

EAST WINDSOR TOWNSHIP COUNCIL

February 19, 2013

The meeting of the East Windsor Township Council was called to order by Mayor Janice S. Mironov at 7:36 p.m. on February 19, 2013.

Acting Municipal Clerk Kathie Senior 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.

Chief James Monahan led the flag salute.

Present were: Mayor Janice S. Mironov and Council Members Hector Duke, Alan Rosenberg, Perry Shapiro, Peter Yeager and John Zoller. Also present were Township Manager James P. Brady, Township Attorney David E. Orron and Acting Municipal Clerk Kathie Senior.

PRESENTATIONS & PROCLAMATIONS:

East Windsor Township 2012 Employees of the Year
Jennifer Santiago – Administration
William Askenstedt – Public Works
Joseph Gorski – Law and Public Safety

Mayor Mironov presented proclamations to Jennifer Santiago, William Askenstedt and Joseph Gorski.

Black History Month – February 2013

Read Across America Day -- March 1, 2013

PUBLIC FORUM: NONE

INTERVIEWS FOR BOARDS AND COMMISSIONS: NONE

MINUTES:

December 4, 2012

Mayor Mironov stated that the December 4, 2012 minutes would be held

December 18, 2012

Mayor Mironov stated that the December 18, 2012 minutes would be held

January 8, 2013 Reorganization Meeting

Mayor Mironov stated that the January 8, 2013 minutes will be rescheduled

January 22, 2013

Mayor Mironov stated that the January 22, 2013 minutes will be rescheduled

January 22, 2013 (Closed Session)

Mayor Mironov had one change, should be an addition after last item Attorney Client Privilege, it should say developer escrow matters.

It was MOVED by ROSENBERG and seconded by DUKE that the January 22, 2013 (Closed Session) minutes be approved with revision to add developer escrow matters as the last item.

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

There being six (6) ayes, no (0) nays and no (0) abstentions, the January 22, 2013 (Closed Session) minutes were approved with revisions to add developer escrow matters as the last item.

February 5, 2013

Mayor Mironov stated that the February 5, 2013 minutes will be rescheduled

February 5, 2013 (Closed Session)

It was MOVED by YEAGER and seconded by ROSENBERG that the February 5, 2013 (Closed Session) minutes be approved.

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

There being six (6) ayes, no (0) nays and no (0) abstention, the February 5, 2013 (Closed Session) minutes were approved.

ORDINANCE – PUBLIC HEARING:

Ordinance No. 2013-01 An Ordinance to Amend Chapter XX, Section 32 of the Revised General Ordinances of the Township of East Windsor for the Purposes of Amending Escrow Deposits and Application Fees.

The Acting Clerk read by title Ordinance No. 2013-01.

Mayor Mironov stated the ordinance was introduced at the meeting of January 22, 2013. Mayor declared open the public hearing for Ordinance No. 2013-01. There being no comment, she closed the public hearing.

It was MOVED by ROSENBERG and seconded by ZOLLER to adopt Ordinance No. 2013-01 and authorize publication by law.

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

There being six (6) ayes, no (0) nays and no (0) abstentions, Ordinance No. 2013-01 was adopted and authorized for publication by law.

Ordinance No. 2013-02 An Ordinance of the Township of East Windsor, in the County of Mercer, New Jersey, Re-Appropriating \$9,000 Proceeds of Obligations Not Needed for Their Original Purposes to Department of Public Works Garbage Truck

The Acting Clerk read by title Ordinance No. 2013-02.

Mayor Mironov stated the ordinance was introduced at the meeting of February 5, 2013. Mayor declared open the public hearing for Ordinance No. 2013-02. There being no comment, she closed the public hearing.

It was MOVED by YEAGER and seconded by ROSENBERG to adopt Ordinance No. 2013-02 and authorize publication by law.

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

There being six (6) ayes, no (0) nays and no (0) abstentions, Ordinance No. 2013-02 was adopted and authorized for publication by law.

RESOLUTIONS:

Resolution R2013-33 Approval of Application to New Jersey Department of Environmental Protection for 2013 Recreational Trails Grant Program

The Acting Clerk read by title Resolution R2013-33.

Mayor Mironov indicated that options were discussed for the application at February 5, 2013 meeting. It was agreed upon by Council to move forward on an application.

It was MOVED by DUKE and seconded by YEAGER that Resolution R2013-33 be approved.

ROLL CALL: Ayes – Duke, Rosenberg, Shapiro Yeager, Zoller, Mironov

Nays – None

There being six (6) ayes, no (0) nays and no (0) abstentions, Resolution R2013-33 was approved.

