

EAST WINDSOR TOWNSHIP COUNCIL

Tuesday, August 3, 2010

The meeting of the East Windsor Township Council was called to order by Mayor Janice S. Mironov at 8:00 p.m. on August 3, 2010.

Municipal Clerk Cindy A. Dye certified that the meeting was noticed in the Annual Meeting Notice. Notice was sent to the Trenton Times, filed with the Municipal Clerk and posted in the East Windsor Township Municipal Building, all on January 5, 2010. All requirements of the "Open Public Meetings Act" were satisfied.

Council Member Marsha Weinstein led the flag salute.

Present were: Mayor Janice S. Mironov, Deputy Mayor Marc Lippman, and Council Members Walter T. Daniels, Jr., Hector Duke, Alan Rosenberg, Perry Shapiro and Marsha Weinstein. Also present were Alan M. Fisher, Township Manager, Township Attorney David E. Orron and Municipal Clerk Cindy A. Dye.

Mayor Mironov requested a motion to amend the agenda to add Resolution R2010-170 Closed Session (Matters under Attorney-Client Privilege).

It was MOVED by WEINSTEIN and seconded by DANIELS to amend the agenda to add Resolution R2010-170 Closes Session (Matters under Attorney-Client Privilege).

ROLL CALL: Ayes – Daniels, Duke, Lippman, Rosenberg, Shapiro, Weinstein, Mironov
Nays - None

There being seven (7) ayes and no nays, to amend the agenda to add Resolution R2010-170 Closes Session (Matters under Attorney-Client Privilege).

PRESENTATIONS & PROCLAMATIONS:

Mayor Mironov announced that the proclamation for Tzofim Friendship Caravan -- July 29, 2010 was done at an outside event.

PUBLIC FORUM:

The following residents had questions regarding their tax assessments and the increase in their tax bills: Adam Blischke of 10C Dennison Drive; Michele Lyons of 10F Dennison Drive, William Lyons of 10F Dennison Drive, Darryl Dunlap of 389 Bolton Road and Robert Moder of R-7 Avon Drive.

Mayor Mironov stated that the Tax Assessor and Tax Collector are available this evening to meet with any residents. The Township does not set the assessments. The assessments are done through the direction of the State to the County Tax Board. The State of New Jersey sets up the system in determining property values. The firms used to do the revaluation have to be a State qualified firm. The County Tax Board is appointed by the Governor and the Tax Assessors are

accountable to the State County Tax Board for the performance of their function. Mayor Mironov indicated that the Township will follow-up regarding any person who did not receive the letter of assessment and if there are any recourse.

Mayor Mironov explained that the Township is still trying to get back the Energy Tax Receipts that the State decided to take. She explained how the Energy Tax Receipts supported the budget.

INTERVIEWS FOR BOARDS AND COMMISSIONS: None

MINUTES:

May 11, 2010 (School Budget)

It was MOVED by DUKE and seconded by ROSENBERG that the minutes of May 11, 2010 (School Budget) with revisions dated June 23, 2010 be approved.

ROLL CALL: Ayes – Daniels, Duke, Lippman, Rosenberg, Weinstein, Mironov
Nays – None
Abstain - Shapiro

There being six (6) ayes, no nays and one (1) abstention, the May 11, 2010 (School Budget) minutes with revisions dated June 23, 2010 were approved.

Mayor Mironov announced that the following minutes be rescheduled: February 16, 2010, March 2, 2010, March 16, 2010, March 25, 2010, June 15, 2010, July 6, 2010 and July 20, 2010.

RESOLUTIONS:

Resolution R2010-153 Approval of Purchase of Ammunition for the East Windsor Police Department

The Township Clerk read by title Resolution R2010-153.

Mayor Mironov indicated that this matter was carried from the last meeting.

It was MOVED by DUKE and seconded by LIPPMAN that Resolution R2010-153 be adopted.

ROLL CALL: Ayes – Daniels, Duke, Lippman, Rosenberg, Shapiro, Weinstein, Mironov
Nays - None

There being seven (7) ayes and no nays, Resolution R2010-153 was adopted.

