

**EAST WINDSOR TOWNSHIP COUNCIL**

Tuesday, May 22, 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, May 22, 2018.

**VERIFICATION:**

Municipal Clerk Kelly Lettera certified that the meeting was noticed on January 4, 2018 in the annual meeting notice and on May 18, 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 Chief of Police James Geary.

**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 Richard Brand and Municipal Clerk Kelly Lettera.

**PRESENTATIONS & PROCLAMATIONS:**

**ADMINISTER OATH OF OFFICE TO NEW POLICE OFFICERS**

Mayor Janice S. Mironov administered oaths of office to new police officers Robert M. Galvin, Nicholas A. Hoffmann, and Brian T. Rust, who fill police department vacancies resulting from recent police department retirements and promotions. All three police officers Galvin, Hoffmann and Rust will be assigned to the Uniform Services Division of the police department.

**Emergency Medical Services Week -- May 20 to 26, 2018**

**Recognizing Emergency Medical Technician of the Year**

Emergency Medical Services Week will be rescheduled.

**Older Americans Month- May 2018**

Mayor Mironov stated the Sylvia Weiss Senior Citizen award was given to Fay Fisch on Monday, May 21 at the Senior Center.

**\*EAGLE SCOUT PROJECT PRESENTATION BY CAMERON WATKINS, BOY SCOUT TROOP 59**

Cameron Watkins spoke about building a shelter covering the existing bench at the Community Gardens for gardeners to have a shaded area to sit for his Eagle Scout project.

**INTERVIEWS FOR BOARDS AND COMMISSIONS:**

Anjali Rabindran is a 9<sup>th</sup> grade Hightstown High School student that was interviewed and interested in volunteering for the Environmental or Recreation Commission.

Garrett Racz was interviewed and is interested in volunteering for the Economic Development Committee or Environmental Commission.

**PUBLIC FORUM:** No one spoke.

**MINUTES:**

**May 2, 2017**

Mayor Mironov and Council Member John Zoller had a few minor revisions that need to be made on the minutes.

It was MOVED by Lippman, SECONDED by Rosenberg to approve the May 2, 2017 minutes.

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 May 2, 2017 minutes were approved

**October 10, 2017**

Mayor Mironov held the minutes of October 10, 2017.

**November 8, 2017 Closed Session**

It was MOVED by Yeager, SECONDED by Shapiro to approve the November 8, 2017 Closed Session minutes.

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

There being six (6) ayes, no (0) nays and one (1) abstention, the November 8, 2017 Closed Session minutes were approved

**March 6, 2018**

It was MOVED by Shapiro, SECONDED by Rosenberg to approve the March 6, 2018 minutes.

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

There being six (6) ayes, no (0) nays and one (1) abstention, the March 6, 2018 minutes were approved

April 10, 2018  
April 10, 2018 Closed Session  
April 24, 2018

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

**ORDINANCE – PUBLIC HEARING:**

**Ordinance No. 2018-05**      An Ordinance of the Township of East Windsor, New Jersey, Authorizing the Lease of 73 Twin Rivers Drive, East Windsor, New Jersey, Block 20, Lot 189.01, to East Windsor Township Rescue Squad, District II, Inc. for Emergency Medical Services Purposes

**ORDINANCE NO. 2018-05  
TOWNSHIP OF EAST WINDSOR  
COUNTY OF MERCER**

**AN ORDINANCE AUTHORIZING THE LEASE OF 73 TWIN RIVERS DRIVE, EAST WINDSOR, NEW JERSEY, BLOCK 20, LOT 189.01, TO EAST WINDSOR TOWNSHIP RESCUE SQUAD, DISTRICT II, INC. FOR EMERGENCY MEDICAL SERVICES PURPOSES**

**WHEREAS**, the Township has acquired ownership of 73 Twin Rivers Drive, in East Windsor Township (Block 20, Lot 189.01), which property has historically been utilized for the delivery of emergency medical services within and on behalf of East Windsor Township; and

**WHEREAS**, by Resolution R2018-52, adopted on March 6, 2018, East Windsor Township Rescue Squad, District II, Inc. (“Rescue II”) was recognized by East Windsor Township as being authorized to respond to emergency calls and to provide emergency medical services within and on behalf of East Windsor Township; and