Resolution R2013-34 Approval of Developers Agreement with Verde Group, LLC

The Acting Clerk read by title Resolution R2013-34.

Mayor Mironov stated that there was a note from the Attorney and from Finance that there may be outstanding escrows due on this account. Mayor indicated that a conditional vote could be done or continue to next meeting. Mayor asked Mr. Orron if there is any reason not to just carry to next meeting. Mr. Orron said wait until next meeting. Mayor Mironov stated that Resolution R2013-34 will be rescheduled to March 5, 2013 council meeting pending payment of outstanding escrow.

Resolution R2013-35 Authorizing Transfers Among the 2012 Budget Appropriations

The Acting Clerk read by title Resolution R2013-35.

Mayor Mironov stated that that Council had a memo from the Finance Director recommending these transfers. There is a typo, the second fund is garbage.

It was MOVED by ZOLLER and seconded by ROSENBERG that Resolution R2013-35 be approved with correction.

ROLL CALL: Ayes – Duke, Rosenberg, Shapiro Yeager, Zoller, Mironov

Nays – None

There being six (6) ayes, no (0) nays and no (0) abstentions, Resolution R2013-35 was approved with correction.

Resolution R2013-36 Appointing Deputy Municipal Clerk

The Acting Clerk read by title Resolution R2013-36.

Mr. Shapiro was confused about item 2, not sure why 6 months, then 1 year. He has a problem understanding the resolution. Mr. Rosenberg also had a question with that and it also says it's appointing her a Deputy Clerk and then it says appointing her for a probation period. He is confused by those too and feels it is conflicting. Mayor Mironov stated that Resolution R2013-36 will be held to March 5, 2013 Council Meeting to get some clarifications on the questions.

APPLICATIONS:

Raffle License RL:377 East Windsor Volunteer Fire Co #2 – July 13, 2013 at the East Windsor Fire Co#2 ,69 Twin Rivers Dr, East Windsor, NJ 08520, Off Premise Merchandise Raffle

Mayor Mironov asked if the application was in order. Mr. Orron stated he had reviewed the application and found it was in order.

It was MOVED by DUKE and seconded by ROSENBERG that Raffle License RL:377 be approved.

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

There being six (6) ayes and no nays, Raffle License RL:377 was approved.

REPORTS BY COUNCIL AND STAFF:

Mr. Yeager reported that the Recreation Committee met on February 13 and discussed several events coming up and the rest of this year, particularly the 2013 Egg Hunt will be Saturday, March 23, concert, family night in the Park that are coming up in the summer and the Fourth of July Fireworks on July 3. Mr. Yeager reported that Drug and Alcohol Municipal Alliance met on February 6 and discussed several issues including the 2013 recording dates and this year we need to do a needs assessment training for another cycle of funding for 2014-2017, so Mr. Yeager will be attending that and will also be working on that this year.

Mayor Mironov stated that the Mercer County Alliance had a recent event where East Windsor Township received recognition for outstanding performance.

Mr. Shapiro reported that the Planning Board met February 11, they had an application for the bowling alley and restaurant that is on Route 130. They are making changes in the restaurant and they came before the Planning board with landscaping and signage changes.

Revised 4/29/13

Mayor Mironov indicated that on Sunday she attended the Pack 53 Blue and Gold Ceremony, which is always a lot of fun, lots of scouts moved up in their scouting career and some bridged from cub to boy scout. The Mayor further mentioned at the end of January Sustainable Jersey had their award ceremony and East Windsor received a Bronze Certification plaque by the Chair of the Sustainable Jersey, and Councilman Zoller, Green Team member along with Edward Kelly, also on the Green Team and the Chair of the Planning Board.

CORRESPONDENCE: NONE

APPOINTMENTS: NONE

Mayor Mironov made a recommendation to the Council for appointment to the Recreation Commission, we have an opening. We had a couple openings we anticipated after reorganization and would like to suggest the following: Appoint Joan Gordon to an extended term of December 31, 2017 and we appoint Carl Woodward to a term expiring December 31, 2014

It was MOVED by DUKE and seconded by YEAGER that Joan Gordon and Carl Woodward be appointed to the Recreation Commission for these terms.

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

Mayor Mironov stated that East Windsor Municipal Alliance for the Prevention of Substance Abuse will be rescheduled to March 5, 2013 council meeting.

