

EAST WINDSOR TOWNSHIP COUNCIL

Tuesday, January 26, 2010

The meeting of the East Windsor Township Council was called to order by Mayor Janice S. Mironov at 8:00 p.m. on January 26, 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 Perry Shapiro 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.

PRESENTATIONS & PROCLAMATIONS: None

PUBLIC FORUM: None

INTERVIEWS FOR BOARDS AND COMMISSIONS:

Michael Baskin of 14 Wickham Lane stated he was most interested in serving on the Recreation Committee and the Economic Development Committee.

Magregoir Simeon of 140 Wyndmoor Drive stated that he was interested in serving on the Transportation Commission, the Economic Development Committee, or the Planning Board.

MINUTES:

November 4, 2009

It was MOVED by DANIELS and seconded by ROSENBERG that minutes of November 4, 2009 be approved.

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

There being seven (7) ayes and no nays, the minutes of November 4, 2009 were approved.

Mayor Mironov stated that the October 20, 2009 and November 16, 2009 minutes would be held. She stated that the December 1, 2009, December 15, 2009, January 1, 2010, January 12, 2009, and January 12, 2009 (closed session) minutes would be rescheduled.

RESOLUTIONS:

Resolution R2010-18

Appointment of Member to East Windsor Municipal Utilities Authority

The Township Clerk read by title Resolution R2010-18.

Mayor Mironov stated that while the appointment was done at the reorganization meeting, the appointment requires a resolution.

It was MOVED by WEINSTEIN and seconded by DANIELS that Resolution R2010-18 be adopted.

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

There being seven (7) ayes and no nays, Resolution R2010-18 was adopted.

Resolution R2010-19 Approval of Professional Services Agreement for Township Attorney

The Township Clerk read by title Resolution R2010-19.

It was MOVED by WEINSTEIN and seconded by ROSENBERG that Resolution R2010-19 be adopted.

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

There being seven (7) ayes and no nays, Resolution R2010-19 was adopted.

Resolution R2010-20 Approval of Professional Services Agreement for Bond Counsel

The Township Clerk read by title Resolution R2010-20.

Mayor Mironov stated that there was a recommendation from the Township Manager and the appointment was done through the fair and open process.

It was MOVED by WEINSTEIN and seconded by LIPPMAN that Resolution R2010-20 be adopted.

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

There being seven (7) ayes and no nays, Resolution R2010-20 was adopted.

Resolution R2010-21 Approval of Professional Services Agreement for Financial Auditing Services

The Township Clerk read by title Resolution R2010-21.

Mayor Mironov stated that the appointment was done through the fair and open process and that the fees were same as the previous year.

It was MOVED by SHAPIRO and seconded by ROSENBERG that Resolution R2010-21 be adopted.

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

There being seven (7) ayes and no nays, Resolution R2010-21 was adopted.

Resolution R2010-22 Approval of Professional Services Agreement for Township Planner

The Township Clerk read by title Resolution R2010-22.

Mayor Mironov stated that the appointment was done through the fair and open process and that the fees were same as the previous year, although fees are paid through developer escrow fees.

It was MOVED by WEINSTEIN and seconded by DANIELS that Resolution R2010-22 be adopted.

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

There being seven (7) ayes and no nays, Resolution R2010-22 was adopted.

Resolution R2010-23 Approval of Professional Services Agreement for Landscape Architect

The Township Clerk read by title Resolution R2010-23.

Mayor Mironov stated that the appointment was done through the fair and open process and that the fees were same as the previous year, although fees are paid through developer escrow fees.

It was MOVED by ROSENBERG and seconded by LIPPMAN that Resolution R2010-23 be adopted.

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

There being seven (7) ayes and no nays, Resolution R2010-23 was adopted.

Resolution R2010-24 Award of Contract to Schaefer Pyrotechnics for Independence Day Fireworks

The Township Clerk read by title Resolution R2010-24.

Mayor Mironov stated that under the “Now, therefore”, in the first paragraph, the dates needed to be fixed. She noted this was paid for from the recreation trust.

It was MOVED by SHAPIRO and seconded by DUKE that Resolution R2010-24 be adopted with changes.

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

There being seven (7) ayes and no nays, Resolution R2010-24 was adopted with changes.

Resolution R2010-25 Consenting to a Tax Exemption and In-Lieu Tax Payment Agreement for New Jersey Turnpike Authority Cell Tower

The Township Clerk read by title Resolution R2010-25.

Mayor Mironov stated that Council had a memorandum from her explaining the tax agreement. She noted the memorandum states that the assessor assessed the property, which is a Turnpike-owned cell tower, and a tax appeal was filed claiming the property is tax-exempt. She stated that in the course of discussions involving the Turnpike widening project, the Authority agreed to make a one-time tax payment.

Mayor Mironov stated on page 2 of the settlement agreement, no. 3, there was a typo in the amount of the agreement.

It was MOVED by DUKE and seconded by ROSENBERG that Resolution R2010-25 be adopted with changes.

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

There being seven (7) ayes and no nays, Resolution R2010-25 was adopted with changes.