**WHEREAS**, in accordance with N.J.S.A. 40A:12-14(c), Rescue II is a nonprofit corporation and the provision emergency medical services within and on behalf of East Windsor Township is a public purpose; and

**WHEREAS**, the Township has determined that it is the best interest of East Windsor Township that the property located at 73 Twin Rivers Drive, in East Windsor Township, be leased to Rescue II under the terms of the attached Lease:

**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 Lease. The Mayor and Municipal Clerk are hereby authorized and directed to execute the attached Lease between East Windsor Township and East Windsor Township Rescue Squad, District II, Inc. for the property located at 73 Twin Rivers Drive, in East Windsor Township (Block 20, Lot 189.01).

**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.

It was **MOVED** by Rosenberg, **SECONDED** by Zoller to carry Ordinance 2018-05 to the June 5, 2018 meeting.

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

There being seven (7) ayes and no (0) nays, Ordinance 2018-05 was carried to the June 5, 2018 Council meeting.

**ORDINANCE – INTRODUCTION:**

**RESOLUTIONS:**

**Resolution R2018-084** Approval of Agreement with Riviera Homeowners Association for Reimbursement for Private Community Services for 2017

**RESOLUTION R2018-084  
EAST WINDSOR TOWNSHIP  
MERCER COUNTY**

**WHEREAS**, the Township Council of the Township of East Windsor and the Riviera at East Windsor Homeowners Association wish to enter into an Agreement for private community services for the year 2017 in the amount of \$13,953.16, pursuant to N.J.S.A. 40:67-23.2 et seq.; and

**WHEREAS**, the Chief Financial Officer has determined sufficient funds are available in the Current Fund Account No. 8-01-26-290-401-253 entitled “Other Contractual Services”, in the amount of \$13,953.16, as evidenced by the Chief Financial Officer’s Certification No. B2018-020.

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

1. The attached Agreement for the year 2017 in the amount of \$13,953.16 is hereby 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 May 22, 2018.

Mayor Mironov stated all three Resolutions were held from the last meeting for further clarification from the Department of Public Works.

Mayor Mironov stated that due to the amount of snow that was received over the winter months the amount that Public Works placed in the budget for reimbursement was inaccurate and Public Works failed to update the amounts at any time during the budget process. She also stated that the Director of Public Works did not bring this to Mayor and Council’s attention during budget

review so the additional amount to be reimbursed needs to come out of the Department of Public Works Budget.

It was MOVED by Lippman, SECONDED by Zoller to approve Resolution R2018-084 with the directives.

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

There being seven (7) ayes and no (0) nays, Resolution R2018-084 was approved with the directives.

**Resolution R2018-085** Approval of Agreement with Northgate Tenants Association for Reimbursement for Private Community Services for 2017

**RESOLUTION R2018-085  
EAST WINDSOR TOWNSHIP  
MERCER COUNTY**

**WHEREAS**, the Township Council of the Township of East Windsor and the Northgate Tenants Corporation wish to enter into an Agreement for private community services for the year 2017 in the amount of \$2,140.77, pursuant to N.J.S.A. 40:67-23.2 et seq.; and

**WHEREAS**, the Chief Financial Officer has determined sufficient funds are available in the Current Fund Account No. 8-01-26-325-802-253 entitled “Condo Services”, in the amount of \$2,140.77, as evidenced by the Chief Financial Officer’s Certification No. B2018-024.

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

1. The attached Agreement for the year 2017 in the amount of \$2,140.77 is hereby 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 May 22, 2018.

It was MOVED by Lippman, SECONDED by Rosenberg to approve Resolution R2018-085.

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

There being seven (7) ayes and no (0) nays, Resolution R2018-085 was approved.

