

## **EAST WINDSOR TOWNSHIP COUNCIL**

Tuesday, May 4, 2010

The meeting of the East Windsor Township Council was called to order by Mayor Janice S. Mironov at 8:20 p.m. on May 4, 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.

East Windsor Detective Eric Lion 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:**

Presentation by Justin Bianchini, Boy Scout Troop 59, of Proposed Eagle Scout Project

Mayor Mironov noted that the Council all had copies of Justin Bianchini's proposal.

Justin Bianchini described his project in detail to the Mayor and Council. Justin indicated that he would be replacing the wood tot lot perimeters at Woods Road Park.

Council Member Daniels recommended that Justin check with Home Depot as they have a grant program for non-profits, which may help with the cost of the project.

Mayor Mironov indicated that this project will be a tremendous value to the town. She commended Justin on his project and presentation.

It was MOVED by ROSENBERG and seconded by DUKE that the project be endorsed.

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

There being seven (7) ayes and no nays, the project be endorsed.

### **PUBLIC FORUM:**

Mayor Mironov opened the meeting to the public.

The following people discussed the health benefits for retirees provided by the Township: Peter Rossi, retired East Windsor Police Officer; Bill Froelich, retired East Windsor Police Office and Joe Boaeviso, retired East Windsor Police Office.

There being no further comment, Mayor Mironov closed the public portion of the meeting.

**INTERVIEWS FOR BOARDS AND COMMISSIONS:** None

**MINUTES:**

March 25, 2010 (Closed Session)

It was MOVED by DUKE and seconded by DANIELS that the minutes of March 25, 2010 (Closed Session) minutes be approved.

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

There being seven (7) ayes and no nays, the March 25, 2010 (Closed Session) minutes were approved.

Mayor Mironov indicated that the following minutes would be rescheduled: January 12, 2010, January 26, 2010, February 2, 2010, February 16, 2010, March 2, 2010, March 16, 2010, March 25, 2010, April 6, 2010 and April 20, 2010.

**ORDINANCES – INTRODUCTION:**

**Ordinance 2010-03** An Ordinance of the Township of East Windsor, in the County of Mercer, New Jersey, Reappropriating \$5,000.00 Proceeds of Obligations Not Needed for their Original Purposes in Order to Provide for Repairs to Fire Bay Doors on Volunteer Fire Company District 2 Firehouse on Twin Rivers Drive

The Township Clerk read by title Ordinance No.2010-3.

Mayor Mironov indicated that the quote is lightly under the reappropriation. She asked Mr. Fisher that if there is money left over, does it matter that the money is left in this ordinance or the original appropriation.

Mr. Fisher indicated that it does not.

It was MOVED by ROSENBERG and seconded by WEINSTEIN to approve on introduction, authorize publication to set public hearing for June 1, 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. 2010-3 on introduction, authorization to set public hearing for June 1, 2010.

**RESOLUTIONS:**

**Resolution R2010-84**            Opposing Senate Bill S-458 Authorization for the Transfer of the Responsibility for the Assessment and Collection of Real Property Taxes, Animal Control Services and Public Health Services from Municipalities to the County

The Township Clerk read by title Resolution R2010-84.

Mayor Mironov indicated that the Township received communication on this from the New Jersey State League of Municipalities as well as the Tax Collectors/Treasurers Association. This was carried from the previous meeting because the original resolution did not express the Council's sentiments on the bill.

It was MOVED by SHAPIRO and seconded by DANIELS that Resolution R2010-84 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 R2010-84 was adopted.

**Resolution R2010-85**            Approval of Professional Services Agreement for Engineering Services for Cedarville Road with BANC3, Inc.

The Township Clerk read by title Resolution R2010-85.

Mayor Mironov indicated that this was previously discussed and determined to undertake some work on Cedarville Road. A recommendation was received from the Public Works Director.

It was MOVED by LIPPMAN and seconded by DUKE that Resolution R2010-85 be adopted.

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

There being seven (7) ayes and no nays, Resolution R2010-85 was adopted.

**Resolution R2010-86**            Approval of Repair for East Windsor Municipal Building HVAC System with SG Heating and Air Conditioning

The Township Clerk read by title Resolution R2010-86.

Mayor Mironov indicated that there was a recommendation from the Public Works Director. This is coming out of capital funds, not out of the operating budget.

It was MOVED by WEINSTEIN and seconded by ROSENBERG that Resolution R2010-86 be adopted.

Mayor Mironov noted that there is something that needs to be done with the regulation of the temperature in the building.

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

There being seven (7) ayes and no nays, Resolution R2010-86 was adopted.

**Resolution R2010-87**            Approval of Purchase of Uniforms for the East Windsor Public Works Department with Professional Service Wear

The Township Clerk read by title Resolution R2010-87.

Mayor Mironov indicated that there is a recommendation from the Director of Public Works and the Township Manager. Mayor Mironov noted that the memo has several mis-numbered items and requested that they be corrected for the record.

It was MOVED by DANIELS and seconded by ROSENBERG that Resolution R2010-87 be adopted.

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

There being seven (7) ayes and no nays, Resolution R2010-87 was adopted.

**Resolution R2010-88**            Approval of Contract with JCP&L for Installation of Transformer for the Disbrow Hill Playing Fields

The Township Clerk read by title Resolution R2010-88.

Mayor Mironov indicated that there is a recommendation from the Director of Public Works and the Township Manager. This is in conjunction with the new playing fields at Disbrow Hill Road. This is grant funded through the Mercer at Play grant and State funds obtained.

It was MOVED by WEINSTEIN and seconded by DUKE that Resolution R2010-88 be adopted.

