

**MEETING TO BE BROADCAST ON COMCAST CHANNEL 27
AND VERIZON CHANNELS 41 AND 42**

**AGENDA FOR THE REGULAR BUSINESS MEETING
OF THE COUNCIL OF WEST WINDSOR TOWNSHIP
271 CLARKSVILLE ROAD
TO THE EXTENT KNOWN**

May 28, 2019

7:00 P.M.

1. Call to Order
2. Statement of Adequate Notice - January 11, 2019 to The Times and the Princeton Packet.
3. Salute to the Flag
4. Roll Call
5. Ceremonial Matters and/or Topic for Priority Consideration

Proclamation for Thomas Colitas - Honored for Receiving the Prudential Spirit of Community Award for Being a Top Youth Volunteer in the State of New Jersey

6. Public Comment: (30 minutes comment period; 3-minute limit per person)
6. Administration Comments
7. Council Member Comments
8. Chair/Clerk Comments
9. Public Hearings
10. Consent Agenda

A. Resolutions

2019-R113 Authorizing the Chief Financial Officer to Refund Escrow Balance to NLA Associates LP

B. Minutes

April 15, 2019 Closed Session #1 - as amended
April 15, 2019 Closed Session #2
April 15, 2019 Business Session - as amended

C. Bills & Claims

11. Items Removed from Consent Agenda

12. Recommendations from Administration and Council/Clerk

2019-R114 Endorsing the Amendment to the Housing Element and Fair Share Plan Adopted by the West Windsor Planning Board on May 15, 2019

2019-R115 Approving the Amendment to the Spending Plan Regarding Affordability Assistance for Very Low-income Households

2019-R116 Authorizing the Chief Financial Officer to increase the Purchase Order for CDW-Government Under New Jersey State Contract M0003-89849 for the Procurement of Barracuda Essentials for Office 365 Email Security and Compliance Account Subscription for the Police Division - \$14,850.00

2019-R117 Authorizing the Business Administrator to Execute Change Order No. 1 with Munn Roofing Corporation for a Decrease of (9.68%) for Final Quantities Adjustment and Project Closeout for the Project Known as Municipal Building Replacement Project - (\$36,164.00)

2019-R118 Authorizing the Mayor and Clerk to Execute a Professional Services Agreement with ACT Engineers for the Project Known as Wallace Road Bus Garage Remediation - \$115,875.00

2019-R119 Authorizing the Mayor and Clerk to Execute Amendment #1 for Additional Supplementary Work of Additional Sewer Distance of 3,316.5 feet to Van Cleef Engineering for the Project Known as D&R Sewer Interceptor in the amount of \$6,168.15 for a total not to exceed of \$25,244.15

- 2019-R120 Authorizing the Full Release of Cash Performance Guarantees for Private Improvements to NLA Associates LP for the Project Known as Nassau Park Phase III (PB87-13S)
- 2019-R121 Authorizing the Full Release of Cash Performance Guarantees for Private Improvements to Teachers Insurance and Annuity Association of America for the Project Known as Marketfair (PB98-16)
- 2019-R122 Authorizing the Chief Financial Officer to Return the \$586,500.00 to 400 Steps, LLC Previously Deposited with the Township for Condemnation Costs Due to the Courts Dismissing Case
- 2019-R123 Approving Final Payment of Council Legal Services for 2017 to Parker McCay P.A. - \$4,000.00
- 2019-R124 Authorizing the Mayor to execute a Memorandum of Understanding with Magzter Inc. to Offer Free Digital Publication Newsstand to the Resident of West Windsor

13. Introduction of Ordinances

- 2019-16 BOND ORDINANCE PROVIDING FOR GENERAL IMPROVEMENTS AND REQUIRED UPGRADES TO THE SWIM POOL COMPLEX IN AND BY THE TOWNSHIP OF WEST WINDSOR, IN THE COUNTY OF MERCER, NEW JERSEY, APPROPRIATING \$25,200 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$24,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

PUBLIC HEARING: June 10, 2019 Business Session

2019-17 CAPITAL IMPROVEMENT ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS AND OTHER RELATED EXPENSES IN OR FOR THE TOWNSHIP OF WEST WINDSOR, COUNTY OF MERCER, STATE OF NEW JERSEY APPROPRIATING THE AMOUNT OF \$459,230.00

PUBLIC HEARING: June 10, 2019 Business Session

2019-18 BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE TOWNSHIP OF WEST WINDSOR, IN THE COUNTY OF MERCER, NEW JERSEY, APPROPRIATING \$5,959,800 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$5,676,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

PUBLIC HEARING: June 10, 2019 Business Session

14. Additional Public Comment (three-minute limit per person)
15. Council Reports/Discussion/New Business
16. Administration Updates
17. Closed Session
18. Adjournment

BOND ORDINANCE PROVIDING FOR GENERAL IMPROVEMENTS AND REQUIRED UPGRADES TO THE SWIM POOL COMPLEX IN AND BY THE TOWNSHIP OF WEST WINDSOR, IN THE COUNTY OF MERCER, NEW JERSEY, APPROPRIATING \$25,200 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$24,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST WINDSOR, IN THE COUNTY OF MERCER, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The improvement described in Section 3(a) of this bond ordinance is hereby authorized to be undertaken by the Township of West Windsor, in the County of Mercer, New Jersey (the "Township") as a general improvement. For the improvement or purpose described in Section 3(a), there is hereby appropriated the sum of \$25,200, including the sum of \$1,200 as the down payment required by the Local Bond Law. The down payment is now available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount of \$24,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is general improvements and required upgrades to the Swim Pool Complex, including all work and materials necessary therefor and incidental thereto.