**Resolution R2018-086**      Approval of Agreement with Windsor Meadows Homeowners  
Association for Reimbursement for Private Community Services  
for 2017

**RESOLUTION R2018-086  
EAST WINDSOR TOWNSHIP  
MERCER COUNTY**

**WHEREAS**, the Township Council of the Township of East Windsor and the Windsor Meadows Homeowners Association wish to enter into an Agreement for private community services for the year 2017 in the amount of \$2,224.70, pursuant to N.J.S.A. 40:67-23.2 et seq.; and

**WHEREAS**, the Chief Financial Officer has determined sufficient funds are available in the Current Fund Account No. 8-01-26-325-802-253 entitled “Condo Services”, in the amount of \$2,224.70, as evidenced by the Chief Financial Officer’s Certification No. B2018-021.

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

1. The attached Agreement for the year 2017 in the amount of \$2,224.70 is hereby 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 May 22, 2018.

It was MOVED by Zoller, SECONDED by Yeager to approve Resolution R2018-086.

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

There being seven (7) ayes and no (0) nays, Resolution R2018-086 was approved.

**Resolution R2018-092** Chapter 159 – Amending the 2018 Municipal Operating Budget  
Providing an Item of Revenue and Appropriation for 2018 Child  
Safety Seat Program

**RESOLUTION R2018-092**  
**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 \$7,000.00, which item is now available as revenue from the 2018 Child Passenger Safety Seat Program grant.
2. A like sum of \$7,000.00 is hereby appropriated under the caption of 2018 Child Passenger Safety Seat Program 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 May 22, 2018.

It was **MOVED** by Yeager, **SECONDED** by Rosenberg to approve Resolution R2018-092.



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

There being seven (7) ayes and no (0) nays, Resolution R2018-092 was approved.

**Resolution R2018-093** Chapter 159 - Amending the 2018 Municipal Budget Providing an Item of Revenue and Appropriation for the 2018 Click It or Ticket Grant Program

**RESOLUTION R2018-093  
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 \$5,500, which item is now available as revenue from the 2018 Click It or Ticket.
2. A like sum of \$5,500 is hereby appropriated under the caption of 2018 Click It or Ticket.

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 May 22, 2018.

It was MOVED by Lippman, SECONDED by Shapiro to approve Resolution R2018-093.

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

There being seven (7) ayes and no (0) nays, Resolution R2018-093 was approved.

**Resolution R2018-094**      Approval of Maintenance Contract with Spillman Technologies for  
Computer Software for the Police Department

**RESOLUTION R2018-094**  
**EAST WINDSOR TOWNSHIP**  
**MERCER COUNTY**

**WHEREAS**, there is a need to purchase police software enhancements and maintenance of the Records Management system, including computer aided dispatch, 9-1-1 interface, as well as general updates, telephone support, dial-in software modifications and repairs for the computer software for the Police Department; and

**WHEREAS**, Spillman Technologies, Inc. is the sole provider and has not authorized maintenance of their software by any other vendor; and

**WHEREAS**, pursuant to N.J.S.A. 40A:11-5, any contract which exceeds the bid threshold may be negotiated and awarded by the governing body without publicly advertising for bids if the subject matter consists of the provision or performance of goods and services for the support or maintenance of proprietary computer hardware and software; 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 \$22,868.27 and funds are available in the Current Fund Account No 8-01-25-240-305-245 entitled "Police Records Other Maintenance", as evidenced by the Chief Financial Officer's Certification No. B2018-026.

**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 Spillman Technologies, Inc., 4625 West Lake Park Boulevard, Salt Lake City, Utah 84120, for the purchase of police software enhancements, maintenance of the Records Management system, including computer aided dispatch, 9-1-1 interface, as well as general updates, telephone support, dial-in software modifications and repairs for the computer software for the period of June 1, 2018 through May 31, 2019, for the East Windsor Township Police Department, in an amount not to exceed \$22,686.27, 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 May 22, 2018.

Mayor Mironov asked the Township Attorney David Orron to take a look at paragraph 3 and determine if it is accurate.

It was **MOVED** by Shapiro, **SECONDED** by Rosenberg to approve Resolution R2018-094 with the condition that paragraph three be reviewed and is correct.

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

There being seven (7) ayes and no (0) nays, Resolution R2018-094 was approved with the condition that paragraph three be reviewed and is correct.

