

EAST WINDSOR TOWNSHIP COUNCIL

Tuesday, June 28, 2011

The meeting of the East Windsor Township Council was called to order by Mayor Janice S. Mironov at 8:00 p.m. on June 28, 2011.

Municipal Clerk Cindy A. Dye certified that the meeting was noticed in the Special 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 May 31, 2011. All requirements of the "Open Public Meetings Act" were satisfied.

Council Member Peter Yeager led the flag salute.

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

PRESENTATIONS & PROCLAMATIONS:

Drug and Alcohol Awareness Month -- "We Check for 21" Campaign

Mayor Mironov stated that this was Drug and Alcohol Awareness Month and stated that they were kicking off the Township "We Check for 21" Campaign. She noted that there is a great deal of participation from the license holders. She stated that the campaign conveyed a very important message to the community. She stated she was grateful for the community participation. She stated that there was a pledge that the license holders sign stating that they will check for 21. She acknowledged each of the signers and thanked them.

PUBLIC FORUM: None

INTERVIEWS FOR BOARDS AND COMMISSIONS: None

MINUTES:

January 18, 2011

It was MOVED by WEINSTEIN and seconded by SHAPIRO that the minutes of January 18, 2011, with revisions dated June 9, 2011, be approved.

ROLL CALL: Ayes –Rosenberg, Shapiro, Weinstein, Mironov
Nays – None
Abstain - Yeager

There being four (4) ayes, no nays and one (1) abstention, the January 18, 2011, with revisions dated June 9, 2011, were approved.

February 8, 2011

Mayor Mironov requested that on the bottom of page 2, Council Member Weinstein's name be corrected.

It was MOVED by ROSENBERG and seconded by WEINSTEIN that the minutes of February 8, 2011, be approved as corrected.

ROLL CALL: Ayes – Rosenberg, Shapiro, Weinstein, Mironov
Nays – None
Abstain - Yeager

There being four (4) ayes, no nays and one (1) abstention, the February 8, 2011 were approved as corrected.

March 22, 2011

It was MOVED by ROSENBERG and seconded by WEINSTEIN that the minutes of March 22, 2011, be approved.

ROLL CALL: Ayes –Rosenberg, Shapiro, Weinstein, Mironov
Nays – None
Abstain - Yeager

There being four (4) ayes, no nays and one (1) abstention, the March 22, 2011 were approved.

April 26, 2011

It was MOVED by YEAGER and seconded by SHAPIRO that the minutes of April 26, 2011, with revisions dated June 9, 2011, be approved.

ROLL CALL: Ayes –Shapiro, Weinstein, Yeager, Mironov
Nays – None
Abstain - Rosenberg

There being four (4) ayes, no nays and one (1) abstention, the April 26, 2011, with revisions dated June 9, 2011, were approved.

May 17, 2011

It was MOVED by SHAPIRO and seconded by ROSENBERG that the minutes of May 17, 2011, with revisions dated June 9, 2011, be approved.

ROLL CALL: Ayes –Rosenberg, Shapiro, Weinstein, Yeager, Mironov
Nays – None

There being five (5) ayes and no nays, the May 17, 2011, with revisions dated June 9, 2011 were approved.

Mayor Mironov requested that the June 9, 2011 be held.

ORDINANCE – PUBLIC HEARING:

Ordinance No. 2011-14 An Ordinance Authorizing the Acquisition of a Stormwater Detention Basin Lots Designated as Block 58, Lot 10.30, Block 58, Lot 10.32 and Block 58, Lot 10.48 and Future Roadway Lots Designated as Block 58, Lot 10.49 and Block 58, Lot 10.50 in the Grande at East Windsor from D.R. Horton, Inc.

The Township Clerk read by title Ordinance No. 2011-14.

Mayor Mironov indicated that this ordinance was introduced on June 9, 2011.

Mayor Mironov opened the public hearing for Ordinance No. 2011-14.

There being no public comment, Mayor Mironov closed the public hearing for Ordinance No. 2011-14.

It was MOVED by SHAPIRO and seconded by WEINSTEIN to adopt Ordinance No. 2011-14, authorize publication as required by law.

ROLL CALL: Ayes – Rosenberg, Shapiro, Weinstein, Yeager, Mironov
Nays – None

There being five (5) ayes and no nays, to adopt Ordinance No. 2011-14, authorize publication as required by law.

RESOLUTIONS:

Resolution R2011-136 Approval of Contract for Mechanical and Chemical Well Cleaning at Etra Lake Park with King George Enterprises, LLC

The Township Clerk read by title Resolution R2011-136.

It was MOVED by WEINSTEIN and seconded by SHAPIRO that Resolution R2011-136 be adopted.

ROLL CALL: Ayes –Rosenberg, Shapiro, Weinstein, Yeager, Mironov

Nays – None

There being five (5) ayes and no nays, Resolution R2011-136 was adopted.