(b) The estimated maximum amount of bonds or bond anticipation notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date, unless such bond anticipation notes are permitted to mature at such later date in accordance with applicable law. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law or other applicable law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the

date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3(a) of this bond ordinance is not a current expense. It is an improvement or purpose that the Township may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 15 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such

statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$24,000, and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$2,500 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

Section 7. The Township hereby declares the intent of the Township to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3(a) of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of the Treasury Regulations.

Section 8. Any grant moneys received for the purpose described in Section 3(a) hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The chief financial officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange

Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy *ad valorem* taxes upon all the taxable real property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

INTRODUCTION: May 28, 2019
PUBLIC HEARING:
ADOPTION:
MAYOR APPROVAL:
EFFECTIVE DATE:

TOWNSHIP OF WEST WINDSOR

CAPITAL IMPROVEMENT ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS AND OTHER RELATED EXPENSES IN OR FOR THE TOWNSHIP OF WEST WINDSOR, COUNTY OF MERCER, STATE OF NEW JERSEY APPROPRIATING THE AMOUNT OF \$459,230.00

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST WINDSOR, COUNTY OF MERCER, STATE OF NEW JERSEY, AS FOLLOWS:

SECTION 1. The improvements described in Section 2 of this Capital Improvement Ordinance are hereby authorized to be undertaken by the Township of West Windsor, New Jersey as General Improvements. For the improvements described in Section 2 there is hereby appropriated the sum of \$459,230.00.

SECTION 2. The description of the improvements required are as follows:

GENERAL IMPROVEMENT APPROPRIATIONS

- 1) Public Land Maintenance including, Storm Water Basins, Landscape Islands, Open Space, and including but not limited To the following neighborhoods: Dutch Neck I & II, Kingspoint I through V, Kingspoint East, WW Estates I, Kingsmill, Windsor Park Estates I through V, Sunrise Detention Basin, Southfield Meadows (including Brookline Sections), Millbrook, Le Parc II (detention basin), Stonybrook, Waterford Estates, Heatherfield, Heatherfield West, Forest Lane, Princeton Oaks (limited islands and basins), Grande Preserve, Windsor Crossing, Crown Pointe I and II, Brookshyre And Chamberlin Estates \$ 24,230.00
 - 2) Parks Open Space - Maintenance Program \$ 100,000.00
 - 3) Parks Open Space – Development Program \$ 200,000.00
 - 4) Preserve Open Space - Maintenance Program \$ 90,000.00
 - 5) Preserve Open Space - Development Program \$ 20,000.00
 - 6) Open Space Land Acquisition – Consultant Soft Costs \$ 25,000.00
- TOTAL \$ 459,230.00**

SECTION 3. The improvements described in Section 2 of this Capital Improvement Ordinance are financed from funds already received by the Township of West Windsor which are presently being held in the following accounts:

1) Trust account entitled Maintenance of Open Space	\$	24,230.00
2) Reserve for Open Space Tax Trust Fund	\$	100,000.00
3) Reserve for Open Space Tax Trust Fund	\$	200,000.00
4) Reserve for Open Space Tax Trust Fund	\$	90,000.00
5) Reserve for Open Space Tax Trust Fund	\$	20,000.00
6) Reserve for Open Space Tax Trust Fund	\$	25,000.00
TOTAL	\$	459,230.00

SECTION 4. This Ordinance shall take effect twenty (20) days after action or Inaction by the Mayor as provided by law or an override of a mayoral veto by the Council, whichever is applicable. Publication shall be in accordance to law.

INTRODUCTION: May 28, 2019
PUBLIC HEARING:
ADOPTION:
MAYOR APPROVAL:
EFFECTIVE DATE:

ORDINANCE SUMMARY

2019 – Capital Improvement Ordinance authorizes Various Capital Improvements and other related expenses in the amount of \$459,230.00.

1) Public Land Maintenance including, Storm Water Basins, Landscape Islands, Open Space, and including but not limited To the following neighborhoods: Dutch Neck I & II, Kingspoint I through V, Kingspoint East, WW Estates I, Kingsmill, Windsor Park Estates I through V, Sunrise Detention Basin, Southfield Meadows (including Brookline Sections), Millbrook, Le Parc II (detention basin), Stonybrook, Waterford Estates, Heatherfield, Heatherfield West, Forest Lane, Princeton Oaks (limited islands and basins), Grande Preserve, Windsor Crossing, Crown Pointe I and II, Brookshyre And Chamberlin Estates	\$ 24,230.00
2) Parks Open Space - Maintenance Program	\$ 100,000.00
3) Parks Open Space – Development Program	\$ 200,000.00
4) Preserve Open Space - Maintenance Program	\$ 90,000.00
5) Preserve Open Space - Development Program	\$ 20,000.00
6) Open Space Land Acquisition – Consultant Soft Costs	\$ 25,000.00
TOTAL	\$ 459,230.00

These projects are being funded in full by monies available in various Reserve and Trust Fund Accounts.

