

EAST WINDSOR TOWNSHIP COUNCIL

December 17, 2013

The meeting of the East Windsor Township Council was called to order by Mayor Janice S. Mironov at 7:30 p.m. on December 17, 2013

Deputy Municipal Clerk, Erin A. Martin 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, on January 14, 2013. All requirements of the “Open Public Meetings Act” were satisfied.

Council Member Zoller led the flag salute.

Present were: Mayor Janice S. Mironov and Council Members Hector Duke, Marc Lippman, Alan Rosenberg, Perry Shapiro, Peter Yeager and John Zoller. Also present were Township Manager James P. Brady, Assistant Manager Eric Schubiger, Township Attorney David E. Orron and Deputy Municipal Clerks Susan Jackson and Erin Martin.

PRESENTATIONS & PROCLAMATIONS: None

INTERVIEWS FOR BOARDS AND COMMISSIONS:

Jose Quiles presented his educational, work and general background and is very interested in serving on either the Health Advisory Board or Commission on Aging.

Nandita Jupudi presented her educational, work and general background and is very interested in serving on the East Windsor Municipal Drug/Alcohol Alliance for the Prevention of Substance Abuse or Commission on Aging.

PUBLIC FORUM:

Don DeZarn, 958 Jamestown Road, East Windsor – He asked about OPRA.

Sean O’Connor, 152 Hickory Corner Rd, Apt 313, East Windsor – He had questions about Resolutions R2013-181, R2013-187, R2013-192, R2013-193, R2013-195. He spoke about property tax rates and capital improvements.

MINUTES:

Mayor Mironov rescheduled July 2, October 22, November 12 and November 26, 2013 minutes.

June 11, 2013 Minutes

It was MOVED by LIPPMAN and seconded by ROSENBERG that the June 11, 2013 minutes be approved with revisions dated November 11, 2013

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

There being six (6) ayes, no (0) nays and one (1) abstention, June 11, 2013 minutes were approved with revisions dated November 11, 2013.

October 8, 2013 Minutes

It was MOVED by DUKE and seconded by ZOLLER that the October 8, 2013 minutes be approved with revisions dated December 6, 2013

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

There being seven (7) ayes, no (0) nays, October 8, 2013 minutes were approved with revisions dated December 6, 2013.

ORDINANCE – PUBLIC HEARING:

Ordinance 2013-09 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 \$1,235,000 Therefore and Authorizing the Issuance of \$1,173,250 Bonds or Notes of the Township to Finance Part of the Cost Thereof

The Deputy Clerk read by title Ordinance No. 2013-09.

Mayor Mironov asked for a copy of the Supplemental Debt Statement. The Ordinance was introduced on November 26, 2013 with the Public Hearing set for tonight's meeting, December 17, 2013. Mayor Mironov opened the Public Hearing on Ordinance 2013-09.

Don DeZarn, 958 Jamestown Road, East Windsor – He opposes this ordinance.

Sean O'Connor, 152 Hickory Corner Rd, Apt 313, East Windsor – He also opposes this ordinance.

No one else spoke and Mayor Mironov closed Public Hearing on Ordinance 2013-09.

Mayor Mironov stated that this Ordinance was discussed in depth at the last Council meeting and this Ordinance is needed to do major capital upkeep and purchases and replacement of equipment.

It was MOVED by ROSENBERG and seconded by LIPPMAN to adopt Ordinance No. 2013-09 and authorize publication as required by law.

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

There being seven (7) ayes, no (0) nays, Ordinance 2013-09 was adopted Ordinance No. 2013-09 and publication authorized as required by law.

RESOLUTIONS:

Resolution R2013-181 Action on Request for Reduction of Performance
Guarantee for Brooktree Swim Club, LLC

The Deputy Municipal Clerk read by title Resolution R2013-181.

Mayor Mironov requested that Resolution R2013-181 be held until further information has been received.

Resolution R2013-186 Chapter 159 – 2013 Body Armor Grant

The Deputy Municipal Clerk read by title Resolution R2013-186.