Resolution R2010-161 Approval of Filing of Application with New Jersey Department of Transportation Under FY2011 Local Municipal Aid Program for Twin Rivers Drive and Twin Rivers Drive North

The Township Clerk read by title Resolution R2010-161.

Mayor Mironov indicated that the grant applications were discussed at the last meeting. At that time the Council selected three applications. She requested that the applications be revisited and the data sheet to be rewritten as appropriate and to spell check the application. She indicated that the application name should indicate "from Twin Rivers Drive and Twin Rivers Drive North, from Jamestown Road and Twin Rivers Drive North to Evanston Drive and Twin Rivers Drive, excluding NJDOT right-a-way at Route 33." She indicated that there are a number of changes and misspellings. Those corrections will be left.

It was MOVED by ROSENBERG and seconded by DANIELS that Resolution R2010-161 be adopted with the changes suggested by Mayor Mironov.

ROLL CALL: Ayes – Daniels, Duke, Lippman, Rosenberg, Shapiro, Weinstein, Mironov
Nays - None

There being seven (7) ayes and no nays, Resolution R2010-161 was adopted with the changes suggested by Mayor Mironov.

Resolution R2010-162 Approval of Filing of Application with New Jersey Department of Transportation Under FY2011 Local Bikeway Program for the Disbrow Hill Bike Path

The Township Clerk read by title Resolution R2010-162.

Mayor Mironov indicated that for this and the next applications, letters of support were received. She stated that she was not sure if they were still usable, and reminded staff that letters of support needed to be obtained and submitted for both applications in a timely fashion.

It was MOVED by DANIELS and seconded by DUKE that Resolution R2010-162 be adopted.

ROLL CALL: Ayes – Daniels, Duke, Lippman, Rosenberg, Shapiro, Weinstein, Mironov
Nays - None

There being seven (7) ayes and no nays, Resolution R2010-162 was adopted.

Resolution R2010-163 Approval of Filing of Application with New Jersey Department of Transportation Under FY2011 Safe Streets to Transit Program for the Route 571 Sidewalk Extension

The Township Clerk read by title Resolution R2010-163.

Mayor Mironov again directed that the Township Manager obtain letters of support. It was MOVED by ROSENBERG and seconded by LIPPMAN that Resolution R2010-163 be adopted.

ROLL CALL: Ayes – Daniels, Duke, Lippman, Rosenberg, Shapiro, Weinstein, Mironov
Nays - None

There being seven (7) ayes and no nays, Resolution R2010-163 was adopted.

Resolution R2010-164 Chapter 159 – Amending the 2010 Municipal Budget Providing an Item of Revenue and Appropriation for the Over the Limit Under Arrest 2010 Statewide Crackdown Grant

The Township Clerk read by title Resolution R2010-164.

It was MOVED by WEINSTEIN and seconded by SHAPIRO that Resolution R2010-164 be adopted.

ROLL CALL: Ayes – Daniels, Duke, Lippman, Rosenberg, Shapiro, Weinstein, Mironov
Nays - None

There being seven (7) ayes and no nays, Resolution R2010-164 was adopted.

Resolution R2010-165 Chapter 159 – Amending the 2010 Municipal Budget Providing an Item of Revenue and Appropriation for the 2010 Delaware Valley Regional Planning Commission TCDI Project

The Township Clerk read by title Resolution R2010-165.

It was MOVED by ROSENBERG and seconded by SHAPIRO that Resolution R2010-165 be adopted.

ROLL CALL: Ayes – Daniels, Duke, Lippman, Rosenberg, Shapiro, Weinstein, Mironov
Nays - None

There being seven (7) ayes and no nays, Resolution R2010-165 was adopted.

Resolution R2010-166 Authorizing Change Order No. 1 and Final with S. Brothers, Inc. for Twin Rivers Drive North Roadway Improvements

The Township Clerk read by title Resolution R2010-166.

Mayor Mironov indicated that this was in connection with the \$316,000 grant that the Township received to make roadway improvements to Twin Rivers Drive North. The application this evening would allow us to complete the Twin Rivers perimeter.