The public hearing on this ordinance will be held at the Township Council meeting of June 10, 2019. Prior to the public hearing date you may obtain a complete copy of this ordinance free of charge by calling the Township Clerk’s Office at West Windsor Township (609-799-2400) or coming to the Clerk’s Office at the West Windsor Township Municipal Building.

Gay M. Huber
Township Clerk
West Windsor Township

2019-18

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE TOWNSHIP OF WEST WINDSOR, IN THE COUNTY OF MERCER, NEW JERSEY, APPROPRIATING \$5,959,800 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$5,676,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST WINDSOR, IN THE COUNTY OF MERCER, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized to be undertaken by the Township of West Windsor, in the County of Mercer, New Jersey (the "Township") as general improvements. For the several improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to \$5,959,800, including a grant expected to be received from the State of New Jersey Department of Transportation in the amount of \$605,000 for the purpose of Southfield Road reconstruction which is a part of Section 3(C)(3) (the "State Grant") and further including the aggregate sum of \$283,800 as the several down payments for the improvements or purposes required by the Local Bond Law. The down payments have been made

available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the several improvements or purposes not covered by application of the several down payments and in anticipation of receipt of the State Grant negotiable bonds are hereby authorized to be issued in the principal amount of \$5,676,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

<u>Purpose</u>	Appropriation and Estimated <u>Cost</u>	Estimated Maximum Amount of Bonds or <u>Notes</u>	<u>Period of Usefulness</u>
A) ADMINISTRATION			
1) <u>Acquisition of Equipment</u> Network, computer, printer and scanner replacement and/or upgrade, including all related costs and expenditures incidental thereto.	\$449,400	\$428,000	5 years
2) <u>Municipal Facilities and Related Improvements</u> Improvements to the Municipal Administration Building, including all work and materials necessary therefor and incidental thereto.	\$25,200	\$24,000	15 years

<u>Purpose</u>	Appropriation and Estimated <u>Cost</u>	Estimated Maximum Amount of Bonds or <u>Notes</u>	<u>Period of Usefulness</u>
3) <u>Municipal Facilities and Related Improvements</u> Improvements to the Health and Recreation Building, including all work and materials necessary therefor and incidental thereto.	\$25,200	\$24,000	15 years
4) <u>Municipal Facilities and Related improvements</u> Security system upgrade projects for various municipal buildings, including all work and materials necessary therefor and incidental thereto.	\$7,035	\$6,700	15 years
5) <u>Municipal Facilities and Related Improvements</u> Municipal Complex renovations, including all work and materials necessary therefor and incidental thereto.	\$200,865	\$191,300	15 years
6) <u>Municipal Facilities and Related Improvements</u> Improvements to the Art's Council Building, including all work and materials necessary therefor and incidental thereto.	\$5,040	\$4,800	15 years
7) <u>Municipal Facilities and Related Improvements</u> Shelving for permanent documents for the Municipal Clerk Department, including all related costs and expenditures incidental thereto.	\$2,520	\$2,400	15 years
B) COMMUNITY DEVELOPMENT – CODE ENFORCEMENT <u>Acquisition of Equipment – Vehicular</u> Replacement of a four wheel drive vehicle, including all related costs and expenditures incidental thereto.	\$26,775	\$25,500	5 years

<u>Purpose</u>	Appropriation and Estimated <u>Cost</u>	Estimated Maximum Amount of Bonds or <u>Notes</u>	<u>Period of Usefulness</u>
C) COMMUNITY DEVELOPMENT – ENGINEERING			
<p>1) <u>Bicycle and Pedestrian Improvements</u> The Crosswalk Improvement Program and sidewalk repairs – street trees, all as shown on a list on file in the office of the Clerk, which list is hereby incorporated by reference, including all work and materials necessary therefor and incidental thereto.</p>	\$121,170	\$115,400	10 years
<p>2) <u>Drainage Improvements</u> Emergency road and drainage repairs, all as shown on a list on file in the office of the Clerk, which list is hereby incorporated by reference, including all work and materials necessary therefor and incidental thereto.</p>	\$50,400	\$48,000	20 years
<p>3) <u>Roadway Improvements</u> Annual Residential Road Improvement Program, as well as Annual Road Improvement Program – Collector Roads, all as shown on a list on file in the office of the Clerk, which list is hereby incorporated by reference, including all work and materials necessary therefor and incidental thereto.</p>	\$2,019,150 (including a grant expected to be received from the State of New Jersey Department of Transportation in the amount of \$605,000 for Southfield Road reconstruction)	\$1,923,000	10 years