**Resolution R2018-095**      Approval of Police Communication Services Maintenance Agreement with KML Technology, Inc for the Police Department Communications Center

**RESOLUTION R2018-095**  
**EAST WINDSOR TOWNSHIP**  
**MERCER COUNTY**

**WHEREAS**, there exists a need for support and maintenance services for the Emergency 911 terminals in the Communications Center at the Police/Court Building; and

**WHEREAS**, KML Technology, Inc. is the sole provider for the Emergency 911 support and maintenance services; 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 recommendation on these services; and

**WHEREAS**, the maximum amount of the contract is \$4,725.00 and the Chief Financial Officer has determined funds are available in the Current Fund Account No. 8-01-25-250-308-254 entitled "Police Communication Contracts," as evidenced by the Chief Financial Officer's Certification No. B2018-025.

**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 KML Technology, Inc., 1460 Grandview Avenue, Unit 4, West Deptford, NJ 08066, for support and maintenance services for the Emergency 911 terminals in the Police Communications Center at the Police/Court Building for the term commencing April 13, 2018 through April 12, 2019, in an amount not to exceed \$4,725.00, 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 May 22, 2018.

Mayor Mironov stated a few revisions need to be made to the Resolution on the terms, pricing and the attachment needs to be cleaned up with more accurate information.

It was **MOVED** by Lippman, **SECONDED** by Daniels to approve Resolution R2018-095 with changes.

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

There being seven (7) ayes and no (0) nays, Resolution R2018-095 was approved with changes.

**Resolution R2018-096** Approval of Grant Agreement with Delaware Valley Regional Planning Commission for Union Transportation Trail Concept Development and Preliminary Engineering Plan

**RESOLUTION R2018-096  
EAST WINDSOR TOWNSHIP  
MERCER COUNTY**

**WHEREAS**, the Delaware Valley Regional Planning Commission has a competitive grant program to fund the study and design of the Union Transportation Trail multi-use trail extension between the Mercer/Monmouth County border and Airport Road in East Windsor Township; and

**WHEREAS**, the Delaware Valley Regional Planning Commission has approved a \$95,000 grant to East Windsor Township under the Regional Trails Phase V Program with funding from the William Penn Foundation for “Project No. 15-44-357, Union Transportation Trail”.

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

1. The Mayor is hereby authorized and directed to execute the attached Grant Agreement with the Delaware Valley Regional Planning Commission for the Regional Trails Phase V Program with funding from the William Penn Foundation “Project No. 15-44-357, Union Transportation Trail”.
2. The Township agrees to perform services described in the grant application and comply with the conditions 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 May 22, 2018.

Mayor Mironov stated the town is in receipt of a \$135,000 grant from the Delaware Valley Regional Planning Commission. Mayor and Council were unanimous in moving forward with the project.

It was **MOVED** by Yeager, **SECONDED** by Lippman to approve Resolution R2018-096.

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

There being seven (7) ayes and no (0) nays, Resolution R2018-096 was approved.

**Resolution R2018-097** Approval of Award of Contract for Engineering Services for Two Road Reconstruction and Resurfacing Projects, for the Old Cranbury Road Project and for the Oak Creek Road Project with ACT Engineers, Inc.

**RESOLUTION R2018-097  
EAST WINDSOR TOWNSHIP  
MERCER COUNTY**

**WHEREAS**, there exists a need for Engineering Services for two Road Reconstruction and Resurfacing Projects, for the Old Cranbury Road Project and for the Oak Creek Road Project; and

**WHEREAS**, on April 4, 2018, the Township solicited and posted a request for proposals notice and on May 1, 2018, received four (4) proposals for Engineering Services; and

**WHEREAS**, the most responsive and cost effective proposal for Professional Engineering Services for the Old Cranbury Road and Oak Creek Road Projects, was received from ACT Engineers, 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**, the Township Council has reviewed the Township Assistant Manager’s recommendations; and

**WHEREAS**, the maximum amount of the contract is \$39,900.00 and funds are available in Capital Fund Account No. C-04-55-980-921-890 entitled Ordinance 2017-15, “Annual Road Program”, for a total amount not to exceed \$39,900.00, as evidenced by the Chief Financial Officer’s Certification No.C2018-008.

