015 through December 31, 2015, in the Township of East Windsor, in the County of Mercer, State of New Jersey; and

WHEREAS, the Township solicited proposals on October 23, 2014 and received two (2) proposals for Landscape Architect by the receipt date of November 21, 2014; and

WHEREAS the most responsive proposal was received from Daniel Dobromilsky & Associates; 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, funds are available in the Escrow Account entitled Various Escrow Accounts by application number, as evidenced by the Chief Financial Officer's Certification No. E2015-001.

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 Daniel Dobromilsky & Associates, 7 Hillside Avenue, Jamesburg, New Jersey 08831 for a term of January 1, 2015 to December 31, 2015.
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.

It was **MOVED** was made by Council Member Zoller, **SECONDED** by Council Member Lippman to approve Resolution R2015-010 with the changes.

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

There being five (5) ayes and no (0) nays Resolution R2015-010 was approved as revised.

Resolution R2015-011 Approval of Professional Services Agreement with T & M Associates for Township Engineer

The Municipal Clerk read by title Resolution R2015-011. Mayor Mironov requested that the second paragraph indicate the dates when proposals were solicited and when received and also requested that the attachment include "Exhibit A". Mayor Mironov noted that's she, Council Member Shapiro, and Planning Board Chair Ed Kelley provided a recommendation.

RESOLUTION R2015-011
EAST WINDSOR TOWNSHIP
MERCER COUNTY

WHEREAS, there exists a need for the services of an Engineering Consultant, for the term of January 1, 2015 through December 31, 2015, in the Township of East Windsor, in the County of Mercer, State of New Jersey; and

WHEREAS, the Township solicited proposals on October 23, 2014 and received four (4) proposals for Township Engineering Services by the receipt date of November 24, 2014; and

WHEREAS, the most responsive proposal was received from T&M Associates, Inc; 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, funds are available in Developer Escrow funds, and in addition, the maximum amount of the contract is \$5,000.00 or less as may be provided for in the 2015 adopted budget in the Current Fund Account No. 5-01-20-165-411-249 entitled Engineering-Licensed Professional, pending the adoption of the 2015 Municipal Budget, as evidenced by the Chief Financial Officer’s Certification No. B2015-002.

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, 2015 to December 31, 2015 with T&M Associates, Inc., 1256 North Church Street, Moorestown, New Jersey 08057.
3. 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.

It was **MOVED** was made by Council Member Yeager, **SECONDED** by Council Member Lippman to approve Resolution R2015-011 with the appropriate format changes.

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

There being five (5) ayes and no (0) nays Resolution R2015-011 was approved as revised.

Resolution R2015-012 Approval of Professional Services Agreement for Township Planner

The Municipal Clerk read by title Resolution R2015-012. Mayor Mironov requested that the format of the second paragraph be changed to include dates and that the attached agreement for the Township Planner list only one individual, Richard Preiss. Mayor Mironov also stated that this is a new planner as the Township’s previous planner retired and noted that a recommendation has been received from Mayor Mironov, Council Member Shapiro, Planning Board Chairperson Kelley, and Township Manager Brady.

RESOLUTION R2015-012

**EAST WINDSOR TOWNSHIP
MERCER COUNTY**

WHEREAS, there exists a need for the services of a Planning Consultant, for the term of January 1, 2015 through December 31, 2015, in the Township of East Windsor, in the County of Mercer, State of New Jersey; and

WHEREAS, the Township solicited proposals on September 17, 2014 and received three (3) proposals for Planning Consultant by the receipt date of October 10, 2014; and

WHEREAS, the most responsive proposal was received from Philips, Preiss, Grygiel; 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, funds are available in Developer Escrow funds, and in addition, the maximum amount of the contract to be paid from the municipal budget is \$10,000.00 and funds for that portion of the contract are available in the Current Fund Account No. 5-01-22-180-107-249 entitled Planning-Licensed Professional by application number, pending the adoption of the 2015 Municipal Budget, as evidenced by the Chief Financial Officer’s Certification No. B2014-003.