It was MOVED by WEINSTEIN and seconded by DUKE that Resolution R2010-166 be adopted.

Mayor Mironov stated that this change order formalizes the change from Probasco Road to Greenwich to Probasco Road to the area of Jamestown Road due to great pricing

ROLL CALL: Ayes – Daniels, Duke, Lippman, Rosenberg, Shapiro, Weinstein, Mironov
Nays - None

There being seven (7) ayes and no nays, Resolution R2010-166 was adopted.

Resolution R2010-167 Approval of Purchase of Computer and Network Maintenance
Services for the East Windsor Municipal Building

The Township Clerk read by title Resolution R2010-167.

It was MOVED by LIPPMAN and seconded by ROSENBERG that Resolution R2010-167 be adopted.

ROLL CALL: Ayes – Daniels, Duke, Lippman, Rosenberg, Shapiro, Weinstein, Mironov
Nays - None

There being seven (7) ayes and no nays, Resolution R2010-167 was adopted.

Mayor Mironov requested that the Township Manager provide the total amount that was spent this past year for this purchase.

Mayor Mironov directed that the Municipal Clerk and Manager review the state of all contracts and that we have a full calendar of when contracts due.

Resolution R2010-168 Approval of Contract for Software Maintenance for the Police
Department with Spillman Data Systems, Inc.

The Township Clerk read by title Resolution R2010-168.

It was MOVED by ROSENBERG and seconded by SHAPIRO that Resolution R2010-168 be adopted.

ROLL CALL: Ayes – Daniels, Duke, Lippman, Rosenberg, Shapiro, Weinstein, Mironov
Nays - None

There being seven (7) ayes and no nays, Resolution R2010-168 was adopted.

Resolution R2010-169 Approval of Professional Services Agreement for Professional
Surveying Services for 120 Disbrow Hill Road

The Township Clerk read by title Resolution R2010-169.

It was MOVED by ROSENBERG and seconded by DUKE that Resolution R2010-169 be adopted.

ROLL CALL: Ayes – Daniels, Duke, Lippman, Rosenberg, Shapiro, Weinstein, Mironov
Nays - None

There being seven (7) ayes and no nays, Resolution R2010-169 was adopted.

Resolution R2010-170 Closed Session (Matters Under Attorney-Client Privilege)

The Township Clerk read by title Resolution R2010-170.

It was MOVED by WEINSTEIN and seconded by DUKE that Resolution R2010-170 be adopted.

ROLL CALL: Ayes – Daniels, Duke, Lippman, Rosenberg, Shapiro, Weinstein, Mironov
Nays - None

There being seven (7) ayes and no nays, Resolution R2010-170 was adopted.

APPLICATIONS: None

REPORTS BY COUNCIL AND STAFF:

Council Member Shapiro indicated that the Planning Board met on August 2. There were three items listed on the agenda. The applications were for upgrading the Target store, a sign for the Hampton Inn and new elevations for Windsor Cove (Pulte Homes).

Mayor Mironov indicated that the Clean Communities Committee met on July 29. They are looking to have another Recycling Day, possibly on October 9. There will also be a clean-up day. They are also finalizing the details for the suggestion box contest for the middle school.

CORRESPONDENCE: None

APPOINTMENTS:

Mayor Mironov recommended that Vicky Richards be appointed to the Recreation Commission with an unexpired term of December 31, 2012 and that Diane Suznovich be appointed to the Recreation Commission with an unexpired term of December 31, 2010.

It was MOVED by DUKE and seconded by ROSENBERG to appointed Vicky Richards to an unexpired term of December 31, 2012 and Diane Suznovich to an unexpired term of December 31, 2010 to the Recreation Commission.

ROLL CALL: Ayes – Daniels, Duke, Lippman, Rosenberg, Shapiro, Weinstein, Mironov
Nays - None

There being seven (7) ayes and no nays, that Vicky Richards be appointed to the Recreation Commission with an unexpired term of December 31, 2012 and that Diane Suznovich be appointed to the Recreation Commission with an unexpired term of December 31, 2010.