**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 ACT Engineers, Inc., One Washington Blvd, Robbinsville, NJ 08691, to provide Professional Engineering Services for two Road Reconstruction and Resurfacing projects for the Old Cranbury Road Project and for the Oak Creek Road Project.
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 a service performed by persons authorized by law to practice a recognized profession that is regulated by law, and also 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 May 22, 2018.

Mayor Mironov stated this is the work that is required by the state, as the Township was NJDOT funded for this project and this is their necessary process. Mayor Mironov stated the wording in the Resolution needs to be corrected so it is more understandable.

It was **MOVED** by Rosenberg, **SECONDED** by Zoller to approve Resolution R2018-097 with changes to the Resolution so it is more understandable.

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

There being seven (7) ayes and no (0) nays, Resolution R2018-097 was approved with changes to the Resolution so it is more understandable.

Mayor Mironov also stated that at some point she would like someone to look into why when we receive money from the state engineering work is required for improvements and resurfacing but when the Township does their own roads it is not required since it is a straight forward process. She further stated the state would save the state money to resurface the road rather than paying an engineer.

**Resolution R2018-098**      Approval of Award of Bid for the Reconstruction and Resurfacing of Brooktree Road between Oak Creek Road and Dutch Neck Road and Wiltshire Drive to Richard T. Barrett Paving Company, Inc.

**RESOLUTION R2018-098**  
**EAST WINDSOR TOWNSHIP**  
**MERCER COUNTY**

**WHEREAS**, there is a need for resurfacing and associated improvements for Brooktree Road between Oak Creek Road and Dutch Neck Road and Wiltshire Drive; and

**WHEREAS**, a Notice to Bidders was issued and posted/advertised on April 9, 2018 and four (4) bids for the resurfacing and associated improvements for Brooktree Road between Oak Creek Road and Dutch Neck Road and Wiltshire Drive were received by the East Windsor Township Municipal Clerk's Office on May 2, 2018; and

**WHEREAS**, the Township Council has reviewed the recommendations made by the Director of Public Works and Project Engineer on these bids; and

**WHEREAS**, the lowest responsible bid was submitted by Richard T. Barrett Paving Company, Inc; and

**WHEREAS**, the maximum amount of the purchase is \$336,926.10 and sufficient funds are available in the Capital Account No. C-04-55-980-921-893 entitled Ordinance 2017-15 "DOT Grant-Brooktree Rd" in the amount of \$335,000.00 and in Capital Account No. C-04-55-980-921-890 entitled Ordinance 2017-15 "Annual Road Program" in the amount of \$1,926.10 for a total not to exceed \$336,926.10, as evidenced by the Chief Finance Officer's Certification No. C2018-007.

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

1. The contract for the Roadway Resurfacing and Associated Improvements for Brooktree Road between Oak Creek Road and Dutch Neck Road and Wiltshire Drive to Richard T. Barrett Paving Company, Inc., 400 Prospect Street, Trenton, NJ 08618, in an amount not to exceed \$336,926.10.
2. The Mayor and Municipal Clerk are hereby authorized and directed to execute the contract.



3. The Municipal Clerk is hereby authorized and directed to return the certified checks or bid bonds of the successful bidder and the next lowest bidder, upon the receipt of a fully executed contract.
4. The Municipal Clerk is hereby authorized and directed to return the certified check and bid bond of the following unsuccessful bidders: Earle Companies, PO Drawer 556, Farmingdale, NJ 07727; Top Line Construction Corp., 22 Fifth Street, Somerville, NJ 08876 and S. Brothers Inc., P.O. Box 317, South River, NJ 08882.

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 May 22, 2018.

Mayor Mironov stated a grant was received last year in the amount of \$335,000.

It was MOVED by Lippman, SECONDED by Daniels to approve Resolution R2018-098.

Mayor Mironov stated there are three projects that are on the docket for this year and she would like for Mayor and Council to receive a schedule.

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

There being seven (7) ayes and no (0) nays, Resolution R2018-098 was approved.