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

There being seven (7) ayes and no nays, Resolution R2010-88 was adopted.

**Resolution R2010-89** Authorizing Additional 2010 Temporary Budget Appropriations

Mayor Mironov requested that this resolution be held to the next meeting. The Council is in the process finalizing the budget. Expenses are being scrutinized.

**Resolution R2010-90** Amending Resolution R2010-54 Adopting the Provisions of Chapter 48 (N.J.S.A. 52:14.17.38) under which a Public Employer May Agree to Pay for the State Health Benefits Program (SHBP) Coverage of Certain Retirees

The Township Clerk read by title Resolution R2010-90.

Mayor Mironov indicated that this is a correction amendment.

It was MOVED by DANIELS and seconded by ROSENBERG that Resolution R2010-90 be adopted.

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

There being seven (7) ayes and no nays, Resolution R2010-90 was adopted.

**Resolution R2010-91** Approval of Professional Services Agreement for Property Tax Appraisal Services

The Township Clerk read by title Resolution R2010-91.

Mayor Mironov indicated that there is recommendation from the Township Manager. This is being charged to the capital, not the operating budget.

It was MOVED by LIPPMAN and seconded by DANIELS that Resolution R2010-91 be adopted.

Mayor Mironov requested that a listed of tax appeals that have been filed be provided, separated out from tax court from county board appeals.

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

There being seven (7) ayes and no nays, Resolution R2010-91 was adopted.

**Resolution R2010-92**            Approval of Professional Services Agreement for Special Tax  
Counsel

The Township Clerk read by title Resolution R2010-92.

Mayor Mironov indicated that there is a recommendation from the Township Manager.

It was MOVED by SHAPIRO and seconded by DUKE that Resolution R2010-84 be adopted.

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

There being seven (7) ayes and no nays, Resolution R2010-92 was adopted.

**Resolution R2010-93**            Approval of Professional Services Agreement for Labor Counsel  
with Michael J. Herbert, Esq. of Herbert, Van Ness, Cayci & Goodell

The Township Clerk read by title Resolution R2010-93.

Mayor Mironov indicated that there is a recommendation from the Township Manager.

It was MOVED by DANIELS and seconded by WEINSTEIN that Resolution R2010-93 be adopted.

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

There being seven (7) ayes and no nays, Resolution R2010-93 was adopted.

**Resolution R2010-94**            Closed Session: (Collective Bargaining: Teamsters Local Union 676;  
Communication Workers of America Local 1032; Superior Officers' Local  
191; Policemen's Benevolent Association Local 191; Teamsters Local  
Union 469)

The Township Clerk read by title Resolution R2010-94.

It was MOVED by DUKE and seconded by ROSENBERG that Resolution R2010-94 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 R2010-94 was adopted.

**APPLICATIONS:** None

**REPORTS BY COUNCIL AND STAFF:**

Mayor Mironov indicated that the Clean Communities Committee met on April 29. The Adopt-a-Spot was reviewed. The Committee sponsored a program at the McKnight School. The Earth Day poster contest results were reviewed.

Recycling Day was held on May 1, which was a great success.

Stony Brook-Millstone Watershed Cleanup Day was held on May 2 at Anker Park.

**CORRESPONDENCE:** None

**APPOINTMENTS:** None

**APPROVAL OF BILLS:**

Listed for approval were vouchers approved for payment dated May 4, 2010, a current 2010 bill list, dated April 29, 2010, current 2009 bill list dated April 29, 2010, and a capital bill list dated April 29, 2010, as well as other miscellaneous and trust account bill lists.

Mayor Mironov requested that the bill on page 6, fourth bill, be pulled with a further explanation to be provided.

It was MOVED by DUKE and seconded by DANIELS be approved with the above noted changes.

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

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

**MATTERS BY COUNCIL:**

Mayor Mironov stated that the Township received a letter indicating that the Clean Communities grant fund monies were posted in the amount of \$39,226.61. A memo was received dated April 29 from the Principal Engineering Aid indicating that there will be a closure of the Lanning Boulevard linkage road in early May for approximately 10 days, or less.

**MATTERS BY PUBLIC:**

Mayor Mironov opened the meeting to the public.

The following people spoke about their concerns regarding the reduction of police officers: Wayne Hummel, President of PBA Local 191; Chief Joseph Michinsky of 36 Brooktree Road and Eric Lion, Delegate, PBA Local 191.

There being no further comment, Mayor Mironov closed the public portion of the meeting.

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

1. Traffic Calming Study for Dutch Neck Road

Mayor Mironov indicated that this is a project for which the Township received grant funding. Mayor Mironov recommended that the example boards be obtained for discussion.

Mayor Mironov indicated that there was a request in the area of Wilmor Drive and Dutch Neck Road that the signage be reviewed. Chief Spain did provide a report recommending upgrading the existing signage at that intersection. Mayor and Council concurred that the signage upgrade/replacement could move ahead.

2. 2010 Municipal Budget

Mayor Mironov indicated that this matter has not been reviewed since February as the Mayor and Council were waiting to see what the State was doing regarding funding. Since the State has blown a hole in our budget, the Township Manager and Finance Director will have to re-review the budget regarding salary, insurance, etc. Additional cuts will have to be made as a result of the Governor's cuts. The Manager has also been asked to start projecting for next year.

Mayor Mironov and Council Members reviewed the budget memos responding to their questions during the budget review process.

Mayor Mironov and Council Members requested additional and updated information. Mayor Mironov requested that the Township Manager find out where the County was regarding their budget.

There being no further business Mayor Mironov adjourned the meeting at 9:26 p.m.

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Cindy A. Dye  
Municipal Clerk

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Janice S. Mironov  
Mayor