

**MEETING TO BE  
LIVE STREAMED AT**  
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**AGENDA FOR THE REGULAR BUSINESS MEETING  
OF THE TOWNSHIP COUNCIL OF WEST WINDSOR TOWNSHIP  
WEST WINDSOR SENIOR CENTER  
271 CLARKSVILLE ROAD  
TO THE EXTENT KNOWN  
June 13, 2022**

**VIA Zoom Video Communications**

7:00 P.M.

1. Call to Order
2. Roll Call
3. Statement of Adequate Notice - January 7, 2022 to The Times and the Princeton Packet and posted on the Township web-site. All Council meetings are open to the public with access via Zoom for those who wish to attend virtually. Please see Township web-site for further details.
4. Salute to the Flag
5. Ceremonial Matters and/or Topics for Priority Consideration  
Mayor's State of the Township
6. Public Comment: (30 minutes comment period; 3-minute limit per person)
7. Administration Comments
8. Council Member Comments
9. Chair/Clerk Comments
10. Public Hearings

11. Consent Agenda

A. Resolutions

B. Minutes

C. Bills & Claims

12. Items Removed from Consent Agenda

13. Recommendations from Administration and Council/Clerk

2022-R135 Supporting the Click It or Ticket Seat Belt  
Mobilization Campaign for 2022

2022-R136 Approval of Liquor License Renewals for 2022-2023

2022-R137 Authorizing the Approval of the Place to Place  
Expansion of Premises for Tommy's Princeton LLC  
dba Tommy's Tap & Tavern

2022-R138 Authorizing the Insertion of a Special Item of  
Revenue Into the 2022 Municipal Budget from the  
Division of Highway Traffic Safety for the 2022  
Click It or Ticket Grant - \$7,000.00

2022-R139 Authorizing the Mayor and Clerk to Execute a  
Grant Agreement with the New Jersey Department of  
Transportation for Highway Safety Fund 2022  
Project - \$24,291.00

2022-R140 Authorizing the Insertion of a Special Item of  
Revenue Into the 2022 Municipal Budget from the  
State of New Jersey Clean Communities Program -  
\$64,384.68

2022-R141 Authorizing the Reappointment of Lorraine M.  
Jones as the Tax Assessor for a Term of Four (4)  
Years Effective July 1, 2022

2022-R142 Authorizing the Business Administrator to  
Purchase Various Technological Items for the  
Municipal Complex From CDW-Government an  
Authorized State Contract Vendor - \$2,047.12

- 2022-R143 Authorizing the Appointment of Martin Mandell as Fire Protection Subcode Official for a Four (4) Year Term Pursuant to N.J.S.A. 52:27D-126
- 2022-R144 Authorizing the Rejection of Bids for the Project Known as Metal Roof Installation at Schenck Farmstead and Authorizing the Rebid of Said Project
- 2022-R145 Authorizing the Mayor and Clerk to Execute a Contract for Emergency Repairs to an Inlet Near 750 Alexander Road in the Right Lane to Longford Landscapes & Excavation in the Amount of \$6,380.00
- 2022-R146 Authorizing the Mayor and Clerk to Execute an Intra-County Mutual Aid and Assistance Agreement for Police, Fire, Emergency Medical Services, Public Works, Health Officials and Any Other Resource Needed with the County of Mercer
- 2022-R147 Authorizing the Mayor and Clerk to Execute a MOU Between Plainsboro Volunteer Fire Company #1 and West Windsor Township for Accepting the Donation of a 2005 ALU Trailer for Use by the Mercer County Rapid Response Partnership (MCRRP)

14. Introduction of Ordinances

2022-06 ORDINANCE AMENDING AND SUPPLEMENTING THE CODE OF THE TOWNSHIP OF WEST WINDSOR ESTABLISHING PROCEDURE FOR THIRD PARTY HIRING OF POLICE OFFICERS AND AMENDING CHAPTER 82 "FEES" SECTION 82-18 POLICE OF THE TOWNSHIP CODE