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:

2. The Mayor and Municipal Clerk are hereby authorized and directed to execute the attached Agreement for a term of January 1, 2015 to December 31, 2015 with Philips, Preiss, Grygiel, 33-41 Newark Street, Suite D, 3rd Floor, Hoboken, NJ 07030.
4. 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.
4. 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.

It was **MOVED** was made by Council Member Lippman, **SECONDED** by Council Member Zoller to approve Resolution R2015-012 with the suggested changes.

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

There being five (5) ayes and no (0) nays Resolution R2015-012 was approved as revised.

Resolution R2015-013 Approval of Professional Services Agreement with McManimon, Scotland and Baumann for Township Bond Counsel

The Municipal Clerk read by title Resolution R2015-013. Mayor Mironov requested that the format of the second paragraph include the dates proposals were solicited and received and that the third paragraph reflect that the proposal received was responsive.

RESOLUTION R2015-013
EAST WINDSOR TOWNSHIP
MERCER COUNTY

WHEREAS, there exists a need for specialized legal services in connection with the authorization and issuance of bonds and notes of the Township of East Windsor, in the County of Mercer, State of New Jersey, including the review of such procedures as the rendering of legal opinions acceptable to the financial community, for the term of January 1, 2015 through December 31, 2015; and

WHEREAS, on October 22, 2014 the Township solicited proposals and received one (1) proposal for Township Bond Counsel Services by the receipt date of November 20, 2014; and

WHEREAS, the proposal received from McManimon, Scotland and Baumann was responsive; and

WHEREAS, such legal services can be provided only by a recognized Bond Counsel Firm and the law firm of McManimon, Scotland and Baumann is so recognized by the financial community; 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 Township Council has reviewed the Township Manager's recommendations.

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, 2015 to December 31, 2015, with McManimon, Scotland and Baumann, 75 Livingston Avenue, Second Floor, Roseland, New Jersey 07068 to provide the specialized legal services necessary in connection with the authorization and the issuance of bonds or notes by the Township.
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.
2. 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.
- 3.

It was **MOVED** was made by Council Member Duke, **SECONDED** by Council Member Yeager to approve Resolution R2015-013 with the suggested changes.

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

There being five (5) ayes and no (0) nays Resolution R2015-013 was approved as revised.

Resolution R2015-014 Approval of Interlocal Services Agreement for Animal Control Services with West Windsor Township

The Municipal Clerk read by title Resolution R2015-014. Mayor Mironov requested that term of the contract be moved to the first "Now, Therefore," paragraph. Mayor Mironov also stated that this is a renewal of a previous agreement with West Windsor for Animal Control Services

RESOLUTION R2015-014

**EAST WINDSOR TOWNSHIP
MERCER COUNTY**

WHEREAS, there exists a need for the services of Animal Control Services in the Township of West Windsor, in the County of Mercer, State of New Jersey; and

WHEREAS, the Township of East Windsor can provide these services through a Shared Services Agreement; and

WHEREAS, the Uniform Shared Services and Consolidation Act N.J.S.A. 40A:65-1 et seq. authorizes the approval of Shared Services Agreements by Resolution; and

WHEREAS, the Township Council has reviewed the Township Manager and Chief of Police recommendations on said agreement.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of East Windsor, County of Mercer, State of New Jersey, that

1. The attached Shared Services Agreement between East Windsor Township and West Windsor Township for Animal Control Services for the term January 1, 2015 through December 31, 2016 is hereby approved in accordance with the provisions of N.J.S.A. 40:65-1,
2. The Mayor and Municipal Clerk are hereby authorized and directed to execute the attached Agreement.

It was **MOVED** was made by Council Member Lippman **SECONDED** by Council Member Zoller to approve Resolution R2015-014 as revised.

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

There being five (5) ayes and no (0) nays Resolution R2015-014 was approved as revised.

Resolution R2015-015 Approval of Developers Agreement for The Woods at East Windsor, LLC (formerly Viera at East Windsor, LLC)

The Municipal Clerk read by title Resolution R2015-015. Mayor Mironov requested the second section of the "Now, Therefore," paragraph include authorization for all Township Professionals and staff.