Resolution R2010-26 Closed Session (Contract Negotiations: Interlocal Services Agreement with Hightstown Borough for Senior Program/Center Services) (Collective Bargaining: Teamsters Local Union 676; Communication Works of America Local 1032; Superior Officers Local 191; Policemen’s Benevolent Association

The Township Clerk read by title Resolution R2010-26.

It was MOVED by ROSENBERG and seconded by LIPPMAN that Resolution R2010-26 be adopted.

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

There being seven (7) ayes and no nays, Resolution R2010-26 was adopted.

APPLICATIONS: None

REPORTS BY COUNCIL AND STAFF:

Ms. Weinstein stated that the Environmental Commission had met and elected a new chairperson, Ron Balint.

Mr. Shapiro stated that the Planning Board met and re-elected Chairperson Ed Kelley. Also, preliminary approval was given for the Promenade at East Windsor, a development on Route 33.

Mr. Rosenberg stated that the Recreation Commission met and discussed several upcoming events.

CORRESPONDENCE: None

APPOINTMENTS:

Mayor Mironov appointed members to the Municipal Drug Alliance The appointments were: Detective Joseph Gorski, Bershane Grimsley, Robert Held, Luz Horta, Keith Jackson, Eugene Lambert, Evelyn McCleod, Sharon Menchaca, Kay Morales, Alicia Ribeca, Lydia Santoni-Williams, Hillary Stryker, Jessica Nitti, Maria Melora, Wayne Varga, Al Werner and Brenda Werner.

APPROVAL OF BILLS:

Listed for approval were a current 2009 bill list dated January 21, a current 2010 bill list dated January 21, and a capital bill list dated January 21, as well as other miscellaneous and trust account bill lists.

Mayor Mironov asked that certain items on pages 2 and 6 of the current 2009 bill list to be pulled until further information was received.

It was MOVED by LIPPMAN and seconded by DANIELS be approved with changes.

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

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

MATTERS BY COUNCIL:

Mayor Mironov asked all Council Members to reserve Tuesday, February 23, Thursday, February 25, and Saturday, February 27. She reminded everyone that the Township food drive was still going on and stated everyone should be encouraged to drop off items. She noted the drive would likely be extended some weeks.

Mayor Mironov stated there were reports from the Tax Collector for the period ending December 15, 2009 and the period ending January 11, 2010.

Mayor Mironov stated there was a letter from T&M Associates dated January 4, 2010 showing the contribution calculator for the Infrastructure Improvement Fund for 2010. She also stated there was letter dated January 15 from the state DEP Division of Clerks awarding the Township \$7,000.00 from the 2009 Business Stimulus Fund for the tree-trimming project. Also received was a January 7 letter from the NJDOT indicated that the Township has not been awarded Safe Streets to Transit fund monies, as well as a January 6 letter from the NJDOT acknowledging receipt of the Local Aid Bike-Aid Program application stating the program has not been funded. She stated there was a letter from Senator Turner acknowledging the Township letter regarding the "Time of Decision" legislation. Also received was a letter of resignation from Bill Fox from the Recreation Commission.

MATTERS BY PUBLIC: None

DISCUSSION ITEMS AND COUNCIL ACTION WHERE APPROPRIATE:

1. PSE&G Energy Audits of Municipal Buildings: Lighting
Resolution R2009-27 Authorizing Execution of Energy Efficient Upgrade Agreements with PSE&G for the East Windsor Township municipal building, senior center, police station, and public works garage

Mayor Mironov stated that these audits dealt with lighting. She stated that PSE&G pays 80% of the costs incurred by townships acting on the recommendations of the audits. She stated that the first phase is lighting, and the second, HVAC and mechanical systems. She stated that the Public Works Director reviewed the final reports and concurs with the proposed suggestions, which would lead to an annual savings of \$32,810 in energy bills. She noted the 20% to be paid by the Township would amount to \$22,990, which would be paid over 2 years with no interest. She stated they are still waiting for the HVAC/mechanical systems audit.

It was MOVED by SHAPIRO and seconded by DANIELS that Resolution R2010-27 be adopted.

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

There being seven (7) ayes and no nays, Resolution R2010-27 was adopted.

2. Township Summer Concerts/Movie in the Park Program

Mayor Mironov stated that more information was available, and noted there was a memorandum dated January 14, which she felt was lacking information. She also felt an overview was needed, including a calendar and a budget.

Mr. Daniels inquired about the Jimmy and the Parrots band.

Mayor Mironov stated she supported Neil and the Diamonds, provided a renegotiation was done. She stated that she had previously suggested holding a movie night and inviting a local band to play to encourage participation by younger residents. She stated Council should have a proposal by the next Friday with a calendar, possible bands, and a tentative budget.

Mr. Lippman stated the memorandum mentioned that several local bands were contacted and stated that he would like follow-up information on these calls.

Mayor Mironov indicated that the Council would be going into closed session and did not anticipate coming back into open session this evening.

There being no further business Mayor Mironov adjourned the meeting at 8:57 p.m.

CINDY A. DYE
MUNICIPAL CLERK

JANICE S. MIRONOV
MAYOR