

EAST WINDSOR TOWNSHIP COUNCIL

Tuesday, October 4, 2016

7:30 p.m.

MINUTES

CALL TO ORDER:

The meeting of the East Windsor Township Council was called to order by Mayor Janice S. Mironov at 7:30 p.m. on Tuesday, October 4, 2016

VERIFICATION:

Municipal Clerk Gretchen McCarthy certified that the meeting was noticed on January 14, 2016 in the annual meeting notice and on September 30, 2016, notices were sent to the Trenton Times, filed in the office of the Municipal Clerk, and posted in the East Windsor Municipal Building. All requirements of the open public meetings act have been satisfied.

FLAG SALUTE: Led by Township Manager James P. Brady

ROLL CALL:

Present were Council Members Denise Daniels, Alan Rosenberg, Perry Shapiro, Peter Yeager, John Zoller and Mayor Janice Mironov. Council Member Marc Lippman was absent. Also present were Township Attorney David E. Orron, Township Manager James P. Brady, and Municipal Clerk Gretchen McCarthy.

PRESENTATIONS & PROCLAMATIONS:

Mayor Mironov spoke on the importance of fire prevention and presented proclamations to the 2015 Firefighters of the Year.

Fire Prevention Week - October 9-15, 2016

Recognizing East Windsor Volunteer Fire Company No. 1
Firefighter of the Year Robert Pycior

Recognizing East Windsor Volunteer Fire Company No. 2
Firefighter of the Year Bruce Cowper

Knock Out Opiate Abuse Day (October 6, 2016)

Mayor Mironov presented a Proclamation declaring October 6, 2016 as “Knock Out Opiate Abuse Day” to Chip Meara, Mercer County Coordinator, Al Grupper of the East Windsor Municipal Alliance along with Deputy Mayor Peter Yeager and Council Member John Zoller.

Mayor Mironov announced other events

Breast Cancer Awareness Month - - October 2016

2016 East Windsor Regional School District Hightstown High School Athletic Hall of Fame Inductees (October 7, 2016)

- Gary Bushelli
- Charlotte Wright Damasco

- Al Myers
- Randall Hunt
- Daniel Indelicati
- Tara Miluszewski
- 1975 Girls Varsity Softball Team

INTERVIEWS FOR BOARDS AND COMMISSIONS:

Sreya Kilambi, a junior at E.W.R.S.D. Hightstown High School, was interviewed and is interested in volunteering on the Clean Communities Committee or the Environmental Commission.

Mayor Mironov appointed Sreya Kilambi as a student member to the Clean Communities Committee.

Mayor Mironov also requested appointment of Peter Blok to the Economic Development Committee for an unexpired term ending December 31, 2017.

It was **MOVED** by Zoller, **SECONDED** by Yeager to appoint Peter Blok to the Economic Development Committee for an unexpired term ending December 31, 2017

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

There being six (6) ayes, no nays, Peter Blok was appointed to the Economic Development Committee for an unexpired term to ending December 31, 2017

PUBLIC COMMENT: None

MINUTES:

March 22, 2016

It was **MOVED** by Rosenberg, **SECONDED** by Yeager that the March 22, 2016 minutes be approved.

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

There being six (6) ayes, no (0) nays, the March 22, 2016 minutes were approved.

Mayor Mironov asked that the following minutes be rescheduled:

May 3, 2016

May 17, 2016

June 7, 2016

June 21, 2016

July 5, 2016

July 19, 2016

August 2, 2016

August 16, 2016
September 20, 2016

ORDINANCE – PUBLIC HEARING:

Ordinance 2016-11 An Ordinance Rescinding Ordinance 2016-09, entitled “An Ordinance Amending and Supplementing Chapter XX, ‘Zoning’, Subsection 20-5.1604b. ‘Prohibited Signs’ and Subsection 20-5.1607a.5. Under Subsection 20-5.1607, ‘Sign Regulations for Each Zoning District’, of the Revised General Ordinances of the Township of East Windsor”

ORDINANCE NO. 2016-11

**TOWNSHIP OF EAST WINDSOR
MERCER COUNTY, NEW JERSEY**

AN ORDINANCE RESCINDING ORDINANCE No. 2016-09, ENTITLED, “AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER XX, "ZONING", SUBSECTION 20-5.1604b. “PROHIBITED SIGNS” AND SUBSECTION 20-5.1607a.5. UNDER SUBSECTION 20-5.1607, “SIGN REGULATIONS FOR EACH ZONING DISTRICT”, OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF EAST WINDSOR

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF EAST WINDSOR in the County of Mercer, State of New Jersey, as follows:

SECTION 1. Ordinance 2016-09, entitled, “An Ordinance Amending and Supplementing Chapter XX, ‘Zoning’, Subsection 20-5.1604b. ‘Prohibited Signs’ and Subsection 20-5.1607a.5. Under Subsection 20-5.1607, “Sign Regulations for Each Zoning District”, of the Revised General Ordinances of the Township of East Windsor” is hereby rescinded and repealed in its entirety.

SECTION 2. All ordinances or parts thereof which are inconsistent or conflict with the provisions of this ordinance or any part thereof are hereby repealed to the extent of said inconsistency or conflict.

SECTION 3. This ordinance shall take effect twenty (20) days after the final adoption, publication and in accordance with law.

Mayor Mironov announced that this Ordinance was introduced on September 20, 2016 and declared the public hearing open regarding Ordinance 2016-11 and with no comment from the public being made, declared closed the public hearing.

Mayor Mironov reported that she has not received an update, but a signed agreement from the Shell Station but Mayor Mironov stated that she is not aware as to the status of the signs so she requested that Ordinance 2016-11 be carried to the meeting of October 18, 2016.

