

## **EAST WINDSOR TOWNSHIP COUNCIL**

November 26, 2013

The meeting of the East Windsor Township Council was called to order by Mayor Janice S. Mironov at 7:30 p.m. on November 26, 2014

Deputy Municipal Clerk, Susan Jackson 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.

Albert Dong, Eagle Scout Troop #6284, led the flag salute.

Present were: Mayor Janice S. Mironov and Council Members Hector Duke, Marc Lippman, Alan Rosenberg, 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. Council Member Perry Shapiro was absent.

### **PRESENTATIONS & PROCLAMATIONS:**

#### **1. Eagle Scout Project Presentation by Albert Dong, Boy Scout Troop 6284**

Albert Dong of Boy Scout Troop 6284 presented his Eagle Scout Project of building benches and nest boxes at the Disbrow Hill Park. He would like to build a total of three (3) benches along with three (3) nest boxes. He presented a diagram of the benches to be built and a blue print of the nest boxes. His plan is to start building the benches in early spring after all the paper work has been completed.

Mayor Mironov asked Albert to discuss the estimated cost and what materials he plans on using for the benches and nest boxes. Albert stated that the projected budget is around \$300.00 for the benches and nest boxes. He is considering either cypress or white oak wood which are both great for outdoor use.

Mayor Mironov asked Albert to explain the steps of the project and how he determined the location of the benches. Albert went over each step of the project. He wanted the benches to be spaced apart with two benches being in the shade and one being in the sun.

Mayor Mironov asked how Albert plans on raising the funds. Albert said that he will be looking for discounts or donations of the materials, potentially going to small local businesses to solicit donations and maybe hold a car wash to raise the money.

Council Member Lippman asked how the nest boxes would be mounted. Albert said that his plan is to hang the box from a branch.

Mayor Mironov asked Albert why he chose this project. Albert said that it was something he just chose because he liked it.

Council Member Lippman asked what the size of the nest boxes are going to be. Albert believes that the size is for small songbirds. Council Member Zoller suggested that attaching the boxes to the trees would attract the birds better than a swinging box.

Mayor Mironov stated that she has spoken with Albert to see if they can obtain recycled plastic to build the benches.

Council Member Yeager asked if the boxes would be located near the benches. Albert stated that they would be.

Mayor Mironov said that it is a good project since the park is in a new area of development. The Council members will take a vote to endorse the project and a letter will be sent to Albert stating the details of the endorsement.

It was MOVED by ROSENBERG and seconded by ZOLLER to endorse Eagle Scout Project for Albert Dong of Boy Scout Troop 6284.

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

There being six (6) ayes, no (0) nays, Eagle Scout Project for Albert Dong of Boy Scout Troop 6284 was endorsed.

#### **INTERVIEWS FOR BOARDS AND COMMISSIONS:**

Manar Aboulain presented her educational, work and general background and is very interested in serving on the Recreation Board.

#### **PUBLIC FORUM:**

Sean O'Connor, 152 Hickory Corner Rd, Apt 313, East Windsor – He spoke about the tax increases for the last 25 years, and other fiscal items.

#### **MINUTES:**

Mayor Mironov held June 11, 2013, July 2, 2013, October 8 and October 22 and November 26, 2013 minutes.

#### September 3, 2013

It was MOVED by LIPPMAN and seconded by ROSENBERG that the September 3, 2013 minutes be approved with revisions dated November 11, 2013

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

There being six (6) ayes, no (0) nays, September 3, 2013 minutes were approved with revisions dated November 11, 2013.

September 17, 2013

It was MOVED by DUKE and seconded by YEAGER that the September 17, 2013 minutes be approved with revisions dated November 11, 2013

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

There being six (6) ayes, no (0) nays, September 17, 2013 minutes were approved with revisions dated November 11, 2013.

**ORDINANCE – INTRODUCTION:**

**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 stated that this was a discussion item at the last meeting dated November 12, 2014 at which time they went through each of the items and made decisions with respect to the items that would be incorporated in the bond Ordinance tonight. The amounts for each of the items are provided as estimates from information received from staff based on either quotes, other reports or information that has been provided. That is how the amounts for each items were determined. Those items total the amount that is contained in the ordinance. These are all major capital items, major equipment items and/or infrastructure items which have all been reviewed at the November 12<sup>th</sup> meeting.

