

## **EAST WINDSOR TOWNSHIP COUNCIL**

Tuesday, May 1, 2012

The meeting of the East Windsor Township Council was called to order by Mayor Janice S. Mironov at 8:00 p.m. on May 1, 2012.

Municipal Clerk Cindy 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 4, 2012. All requirements of the "Open Public Meetings Act" were satisfied.

Council Member Mark Lippman led the flag salute.

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

### **PRESENTATIONS & PROCLAMATIONS:**

Presentation of Sustainable Jersey Certification

Pam Mount of the Sustainable Jersey Foundation presented Mayor Mironov and Council with the Township's Bronze Level Certification.

National Volunteer Week

Bicycle Safety Month (May 2012)

Mayor Mironov stated that these proclamations would be presented at outside events.

### **INTERVIEWS FOR BOARDS AND COMMISSIONS: None**

### **PUBLIC FORUM:**

Gerry Riccardi, Area Manager for Jersey Central Power & Light, presented Council with his contact information and indicated that he was available to the Township at any time. He stated he works with 23 municipalities to take care of any problems the municipalities might have. He noted that his superiors had indicated that they wished to have more company outreach; therefore, he would be attending some Council meetings in the future.

Mayor Mironov indicated that she was familiar with Mr. Riccardi and that East Windsor had benefited from his services in the past. She thanked him for his work and for coming out.

### **MINUTES:**

Mayor Mironov stated that the February 7, 2012 minutes would be carried. She stated that the following minutes would be rescheduled: February 18, 2012 (Budget Session), February 21, 2012 (Budget Session), February 21, 2012, March 7, 2012, March 20, 2012, April 3, 2012, and April 17, 2012.

**ORDINANCES – PUBLIC HEARING:**

**Ordinance No. 2012-6** Bond Ordinance Providing for an Alternate Funding Source for the Acquisition of Open Space in and by the Township of East Windsor, in the County of Mercer, New Jersey, Appropriating \$2,825,000 Therefor and Authorizing the Issuance of \$2,690,000 Bonds or Notes of the Township to Finance Part of the Cost Thereof

Mayor Mironov stated that the ordinance was introduced on April 17, at which time the public hearing was set for that night. She opened the public hearing for Ordinance No. 2012-6. There being no comment, the public hearing was closed. She indicated that they had received a supplemental debt statement.

It was MOVED by ROSENBERG and seconded by DUKE to adopt Ordinance No. 2012-6 and authorize publication by law.

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

There being six (6) ayes and no nays, Ordinance No. 2012-6 was adopted and authorized for publication by law.

**RESOLUTIONS:**

**Resolution R2012-93** Approval of Purchase and Installation of Tile Flooring for the East Windsor Police Department with D&W Flooring, Inc.

Mayor Mironov stated that Council had information from the Chief of Police as well as the quotes.

It was MOVED by DUKE and seconded by ZOLLER that Resolution R2012-93 be approved.

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

There being six (6) ayes and no nays, Resolution R2012-93 was approved.

**Resolution R2012-94** Approval of Purchase of Replacement Lunchroom Chairs for the East Windsor Police Department with School Outfitters

Mayor Mironov stated that Council had information from the Chief of Police. She noted it was a capital purchase and therefore needed Council approval, despite being a modest amount.

Mr. Zoller commended the police department for their treatment of the equipment being replaced, which had lasted over 30 years.

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It was MOVED by ZOLLER and seconded by SHAPIRO that Resolution R2012-94 be approved.

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

There being six (6) ayes and no nays, Resolution R2012-94 was approved.

**Resolution R2012-95**            Approval of Contract for Third Party Administrator with  
MagnaCare

Mayor Mironov stated Council had information from the Township Manager. She stated that MagnaCare currently administered these services.

It was MOVED by DUKE and seconded by ROSENBERG that Resolution R2012-95 be approved.

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

There being six (6) ayes and no nays, Resolution R2012-95 was approved.

**Resolution R2012-96**            Approval of Purchase of Actuarial Services with Summit Actuarial  
Services

Mayor Mironov stated Council had information from the Township Manager. She stated that these services were required every few years and that this was provided for in the 2012 operating budget.