<u>Purpose</u>	Appropriation and Estimated <u>Cost</u>	Estimated Maximum Amount of Bonds or <u>Notes</u>	<u>Period of Usefulness</u>
<p>4) <u>Traffic Safety Improvements - Hazard Mitigation & Other Improvements</u> Signage and striping improvements; Grover's Mill Dam inspection and repairs, Wallace Road Bus Garage Remediation Program; compost facility remediation; Cranbury Road improvements; annual Flood Abatement Program; EAB Management Program-street trees and annual utility maintenance and improvements, including all work and materials necessary therefor and incidental thereto.</p>	\$663,600	\$632,000	10 years
<p>5) <u>Municipal Facilities and Related Improvements-Sewer</u> Sewer extension and pump station improvements, including all work and materials necessary therefor and incidental thereto.</p>	\$504,000	\$480,000	40 years
D) COMMUNITY DEVELOPMENT – LAND USE			
<p>1) <u>Municipal Properties Improvements</u> The Street Tree Planting Program, including all work and materials necessary therefor and incidental thereto.</p>	\$15,120	\$14,400	10 years
<p>2) <u>Municipal Park Improvements</u> Park improvements, all as shown on a list on file in the office of the Clerk, which list is hereby incorporated by reference, including all work and materials necessary therefor and incidental thereto.</p>	\$25,200	\$24,000	15 years
<p>3) <u>Municipal Facilities and Related Improvements</u> Improvements to Senior Center and Phase II expansion of Senior Center, including all work and materials necessary therefor and incidental thereto.</p>	\$25,200	\$24,000	15 years

<u>Purpose</u>	Appropriation and Estimated <u>Cost</u>	Estimated Maximum Amount of Bonds or <u>Notes</u>	<u>Period of Usefulness</u>
E) PUBLIC SAFETY – FIRE & EMERGENCY SERVICES			
1) <u>Acquisition of Equipment – Non Vehicular</u> Personal protective clothing replacement; purchase of traffic control devices - emitters and purchase of power load stretchers to replace existing manual stretchers, including all related costs and expenditures incidental thereto and further including all work and materials necessary therefor and incidental thereto.	\$153,405	\$146,100	10 years
2) <u>Acquisition of Equipment - Vehicular</u> Modifications to Utility 45, including all work and materials necessary therefor and incidental thereto and further including all related costs and expenditures incidental thereto.	\$10,080	\$9,600	15 years
3) <u>Municipal Facilities and Related Improvements</u> Building and general improvements to the PJ Firehouse, including all work and materials necessary therefor and incidental thereto.	\$25,200	\$24,000	15 years
4) <u>Municipal Facilities and Related Improvements</u> Building and general improvements to the Fire & Emergency Services Facilities, including all work and materials necessary therefor and incidental thereto.	\$25,200	\$24,000	15 years
F) PUBLIC SAFETY – POLICE			
1) <u>Acquisition of Equipment – Office/Computer Technology</u> and computer replacement, software replacement, telephone system upgrade and 911 system total replacement project, security systems upgrade project, and radio system, including all related costs and expenditures incidental thereto.	\$375,060	\$357,200	5 years

<u>Purpose</u>	Appropriation and Estimated <u>Cost</u>	Estimated Maximum Amount of Bonds or <u>Notes</u>	<u>Period of Usefulness</u>
2) <u>Acquisition of Equipment – Vehicular</u> Replacement of a four wheel drive vehicle, including all related costs and expenditures incidental thereto.	\$37,170	\$35,400	5 years
3) <u>Acquisition of Equipment – Non Vehicular</u> The acquisition of firearms, emergency equipment for patrol vehicles and mobile data terminals (MDT) and the Body Camera Vehicle Camera Program, including all related costs and expenditures incidental thereto.	\$335,160	\$319,200	10 years
4) <u>Municipal Facilities and Related Improvements</u> Improvements to the Municipal Police/Court Building, including all work and materials necessary therefor and incidental thereto.	\$25,200	\$24,000	15 years
G) PUBLIC WORKS			
1) <u>Acquisition of Equipment – Non Vehicular</u> Replacement of medium riding mower and pump for Braemar Pump Station, including all related costs and expenditures incidental thereto.	\$50,400	\$48,000	10 years
2) <u>Acquisition of Equipment – Vehicular</u> The acquisition of an aerial bucket truck and replacement of a vehicle – compactor truck, including all related costs and expenditures incidental thereto.	\$459,375	\$437,500	5 years
3) <u>Municipal Facilities and Related Improvements</u> Building/general improvements to the Municipal Public Works Complex, including all work and materials necessary therefor and incidental thereto.	\$25,200	\$24,000	15 years

<u>Purpose</u>	Appropriation and Estimated <u>Cost</u>	Estimated Maximum Amount of Bonds or <u>Notes</u>	<u>Period of Usefulness</u>
4) <u>Municipal Facilities and Related Improvements – Sewer</u> Sanitary sewer system improvements and storm sewer improvements, including all work and materials necessary therefor and incidental thereto.	<u>\$272,475</u>	<u>\$259,500</u>	40 years
TOTALS	<u>\$5,959,800</u>	<u>\$5,676,000</u>	

The excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the down payment for each purpose.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date, unless such bond anticipation notes are permitted to mature at such later date in accordance with applicable law. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law or other applicable law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or

private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses. They are all improvements or purposes that the Township may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 13.22 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$5,676,000, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$400,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purposes or improvements.

Section 7. The Township hereby declares the intent of the Township to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes or improvements described in Section 3 of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of Treasury Regulations.