Mayor stated that the Ordinance is posted in the Clerk's Office for anyone interested in reviewing it.

It was MOVED by ROSENBERG and seconded by YEAGER that Ordinance 2013-09 be approved on introduction, authorized for publication and public hearing set for December 17, 2013.

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

There being six (6) ayes, no (0) nays, Ordinance 2013-09 was approved on introduction, authorized for publication and public hearing set for December 17, 2013..

**RESOLUTIONS:**

**Resolution R2013-170** Authorizing Public Right of Way Agreement with  
Cablevision Systems Corporation for Lightpath and 4  
Connections

The Deputy Municipal Clerk read by title Resolution R2013-170.

Mayor Mironov stated that there is a revised Resolution in the Council's folders tonight. This was listed on the August 22 agenda and at that time was held because there were some questions raised in respect to exactly what work would be performed in connection with this request. Mayor Mironov asked Mr. Orron to describe what this resolution will do and if it is restricted solely to business use.

Mr. Orron stated that this agreement will allow Cablevision to use the existing Right-of-Way, which is the area along the road where the telephone poles are located, in order to add their wiring and cabling to provide internet broadband service to commercial customers. The agreement has been modified so that it doesn't involve residential connections or any disturbances within residential neighborhoods and that was never the interest of Cablevision as indicated in the correspondence to the Township. Equipment would either be installed in underground conduits within the road's right-of-ways or on existing telephone poles. The agreement doesn't permit them to construct any new towers or poles to enhance their infrastructure. The agreement provides that they have to give advance notice to the Township as to where they will be working and to get permission from the Township. The agreement also requires that they must restore any disturbance in the right-of-ways.

Council Member Lippman said that he views this as another positive step in the choice in technology that the commercial tenants can use to enhance their business.

It was MOVED by DUKE and seconded by ZOLLER that Resolution R2013-170 be approved.

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

There being six (6) ayes, no (0) nays, Resolution R2013-174 was approved.

**Resolution R2013-183** Authorizing Incidental Modification to the Project Scope for New Jersey Department of Transportation Bikeway Grant

The Deputy Municipal Clerk read by title Resolution R2013-183.

Mayor Mironov stated that there is a revised resolution in the Council's folders. Mayor asked that the second "Whereas" be changed to "*The Township was awarded...*" The town previously applied for and received a grant from the New Jersey Department of Transportation for purposes of constructing the Disbrow Hill Pathway in the open space area. At the end of the project there are remaining funds and this proposes a reallocation of those funds.

It was MOVED by LIPPMAN and seconded by DUKE that Resolution R2013-183 be approved with revisions.

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

There being six (6) ayes, no (0) nays, Resolution R2013-183 was approved with revisions.

**Resolution R2013-184** Appointment of Deputy Municipal Clerk

The Deputy Municipal Clerk read by title Resolution R2013-184.

It was MOVED by ROSENBERG and seconded by ZOLLER that Resolution R2013-184 be approved.

Mayor Mironov stated that the position was posted and interviews were performed by the interview committee and this is the result of that process.

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

There being six (6) ayes, no (0) nays, Resolution R2013-184 was approved.

**Resolution R2013-185** Refund of Tax Overpayments

The Deputy Municipal Clerk read by title Resolution R2013-185.

Mayor Mironov asked Mr. Orron to explain the process for tax overpayment. Mr. Orron stated that if a property owner within the township overpays the amount of taxes that they owe then they entitled to a refund.

Mayor Mironov stated that there is a certified list from the Tax Collector with respect to the refunds.

It was MOVED by YEAGER and seconded by DUKE that Resolution R2013-185 be approved.

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

There being six (6) ayes, no (0) nays, Resolution R2013-185 was approved.