PUBLIC HEARING: June 27, 2022

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

Resolution  
Supporting the *Click It or Ticket* Mobilization of May 23 – June 5, 2022

- WHEREAS, there were 701 motor vehicle fatalities in New Jersey in 2021; and
- WHEREAS, approximately 37% of the motor vehicle occupants killed in those traffic crashes were not wearing a seat belt; and
- WHEREAS, use of a seat belt remains the most effective way to avoid death or serious injury in a motor vehicle crash; and
- WHEREAS, the National Highway Traffic Safety Administration estimates that 135,000 lives were saved by safety belt usage nationally between 1975-2000; and
- WHEREAS, the State of New Jersey will participate in the nationwide *Click It or Ticket* seat belt mobilization from May 23 – June 5, 2022 in an effort to raise awareness and increase seat belt usage through a combination of high visibility enforcement and public education; and
- WHEREAS, the Division of Highway Traffic Safety has set a goal of further increasing the seat belt usage rate in the state from the current level of 94%; and
- WHEREAS, a further increase in seat belt usage in New Jersey will save lives on our roadways.

THEREFORE, BE IS RESOLVED the Township Council of the Township of West Windsor hereby declares it's support for the *Click It or Ticket* seat belt mobilization both locally and nationally from May 23 – June 5, 2022 and pledges to increase awareness of the mobilization and the benefits of seat belt use.

Adopted: June 13, 2022

I hereby certify that the above Resolution was adopted by the West Windsor Township Council at their meeting held on the 13<sup>th</sup> day of June, 2022.

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Gay M. Huber  
Township Clerk  
West Windsor Township

## RESOLUTION

- WHEREAS, 2022-2023 applications for renewal of liquor licenses have been submitted electronically to the Division of Alcoholic Beverage Control; and
- WHEREAS, the appropriate fees have been received; and
- WHEREAS, the Police Division and the Construction Department has indicated they find no reason to object to the renewals; and
- WHEREAS, the Health Division has inspected the premises and finds them to be in satisfactory condition; and
- WHEREAS, no objection to any of these renewals has been filed with the Clerk's Office; and
- WHEREAS, the Alcoholic Beverage Retail Licensee Clearance Certificates for Renewal have been issued.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Windsor that the renewal of the Alcoholic Beverage Licenses for the following are hereby approved:

PLENARY RETAIL CONSUMPTION LICENSEES

- |                 |   |
|-----------------|---|
| 1113-33-002-006 | AntSul-BWW VII LLC t/a Buffalo Wild Wings                                   |
| 1113-33-013-005 | BHTT Entertainment LLC dba Brick House Tavern and Tap                       |
| 1113-33-016-002 | GMRI, Inc., Shared License Bahama Breeze and Seasons 52                     |
| 1113-33-018-001 | Marketfair Holdings II LLC (pocket license)                                 |
| 1113-33-010-004 | OTB Acquisition of New Jersey LLC dba On The Border Mexican Grill & Cantina |
| 1113-33-012-003 | P.F. Changs China Bistro Inc.   |
| 1113-33-003-011 | TGI Friday's Inc. d/b/a TGI Friday's  |
| 1113-33-009-007 | Tommy's Princeton LLC dba Tommy's Tap and Tavern                            |

HOTEL/MOTEL LICENSEES

- |                 |  |
|-----------------|--|
| 1113-36-008-005 | AVR Princeton Hotel Tenant LLC dba Hyatt Regency Princeton |
| 1113-36-017-001 | CHDA Title LLC dba Residence Inn by Marriott               |

PLENARY RETAIL DISTRIBUTION LICENSEES

- |                 |  |
|-----------------|--|
| 1113-44-004-011 | Princeton Market Inc. dba McCaffreys Wines & Spirits |
| 1113-44-014-002 | Trader Joes East Inc. dba Trader Joes #607           |
| 1113-44-011-006 | Wegmans Food Markets, Inc.                           |

Adopted: June 13, 2022

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 13<sup>th</sup> day of June, 2022.