It was MOVED by LIPPMAN and seconded by ROSENBERG that Resolution R2012-96 be approved.

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

There being six (6) ayes and no nays, Resolution R2012-96 was approved.

**Resolution R2012-97**            Closed Session (Personnel) (Collective Bargaining Negotiations:  
Communication Workers of America Local 1032; Teamsters Local  
Union 676; Teamsters Local Union 469; Policemen's Benevolent  
Association Local 191; Superior Officers Local 191) (Acquisition  
of Real Property)

It was MOVED by ROSENBERG and seconded by DUKE that Resolution R2012-97 be approved.

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

There being six (6) ayes and no nays, Resolution R2012-97 was approved.

**APPLICATIONS:**

**Dr. Leslie Mintz Scholarship Foundation – November 7, 2012 at the Holiday Inn at East Windsor, 399 Monmouth Street, Off-Premise Cash Raffle**

Mayor Mironov asked about the foundation. Ms. Dye stated it was a scholarship fund for New Jersey residents attending optometry school. Mayor Mironov asked if everything was in order. Ms. Dye stated it was.

It was MOVED by DUKE and seconded by SHAPIRO that the application be approved.

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

There being six (6) ayes and no nays, the application was approved.

**REPORTS BY COUNCIL AND STAFF:**

Mr. Rosenberg stated that the Clean Communities Committee had met on April 26, at which they discussed the Adopt-A-Spot program. He noted that Recycling Day had been held on April 28. He stated that the Commission on Aging had also met, at which time the senior directory was discussed.

Mr. Zoller stated that the Environmental Commission had met on April 18, at which time they discussed Arbor Day and the community forestry management plan.

**CORRESPONDENCE: None**

**APPOINTMENTS: None**

**APPROVAL OF BILLS:**

Listed for approval were a current 2012 bill list dated April 26, 2012; a current 2011 bill list dated April 26, 2012; and a capital bill list, as well as various other miscellaneous and trust account lists.

Mayor Mironov asked a bill on page 7 of the current bill list to be held pending a response to her previously-posed question.

It was MOVED by LIPPMAN and seconded by ZOLLER that the bills be approved as corrected.

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

There being six (6) ayes and no nays, the bills were approved as corrected.

**MATTERS BY COUNCIL:**

Mayor Mironov stated that Council had a letter from the Arbor Day Foundation designating East Windsor as a Tree City for the twelfth year. She stated that Council received a communication regarding the Township's Clean Communities funding for 2012, confirming the award of \$38,731.32. She stated that Council also had a copy of a resolution from Hopewell Township calling on the state to restore municipal energy tax receipts. Council also had a communication from Chief Spain regarding a question about the bill list; she noted that in the future, any time an individual is being reimbursed, the reimbursement should be explained on the bill list. Council also had a communication from the Manager regarding another bill list question.

Mayor Mironov stated that the annual stream clean-up with the Millstone Stony Brook Watershed Association had been held on April 28. She stated she would provide Council with a report on the number of volunteers and the tonnage picked up. She stated that there had been a record-high participation in Operation Medicine Cabinet.

Mayor Mironov reminded everyone that the State of the Township address would be held on May 10.

Mayor Mironov stated that the Middlesex Regional Educational Services Commission had received the bids for electricity. She noted that she expected this subject would be addressed at an up-coming meeting. In light of the relatively short time frames for these agreements, she suggested that the Township look into different ways to improve all usages.

**MATTERS BY PUBLIC: None**

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

1. Joint Fueling Facility with East Windsor Regional School District and Hightstown Borough  
**Resolution R2012-98** Authorizing Approval of Shared Services Agreement with East Windsor Regional School District and Borough of Hightstown for Joint Fueling Facility

Mayor Mironov stated that Township, Borough, and School District had had a shared services agreement to purchase fuel for some time. She stated that the School Board was supportive of continuing the program and had sent over an agreement for the Township's consideration. She noted Council also had some background information from the Township Manager. She stated she felt this has been a very worthwhile agreement for all three entities and has resulted in significant cost savings, especially at a time when gasoline has seen some very high peaks in pricing. She noted she had one small question regarding the provision on notice of capital items, but that this could be addressed in a letter. She stated that the proposed agreement was substantially similar to those from previous years.