APPROVAL OF BILLS:

Mayor Mironov asked if there were questions on any bills. Mayor Mironov had a couple questions on the current 2013 bill list, page 3 didn't understand under Police Training, appears to be cell phone bills, they should be pulled or relocated since they shouldn't be paid out of that account. On Page 7 & 8, had asked this question previously and would like all these bills held up until there is clarification, series of uniform related expenses, not sure how the bookkeeping works, not sure why they would be coming out of the current 2013 since Council has not made any awards for 2013. Mayor also questioned the current 2012, on page 3 the second to the last the Planning Board amounts for the two professionals, would like to know what those are for. Mayor Mironov asked Mr. Brady if the escrow accounts are in order. Mayor suggested that he checks with the CFO if we are going to proceed with this, but is open to Councils desires. Mr. Zoller had a question on the Grants list, two items under shipping the two items are for the same amount, concerned that they may clerical error. He is asking the Manager confirm that they are the correct amounts, the descriptions don't seem to indicate that they should be the same amount, but maybe they are correct. Mayor Mironov indicated that all the bills that were

referenced are not being actually pulled, but before they could be paid there needs to be clarification back to Council, so they are on hold.

It was MOVED by DUKE and seconded by ROSENBERG that the bills be approved with the exceptions of the ones that are being held.

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

There being six (6) ayes and no (0) nays, the bills were approved with corrections and conditions.

MATTERS BY COUNCIL:

Mayor Mironov stated that Council has a letter received February 8, 2013 that has been circulated from Mercer County regarding the replacement of County Bridge on Princeton-Hightstown Road, West Windsor.

MATTERS BY PUBLIC: NONE

DISCUSSION ITEMS AND COUNCIL ACTION WHERE APPROPRIATE:

1. FY2013 Small Cities Community Development Block Grant Housing Rehabilitation Grant.

Mayor Mironov stated there are two resolutions that are related to this subject. East Windsor Township received a \$200,000 grant from the New Jersey Department of Community Affairs, this is a Small Cities Community Development Block Grant for the purpose of housing rehabilitation this provides an opportunity for East Windsor to enable residents within the community that are income eligible and who are homeowners in our community to make needed repairs and work to their homes. There are a number of things that are eligible, foundations, roof work, basic systems, air, heating systems, plumbing systems, electrical systems. This is a great opportunity for residents who are in that situation to apply or check out the program, there is no cost. This is a great opportunity for East Windsor to assist homeowners as well as maintain housing stock within the general community.

A. Resolution R2013-37

Approval of Grant Agreement with New Jersey Department of Community Affairs for 2013 Small Cities Community Development Block Grant for Housing Rehabilitation Program

Mayor Mironov stated this is basically the grant agreement with Department of Community Affairs that awards East Windsor formally the money and enables East Windsor to spend the money.

It was MOVED by DUKE and seconded by ROSENBERG that Resolution F2013-37 be approved.

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

There being six (6) ayes and no (0) nays, the bills were approved with corrections and conditions.

B. Resolution R2013-32

Authorizing Community Grants, Planning and Housing LLC to Proceed with Administering Housing Rehabilitation Program Pursuant to Professional Services Agreement

Mayor Mironov stated the intention of this resolution is authorize our administrator Communities Grants Planning & Housing to be able to proceed to administer and implement the housing rehabilitation program pursuant to the grant award received by the town. As recited in the resolution, we had gone out already to solicit proposals, we had previously awarded their proposal, and they prepared the grant application, but we held up on other aspects of the agreement until we were ready to permit them to proceed and draw down on funds.

Mayor Mironov suggested, after any questions or comments that anyone has, that when there is a motion that we move to approve the resolution and authorize Mayor Mironov to make any non material changes to the resolution that may be needed in Mayor's conversations with Community Grants, if that would be agreeable.

Mr. Rosenberg stated that it is agreeable to him, however he has a question: can we make recommendation to pass resolution when on the last Whereas there is a block grant account number with a blank space. Mayor Mironov stated that Council can because an account will be set up for the receipt of the \$200,000, it may well be that it has not yet been assigned a number. Mayor stated she doesn't think it will preclude Council from proceeding. That account would incorporate the grant amount and the second amount would come from our Housing Trust Fund, which are funds that have been contributed by developers.

It was MOVED by ROSENBERG and seconded by ZOLLER that Resolution R2013-32 be approved with conditions regarding Mayor.

ROLL CALL: Ayes – Duke, Rosenberg, Shapiro, Yeager, Zoller, Mironov

Nays – None

There being six (6) ayes and no (0) nays, Resolution R2013-32 was approved with condition regarding Mayor.