RESOLUTION R2015-015

**EAST WINDSOR TOWNSHIP
MERCER COUNTY**

WHEREAS, The Woods at East Windsor, LLC (formerly Viera at East Windsor, LLC), the owners of property known as Block 14.05, Lot 6 as shown on the official tax map of the Township of East Windsor, received preliminary and final site plan approval from the Planning Board on September 15, 2014 bearing application PB14-003; and

WHEREAS, the developer is required to enter into a Developer's Agreement and the same has been prepared by the Township Attorney.

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 Developer's Agreement with The Woods at East Windsor, LLC (formerly Viera at East Windsor, LLC), in the form attached hereto.
2. The Township staff and professionals are authorized to take any and all action necessary to carry out the terms and conditions of the Agreement.
3. A copy of this Resolution certified to be a true copy be forwarded to the Township Engineer, the Township Attorney and The Woods at East Windsor, LLC (formerly Viera at East Windsor, LLC).

It was **MOVED** was made by Council Member Yeager, **SECONDED** by Council Member Duke to approve Resolution R2015-015 with the changes suggested.

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

There being five (5) ayes and no (0) nays Resolution R2015-015 was approved as revised.

Resolution R2015-016 Approval of Purchase of Ammunition from Lawmen Supply Company of New Jersey for the East Windsor Police Department

The Municipal Clerk read by title Resolution R2015-016. Mayor Mironov requested that the finance certification number be inserted and that the term of this vendor's State Contract be verified.

RESOLUTION R2015-016

**EAST WINDSOR TOWNSHIP
MERCER COUNTY**

WHEREAS, there is a need to purchase ammunition and ammunition related supplies for the East Windsor Township Police Department; and

WHEREAS, quotes were solicited from four (4) vendors to provide this equipment; and

WHEREAS, public bids are not required when the purchase is under a State Contract in accordance with N.J.S.A. 40A:11-12 of the Local Public Contracts Law; and

WHEREAS, the lowest responsive quote was submitted by Lawmen Supply Company of New Jersey through State Contract No. A81295 and also is the only vendor which can supply all of the listed items; and

WHEREAS, the Township Council has reviewed the recommendation made by the Township Manager; and

WHEREAS, the maximum amount of the purchase is \$21,818.50 and funds are available in the 2014 Police Operating Budget Account No. 14-01-25-240-307-208 entitled Emergency & Safety Equipment entitled as evidenced by the Chief Financial Officer's Certification No. B2014-037.

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

1. The Township Manager and Chief Financial Officer are hereby authorized and directed to approve and forward a purchase requisition under State Contract No. A81295, to Lawmen's Supply Company of New Jersey, 7115 Airport Highway, Pennsauken, New Jersey 08109, for purchase of ammunition and ammunition related supplies, in an amount not to exceed \$21,818.50, as set forth in the attached quote.

It was **MOVED** was made by Council Member Duke, **SECONDED** by Council Member Zoller to approve Resolution R2015-016 with the changes.

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

There being five (5) ayes and no (0) nays Resolution R2015-016 was approved as revised.

Resolution R2015-017 Authorizing Purchase of Portable Tools from DC Starting and Charging Systems for the Department of Public Works

The Municipal Clerk read by title Resolution R2015-017. Mayor Mironov stated that recommendation on this matter has been received from the Public Works Director.