Section 8. Any grant moneys received for the purposes or improvements described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The chief financial officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to

be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy *ad valorem* taxes upon all the taxable real property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

INTRODUCTION:
PUBLIC HEARING:
ADOPTION:
MAYOR APPROVAL:
EFFECTIVE DATE:

RESOLUTION

WHEREAS, the following Developer completed the construction of a land development project approved through the West Windsor Township Planning Board; and

WHEREAS, in conjunction with the project, the Developer deposited inspection fee escrows with the Township of West Windsor pursuant to Section 82-3G of the Revised General Ordinances of the Township of West Windsor; and

WHEREAS, professional services undertaken on behalf of the Township in conjunction with said project have been completed; and

WHEREAS, there remains a partial balance in the Developer's inspection fee escrow accounts, which the Developer is entitled to have refunded; and

WHEREAS, the Township Engineer recommends that the balances remaining in the inspection fee escrow accounts for the project be refunded as follows:

<u>Deposit Date</u>	<u>Developer</u>	<u>Project ID</u>	<u>Project Name</u>	<u>Escrow Balance</u>
1/25/90	NLA Associates LP	PB87-13S	Nassau Park Phase III	\$ 28.19

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Windsor that the Chief Financial Officer is hereby authorized and directed to refund to the Developer the balances of the escrow deposits, and any applicable interest to which the Developer is entitled.

Adopted: May 28, 2019

I hereby certify that the above Resolution was adopted by the West Windsor Township Council at their meeting held on the 28th day of May 2019.

Gay M. Huber
Township Clerk
West Windsor Township

RESOLUTION

- WHEREAS, on July 7, 2015, the Township filed a declaratory judgment action seeking a declaration that it has satisfied its constitutional fair share obligation under the *Mt. Laurel* doctrine and Fair Housing Act and an order immunizing it from builder's remedy suits; and
- WHEREAS, the Hon. Mary C. Jacobson, A.J.S.C. entered orders granting such immunity for specified periods; and
- WHEREAS, in March 2018, Judge Jacobson issued an Opinion and entered an Order establishing the Township's Prior Round Obligation at 899, consistent with Prior Round judgments, a New Construction Obligation at 1,500, and a Rehabilitation Obligation at 132; and
- WHEREAS, on October 10, 2018 Township Council approved a Settlement Agreement between Fair Share Housing Center, an intervenor in the declaratory judgment action, and the Township establishing the Prior Round and New Construction Obligations at 899 and 1,500 and the Rehabilitation Obligation at 30, later reduced to 27 by virtue of an October 30, 2018 amendment to the Settlement Agreement; and
- WHEREAS, on November 27 and November 28, 2018, Judge Jacobson conducted a fairness hearing on the Settlement Agreement; and
- WHEREAS, on December 3, 2018 Judge Jacobson rendered a decision from the bench, with reasons spread upon the record, approving the Settlement Agreement; and
- WHEREAS, on January 10, 2019 Judge Jacobson entered an Order Approving Settlement Agreement; and
- WHEREAS, such Order required the adoption of implementing ordinances within 90 days of the date of its entry, and the adoption of a Housing Element and Fair Share Plan satisfying a number of conditions set forth in the Order; and
- WHEREAS, the Order also continued the Township's immunity from builder's remedy suits until entry of a final judgment of compliance and repose, which will contain a provision extending the grant of immunity, or until the court terminates the grant; and
- WHEREAS, a Master Plan hearing on the Housing Element and Fair Share Plan was duly noticed and held on February 27, 2019; and

WHEREAS, the Housing Element and Fair Share Plan that was the subject of the February 27, 2019 Master Plan hearing was adopted by the West Windsor Planning Board at such hearing; and

WHEREAS, the West Windsor Township Council endorsed the Housing Element and Fair Share Plan on such date; and

WHEREAS, on May 15, 2019, the West Windsor Planning Board, after a public hearing, adopted an amendment to the previously-adopted Housing Element and Fair Share Plan; and

WHEREAS, on May 28, 2019, the West Windsor Township Council considered such amendment and determined that it appropriately modified two sections of the adopted Housing Element and Fair Share Plan; and

WHEREAS, it is in the best interest of the Township for the Township Council to endorse such amendment, attached hereto, to the Housing Element and Fair Share Plan.

NOW, THEREFORE, BE IT RESOLVED on this 28th day of May 2019 that the aforesaid amendment to the Housing Element and Fair Share Plan is endorsed by the West Windsor Township Council.

ADOPTED: May 28, 2019

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 15th day of May, 2019.

Gay M. Huber
Township Clerk
West Windsor Township

RESOLUTION

WHEREAS, the Township has settled its *Mt. Laurel* declaratory judgment lawsuit styled *In the Matter of West Windsor Township*, docket number MER-L-1561-15, with Fair Share Housing Center, and such Settlement Agreement has been approved by the court after a fairness hearing thereon; and

WHEREAS, after a compliance hearing in the cause, the court found that the Township complied with all of the conditions set forth in the Order Approving Settlement Agreement, complied with its *Mt. Laurel* obligation, and was entitled to a judgment of compliance and repose; and

WHEREAS, one of the conditions of the order of compliance and repose requires that the Township adopt an amendment to its Spending Plan that was approved by Council on February 27, 2019 by substituting the provision attached hereto for the affordability assistance program for very low-income households set forth in the Spending Plan; and

WHEREAS, it would be in the best interest of the Township to approve the replacement very low-income housing affordability assistance program.