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Gay M. Huber  
Township Clerk  
West Windsor Township

RESOLUTION

WHEREAS, an application has been filed for a place to place transfer (Expansion of Premises of Plenary Retail Consumption License # 1113-33-009-007 for Tommy's Princeton LLC dba Tommy's Tap & Tavern located at 3535 U.S. Highway #1 #370, West Windsor for the purpose of expanding the premise under licenses wherein the sale, service, and storage of alcoholic beverages are authorized; and

WHEREAS, the submitted application is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term; and

WHEREAS, the West Windsor Planning Board granted the expansion of premises at their meeting held on March 17, 2021 and the Resolution of Memorialization was adopted at their June 2, 2021 meeting; and

WHEREAS, in accordance with N.J.A.C. 13:2-7.4, the applicant has provided to the Township Clerk Proof of Publication of the notice of application in the Trenton Times on March 19 and March 26, 2022 and there have been no objections to the application received; and

WHEREAS, pursuant to N.J.A.C. 13:2-7.7, the Township Council makes the following findings and certifies that:

1. The submitted application form is complete in all aspects.
2. The applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey State Statutes, regulations promulgated there under as well as pertinent local ordinances and conditions consistent with Title 33;
3. The Construction Code Official, and Police Division, have reviewed the application and find no reason not to permit the expansion;
4. The Health Officer has reviewed the application and finds no reason not to permit the expansion; however they must comply with the West Windsor Township Noise provisions in the West Windsor Township Code Book.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of West Windsor Township that the application of Tommy's Princeton LLC dba Tommy's Tap & Tavern for a Place-to Place transfer (expansion of premises) located at 3535 U.S. Highway #1 #370, West Windsor License # 1113-33-009-007 is hereby approved.

Adopted: June 13, 2022

I hereby certify that the above Resolution was adopted by the West Windsor Township Council at their meeting held on the 13<sup>th</sup> day of June, 2022.

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Gay M. Huber  
Township Clerk  
West Windsor Township

RESOLUTION

RESOLUTION PROVIDING FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE IN THE BUDGET OF THE TOWNSHIP OF WEST WINDSOR PURSUANT TO N.J.S.A. 40A:4-87 (CHAPTER 159, P.L. 1948)

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 such item of revenue in the budget of the county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget, and

WHEREAS, the Director may also approve the insertion of any item of appropriation for equal amount,

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of West Windsor, in the County of Mercer, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2022 which item is now available as a revenue from monies held pursuant to the provisions of statute.

Click It or Ticket Grant - 104615	\$7,000.00
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BE IT FURTHER RESOLVED that a like sum of \$7,000.00 and the same is hereby appropriated under the following captions:

Click It or Ticket Grant - 10670521	\$7,000.00
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Adopted: June 13, 2022

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 13th day of June 2022.

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Gay M. Huber  
Township Clerk  
West Windsor Township

RESOLUTION APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A  
GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION  
FOR HIGHWAY SAFETY FUND 2022 PROJECT

WHEREAS, the Township Council of the Township of West Windsor formally approves the grant application for the above stated project; and

WHEREAS, the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as HSF-2022-West Windsor Township-0039 to the New Jersey Department of Transportation on behalf of the Township of West Windsor.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Township of West Windsor and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Adopted: June 13, 2022

I hereby certify that the above Resolution was adopted by the West Windsor Township Council at their meeting held on the 13th day of June, 2022.

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Gay M. Huber  
Township Clerk  
West Windsor Township

RESOLUTION

RESOLUTION PROVIDING FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE IN THE BUDGET OF THE TOWNSHIP OF WEST WINDSOR PURSUANT TO N.J.S.A. 40A:4-87 (CHAPTER 159, P.L. 1948)

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 such item of revenue in the budget of the county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget, and

WHEREAS, the Director may also approve the insertion of any item of appropriation for equal amount,

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of West Windsor, in the County of Mercer, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2022 which item is now available as a revenue from monies held pursuant to the provisions of statute.