Resolution R2011-137 Authorizing Cancellation of Resolution R2011-105 Pediatric Nurse Practitioner Services with Shacarah L. Forjour

The Township Clerk read by title Resolution R2011-137.

It was MOVED by ROSENBERG and seconded by WEINSTEIN that Resolution R2011-137 be adopted.

ROLL CALL: Ayes –Rosenberg, Shapiro, Weinstein, Yeager, Mironov

Nays – None

There being five (5) ayes and no nays, Resolution R2011-137 was adopted.

Resolution R2011-138 Approval of Professional Services Agreement for Pediatric Nurse Practitioner

The Township Clerk read by title Resolution R2011-138.

It was MOVED by YEAGER and seconded by ROSENBERG that Resolution R2011-138 be adopted.

ROLL CALL: Ayes –Rosenberg, Shapiro, Weinstein, Yeager, Mironov

Nays – None

There being five (5) ayes and no nays, Resolution R2011-138 was adopted.

Resolution R2011-139 Chapter 159 – Amending the 2011 Municipal Budget Providing an Item of Revenue and Appropriation for the New Jersey Transit Section 5307 Bus Grant

Resolution R2011-140 Chapter 159 – Amending the 2011 Municipal Budget Providing an Item of Revenue and Appropriation for the Hightstown Interlocal Shared Bus Services

Resolution R2011-141 Chapter 159 – Amending the 2011 Municipal Budget Providing an Item of Revenue and Appropriation for the Mercer County Transportation Bus Grant

The Township Clerk read by title Resolutions R2011-139, R2011-140 and R2011-141.

It was MOVED by SHAPIRO and seconded by ROSENBERG that Resolutions R2011-139, R2011-140 and R2011-141 be adopted.

ROLL CALL: Ayes –Rosenberg, Shapiro, Weinstein, Yeager, Mironov
Nays – None

There being five (5) ayes and no nays, Resolutions R2011-139, R2011-140 and R2011-141 were adopted.

Resolution R2011-142 Approval of Purchase of Computer and Network Maintenance Services for the East Windsor Municipal Building

The Township Clerk read by title Resolution R2011-142.

It was MOVED by SHAPIRO and seconded by YEAGER that Resolution R2011-142 be adopted.

ROLL CALL: Ayes –Rosenberg, Shapiro, Weinstein, Yeager, Mironov
Nays – None

There being five (5) ayes and no nays, Resolution R2011-142 was adopted.

Resolution R2011-143 Approval of Developers Agreement with NJR Clean Energy Ventures Corporation (McGraw Hill Companies Solar Array)

The Township Clerk read by title Resolution R2011-143.

Mayor Mironov stated that the correct numbers needed to be inserted for page 2, paragraphs 3 and 4.

It was MOVED by ROSENBERG and seconded by WEINSTEIN that Resolution R2011-143 be adopted as corrected.

ROLL CALL: Ayes –Rosenberg, Shapiro, Weinstein, Yeager, Mironov
Nays – None

There being five (5) ayes and no nays, Resolution R2011-143 was adopted as corrected.

APPLICATIONS:

New Jersey Fireman's Association Membership Application for David G. Lesser

It was MOVED by WEINSTEIN and seconded by YEAGER to approve New Jersey Fireman's Association Membership Application for David G. Lesser.

ROLL CALL: Ayes –Rosenberg, Shapiro, Weinstein, Yeager, Mironov
Nays – None

There being five (5) ayes and no nays, to approve New Jersey Fireman's Association Membership Application for David G. Lesser.

REPORTS BY COUNCIL AND STAFF:

Ms. Weinstein stated that the Environmental Commission met. They received a draft copy of the new Community Forestry Plan and will be discussing it at their July meeting. All recommendations will be sent to Mayor and Council.

CORRESPONDENCE: None

APPOINTMENTS: None

APPROVAL OF BILLS:

Listed for approval were Current 2011 bill list dated June 23, 2011, Current 2010 bill list dated June 23, 2011 and a Capital bill list dated June 23, 2011, as well as other miscellaneous and trust account bill lists.

Mr. Shapiro questioned the Fire Company No. 2 bill – State Fire Grant, on the current 2011 bill list, page 9.

Mr. Fisher explained how the money is distributed for this grant.

Mr. Shapiro questioned page 10 of the current 2011 bill list, the bill forward Hightstown Borough for water service.

Mr. Fisher explained that this bill is from the construction of the New Jersey Turnpike and the agreements made with the New Jersey Turnpike Authority.

Mr. Shapiro questioned current 2011 bill list, page 17, motor fuel.

Mayor Mironov explained that this is budgeted money for the shared fueling facility.