2. East Windsor Township Community Garden Proposal

Mayor Mironov stated that the idea is to identify an area in town where East Windsor would host a community garden. Council has a proposal that has been presented by the members of the Health Advisory Board. Essentially the notion would be to identify an appropriate piece of land, could be public or private. Through a process, offer to residents in the community the opportunity to rent a plot and to establish a garden. There is an application with certain procedures on how this will work. Location has yet to be determined. Mayor brought this to this point before we would start to have discussions about an actual site, to get Council's reaction along with any issues, concerns or questions that might exist with respect to the proposal. This is something that the Health Advisory has been working on, they are quite enthused about the idea. Plots are proposed to be 20 feet x 20 feet. We need to consider the source of water and sunny location, and promoting it if we get to that point.

Mr. Zoller stated idea is commendable, but reading the document he found some inconsistencies in the amount of space being requested. On page 2, fourth bullet down, talks to 20 plots 20 feet by 20 feet, Page 3 talks to 54 plots and on the first page of the meeting minutes of January 17, talks to 4 acres. Mayor said point is well taken, Mayor thinks that part of the reason for that is it will be dependent upon the property itself and how much space is available.

Mr. Duke stated that on page 3 its up to 54 plots, it will be initially 20. The 4 acre size is meant to allow for growth.

Mr. Yeager stated that he would be for this depending upon the location of the property. Thinks it is a great idea and not only for people to grow whatever they might want to, that's appropriate, but to just bring people together. This promotes good sense of community. As long as appropriate location and can handle the traffic in and out, he would certainly consider supporting that.

Mr. Rosenberg stated that he also likes this certainly keeping in our desire to be green and have people see us that way and be participants. Major issue is location and they are many qualifiers to satisfy. Mr. Rosenberg asked if it would be possible to have some of the professionals let us know what locations are available and what might fit these conditions.

Mayor stated that if there is a favorable response to the idea then she will pursue with staff the process to look at some properties to fit the basic needs of a garden as well as the

community so that it is in a place accessible but not intrusive and provides the necessary natural resources that we need to have access to.

Mr. Shapiro stated that he would definitely support it. One question, the initial digging of a 20 foot x 20 foot plot could be pretty hard to do. Do the municipalities give any help to the tilling of the soil? Mr. Duke stated his understanding is that in Plainsboro the people do their own work. Mayor Mironov stated that would be correct but we could definitely look further into it.

Mayor Mironov in summary stated that, on first blush, the proposal is favorably received by Council. There are some questions regarding how it gets set-up, the initial formation of the garden spots. We now need to look and see what might be appropriate locations for this type of idea. We would like to do this as quickly as we can, because if we're going to proceed this year we need to make some decisions relatively soon, in the coming weeks.

3. Gun Lock Safety Program

Mayor Mironov stated we have done this in the past, and the Police Chief and Mayor are proposing that we do it again. This has become a subject of wide discussion in our State and our Country today, guns. One thing that hopefully everyone maybe can agree upon, is if you own a gun and you store it in your home, that you should have a gun lock on it when you are not using it. This reduces the chances of a child or anyone else being injured as a result of the gun being there, making it more difficult for someone who should not have access using the weapon. This is an excellent way to promote gun safety in the community for those who own guns in their homes. She stated that there is no cost to the town for doing this, and the locks are provided through Project Child Safety. During March, the Township would sponsor a gun safety program whereby they distribute gun locks for free to any Township resident. She stated that it made sense to take every opportunity to make sure all guns are stored in a safe manner.

Mr. Duke thinks it is a fine program and we should continue it.

Mr. Rosenberg stated we are really proactive in this and really thinks it is a great idea to continue with this.

Mr. Yeager stated it's a small thing we can do, it is free to township residents and doesn't see any downside with it.

4. 2013 Municipal Budget Review Schedule

Mayor Mironov stated that we are in the process of finalizing and putting together a budget book for Council, Mayor, Manager and the Finance Department. Mayor asked that some dates be held and what she is anticipating at this point is that Council will have

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a budget review session on Saturday, March 2 starting at 9:00. Mayor also asked that members save Tuesday, February 26 may use that as a scheduling date as well. There is a meeting also on March 4. Currently we are in the process of scheduling departments to come in and meet with Council. Budget books will be ready within the week.

There being no further business Mayor Mironov adjourned the meeting at 9:05 p.m.

Kathie Senior
Acting Municipal Clerk

Janice S. Mironov
Mayor