Clean Communities Program - 104604 \$64,384.68

BE IT FURTHER RESOLVED that a like sum of \$64,384.68 and the same is hereby appropriated under the following captions:

Clean Communities Program – 10665523 \$64,384.68

Adopted: June 13, 2022

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 13th day of June 2022.

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Gay M. Huber  
Township Clerk  
West Windsor Township

RESOLUTION

- WHEREAS, in accordance with N.J.S.A. 40A:9-148 et.seq, every municipal tax assessor shall hold his/her office for the term of four (4) years from the first day of July; and
- WHEREAS, the Township of West Windsor retained the services of Lorraine M. Jones on July 22, 2013 to serve as the Township's Principal Assistant Assessor; and
- WHEREAS, pursuant to Resolution 2017-R193 on July 31, 2017, Lorraine M. Jones was appointed Deputy Tax Assessor; and
- WHEREAS, on June 25, 2018, Lorraine M. Jones was appointed as Tax Assessor for a four (4) year term effective July 1, 2018.
- WHEREAS, the Mayor, Business Administrator and Chief Financial Officer recommend Lorraine M. Jones be re-appointed as Tax Assessor effective July 1, 2022.
- NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Windsor, County of Mercer, and State of New Jersey Lorraine M. Jones be and is hereby re-appointed as Tax Assessor for West Windsor Township.

Adopted: June 13, 2022

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 13th day of June, 2022.

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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, the Township is in need of various technological items including a large monitor with mounting hardware, a replacement printer, replacement wireless keyboards, and replacement web cameras for the Municipal network; and
- WHEREAS, CDW Government is an authorized vendor under New Jersey State approved Co-op #65 MCESCCPS, Bid #ESCNJ 18/19-03-Technology Supplies & Services; and
- WHEREAS, as of April 25, 2022 the Township's total aggregate spending with CDW Government under NJ State Contract MNWNC-124 89980 and M0483-89974; Computer Equipment, Peripherals and Related Services and New Jersey State approved Co-op #65 MCESCCPS, Bid # ESCNJ 18/19-03- Technology Supplies and Services was as follows:

Resolution	2022-R051	CDW Government	1/24/2022	\$ 13,650.00
Resolution	2022-R063	CDW Government	2/14/2022	\$ 19,000.00
Resolution	2022-R106	CDW Government	4/11/2022	\$ 21,817.23
Resolution	2022-R111	CDW Government	4/25/2022	\$ 9,433.50
Resolution	2022-R118	CDW Government	5/09/2022	\$ 14,880.00
				\$ 78,780.73

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

Network, Computer, Printer & Scanner Replacements	405-2020-14-001	\$2,047.12
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- NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of West Windsor that the Business Administrator Marlana Schmid is hereby authorized to purchase the above from CDW-Government under New Jersey State approved Co-op #65 MCESCCPS, Bid #ESCNJ 18/19-03-Technology Supplies & Services for a total not to exceed of \$ 80,827.85.

Adopted: June 13, 2022

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 13th day of June, 2022.

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Gay M. Huber  
Township Clerk  
West Windsor Township

RESOLUTION

WHEREAS, the position of Fire Protection Subcode Official is vacant effective May 16, 2022; and

WHEREAS, the New Jersey Uniform Construction Code requires a municipality to appoint a Fire Protection Subcode Official pursuant to N.J.S.A. 52:27D-126; and

WHEREAS, Martin Mandell is employed by the Township as a Fire Protection Inspector and has the education, experience and licensing required to hold the position of Fire Protection Subcode Official; and

WHEREAS, the Construction Code Official and Director of Community Development/Township Engineer recommends the appointment of Martin Mandell as Fire Protection Subcode Official for the Township of West Windsor.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of West Windsor, County of Mercer, and State of New Jersey, that Martin Mandell be and is hereby appointed the Fire Protection Subcode Official for the Township of West Windsor for a term of four (4) years effective May 16, 2022.