RESOLUTION R2015-017

**EAST WINDSOR TOWNSHIP
MERCER COUNTY**

WHEREAS, there is a need to purchase replacement portable power tools for the East Windsor Township Public Works Department; and

WHEREAS, three (3) quotes were obtained for an Air-Operated Portable Grease Pump Package and a Thermal Dynamics C-70A Air Plasma Cutting System; and

WHEREAS, the lowest cost proposal was submitted for the Air-Operated Portable Grease Pump Package from DC Starting and Charging Systems for the purchase price of \$879.00, and for the Thermal Dynamics C-70A Air Plasma Cutting System from DC Starting and Charging for the purchase price of \$2,389.00; and

WHEREAS, since the purchase is under \$17,500.00, 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 \$17,500.00; and

WHEREAS, the Township Council has reviewed the Director of Public Work's recommendations on said purchase; and

WHEREAS, the maximum amount of the purchase is \$3,268.00 and funds are available in the Capital Fund Account No. C-04-55-970-915-653 entitled Ordinance No. 2014-08 "Acquisition of Portable Tools" in the amount of \$3,268.00 for a total amount not to exceed \$3,268.00, as evidenced by the Chief Financial Officer's Certification No.C2015-001.

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:
 - A. DC Starting and Charging Systems, 117 Mulberry Street, Trenton, NJ 08638 for the purchase price of \$879.00 for one (1) Air-Operated Portable Grease Pump Package.
 - B. DC Starting and Charging Systems, 117 Mulberry Street, Trenton, NJ 08638 for the purchase price of \$2,389.00 for one (1) Thermal Dynamics C-70A Air Plasma Cutting System.
2. The total purchase amount not to exceed \$3,268.00, all in accordance with the attached quotes.

It was **MOVED** was made by Council Member Zoller, **SECONDED** by Council Member Yeager to approve Resolution R2015-017.

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

There being five (5) ayes and no (0) nays Resolution R2015-017 was approved as revised.

Resolution R2015-018 Authorizing Purchase of Garbage Truck with Snow Plow from Bergey’s Truck Center for Department of Public Works

Resolution R2015-018 was read by title by the Municipal Clerk. Mayor Mironov stated that Council received an updated version of this resolution in their meeting folders and that the Public Works Director has made his recommendation. This vehicle will replace a 2001 vehicle. Council Member Zoller requested that the second paragraph of the resolution be changed to read “trash compacting truck” and not “trash compactor”.

RESOLUTION R2015-018

**EAST WINDSOR TOWNSHIP
MERCER COUNTY**

WHEREAS, there is a need to purchase a replacement garbage truck for the Department of Public Works; and

WHEREAS, a Notice of Bids was issued, posted and advertised on December 5, 2014, and one (1) bid was received by the East Windsor Municipal Clerk on January 6, 2015 for a New 32 Cubic Yard Trash Compacting truck with Winch, Snow Plow and Frame; and

WHEREAS, the one bidder was responsive and was received from Bergey’s Truck Center; and

WHEREAS, the Township Council has reviewed the recommendations made by the Director of Public Works on said bids; and

WHEREAS, the maximum amount of the contract is \$222,139.00 and funds are available in the Capital Fund Account No. C-04-55-970-915-910 entitled Ordinance No. 2014-08 “DPW Acquisition of Garbage Truck”, as evidenced by the Chief Financial Officer’s Certification No. C2015-002.

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:

- A. Bergey's Truck Center, 5 Crossroads Drive, Trenton, NJ 08691 for the total purchase price, not to exceed \$222,139.00 for one (1) New 32 Cubic Yard Trash Compactor with Winch, Snow Plow and Frame.

It was MOVED was made by Council Member Lippman, SECONDED by Council Member Duke to approve Resolution R2015-018 with the changes.

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

There being five (5) ayes and no (0) nays Resolution R2015-018 was approved as revised.

Resolution R2015-019 Authorizing Purchase of Mason Dump Truck with Snow Plow and Spreader from Winner Ford for Department of Public Works

The Municipal Clerk read by title Resolution R2015-019. Mayor Mironov requested that the Finance certification number be inserted in the tenth paragraph and that the first paragraph reflect that this is a replacement of a 2001 vehicle.