It was MOVED by DUKE and seconded by ROSENBERG that Resolution R2013-186 be approved.

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

There being seven (7) ayes, no (0) nays, Resolution R2013-186 was approved.

Resolution R2013-187 Chapter 159 – 2011 Recycling Tonnage Grant

The Deputy Municipal Clerk read by title Resolution R2013-187.

Mayor Mironov responded to Mr. O'Connor's question.

It was MOVED by YEAGER and seconded by SHAPIRO that Resolution R2013-187 be approved.

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

There being seven (7) ayes, no (0) nays, Resolution R2013-187 was approved.

Resolution R2013-188 Authorizing Cancellation of Outstanding Checks

The Deputy Municipal Clerk read by title Resolution R2013-188.

Mayor Mironov stated that there is a list that was presented with the outstanding checks from the CFO. This is just a housekeeping matter for checks that were never cashed.

It was MOVED by ZOLLER and seconded by ROSENBERG that Resolution R2013-188 be approved.

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

There being seven (7) ayes, no (0) nays, Resolution R2013-188 was approved.

Resolution R2013-189 Authorizing Transfers among the 2013 Budget
Appropriations

The Deputy Municipal Clerk read by title Resolution R2013-189.

Mayor Mironov requested some proposed changes to be made to the Resolution. On the first item on Legal Services that the payments for the tax attorney be held pending further information with respect to activities in the billings. Second, with respect to the telephone, she would like it pulled until further information has been presented reasons for those expenditures. Mayor Mironov also requested that Items 3 and 4 be pulled as these seem to be additional costs above and beyond what was already budgeted and would like more information. She asked that the Fire Prevention items be held until further information has been presented. By pulling these items, the amounts should now be \$109,500.00 and alter the third amount from Police to read \$49,500.00.

It was MOVED by ROSENBERG and seconded by ZOLLER that Resolution R2013-189 be approved with the suggested changes.

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

There being seven (7) ayes, no (0) nays, Resolution R2013-189 was approved with the suggested changes.

Resolution R2013-190 Cancellation of Bonds or Notes Authorized

The Deputy Municipal Clerk read by title Resolution R2013-190.

Mayor Mironov stated that this is something that is done periodically to help eliminate existing debt.

It was MOVED by YEAGER and seconded by ROSENBERG that Resolution R2013-190 be approved.

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

There being seven (7) ayes, no (0) nays, Resolution R2013-190 was approved.

Resolution R2013-191 Cancellation of Reserve for Debt Service

The Deputy Municipal Clerk read by title Resolution R2013-191

It was MOVED by ZOLLER and seconded by DUKE that Resolution R2013-191 be approved.

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

There being seven (7) ayes, no (0) nays, Resolution R2013-191 was approved.

Resolution R2013-192 Authorizing Cancellation of 2013 Budget Appropriations

The Deputy Municipal Clerk read by title Resolution R2013-192.

Mayor Mironov stated that the CFO has requested a change of the Police Training by reducing it from \$50,000.00 to \$45,000.00 which would change the total budget appropriation to be cancelled to \$361,477.00. Mayor Mironov responded to Mr. O'Connor's question.

It was MOVED by ROSENBERG and seconded by DUKE that Resolution R2013-192 be approved with the suggested changes.

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

There being seven (7) ayes, no (0) nays, Resolution R2013-192 was approved with the suggested changes.

Resolution R2013-193 Approval to Execute Agreement with Middlesex County

Municipal Joint Insurance Fund for Workers Compensation
and Employees Liability, General Liability Coverage, Motor
Vehicle and Equipment Liability Coverage, Property Damage
Coverage and Environmental Liability

The Deputy Municipal Clerk read by title Resolution R2013-193.

Mayor Mironov asked Mr. Orron to respond to Mr. O'Connor's question on this Resolution.

It was MOVED by ROSENBERG and seconded by SHAPIRO that Resolution R2013-193 be approved.

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

There being seven (7) ayes, no (0) nays, Resolution R2013-193 was approved.