Adopted: June 13, 2022

I hereby certify that the above resolution was adopted by the West Windsor Township Council at their meeting held on the 13<sup>th</sup> day of June, 2022.

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Gay M. Huber  
Township Clerk  
West Windsor Township

RESOLUTION

WHEREAS, the Township of West Windsor opened and read bids on May 11, 2022 for a project known as Metal Roof Installation at Schenck Farmstead; and

WHEREAS, all five bidders submitted bids that substantially exceeded appropriation for the goods and services and the capital funding allocation for this project; and

WHEREAS, the Bid Documents permit the Township of West Windsor to reject any and all bids if it is in the public interest to do so and rejection of all bids submitted it is in the best interest of the Township of West Windsor.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Windsor that all five bids for the project known as Metal Roof Installation at Schenck Farmstead are hereby rejected; and

BE IT FURTHER RESOLVED by the Township Council of the Township of West Windsor that it authorizes the rebid of a similar project for West Windsor Township.

Adopted: June 13, 2022

I hereby certify that the above Resolution was adopted by the West Windsor Township Council at their meeting held on the 13<sup>th</sup> day of June 2022.

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Gay M. Huber  
Township Clerk  
West Windsor Township

RESOLUTION

- WHEREAS, an area of subsidence developed adjacent to a storm sewer inlet in the right-hand lane of Alexander Road; and
- WHEREAS, the right-hand lane needed to be closed to traffic due to the depression created in the traveled lane; and
- WHEREAS, the Department of Public Works and the Division of Engineering staff determined there was an emergent need to repair the inlet so the roadway could be re-opened; and
- WHEREAS, the Township of West Windsor had a need to acquire contract services for repair work on an emergency basis according to the provisions of N.J.S.A. 40A: 11-6; and
- WHEREAS, the Township of West Windsor Director of Public Works and the Assistant Township Engineer have both reviewed the work conducted for this emergency repair and found said work to be consistent with standard practices and the invoices submitted to be reasonable for the response to this situation; and
- WHEREAS, Certification of Funds has been received from the Chief Financial Officer and sufficient funds are available in the following account:
- Sanitary/Storm Sewer Maintenance      405-2017-21-027    \$6,380.00
- WHEREAS, in accordance with N.J.S.A. 40A:11-6, the Township Council of the Township of West Windsor is satisfied that the emergency exists, that it affects the public health, safety and welfare and that it requires immediate delivery of the aforesaid articles and/or services.

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 of West Windsor a contract with Longford Landscapes & Excavation, Inc. for a contract price of \$6,380.00.
- (2) An executed copy of the Contract between the Township of West Windsor and Longford Landscapes & Excavation, Inc. and a copy of this Resolution, shall be on file and available for public inspection in the office of the Township Clerk.

Adopted:            June 13, 2022

I hereby certify that the above Resolution was adopted by the West Windsor Township Council at its meeting held on the 13th day of June 2022.

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Gay M. Huber  
Township Clerk  
West Windsor Township

RESOLUTION AUTHORIZING THE TOWNSHIP OF WEST WINDSOR TO PARTICIPATE IN THE INTRA-COUNTY MUTUAL AID AND ASSISTANCE AGREEMENT WITH PARTICIPATING UNITS IN THE COUNTY OF MERCER

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A: 65-1 et. Seq., (“Act”) provides that any local governmental unit may enter into a contract with any other local governmental unit to provide or receive any service that each local unit is empowered to provide or receive within its own jurisdiction; and