NOW, THEREFORE, BE IT RESOLVED on this 28th day of May, 2019 by the West Windsor Township Council, that the West Windsor Township Spending Plan be amended by replacing the existing provision with respect to affordability assistance for very low-income households with the attached language.

ADOPTED: May 28, 2019

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 28th day of May, 2019.

Gay M. Huber
Township Clerk
West Windsor Township

RESOLUTION

WHEREAS, the Township of West Windsor, pursuant to N.J.S.A. 40A:11-12a and N.J.A.C. 5:34-7.29(c), may by resolution and without advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing Program for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of the Treasury; and

WHEREAS, the Township of West Windsor has the need on a timely basis to purchase technological goods or services utilizing State contracts; and

WHEREAS, CDW Government is an authorized vendor under NJ State Contract M0003-89849 and SHI International is an authorized vendor under NJ State Contract M0003-89851, and

WHEREAS, the following resolutions were approved and certification of funds were authorized as follows:

2019-R022	SHI International	1/7/2019	\$ 85,000.00	COF 2019-02
2019-R060	SHI International	3/4/2019	\$ 4,397.90	COF 2019-33
2019-R070	SHI International	3/18/2019	\$ 23,590.00	COF 2019-40
2019-R093	CDW-Government	4/15/2019	\$ 5,055.00	COF 2019-50
2019-R095	CDW-Government	4/15/2019	<u>\$ 14,900.00</u>	COF 2019-49
			\$132,942.90	

WHEREAS, the Township Police Division needs to purchase Barracuda Essentials for Office 365 Email Security and Compliance Account Subscription for an additional five (5) years from CDW-Government M0003-89849 in the amount of \$14,850.00; and

WHEREAS, the Chief Financial Officer has certified the availability of funds in the following account for these purchases:

Police-Acquisition of Office/Computer Equipment 405-2018-15-021 \$14,850.00

NOW, THEREFORE, BE IT RESOLVED, that the Township Council authorizes the Business Administrator Marlena Schmid to purchase the above from CDW-Government under NJ State Contracts M0003-89849; and

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BE IT FURTHER RESOLVED, that the authorization to the existing New Jersey State Contract M0003-89849 is amended to reflect the \$14,850.00 increase from \$132,942.90 to \$147,792.90.

Adopted: May 28, 2019

I hereby certify that the above Resolution was adopted by the West Windsor Township Council at their meeting held on the 28th day of May 2019.

Gay M. Huber
Township Clerk
West Windsor Township

RESOLUTION

WHEREAS, West Windsor Township awarded a construction contract in the amount of \$373,600.00 on April 23, 2018 (Resolution 2018-R115) to Munn Roofing Corporation for the project known as the West Windsor Township Municipal Building Roof Replacement Project; and

WHEREAS, a Certification of Funds for the original contract was received from the Chief Financial Officer and funds for said contract were available in the following line item appropriation accounts:

<u>Municipal Complex Renovations</u>	<u>405-2016-10 001</u>	<u>\$155,961.95</u>
Account Title	Account Number	Amount
<u>Municipal Complex Renovations</u>	<u>405-2017-21 006</u>	<u>\$217,638.05</u>
Account Title	Account Number	Amount

WHEREAS, Final Change Order No. 1 which accounts for a decrease of \$36,164.00 (-9.68%) in the total contract amount for final quantities adjustment and project closeout, has been submitted by the Contractor; and

WHEREAS, the Facilities Maintenance Manager along with the Architect of Record has inspected the project and both recommends the change order.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of West Windsor that Final Change Order No. 1 for final quantities and project closeout is hereby approved, adjusting the revised contract amount of \$373,600.00 to a final contract amount of \$337,436.00.

NOW BE IT FURTHER RESOLVED, that the Township Business Administrator is hereby authorized to execute Final Contract Change Order No. 1 for final quantities adjustment and project closeout.

Adopted: May 28, 2019

I hereby certify that the above resolution was adopted by the Township Council of the Township of West Windsor at their meeting held on the 28th day of May 2019.

Gay M. Huber
 Township Clerk,
 West Windsor Township

RESOLUTION

- WHEREAS, the Township of West Windsor has a need to acquire professional engineering services as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and
- WHEREAS, ACT Engineers was awarded the contract for professional engineering services for the West Windsor Township Wallace Road Bus Garage Remediation on April 18, 2016; and
- WHEREAS, there is a need for additional site activities warranted to assist with the delineation of impacted groundwater, all as outlined in their April 16, 2019 proposal; and
- WHEREAS, the total fee for professional services for this phase of the remediation project is One Hundred Fifteen Thousand Eight Hundred Seventy Five Dollars (\$115,875.00); and
- WHEREAS, Certification of Funds has been received from the Chief Financial Officer and funds for said contract are available in the following line item appropriation accounts:
- | | | |
|----------------------------------|-----------------|-------------|
| Traffic Safety Hazard Mitigation | 405 2013 09 007 | \$ 6,218.07 |
| Traffic Safety Hazard Mitigation | 405 2015 06 008 | \$35,446.00 |
| Traffic Safety Hazard Mitigation | 405 2016 09 007 | \$74,210.93 |