#### **REPORTS BY COUNCIL AND STAFF:**

Council Member Rosenberg – The Clean Communities Committee met on November 14<sup>th</sup> attended by the Mayor and himself. They are looking at having the Spring Recycling Day at the Senior Center. The East Windsor Township Commission on Aging met on November 21<sup>st</sup> and talked about the Thanksgiving dinner at the Senior Center held on November 14. Mr. Shapiro, Mr. Duke and Mr. Rosenberg did attend the dinner. It was very well attended and people enjoyed their Thanksgiving together. They are closer to finalizing the senior directory and hopefully will have something soon to show in upcoming months.

Mayor Mironov – She added that she also attended the Thanksgiving dinner. The Clean Communities Committee also discussed the Adopt-a-Spot 2013 program coming to a close so they are looking to do their wrap-up meeting and sending out the letters. The committee also reviewed some projects to work and support the Green Team efforts of sustainability.

Council Member Yeager – The Recreation Committee met on November 6. They discussed their summer events, family night out and summer concerts. They will be coming forward with recommendations to Mayor and Council soon. They also discussed the current events that are taking place now in the winter program. They discussed the summer camps. The Municipal Alliance met on November 13<sup>th</sup>. They are working on their upcoming grant and working on the vision and mission statements.

#### **APPROVAL OF BILLS:**

Mayor Mironov noted there was the 2013 bill list, one page Capital bill list dated November 20, 2013 as well as other miscellaneous and trust funds bill lists.

Council Member Yeager asked a question about a bill on page 4 on the 2013 current bill list under Emergency and Safety Equipment, there are several lines with the same amount and one with a different amount. He doesn't want this pulled but would like to make sure that the amount is correct and not an error.

Mayor Mironov said on the 2013 current bill list, on page 7, there is a bill under Leaf parts, she asked that this be held until clarification is provided as to what it is and why it is listed here. On page 6, she would like clarification as to what this is for but is not asking for it to be pulled.

It was MOVED by DUKE and seconded by ROSENBERG that the bills be approved with the exception of the bills that have been held for further clarification.

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

There being six (6) ayes, no (0) nays the bills were approved with the exception of the bill that have been held for further clarification.

#### **MATTERS BY COUNCIL:**

Mayor Mironov stated that there is a Tax Collector's report for the period ending October 31, 2013. There is a letter from the New Jersey Department of Transportation dated November 15, 2013 with respect to the surplus property that the Council has asked about, requesting more time. There is a letter dated November 19, 2013 from Mercer County with respect to the Millstone Road Bridge indicating that the work is anticipated to begin on or about December 9, 2013 and take about six months. The roadway will be closed entire time of the project. This will be noticed to the public over the next couple of weeks. A letter was received regarding the closure of Old York Road. The closure was supposed to take place today but because of the weather conditions the closure has been postponed and will take place on Tuesday, December 3<sup>rd</sup>. Women Space 2013 Community of Lights will take place on Monday, December 9<sup>th</sup> at the Town Hall at 5:00 pm. Everyone can participate by purchasing a kit at Fulton Bank on the corner of 571 and Old Trenton Road. There is also a road closure of Ward Street at the intersection of Etra Road in conjunction with the turnpike widening project. That work is slated for December 2<sup>nd</sup>, weather permitting. It will be approximately ten working days. Etra Road will remain open the entire time, although there might be alternating traffic flow during working hours.

#### **MATTERS BY PUBLIC:**

Don DeZarn, 958 Jamestown Road, just wanted to speak to the Council Members not present at the last meeting to please look over the ordinance line by line as to the expenditures.

Sean O'Connor, 152 Hickory Corner Rd, Apt 313, East Windsor – he asked how many times the taxes have been raised and lowered over the last 25 years.

Mayor Mironov closed the public forum. She responded to Mr. DeZarn's comment in regards to the expenditures of the ordinance. She went over the process that had taken

place and how they determine what items must be replaced within the township at this time.

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

1. \*Eagle Scout Project Presentation by Albert Dong, Boy Scout Troop 6284

There being no further business Mayor Mironov adjourned the meeting at 8:41 p.m.

Next Meeting: Tuesday, December 10, 2013 at 7:30pm

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Susan D. Jackson  
Deputy Municipal Clerk

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Janice S. Mironov  
Mayor