WHEREAS, mutual aid and assistance agreements between municipalities, counties, law enforcement agencies, police, emergency medical service, fire departments, fire companies or EMS organizations and fire departments situated in fire districts operated by a Board of Fire Commissioners, are permitted, pursuant to N.J.S.A. 40A: 14-26 and 40A: 14-156.1; and

WHEREAS, the President in Homeland Security Directive (HSPD-5), directed the Secretary of the Department of Homeland Security to develop and administer a National Incident Management System (“NIMS”), which would provide a consistent nationwide approach to Federal, State, local and tribal governments to work together more effectively and efficiently to prevent, prepare for, respond to and recover from domestic incidents, regardless of cause, size or complexity; and

WHEREAS, “The New Jersey Civilian Defense and Disaster Control Act” App.A9-33 et. seq., provides for the health, safety, and welfare of the people of the State of New Jersey during any emergency by centralizing control of all civilian activities having to do with such emergency giving the Governor control over the resources of each and every political subdivision to cope with any condition that shall arise out of such emergency; and,

WHEREAS, the Director of the Division of Fire Safety in the Department of Community Affairs promulgated rules in accordance with the “Fire Service Resource Emergency Deployment Act,” N.J.A.C. 52:14E-11 et. seq., commonly referred to as the “Fire Service Resource Emergency Deployment Regulations” N.J.A.C. 5:75A et. seq.; and

WHEREAS, the Governing Body of the Township of West Windsor deems it to be in the best interest of the Township of West Windsor to enter into a Mutual Aid and Assistance Agreement with participating units throughout Mercer County and all of their departments, authorities, boards, commissions and other functions under the auspice of each participating unit including but not limited to, law enforcement, public works, emergency medical services, fire departments, emergency management, human services, hazardous materials response units, technical or special operations teams, Community Emergency Response Team (“CERT”) members, Medical Reserve Corps (“MRC”) members or other volunteers and other jurisdictions defined as “local governments” in the Homeland Security Act of 2002; and

WHEREAS, N.J.S.A 40A:14-26 and 156.1 et seq. authorizes interjurisdictional mutual aid; and

WHEREAS, the Governing Body of The Township of West Windsor and the Participating Units recognize the benefit of entering into an agreement for mutual aid and assistance with each other to protect against loss, damage or destruction by fire, civil unrest, hazardous material, major criminal or emergency events, natural and man-made disaster or catastrophe and to address those situations when additional aid and assistance is needed to protect the best interest of the persons and property of each individual jurisdiction.

NOW, THEREFORE, BE IT RESOLVED, that the Intra-County Mutual Aid and Assistance Agreement between the Township of West Windsor and Participating Units be and same hereby accepted.

BE IT FURTHER RESOLVED, that the Mayor, Emergency Management Coordinator, and Municipal Clerk are authorized to execute the Intra-County Mutual Aid and Assistance Agreement.

BE IT FURTHER RESOLVED, that Municipal Clerk shall forward two (2) certified true copies of this resolution and accompanying agreement to the County of Mercer Office of Emergency Management.

Adopted: June 13, 2022

I hereby certify that the above Resolution was adopted by the West Windsor Township Council at their meeting held on the 13<sup>th</sup> day of June 2022.

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Gay M. Huber  
Township Clerk  
West Windsor Township

RESOLUTION PERMITTING THE TOWNSHIP OF WEST WINDSOR  
TO ACCEPT AN EQUIPMENT DONATION FROM PLAINSBORO VOLUNTEER FIRE  
COMPANY #1 AND APPROVAL OF MOU BETWEEN PLAINSBORO VOLUNTEER FIRE  
COMPANY #1 AND WEST WINDSOR TOWNSHIP

WHEREAS, the Plainsboro Volunteer Fire Company #1 has one 2005 ALU trailer,  
VIN# 1N9CG 16245 E1677 58, it wishes to make available to the Township  
of West Windsor, awarded on a first come first serve basis at no cost; and,