**Resolution R2018-099**      Action on Award of Bid for the Collection of Recyclables in East Windsor Township Garbage District

**RESOLUTION R2018-099  
EAST WINDSOR TOWNSHIP  
MERCER COUNTY**

**WHEREAS**, the Township's current contract for the collection of comingled recyclables (glass, aluminum and ferrous cans, plastics, newspaper, mixed paper and cardboard) in the East Windsor Township Garbage District will expire on May 31, 2018; and

**WHEREAS**, there is a need to secure a new contract for the collection of comingled recyclables in the East Windsor Township Garbage District; and

**WHEREAS**, an invitation to bid for the collection of comingled recyclables in the East Windsor Township Garbage District was issued and posted/advertised on February 26, 2018, seeking alternative pricing for a three (3) year contract and a five (5) year contract; and

**WHEREAS**, one (1) bid was received by the East Windsor Municipal Clerk's Office on May 1, 2018 from the Township's current vendor, Central Jersey Waste & Recycling, Inc.; and

**WHEREAS**, an additional invitation to bid for the collection of comingled recyclables in the East Windsor Township Garbage District was issued and posted/advertised on May 8, 2018, seeking pricing for a one (1) year contract with an option to renew for up to two (2) one year extensions or one (1) two year extensions; and

**WHEREAS**, one (1) bid for a one (1) year contract with an option to renew for up to two (2) one year extensions or one (1) two year extensions bid was received by the East Windsor Municipal Clerk's Office on May 18, 2018, from the Township's current vendor, Central Jersey Waste & Recycling, Inc.; and

**WHEREAS**, the May 18, 2018 bid was substantially higher on an annual basis than the May 1, 2018 bid that was submitted; and

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

**WHEREAS**, it is in the best interest of the Township to reject the May 18, 2018 bid for the one (1) year contract with an option to renew for up to two (2) one year extensions or one (1) two year extensions in accordance with N.J.S.A. 40A:11-13.2; and

**WHEREAS**, the May 1, 2018 bid submitted by Central Jersey Waste & Recycling, Inc. for a three (3) year or five (5) year contract was responsive and in compliance with the bid specifications; and

**WHEREAS**, the total cost of the three (3) year contract is \$422,225.03 and sufficient funds are available in the Municipal Solid Waste Collection District Budget Account No. 8-30-32-305-300-236 entitled "Contractual Services", contingent upon the adoption of the Municipal Solid Waste Collection District Budgets for 2019, 2020 and 2021, as evidenced by the Chief Finance Officer's Certification No. G2018-001.

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

1. The bid received on May 18, 2018 from Central Jersey Waste & Recycling, Inc. for the one (1) year contract with an option to renew for up to two (2) one year extensions or one (1) two year extensions for the collection of comingled recyclables in East Windsor Township is hereby rejected.
2. The Municipal Clerk is hereby authorized and directed to return the certified check or bond for the May 18, 2018 bid to Central Jersey Waste & Recycling, Inc.
3. A three (3) year contract for the collection of comingled recyclables in the East Windsor Township Garbage District is hereby awarded to Central Jersey Waste & Recycling, Inc, 432 Stokes Avenue, Ewing, NJ 08638, based on their May 1, 2018 bid, for the period beginning June 1, 2018 and ending May 31, 2021, at the following annual costs: year one (1) in the amount of \$137,964.00; year two (2) in the amount of \$140,723.28, and year three (3) in the amount of \$143,537.75, for a total not to exceed \$422,225.03.
4. The Mayor and Municipal Clerk are hereby authorized and directed to execute the contract.
5. The Municipal Clerk is hereby authorized and directed to return the certified check or bid bond of the successful bidder upon the receipt of a fully executed contract.

I hereby certify the foregoing to a true copy of a Resolution adopted by the East Windsor Township Council at a meeting held on May 22, 2018.

Mayor Mironov stated a Resolution is in the meeting packet for tonight. Township Manager Richard Brand went over the Recycling Collection timeline for the bid and rebid and pricing and the reason for the rejection of the additional bid that was submitted. He further stated the pricing is much higher this year than in past years and the township went out to bid for one year pricing. He stated that one year pricing came in significantly higher than the initial bid that was for three years. Richard Brand recommended that the town approve the initial three year bid and reject the one year rebid that was submitted due to a change in market pricing at this time.

It was MOVED by Lippman, SECONDED by Yeager to approve Resolution R2018-099.

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

There being six (6) ayes and one (1) nays, Resolution R2018-099 was approved.

**APPLICATIONS:**

Raffle License RL: 2018-004      Hightstown American Legion Post 148 – from Friday June 1, 2018 through May 31, 2019 at 895 Route 130 North, East Windsor, NJ - On Premise Raffle

It was MOVED by Lippman, SECONDED by Rosenberg to approve Raffle License RL: 2018-004.

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

There being seven (7) ayes and no (0) nays, Raffle License RL: 2018-004 was approved.

**REPORTS BY COUNCIL AND STAFF:**

Council Member Perry Shapiro stated the Health Advisory Board met and spoke about yoga in the park and the Community Garden.

Council Member John Zoller stated the Environmental Commission met on May 16 and spoke about the Watershed Clean-up event and the Arbor Day seedling events. He further stated that there are trees in East Windsor that are infested with the emerald ash borer and they cannot be transported outside of East Windsor.

Council Member Peter Yeager stated the East Windsor Municipal Alliance for the Prevention of Substance Abuse (EWMAPSA) met on May 9 and they spoke about the end of the grant year, finalizing the end of the year report and the 24 hour prescription drop box.

**CORRESPONDENCE:**

**APPOINTMENTS:**

Mayor Mironov stated there is a letter from the Municipal Prosecutor requesting to add Kim Lackin as an additional alternate prosecutor.

**APPROVAL OF BILLS:**

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

Deputy Mayor John Zoller questioned the towing bills on grant bill list page 1.

Mayor Mironov questioned the Trap Rock pricing.

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

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 requested.

**MATTERS BY COUNCIL:**

Council Member Perry Shapiro questioned the municipal cars and why they look as they do. Mayor Mironov clarified that the Township cars are hand me downs from the Police Departments. Mayor Mironov stated she would like to move the June 19 meeting to June 26 due to finalizing an Ordinance. The Mayors State of the Township event is on Thursday, May 24, a memo was received from the Recreation Director on the final schedule on the summer events, a report was received from tax assessor and collector, a letter dated May 11 from the MUA and two letters were also received from NJDOT, dated May 15 on the Safe Route to School and Transportation Set-Aside program, the Mayor requested for staff to look into ideas for these projects to consider. A memo was distributed May 17 regarding the Complete Streets Policy.

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

1. \*Eagle Scout Project Presentation By Cameron Watkins, Boy Scout Troop 59
2. Windsor Castle: Planning Board Resolution No. 2018-11 Granting Approval

**Resolution R2018-100** Resolution Approving Increase In Density For The Windsor Castle Development Located at 226 Dorchester Drive (Block 87, Lots 11, 12, 13), In Accordance With Ordinance 2017-09

Mayor Mironov stated the Clerk brought down the board for Mayor and Council to look at and there is also a revised Resolution in the folders tonight. She further explained that there is a need to increase the density within the affordable housing district for Windsor Castle under Ordinance 2017-09 and approve the additional 28 units. Deputy Mayor John Zoller asked about the buildings on the map and Ken Pape further explained the locations and buildings.

It was MOVED by Zoller, SECONDED by Shapiro to approve Resolution R2018-100.

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

There being seven (7) ayes and no (0) nays, Resolution R2018-100 was approved.

3. Police/Court Building Roof and Professional Report Updates and Status

Mayor Mironov stated that Mayor and Council received no updates on the project and she is looking for the information to be provided as requested previously.

4. Municipal Building HVAC Status and Professional Report Updates and Status

Mayor Mironov stated a memo was received but there is no new information in that memo. She is again requesting information be provided to Mayor and Council and what has been done and what is outstanding on the project.

**MATTERS BY PUBLIC:** None

**ADJOURNMENT:**

There being no further business Mayor Mironov declared the meeting adjourned at 9:24 p.m.

Next Meeting: Tuesday, June 5, 2018 @ 7:30 p.m

---

Kelly Lettera  
Municipal Clerk

---

Janice S. Mironov  
Mayor