Mr. Lippman stated that the agreement was about 12 years old and was still of benefit to the public.

It was MOVED by SHAPIRO and seconded by DUKE that Resolution R2012-98 be approved.

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

There being six (6) ayes and no nays, Resolution R2012-98 was approved.

2. Disbrow Hill Trail

A. Review of Project Status

Mayor Mironov stated that Council had a project status report from the Public Works Director indicating the trail was basically complete and was now useable. She stated the project was funded through a NJDEP Recreational Trails Program grant. She noted that Council had been very proactive in seeking out such grant opportunities to construct new pathways.

B. Signage Purchases

**Resolution R2012-99**

Approval of Purchase of Crosswalk Signage for the Disbrow Hill Trail with Garden State Highway Products, Inc.

Mayor Mironov stated that Council had a memorandum from the Public Works Director. She stated that this would fund signage and sign posts in conjunction with the crosswalks (to be addressed under item C). She stated that they had solicited 3 quotes as is traditionally done.

Mr. Rosenberg asked if the signage would indicate that cars should watch for pedestrians.

Mayor Mironov stated that they were warning signs but that Mr. Rosenberg raised the point that the details were not provided. She stated it would be a good idea for this information to be provided to Council but that the signage would give warning that a crosswalk was coming up, which would be particularly important as it would be a mid-block crosswalk. She noted that the crosswalk would provide linkage between Etra Lake Park and the Disbrow Hill facilities, allowing people to safely access the facilities on both sides of the roadway.

It was MOVED by DUKE and seconded by SHAPIRO that Resolution R2012-99 be approved.

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

There being six (6) ayes and no nays, Resolution R2012-99 was approved.

C. Disbrow Hill Road Mid-Block Crosswalk

**Ordinance No. 2012-7**

An Ordinance Amending and Supplementing Chapter X – Traffic, Schedule XIV Mid-Block Crosswalks, of the Revised General Ordinances of the Township of East Windsor

Mayor Mironov stated that as it is a mid-block crosswalk, it was necessary for the crosswalk to be designated by ordinance. She noted that it seemed the ordinance could be much shorter and could just designate that Council is amending and supplementing Schedule 14 by adding this crosswalk. She stated that where the ordinance said, “Etra Road”, it should say “County Route 539”, not “County Road”. She stated that it could be simple as Section 2 – Severability and Section 3 – Repeal.

Mr. Orron stated that he agreed with Mayor Mironov’s comments as there was no need to repeat the information which was not being changed by the ordinance. He noted that the new language indicates that the crosswalk would be 8 feet, while the memorandum said it would be 18 feet. Mayor Mironov stated she had noticed the same problem and asked which was correct. She noted that all the other crosswalks were 7 to 8 feet. Mr. Fisher stated he believed it was 8 feet. Mayor Mironov stated that if this was incorrect, they would amend it at the next meeting.

It was MOVED by ROSENBERG and seconded by DUKE that Ordinance No. 2012-7 be approved on introduction and authorized for publication to set public hearing for May 15, 2012.

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

There being six (6) ayes and no nays, Ordinance No. 2012-7 was approved on introduction and authorized for publication to set public hearing for May 15, 2012.

3. Request for Leave

Mayor Mironov stated that this item would be removed. Mr. Fisher stated he felt Council might want to act for house-keeping purposes. Mayor Mironov stated that there was a memorandum from the Township Manager. Mr. Fisher stated that the date would be changed from May 1 to April 30, making the time of the leave from April 11 to April 30.

It was MOVED by SHAPIRO and seconded ROSENBERG by that the request for leave by approved.

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

There being six (6) ayes and no nays, the request for leave was approved.

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

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Alan M. Fisher  
Acting Municipal Clerk

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Janice S. Mironov  
Mayor