WHEREAS, this trailer is in used condition and is not warrantied; and,

WHEREAS, the Plainsboro Volunteer Fire Company #1 is willing to transfer ownership of  
this trailer to the Township of West Windsor for police use with the  
understanding and acknowledgement that the trailer has not been inspected  
and certified by the Plainsboro Volunteer Fire Company #1; and,

WHEREAS, the Township of West Windsor acknowledges their responsibility and liability  
for licensing, operation and certification of the trailer; and,

WHEREAS, the Township of West Windsor agrees to assume responsibility, defend,  
hold harmless and indemnify the Plainsboro Volunteer Fire Company #1 from  
any and all liability for any personal injuries, property damage and/or damage  
to other vehicles caused by or related to the transfer of ownership of this trailer  
to the Township of West Windsor for the use, possession and control of said  
trailer.

NOW THEREFORE, BE IT RESOLVED that the Township Council of the Township of  
West Windsor shall accept the donation of the trailer "AS IS" Condition; and

BE IT FURTHER RESOLVED that the Township Council does hereby authorize the Mayor  
and Township Clerk to execute Memorandum of Understanding and all  
documents necessary to effectuate the donation from the Plainsboro Volunteer  
Fire Company #1.

Adopted: June 13, 2022

I hereby certify that the above resolution was adopted by the West Windsor Township Council at  
their meeting held on the 13th day of June, 2022.

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Gay M. Huber  
Township Clerk  
West Windsor Township

2022-06

ORDINANCE AMENDING AND SUPPLEMENTING THE CODE OF THE TOWNSHIP OF WEST WINDSOR ESTABLISHING PROCEDURE FOR THIRD PARTY HIRING OF POLICE OFFICERS AND AMENDING CHAPTER 82 "FEES" SECTION 82-18 POLICE OF THE TOWNSHIP CODE

WHEREAS, the Township of West Windsor permits its police officers to engage in off-duty special police work ("extra work"), as is provided for in the "Agreement Between the Township of West Windsor, the West Windsor Police Superior Officers Association (SOA) and West Windsor PBA Local 271 A/K/A New Jersey State Policeman's Benevolent Association Local 271 West Windsor" ("PBA Agreement"); and

WHEREAS, the Mayor and Township Council of the Township of West Windsor desire to implement and codify a procedure for the hiring of its police officers to engage in extra work to ensure fairness and efficiency.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE TOWNSHIP OF WEST WINDSOR, THAT:

Section 82-18 Police of the Code of the Township shall be amended as follows:

§H. Police Officer Extra Work

1. Pursuant to the Superior Officers Association (SOA) Agreement and the PBA Local 271 Agreement, police officers are permitted to engage in "extra work," which is defined as "services in the nature of special or private police duty provided by employees in their off-duty hours to individuals, groups, clubs institutions and others who make payment for such services, and which services the Township is not expected or obligated to provide as a normal police function (e.g. traffic duty, security at private parties or events, club or school dances, football games, etc.)."

2. No employee shall be required or compelled to work extra work.

3. All requests by prospective employers shall be submitted through the Office of the Chief of Police, or his designee, within the Police Department. The Township may engage a third-party intermediary to schedule extra work assignments for police officers.

4. The hourly cost shall consist of a special hourly rate agreed upon by the Township and the recognized collective bargaining units to be paid to officers working extra work assignments, plus a reasonable administrative fee, which covers the administrative cost, overhead and out-of-pocket expenses to the Township for providing the service, including any fees owed to third-party contractors.

5. All other details concerning extra work shall be as set forth in the operative Superior Officers Association (SOA) Agreement and the PBA Local 271 Agreement.

Section 2. Repealer. All ordinances or parts thereof inconsistent herewith are repealed as to such inconsistencies.

Section 3. Severability. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

Section 4. The ordinance shall take effect upon its passage and publication.

INTRODUCTION:

PUBLIC HEARING:

ADOPTION:

MAYOR APPROVAL:

EFFECTIVE DATE: