

EAST WINDSOR TOWNSHIP COUNCIL

July 16, 2013

The meeting of the East Windsor Township Council was called to order by Mayor Janice S. Mironov at 7:30 p.m. on July 16, 2013.

Deputy 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.

Council Member Shapiro 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 Deputy Municipal Clerks Kathie Senior and Susan Jackson. Council Member Marc Lippman was absent.

PRESENTATIONS & PROCLAMATIONS: None

INTERVIEWS FOR BOARDS AND COMMISSIONS: None

PUBLIC FORUM:

Sean O'Connor, 152 Hickory Corner Rd, Apt 313, East Windsor - spoke about the importance of discussions between the public and Township Council, economic development, Route 33 Corridor Revitalization Plan, agendas.

MINUTES:

Mayor Mironov has rescheduled the following minutes: February 26, 2013 Special Meeting – Budget Session; March 5, 2013; March 5, 2013 Special Meeting – Budget Session; April 16, 2013; April 16, 2013 and May 7, 2013.

May 21, 2013

It was **MOVED** by Rosenberg and seconded by DUKE that the May 21, 2013 minutes be approved with revisions dated July 2, 2013.

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

There being six (6) ayes, no (0) nays and one (1) abstention, the May 21, 2013 minutes are approved with revisions dated, 2013.

Mayor Mironov has rescheduled the following minutes: June 11, 2013; June 25, 2013 and July 2, 2013.

RESOLUTIONS:

Resolution R2013-123 will be held as it is still a work in progress. It will be rescheduled for the next meeting.

Resolution R2013-127 Authorizing Approval of Professional Services Agreement for Township Labor Relations Attorney

The Deputy Municipal Clerk read by title Resolution R2013-127.

Mayor Mironov stated that this is a revised resolution.

It was MOVED by ROSENBERG and seconded by ZOLLER that Resolution R2013-127 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 R2013-127 was approved.

Resolution R2013-128 Authorize Issuance of a Duplicate Tax Sale Certificate

The Deputy Municipal Clerk read by title Resolution R2013-128

Mayor Mironov stated that this is from the Finance Director.

It was MOVED by YEAGER and seconded by SHAPIRO that Resolution R2013-128 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 R2013-128 was approved.

Resolution R2013-129 Payment to MUA from Tax Lien Discharge

The Deputy Municipal Clerk read by title Resolution R2013-129.

Mayor Mironov stated that this is a payment that was made by a member of the public purchasing the lien and made out a single check therefore a check must be issued back to the MUA.

It was MOVED by DUKE and seconded by ZOLLER that Resolution R2013-129 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 R2013-129 was approved.

Resolution R2013-130 Action on Request for Release of Performance Guarantee for Wyncrest at East Windsor, Wyncrest Commons, L.P.

The Deputy Municipal Clerk read by title Resolution R2013-130.

Mayor Mironov stated that this is a final release resolution and would like it held to make sure that everything is in place. The Resolution doesn't reflect the required payments and all the material hasn't been received by the staff. There is a recommendation from the manager and the Township Engineer, which is attached and is incorporated into the Resolution dated June 4, 2013. There is also the certification from the Finance Director with respect to the payment and satisfaction of all of the charges. The Resolution itself does not incorporate this information and she wants it to have all the information before the final release. She would like it to be on the next meeting.

Resolution R2013-131 Appointment of Acting Municipal Clerk

Mayor Mironov indicated resolution held and removed from the agenda.

Resolution R2013-132 Appointment of Deputy Municipal Clerk

The Deputy Municipal Clerk read by title Resolution R2013-132.

Mayor Mironov asked that the date be corrected to July 15, 2013. There is a recommendation for this resolution.

It was MOVED by DUKE and seconded by SHAPIRO that Resolution R2013-132 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 R2013-132 was approved.

Resolution R2013-133 Approval of Purchase of Firefighter Boots with Firefighter One for the East Windsor Volunteer Fire Company No. 2, Inc.

The Deputy Municipal Clerk read by title Resolution R2013-133.

Mayor Mironov stated that there is a recommendation from Chief of Fire Company 2 and a request from the Fire Company. This was incorporated into the 2011 Capital Ordinance and this equipment does need to be replaced.

It was MOVED by YEAGER and seconded by ZOLLER that Resolution R2013-133 be approved.

Council Member Shapiro asked that a minor change be made to read that each pair of boots is \$200.00 and not each boot is \$200.00. Councilmember Yeager and Councilmember Zoller are in agreement with that change.

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

There being six (6) ayes, no (0) nays and no (0) abstentions, Resolution R2013-133 was approved.

Resolution R2013-134 Approval of Purchase of Firefighter Helmets with Firefighter One for the East Windsor Volunteer Fire Company No. 2, Inc.

The Deputy Municipal Clerk read by title Resolution R2013-134.

Mayor Mironov stated that there is a recommendation from the Chief of Fire Company #2 and a request from the Fire Company. This always was in the 2011 Capital Ordinance and this equipment does need to be replaced.

It was MOVED by SHAPIRO and seconded by ROSENBERG that Resolution R2013-134 be approved.

Council Member Rosenberg wanted a clarification on the supporting document and asked if there is an actual savings of approximately \$900.00 under what the State contract would have been? Mayor Mironov said, “Yes”. Council Member Rosenberg gave kudos to the staff for paying attention to that.

Mayor Mironov wanted everyone to understand that if items are purchased under State contracts there doesn't have to be any bids or quotes but at the end of the day even though the State Contract is a good price it isn't always the best price and by getting different quotes may be to the benefit of saving money for the municipality. It is also a requirement of the Township to get three quotes and not two.

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

There being six (6) ayes, no (0) nays and no (0) abstentions, Resolution R2013-134 was approved.

Resolution R2013-135 Approval of Purchase of Turn Out Gear with Firefighter One for the East Windsor Volunteer Fire Company No. 2, Inc.

The Deputy Municipal Clerk read by title Resolution R2013-134.

There is a recommendation of the Chief of Fire Company #2 and a request for the purchase of the Turn Out Gear. This is replacement gear and is a necessary purchase. The difference is almost \$5000.00 under the State contract price.

It was MOVED by ZOLLER and seconded by DUKE that Resolution R2013-135 be approved.

Steve Uccio, 661 Abbington Drive, Apt J-18, East Windsor – he asked if the Mayor can explained what Turn Out gear is and supplier's name. Mayor Mironov said that the company name is Firefighter One. The Turn Out gear includes eye protection, jacket, pants, footwear, hoods and gloves. It is a special type of gear used for protection against fires.

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

There being six (6) ayes, no (0) nays and no (0) abstentions, Resolution R2013-135 was approved.

APPLICATIONS: None

REPORTS BY COUNCIL AND STAFF:

Council Member Shapiro – the Planning Board met last night and heard a concept plan from Parker Homes and reviewed some other applications. They gave final approval for Panera Bread.

Council Member Yeager – The Recreation Commission met on July 10 and reviewed a little about the Independence Day Celebration. We talked about some of the upcoming events for the town, the National Night Out as well and also discussed some future programming and a few new ideas possibly for the upcoming year. East Windsor Drug and Alcohol Municipal Alliance also met on July 10, 2013 and talked about the second quarter reporting requirements. There was a volunteer of the year nomination that was submitted and discussed our efforts for National Night Out.

Mayor Mironov - There was also a meeting on July 10, 2013 for East Windsor Green Team. They discussed additional sustainable ideas that we might want to be considered for the community. Council Member Zoller, Council Member Yeager as well as other members of the Green Team were present.

APPOINTMENTS: None

APPROVAL OF BILLS:

The current 2013 bill list dated July 5, 2013 and a current 2012 bill list dated July 5, a one-page Capital bill list as well as some other miscellaneous and trust fund account and an escrow account.

Mayor Mironov had a question with respect to the 2012 bill list. She doesn't want anything to be pulled from the bill list but the police training bills that are listed, she would like the question answered before the check gets sent out, what is that and why is it listed on the 2012 bill list? If this was somehow encumbered, she would like to know by what.

It was MOVED by DUKE and seconded by ROSENBERG that the bills be approved with the one question on the police training bills.

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

There being six (6) ayes, no (0) nays and no (0) abstentions, the bills were approved with the one question on the police training bills.

CORRESPONDENCE: None

MATTERS BY COUNCIL:

Mayor Mironov reported there is a report from the Tax Collector for the period ending June 30, 2013. We are in the process of working out the schedule for the work to Yorkshire Drive. It will start at some point in July, hopefully sooner so that the work can be completed before September.

MATTERS BY PUBLIC:

Sean O'Connor, 152 Hickory Corner Rd, Apt 313, East Windsor – He wanted to thank the Mayor for her responses earlier to his questions and comments. He is glad that East Windsor hasn't imposed a time frame during public comment periods. He responded with his thoughts as to the responses from the Mayor during the Public Forum.

Mayor Mironov said as long as there isn't an abuse of the time allowed, she will not impose a time limit to speak. She responded about property taxes – the municipal government portion is about 15% of the total property tax bill to which Sean O'Connor continually refers to and suggested that he should look at that property tax number and compare it to other townships to which he makes reference and see which one is actually lower in real life.

Don Dezarn, 958 Jamestown Road, East Windsor, he wanted to see if the Township would be willing to broadcast the meetings on the local access channel, or allow them to post on Township website.

DISCUSSION ITEMS AND COUNCIL ACTION WHERE APPROPRIATE:

1. 2013 Sustainable Jersey Grants Program.

The information is in the packet and a proposed resolution. This was discussed at the last council meeting and it was agreed that the grant would be focused on the idea that the Health Advisory Committee has been bringing forward and spearheading, it is one of the action items under the Sustainable program and that is the creation of a community garden. The Council had received prior information on the proposal, it was discussed and the information relating to a potential grant application. There are a couple of corrections in the resolution: on the 4th paragraph where it says "*the Township Council appointed*" should read "*The Township Council created and authorized appointment by the Mayor of the Green Team*". The 5th paragraph should read "*created a grant program called the Sustainable Jersey Small Grants Program*" and the last change under #1 should read "*The Mayor is hereby authorized and directed...*" The other item that will be needed is a letter for the reappointments to the Green Team. The appointments have lapsed, it should be calendared and maybe make the appointments for a longer term.

Mayor had some other comments on a few items that have been put on the proposal that has been put forward, the resolution does provide for alterations prior to the filing of an application but she has some observations – the application is due by August 4, 2013 so it is important to have a process by which this will be submitted, the budget that is provided with the grant needs some re-visitation. It doesn't fit the bill and includes in-kind and there is some confusion as to how the budget has been created. The budget needs to be redone and it would be a good idea to separately identify specific in-kind contributions that the volunteers will make toward the project. There were specific evaluation criteria

that were referenced in the grant application and this should be geared more toward those. If this is to be submitted, then this should be submitted with the greatest idea of being successful. They should review specific action items that are under Sustainable Jersey Program and determine what the requirements are of the community garden, make sure that all the items are incorporated fully into the proposal to get all the points that are required.

Council Member Yeager stated that overall it is a good idea to be able to connect the gardens with the families and the education component of this grant. He likes how this all comes together with the proposal.

Council Member Zoller stated that this is a very positive point to see that the grant is from private funding. Wal-Mart is funding this grant and it is appreciated to see this.

Steve Uccio asked for clarification that this grant is funded by Wal-Mart and not taxpayers' money. Mayor Mironov confirmed this and wanted it to be understood that Sustainable New Jersey is also not a government agency. It is a college housed program and the grants are provided by Wal-Mart.

Resolution R2013-136

Approval of Filing of Grant
Application with Sustainable Jersey
Grants Program

The Deputy Municipal Clerk read by title Resolution R2013-136.

It was MOVED by DUKE and seconded by YEAGER that Resolution R2013-136 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 R2013-136 was approved.

Next Meeting: Tuesday, August 6, 2013 at 8:00 pm.

There being no further business Mayor Mironov adjourned the meeting at 8:33 p.m.

Susan D. Jackson
Deputy Municipal Clerk

Janice S. Mironov
Mayor