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Windsor as follows:

- (1) The Mayor and Clerk are hereby authorized to execute, on behalf of the Township a professional services agreement with ACT Engineers to cover the period May 28, 2019 through completion of the project, for an amount not to exceed One Hundred Fifteen Thousand Eight Hundred Seventy Five Dollars (\$115,875.00).
- (2) The Agreement so authorized shall require the Provider to provide engineering services related to the remediation of the West Windsor Township Wallace Road Bus Garage, pursuant to its proposal dated April 16, 2019. The contract may be awarded without competitive bidding as authorized by the Local Public Contracts Law pursuant to N.J.S.A. 40A:11-5(1)(a) because the services are professional in nature.
- (3) A notice of this action shall be published in the newspaper used by the Township for legal publications as required by law within ten (10) days of its passage.
- (4) An executed copy of the Contract between the Township and ACT Engineers and a copy of this Resolution, shall be on file and available for public inspection in the office of the Township Clerk.

Adopted: May 28, 2019

I hereby certify that the above Resolution was adopted by the West Windsor Township Council at their meeting held on the 28th day of May 2019.

Gay M. Huber
Township Clerk
West Windsor Township

RESOLUTION

- WHEREAS, the Township of West Windsor required professional construction administration and observation services for the televising and assessment of the D&R Sewer Interceptor; and
- WHEREAS, Van Cleef Engineering Associates was awarded the contract on October 15, 2018, for the total contract amount of Nineteen Thousand Fifty Six Dollars (\$19,056.00); and
- WHEREAS, there is a need for additional supplementary work of additional sewer distance of 3,316.5 feet in length, as outlined in their April 18, 2019 letter; and
- WHEREAS, the amount of additional services is Six Thousand One Hundred Sixty Eight Dollars and Fifteen Cents (\$6,168.15) for a total revised contract amount of Twenty Five Thousand Two Hundred Twenty Four Dollars and Fifteen Cents (\$25,224.15); and
- WHEREAS, Certification of Funds has been received from the Chief Financial Officer and funds for said contract are available in the following line item appropriation accounts:
- | | | |
|------------------------------|-----------------|------------|
| Sanitary Sewer Line Upgrades | 405-2008-26-002 | \$6,168.15 |
|------------------------------|-----------------|------------|
- WHEREAS, said Amendment #1 to the Agreement for Professional Services has been reviewed by the Township Engineer and recommended to be executed; and
- WHEREAS, services to be performed may be retained by the Township without public advertising for bids pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a) because the aforesaid services are professional in nature; and
- WHEREAS, the Local Public Contracts Law requires a resolution authorizing the award of a contract for the services without competitive bidding be publicly advertised;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Windsor as follows:

- (1) The Mayor and Clerk are hereby authorized to execute, on behalf of the Township, Amendment #1 to the Agreement for Professional Engineering Services with Van Cleef Engineering Associates of Hamilton, NJ.
- (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.
- (3) All other terms and conditions of the Agreement with Van Cleef Engineering Associates, dated October 15, 2018 remain in full force and effect.
- (4) An Executed copy of the revised Agreement between the Township and Van Cleef Engineering Associates and a copy of this Resolution shall be on file and available for public inspection in the office of the Township Clerk

Adopted: May 28, 2019

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 28th day of May 2019.

Gay M. Huber
Township Clerk
West Windsor Township

RESOLUTION

WHEREAS, NLA Associates LP has made a request for a release of the cash performance guarantees posted for private improvements in connection with construction associated with the project known as Nassau Park Phase III (PB87-13S); and

WHEREAS, cash performance guarantees for private improvements posted by the Developer remain at 100 percent of their original value, as follows;

<u>Performance Guarantee</u>	<u>Original Amount</u>	<u>Date Issued</u>	<u>Current Amount</u>	<u>Recommended Reduction</u>
Cash	\$18,491.00	1/19/90	\$18,491.00	FULL RELEASE
Cash	\$ 2,055.00	1/19/90	\$ 2,055.00	FULL RELEASE

WHEREAS, the Township Engineer has reviewed the current request for release and the improvements covered by the guarantees, and finding them satisfactory, recommends that the performance guarantee release request be approved by the Township Council; and

WHEREAS, a maintenance guarantee is not required because the improvements are private in nature.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of West Windsor, the cash performance guarantees posted by NLA Associates LP for private site improvements in connection with construction associated with the project known as Nassau Park Phase III (PB87-13S), be released in full, along with any interest due the developer, as follows:

<u>Performance Guarantee</u>	<u>Original Amount</u>	<u>Date Issued</u>	<u>Current Amount</u>	<u>Recommended Reduction</u>
Cash	\$18,491.00	1/19/90	\$18,491.00	FULL RELEASE
Cash	\$ 2,055.00	1/19/90	\$ 2,055.00	FULL RELEASE

ADOPTED: May 28, 2019

I hereby certify that the above Resolution was adopted by the West Windsor Township Council at their meeting held on the 28th day of May 2019.