Mayor Mironov appointed Ming Yang as an auxiliary member to the Environmental Commission with a term expiring December 31, 2010 and Harish Padmasola as an auxiliary member to the Economic Development Committee with a term expiring December 31, 2010.

APPROVAL OF BILLS:

Listed for approval were a current 2010 bill list, dated July 29, 2010, current 2009 bill list dated July 29, 2010, and a capital bill list dated July 29, 2010, as well as other miscellaneous and trust account bill lists.

It was MOVED by SHAPIRO and seconded by LIPPMAN that the bills be approved.

ROLL CALL: Ayes – Daniels, Duke, Lippman, Rosenberg, Shapiro, Weinstein, Mironov
Nays - None

There being seven (7) ayes and no nays, bills were approved.

MATTERS BY COUNCIL:

Mayor Mironov indicated that the second Council meeting has been canceled. She reminded everyone that Cedarville Road is closed due to major work by the County. The Township will be following up with other improvements.

MATTERS BY PUBLIC: None

DISCUSSION ITEMS AND COUNCIL ACTION WHERE APPROPRIATE:

1. 2010 Municipal Capital Projects

Ordinance No. 2010-8

Bond Ordinance Providing for Various Capital Improvements of the Township of East Windsor, in the County of Mercer, New Jersey, Appropriating the Aggregate Amount of \$520,000 Therefor and Authorizing the Issuance of \$494,000 Bonds or Notes of the Township to Finance Part of the Cost Thereof the Township Clerk read by title Ordinance No. 2010-8.

The Township Clerk read by title Ordinance No. 2010-8.

Mayor Mironov indicated that a corrected ordinance was in their materials for this evening. The primary purpose of the ordinance is to allow us to proceed with Cedarville Road.

It was MOVED by DANIELS and seconded by DUKE to approve Ordinance No. 2010-8 on introduction, authorize publication to set public hearing for September 7, 2010.

ROLL CALL: Ayes – Daniels, Duke, Lippman, Rosenberg, Shapiro, Weinstein, Mironov
Nays - None

There being seven (7) ayes and no nays, to approve Ordinance No. 2010-8 on introduction, authorize publication to set public hearing for September 7, 2010.

2. Open Space Acquisitions

Ordinance No. 2010-9

An Ordinance of the Township of East Windsor, in the County of Mercer, New Jersey, Appropriating \$1,630,000 Expected to be Received from the State of New Jersey Department of Environmental Protection, the New Jersey Turnpike Authority, Mercer County and Windsor Green Space, Inc. to be Used for the Acquisition of Property for Use as Open Space

The Township Clerk read by title Ordinance No. 2010-9.

Mayor Mironov indicated that there is a revised ordinance in their materials for this evening. The ordinance is to appropriate funds for the open space project that the Council has approved as well as one that is in progress. None of the money is from local property tax money or budget money. The money is from grants and contributed funds. This is a fully funded ordinance.

It was MOVED by WEINSTEIN and seconded by ROSENBERG to approve Ordinance No. 2010-9 on introduction, authorize publication and set public hearing for September 7, 2010.

ROLL CALL: Ayes – Daniels, Duke, Lippman, Rosenberg, Shapiro, Weinstein, Mironov
Nays - None

There being seven (7) ayes and no nays, to approve Ordinance No. 2010-9 on introduction, authorize publication and set public hearing for September 7, 2010.

3. “Operation Take Back New Jersey”: Expired Prescription Medication Drop-Off Program

Mayor Mironov indicated that she does not feel the name is appropriate. The program is about dropping off expired prescriptions. She indicated that she recommends that the Township participates; however, she indicated that she would like to use a different name when advertising the program.

The Township Council unanimously concurred to participate in the program.

4. New Jersey Turnpike Widening Project: Reforestation Commitments

Mayor Mironov stated that the remaining materials in the Council folders are regarding the New Jersey Turnpike and reforestation. This is also listed as a closed session item. A report may be able to be given by the end of the week regarding the status of this subject.

There being no further business Mayor Mironov adjourned the meeting at 8:55 p.m.

Cindy A. Dye
Municipal Clerk

Janice S. Mironov
Mayor