RESOLUTION R2015-019
EAST WINDSOR TOWNSHIP
MERCER COUNTY

WHEREAS, there is a need to purchase a replacement Mason Dump Truck with lift gate and snow plow, a salt spreader and a two channel mobile radio for the Mason Dump Truck for the East Windsor Public Works Department; and

WHEREAS, public bids are not required when the purchases are under a State Contract in accordance with N.J.S.A. 40A:11-12 of the Local Public Contracts Law; and

WHEREAS, four (4) quotes were obtained for the Mason Dump Truck with lift gate and snow plow; and

WHEREAS, the lowest cost proposal for one (1) new International Dump Truck with lift gate and plow hydraulics was submitted by Winner Ford through State Contract No. 83559; and

WHEREAS, the lowest cost proposal for the purchase and installation of a two channel mobile radio was submitted by Allcomm Technologies through State Contract No. T-0109; and

WHEREAS, three (3) quotes were obtained for the salt spreader; and

WHEREAS, the lowest cost proposal for one (1) salt spreader submitted by Creston Hydraulics; 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 recommendations on said purchases; and

WHEREAS, the maximum amount of the purchase \$58,585.50 and funds are available in the Capital Fund Account No. C-04-55-970-915-917 entitled Ordinance 2014-08 "DPW Acquisition of Mason Dump Truck", as evidenced by the Chief Financial Officer's Certification No. C2015-003.

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 Winner Ford, 250 Haddonfield-Berlin Road, Cherry Hill, NJ 08034 for one (1) 2015 Ford F450 Chassis Cab with lift gate and snow plow in the amount of \$52,428.00, 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 Allcomm Technologies, 5105 Route 34, Farmingdale, New Jersey 07727 for the purchase and installation of CM Series General Frequency Motorola Radius Mobile Radio, in the amount of \$779.50, 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 Creston Hydraulics, 109 Flock Road, Hamilton, NJ 08619 for one (1) Supply Saltdogg Spreader in the amount of \$5,378.00, all in accordance with the attached quote.
5. The total purchase amount is not to exceed \$58,585.50.

It was **MOVED** was made by Council Member Zoller, **SECONDED** by Council Member Yeager to approve Resolution R2015-019.

Mayor Mironov answered inquiry of Council Member Zoller regarding the value of the purchase.

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

There being five (5) ayes and no (0) nays Resolution R2015-019 was approved as revised.

Resolution R2015-020 Authorizing Purchase of Dump Truck with Snow Plow and Spreader from Bucks County International for Department of Public Works

The Municipal Clerk read by title Resolution R2015-020. Mayor Mironov stated that this vehicle is replacing a 1999 vehicle, requesting that the first paragraph reflect this. The Director of Public Works has made a recommendation.

RESOLUTION R2015-020
EAST WINDSOR TOWNSHIP
MERCER COUNTY

WHEREAS, there is a need to purchase a replacement dump truck with snow plow, tailgate spreader for the East Windsor Public Works Department; and

WHEREAS, public bids are not required when the purchases are under a State Contract in accordance with N.J.S.A. 40A:11-12 of the Local Public Contracts Law; and

WHEREAS, three (3) quotes were obtained for the dump truck with tailgate spreader and plow hydraulics; and

WHEREAS, the lowest cost proposal for one (1) new International Dump Truck with tailgate spreader and plow hydraulics was submitted by Bucks County International through State Contract No. T-2787; and

WHEREAS, the lowest cost proposal for the purchase and installation of a two channel mobile radio was submitted by Allcomm Technologies through State Contract No. T-0109; and

WHEREAS, four (4) quotes were obtained for the snow plow and frame; and

WHEREAS, the lowest cost proposal for one (1) power reversing snow plow and frame was submitted by Trius; and

WHEREAS, the lowest cost proposal for air conditioning for the dump truck was submitted by Bucks County International; 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 recommendations on said purchases; and

WHEREAS, the maximum amount of the purchase \$130,906.33 and funds are available in the Capital Fund Account No. C-04-55-970-915-912 entitled Ordinance 2014-08 "DPW Acquisition of Dump Truck, as evidenced by the Chief Financial Officer's Certification No. C2015-004.

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 Bucks County International, 134 Old Oxford Road, Langhorne, Pennsylvania

19047 for one (1) new international dump truck with tailgate spreader and plow hydraulics in the amount of \$116,669.00, 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 Allcomm Technologies, 5105 Route 34, Farmingdale, New Jersey 07727 for the purchase and installation of CM Series General Frequency Motorola Radius Mobile Radio, in the amount of \$725.60, 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 Trius, 5049 Industrial Road, Wall, New Jersey 07719 for the purchase and installation of one (1) new 11'x36" reversible snowplow with integral snow shield, 10 gauge rolled plate moldboard, adjustable trip, two (2) 3" x 10" x 2" double acting reversing cylinders, cushion valve, double pilot lock valve, circle pushframe, A-frame, and swivel plate, in a total amount of \$11,944.00, all in accordance with the attached quote.
4. The Manager and Chief Financial Officer are hereby authorized and directed to approve and forward a purchase requisition to Bucks County International, 134 Old Oxford Road, Langhorne, Pennsylvania 19047 for the purchase and installation of an air conditioning system, in the amount of \$1,100.00, all in accordance with the attached quote.
5. The total purchase amount is not to exceed \$130,906.33.

It was MOVED was made by Council Member Duke, SECONDED by Council Member Lippman to approve Resolution R2015-020 as revised.

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

There being five (5) ayes and no (0) nays Resolution R2015-020 was approved as revised.

Resolution R2015-021 Resolution Refunding Overpayments

The Municipal Clerk read by title Resolution R2015-021.

RESOLUTION R2015-021

**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 2015 Refund of Taxes List Number 1 -dated January 2, 2015.

It was **MOVED** was made by Council Member Duke, **SECONDED** by Council Member Lippman to approve Resolution R2015-021.

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

There being five (5) ayes and no (0) nays Resolution R2015-021 was approved.

Resolution R2015-022 Appointment of Tax Assessor

Resolution R2015-022 was read by title. Mayor Mironov stated that the New Jersey Division of Taxation has requested wording changes be made, prompting this revised resolution.

RESOLUTION R2015-022

**EAST WINDSOR TOWNSHIP
MERCER COUNTY**

WHEREAS, N.J.S.A. 40:9-148 requires the appointment of a Tax Assessor in the Township of East Windsor, in the County of Mercer, State of New Jersey; and

WHEREAS, the Mayor and Township Council have conducted a search for a Tax Assessor; and

WHEREAS, the Township Council believes that David J. Levy, based on his qualifications, knowledge and experience, is well qualified to serve as the Township Tax Assessor; and

WHEREAS, David J. Levy desires to serve as the East Windsor Township Tax Assessor;

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. David J. Levy is hereby appointed Tax Assessor at an annual salary of \$87,000.00 effective September 22, 2014, and pursuant to N.J.S.A. 40A:9-148, for a partial term ending on June 30, 2015 and then from July 1, 2015 to June 30, 2019.
2. This Resolution supersedes Resolution R2014-159, adopted on September 2, 2014 and Resolution R2014-202 adopted on December 9, 2014.

It was **MOVED** was made by Council Member Lippman, **SECONDED** by Council Member Zoller to approve Resolution R2015-022.

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

There being five (5) ayes and no (0) nays Resolution R2015-022 was approved.

APPLICATIONS:

Raffle License RL:2015-001 American Legion Post 148 Highstown – January 1, 2015- January 1, 2016 at the American Legion Post 148 ,895 Route 130 North, East Windsor, NJ 08520, Instant Raffles

It was **MOVED** by Council Member Duke, **SECONDED** by Council Member Yeager to approve Raffle License RL-2015-001 in the name of the American Legion Post 148 Hightstown.

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

There being five (5) ayes and no (0) nays Raffle License RL-2015-001 was approved in the name of American Legion Post 148, 895 Route 130 North, East Windsor, NJ 08520.

REPORTS BY COUNCIL AND STAFF:

Council Member Yeager reported that the Drug Alliance met on January 17th where discussion was held regarding the close of the 2nd quarter, the new grant application and the development of an Alliance brochure. Mayor Mironov reported that she attended the Mercer County Alliance meeting on January 14th where a plaque was presented to East Windsor.

Mayor Mironov reported that the Economic Development Committee reorganized at their meeting of January 15th. The chairperson is Michael Henderson and the vice-chairperson is George White. Einstein's Alley, the annual business awards and the sign on the Department of Public Works building were all discussed.

Mayor Mironov also reported that she attended a Martin Luther King, Jr. Day event held by the Windsor-Hightstown Area Ministerium on Sunday, January 19, 2015.

CORRESPONDENCE:

APPOINTMENTS:

Alternate Municipal Prosecutors

Mayor Mironov stated that suggestions have been received from the Municipal Prosecutor Jeffrey Rubin, and read the names of William McGovern, Lyle Hough, Al Vuocolo, Jr. and also the Mercer County Prosecutors Office as Alternate Municipal Prosecutors.

It was **MOVED** was made by Council Member Zoller, **SECONDED** by Council Member Lippman to approve the appointments of the named alternate prosecutors.

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

There being five (5) ayes and no (0) nays the appointments of the Alternate Municipal Prosecutors were approved.

2015 Local Emergency Management Planning Committee

Pursuant to section 2-21.2 of the East Windsor Township Ordinances, Mayor Mironov made the following appointments to the Local Emergency Management Planning Committee for the year 2015:

Mayor	Janice S. Mironov
Township Manager	James P. Brady
Emergency Management Coordinator	Chief of Police Harry Marshall
Deputy Emergency Management Coordinator	Lieutenant James Geary
Public Information	Lieutenant Richard Bernstein
Police Service Coordinator	Lieutenant Christopher Jackson
Communications/Shelter	Sergeant Jeff Dorian
Public Works Director	William Askenstedt
Health Department	Lorna Bonorand
Operations Officer	Sergeant Scott Bodnar
Emergency Medical Services Coordinator	Sergeant William Hanson
East Windsor Municipal Utilities Authority	Richard Brand
Construction Official	Roman Petruniak

East Windsor Municipal Alliance for the Prevention of Substance Abuse

Mayor Mironov stated that she has requested Council Member Yeager work on the list of members for the Municipal Alliance for inclusion on the February 3, 2015 meeting agenda.

APPROVAL OF BILLS:

Mayor Mironov specified the bill lists presented for approval. The Mayor requested that the Clean Communities Committee checks be conditioned upon proper purchase order processing.

It was **MOVED** was made by Council Member Duke, **SECONDED** by Council Member Lippman to approve the Bill Lists with the conditions set.

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

There being five (5) ayes and no (0) nays the presented Bill Lists were approved.

MATTERS BY COUNCIL:

Mayor Mironov reported that the Annual Food Drive is continuing through the end of January. The Mayor and Council have received a Tax Collector report for the period ending 12/21/2014. Also distributed to the Mayor and Council were two reports from the Township Manager responding to Council Member's previous meeting bill list inquiries. The Mayor also stated that a report has been received from the Department of Public Works pertaining to the Bear Brook Pathway. Mayor Mironov announced that a letter was received informing the Township of the final approval of a grant for generator projects at the Senior Center and the Public Works building and an agreement for same should be on the agenda for the next Council meeting. Upon inquiry by Mayor Mironov, Council was in agreement with the Recreation Director's proposed dates for the annual egg hunt.

DISCUSSION ITEMS AND COUNCIL ACTION WHERE APPROPRIATE:

1. 2014 Kelly Bill Reimbursements

Mayor Mironov stated that Council has been committed to reviewing the Kelly Bill Reimbursement Agreements at the first regular meeting in January of every year. The Public Works Director has prepared a spreadsheet and provided last year's information along with sample letters and agreements that are to be provided to the communities. Council was in general agreement for the Public Works Director to proceed with sending out the letters and agreements pertaining to the Kelly Bill Reimbursements to the individual communities.

MATTERS BY PUBLIC:

Michael Foley – 6 Barrington Drive, West Windsor, NJ
Spoke regarding his employment as an Emergency Medical Technician.

ADJOURNMENT:

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

Gretchen McCarthy
Municipal Clerk

Janice S. Mironov
Mayor