Gay M. Huber
 Township Clerk
 West Windsor Township

RESOLUTION

WHEREAS, Teachers Insurance and Annuity Association of America has made a request for a release of the cash performance guarantee posted for private improvements in connection with construction associated with the project known as Marketfair (PB98-16); and

WHEREAS, on July 10, 2000 Township Council denied the release of the cash performance guarantee for private improvements, which was posted by the Developer as follows;

Performance Guarantee	Original Amount	Date Issued	Current Amount	Recommended Reduction
Cash	\$ 32,326.75	6/30/99	\$ 32,326.75	FULL RELEASE

WHEREAS, the Township Engineer has reviewed the current request for release and the improvements covered by the guarantee, and finding them satisfactory, recommends that the performance guarantee release request be approved by the Township Council; and

WHEREAS, a maintenance guarantee is not required because the improvements are private in nature.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of West Windsor, the following cash performance guarantee amount for private site improvements in connection with construction associated with the project known as Marketfair (PB98-16), be released in full, as follows:

Performance Guarantee	Original Amount	Date Issued	Current Amount	Recommended Reduction
Cash	\$ 32,326.75	6/30/99	\$ 32,326.75	FULL RELEASE

ADOPTED: May 28, 2019

I hereby certify that the above Resolution was adopted by the West Windsor Township Council at their meeting held on the 28th day of May 2019.

Gay M. Huber
 Township Clerk
 West Windsor Township

RESOLUTION

WHEREAS, the Township filed a condemnation action styled *Township of West Windsor v. Pereira Investment Corp.*, docket number MER-L-1560-18, in order to acquire by eminent domain the property located behind the Ellsworth Shopping Center; and

WHEREAS, as a step in such action, the redeveloper, 400 Steps, LLC, pursuant to a Redeveloper's Agreement with the Township, deposited funds with the Township for deposit with the court upon a declaration of taking being filed; and

WHEREAS, such funds were transferred to the attorney then representing the Township; and

WHEREAS, the action was dismissed by the Hon. Mary C. Jacobson, A.J.S.C. without prejudice, with a right to file a new action; and

WHEREAS, in light of the dismissal, the funds were returned to the Township, where they are being held; and

WHEREAS, since there is no pending condemnation action, 400 Steps, LLC is entitled to a return of the fund balance of \$586,500.00; and

WHEREAS, 400 Steps has requested that such monies be returned to it; and

WHEREAS, it would be in the best interest of the Township to return such funds to 400 Steps, LLC.

NOW, THEREFORE, BE IT RESOLVED on this 28th day of May 2019 by the Township Council of the Township of West Windsor that the Chief Financial Officer is authorized and directed to return the \$586,500.00 to 400 Steps, LLC.

ADOPTED: May 28, 2019

I hereby certify this is a true copy of a Resolution adopted by the West Windsor Township Council at their meeting held on the 28th day of May, 2019.

Gay M. Huber
Township Clerk
West Windsor Township

RESOLUTION
APPROVING PAYMENT OF \$4,000.00 TO THE LAW FIRM OF PARKER McCAY FOR
WORK PERFORMED FOR THE WEST WINDSOR TOWNSHIP COUNCIL IN 2017
OUTSIDE OF THE SCOPE OF THE LEGAL SERVICES CONTRACT

WHEREAS, the law firm of Parker McCay, P.A., is employed by the Township of West Windsor, pursuant to a professional services agreement to represent the Township Council on an hourly fee basis, not to exceed \$20,000.00; and

WHEREAS, in 2017, additional professional legal services were provided to the Township Council regarding the adoption of new Council Procedural Guidelines with regard to vacant Council seats, which resulted in the scope of work exceeding the \$20,000.00; and

WHEREAS, the Township Council, Mayor and Parker McCay, P.A. all agree that the amount to be paid to Parker McCay P.A. of \$4,000.00 represents the final payment for 2017; and

WHEREAS, the Chief Financial Officer has certified that funds are available in the following account:

Accounts Payable	101001	\$4,000.00
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NOW THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Windsor that the Council approves the payment of \$4,000.00 to the law firm of Parker McCay, P.A., to satisfy the outstanding amount due for legal services to the Township Council for 2017.

Adopted: May 28, 2019

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 28th day of May, 2019.

Gay M. Huber
Township Clerk
West Windsor Township

RESOLUTION

WHEREAS, the Township would like to enter into a Memorandum of Understanding with Magzter Inc. to offer a digital publication newsstand to the residents of West Windsor; and

WHEREAS, this service will be offered free of charge for the first year to the residents of West Windsor who subscribe and use the service while in the Township boundaries; and

WHEREAS, the residents who choose to subscribe for this service are responsible to read and agree to the terms and conditions of this service; and

WHEREAS, the link for this service will be placed on the Township web-site for residents to access during the one year trial period.

NOW, THEREFORE BE IT RESOLVED that the Township Council authorizes Mayor Hemant Marathe to sign the Memorandum of Understanding with Magzter, Inc. to offer the free digital publication newsstand to residents of West Windsor Township free of charge for one year.

Adopted: May 28, 2019

I hereby certify that the above Resolution was adopted by the West Windsor Township Council at their meeting held on the 28th day of May 2019.

Gay M. Huber
Township Clerk
West Windsor Township