Mayor Mironov asked if the Banc3 bill under the capital bill list is for the Twin Rivers project. Mr. Fisher confirmed it was. Mayor Mironov again requested that the project name be listed on the bill list.

It was MOVED by YEAGER and seconded by ROSENBERG that the bills be approved.

ROLL CALL: Ayes –Rosenberg, Shapiro, Weinstein, Yeager, Mironov
Nays – None

There being five (5) ayes and no nays, the bills were approved.

MATTERS BY COUNCIL:

Mayor Mironov stated that Council received a letter from the New Jersey Department of Transportation dated June 20 regarding the Township's request for Route 33 and Hickory Corner Road. This matter will be scheduled for discussion at the July 12 meeting. A letter was also received regarding the red light running cameras, which will also be scheduled for the July 12 meeting. A letter was received from Wheaton Pointe regarding the town hall meeting. A Tax Collector's report was received for the month ending May 31, 2011. A memo was received from the principal engineering aid regarding a partial road closure for Richardson Lane. A memo was received from the principal engineering aid regarding a partial road closure for Conover Road. Mayor Mironov indicated that she circulated the tax bill insertion to Council Members for their comments.

Mayor Mironov requested staff to review feasibility of DCA Small Cities Grant for housing rehabilitation and public facilities and provide a report to her. She also requested staff to review East Windsor COAH program and Housing Trust Fund and the revolving loan fund under the housing rehabilitation program and report to her. She also requested staff to review the DVRPC Transportation Community Development Initiative Grant to see if feasible and report her.

Mayor Mironov stated that the Independence Day Celebration is scheduled for this weekend. There is also a calendar for summer events.

Mayor Mironov stated that she received a Mayor's letter from the New Jersey State League of Municipalities indicating that the Governor conditionally vetoed Senate Bill S-2006 regarding solar panels. She received a Dear Mayor letter regarding the State master plan.

MATTERS BY PUBLIC: None

DISCUSSION ITEMS AND COUNCIL ACTION WHERE APPROPRIATE:

1. Action on Bids for Plenary Retail Distribution License
Resolution R2011-144 Award of Bid and Approval of Application for Plenary Retail Distribution License to East Windsor BK, Inc.

The Township Clerk read by title Resolution R2011-144.

Mayor Mironov stated that the Council earlier put out a retail license for bid. The bid amount is \$475,000.

It was MOVED by ROSENBERG and seconded by WEINSTEIN that Resolution R2011-144 be adopted.

ROLL CALL: Ayes –Rosenberg, Shapiro, Weinstein, Yeager, Mironov
Nays – None

There being five (5) ayes and no nays, Resolution R2011-144 was adopted.

2. Renewable Energy Municipal Policy/Regulations

Resolution R2011-145 Resolution Adopting a Policy on Renewable Energy and
Farmland Retention

The Township Clerk read by title Resolution R2011-145.

Mayor Mironov stated that this matter has been discussed in the pass. The staff was directed to put a writing together to provide a general statement on the position of the municipal government. Basically what this resolution does, it reaffirms and memorializes in a policy statement the goals, intents and purposes of East Windsor Township and Township Master Plan, and a series of related documents that have guided the town as well, including our Recreation and Open Space Plan. It also reaffirms the governing body's actions over the many years to proactively preserve and support farmland and open space in our community. This Resolution sets forth a re-affirmation of those goals in the light of the extensive activity that renewable energy has been receiving in this past year.

Regarding the Governor's Energy Master Plan document, the one area Mayor Mironov wished to comment on and she thought was very positive was re-balancing the renewable energy goals of the State and the very critical and important goal of supporting, promoting and preserving our farming industry and our farmland and open space.

It was MOVED by SHAPIRO and seconded by ROSENBERG that Resolution R2011-145 be adopted.

Mayor Mironov stated that this resolution will be distributed to our planning board, zoning board of adjustment, environmental commission, New Jersey State League of Municipalities and to the Governor's office.

ROLL CALL: Ayes –Rosenberg, Shapiro, Weinstein, Yeager, Mironov
Nays – None

There being five (5) ayes and no nays, Resolution R2011-145 was adopted.

3. Alternate Energy Suppliers

Mayor Mironov stated staff is to be looking into all of the Township's energy suppliers. Mayor Mironov asked if there could be more of a direct timeline

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Mr. Rosenberg indicated that this is something that should be looked into and could save the Township a great deal of money.

Mr. Yeager stated that he feels that this could save the Township money and it would be irresponsible not to look into this.

Mayor Mironov stated that if for some reason this is not a feasible subject, it should be reported to Council. If it is feasible, an action plan and reasonable timeline should be prepared so that this process can get moving.

There being no further business Mayor Mironov adjourned the meeting at 8:50 p.m.

Cindy A. Dye
Municipal Clerk

Janice S. Mironov
Mayor