Resolution R2013-194 Action on Request for Reduction of Performance
Guarantee for Shiseido America, Inc. Phase I

The Deputy Municipal Clerk read by title Resolution R2013-194.

Mayor Mironov asked for the following proposed changes – that “John DenBleyker of Penn Valley Inc., Sr. Project Manager” be inserted in the first WHEREAS; the third WHEREAS should be deleted and in the NOW, THEREFORE, number 1, it should read “letter of credit” and not “performance bond”.

It was MOVED by DUKE and seconded by ROSENBERG that Resolution R2013-194 be approved with the proposed changes.

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

There being six (6) ayes, no (0) nays, one (1) abstention, Resolution R2013-194 was approved with the proposed changes.

Resolution R2013-195 Establishing Date, Time and Place for East Windsor
Township 2014 Reorganization Meeting

The Deputy Municipal Clerk read by title Resolution R2013-195.

Mayor Mironov asked that the blanks be filled in to reflect that the Reorganization meeting will be held Wednesday, January 1, 2014 at 11:00 AM at the Senior Citizen

Building, 14 Lanning Blvd. and she responded to Mr. O'Connor's question about Resolution R2013-195

It was MOVED by LIPPMAN and seconded by ZOLLER that Resolution R2013-195 be approved.

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

There being seven (7) ayes, no (0) nays, Resolution R2013-195 was approved.

REPORTS BY COUNCIL AND STAFF:

Council Member Yeager spoke about the East Windsor Municipal Drug/Alcohol Alliance for the Prevention of Substance Abuse meeting on December 4. They are continuing to work on grants that are due at the end of January. The new county coordinator was present. On December 11, the Recreation Committee met and discussed the winter programs and the summer camp program. They also discussed fund raising for summer events.

Mayor Mironov spoke about the Economic Development Committee meeting on December 5. They are looking at a possible Networking Business Event early in the year and looking at written materials that could be circulated throughout the community for businesses considering the township. There was a DARE graduation on December 4 at the Rogers School and one on December 6 at Perry L. Drew School. On December 9, there was the Woman's Space Community of Lights event at the East Windsor Municipal Building.

APPROVAL OF BILLS:

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

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

There being seven (7) ayes, no (0) nays the bills were approved.

MATTERS BY COUNCIL:

Council Member Shapiro questioned when the Turnpike Authority would be removing the construction barrels from Route 33. Mayor Mironov feels that the Turnpike will not remove the barrels until all the work has been completed. The Township will speak to the Turnpike Authority to see if something can be done about the barrels.

Council Member Rosenberg passed on the high praises from the residents to the Public Works Department for the good job they have been doing so far with snow removal.

Mayor Mironov went through correspondence from Mercer County about the road closure for the bridge replacement. There is an annual report from the Planning Board and the Zoning Board.

MATTERS BY PUBLIC:

Sean O'Connor, 152 Hickory Corner Rd, Apt 313, East Windsor – Wanted to wish all a Happy New Year.

DISCUSSION ITEMS AND COUNCIL ACTION WHERE APPROPRIATE:

1. 2013-14 Sustainable Jersey Grants

Mayor Mironov stated the prior grant has been provided to the Council for the Community Gardens and some updated suggestions for consideration. This is being funded by private foundation and is maintained by private donations. It is up to the Council to decide if they would like to have the grant roll over or to update or supplement with the suggestions.

Council Member Yeager believes that the application is strong and leave in the suggestions that have been provided.

Council Member Lippman agrees with moving forward with the grant with the additional suggestions.

Council Member Shapiro agrees with moving forward.

Council Member Zoller agrees with submitting the grant because it has sustainability and it is a good project for the community.

Council Member Rosenberg commends the staff for getting the information and processing it for the Council to better understand the information.

Mayor Mironov said that it is unanimous that the Council would like to move forward with the grant.

There being no further business Mayor Mironov adjourned the meeting at 8:40 p.m.

Erin A. Martin
Deputy Municipal Clerk

Janice S. Mironov
Mayor