It was MOVED by Rosenberg, SECONDED by Yeager to carry Ordinance 2016-11 to the Council meeting of October 18, 2016.

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

There being six (6) ayes, no (0) nays, Ordinance 2016-11 was carried to the Council meeting of October 18, 2016.

ORDINANCE – INTRODUCTION: None

RESOLUTIONS:

Resolution R2016-166 Approval of Agreement between East Windsor Township and Nassau Capital Advisors for Affordable Housing Declaratory Judgment Action Expert Report and Research Services.

Mayor Mironov stated that this had been carried from the previous Council meeting in order to get more definitive information regarding the amount. The amount we agreed upon to participate with other municipalities in this matter is \$1,000. However, Mayor Mironov recommended to provide for that amount but also to allow an amount to go up to \$5,000 should there be additional work needed, that could be administratively approved by the Township Manager and herself without requiring further Council action.

RESOLUTION R2016-166

**EAST WINDSOR TOWNSHIP
MERCER COUNTY**

WHEREAS, the Supreme Court issued a decision and Order on March 10, 2015, divesting the New Jersey Council on Affordable Housing (COAH) of further rulemaking and administrative review authority and determining that the Court be the forum for ensuring municipal affordable housing compliance and crafting a procedure for municipalities that participated in the COAH review process to retain repose and immunity against builder’s remedy litigation and exclusionary zoning challenge while seeking to address their third round fair share obligation; and

WHEREAS, on June 23, 2015, by the approval of Resolution R2015-115, the East Windsor Township Council authorized the filing of a Declaratory Judgment legal action with the Court, pursuant to the March 10, 2015 Supreme Court decision; and

WHEREAS, reports (initial reports), that have been filed with the Superior Court, Law Division, Ocean County and with Superior Court of New Jersey, Law Division, Mercer County, for Region 4 municipalities located within Mercer, Ocean and Monmouth counties that filed declaratory judgment actions, have been prepared by Nassau Capital Advisors, LLC which analyzed the financial and economic constraints and limitations of inclusionary zoning strategy as a public policy in satisfying prospective need for low and moderate income households in Mercer County through the year 2025; and

WHEREAS, Nassau Capital Advisors, LLC, has agreed to provide the initial reports, with data sets broken down by county, to the participating Region 4 municipalities for a total cost of \$16,500 with each municipality's proportionate share to be \$1,000; and

WHEREAS, further research, reports and/or testimony may be necessary from Nassau Capital Advisors, LLC in this matter.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of East Windsor, in the County of Mercer, State of New Jersey, as follows:

1. The attached Agreement with Nassau Capital Advisors, LLC, is approved.
2. The Mayor and Municipal Clerk are hereby authorized and directed to execute the attached Agreement with Nassau Capital Advisors, LLC.
3. An amount of \$1,000 is approved for East Windsor Township's share of the cost for the initial reports.
4. An additional amount of up to \$4,000 is hereby authorized to be expended, upon administrative approval by the Township of East Windsor, if further necessary research, reports and/or testimony becomes necessary in connection with the Township Declaratory Action.
5. The maximum total amount of the expenditure is \$5,000 and funds are available in the Account No. A-22-56-852-852 entitled Affordable Housing, as evidenced by the Chief Financial Officer's Certification No. T2016-014.

It was **MOVED** by Daniels, **SECONDED** by Shapiro to approve Resolution R2016-166.

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

There being six (6) ayes and no (0) nays, Resolution R2016-166 was approved.

Resolution R2016-169 Action on Affordable Housing Administrative Agent Services

Mayor Mironov stated that a recommendation has been received regarding the Affordable Housing Administrative Agent, along with an agreement that has been negotiated with the firm to remove some of the things the Township was to be charged. Many of those things will be paid by the Developers. Mayor Mironov also noted that the commencement of the term of the agreement needs to be changed from

September to October in both the agreement and the resolution. Deputy Mayor Yeager asked for clarification on the rate per hour. Mayor Mironov stated the correct number is attached to the agreement, along with a breakdown of some of the tasks to be covered by this agreement.

RESOLUTION R2016-169

**EAST WINDSOR TOWNSHIP
MERCER COUNTY**

WHEREAS, there exists a need for the services of an Affordable Housing Administrative Agent, in the Township of East Windsor; and

WHEREAS, the Township solicited proposals on May 24, 2016 and received three (3) proposals for Affordable Housing Administrative Agent by the receipt date of June 24, 2016; and

WHEREAS, the most responsive proposal was received from Community Grants Planning and Housing; and

WHEREAS, a contract for this professional service may be awarded without public advertising for bids as the contract is for “Professional Services”, pursuant to N.J.S.A. 40A:11-5(1) (a) (i); and

WHEREAS, this contract is awarded in accordance with the Fair and Open Process as defined in N.J.S.A. 19:44A-20.5, et seq.; and

WHEREAS, the maximum amount of the contract is \$20,000.00 and funds are available in Current Fund Account No. A-22-56-852-852 entitled Affordable Housing Trust, as evidenced by the Chief Financial Officer’s Certification No. T2016-015.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of East Windsor, in the County of Mercer, State of New Jersey, as follows:

1. The attached Agreement with Community Grants Planning and Housing for Affordable Housing Administrative Agent is approved for a term commencing October 5, 2016 through October 4, 2017.
2. The Mayor and Municipal Clerk are hereby authorized and directed to execute the attached Agreement with Community Grants Planning and Housing, 101 Interchange Plaza, Suite 301, Cranbury, New Jersey 08512.
3. This Contract is awarded without competitive bidding as a “Professional Service” in accordance with N.J.S.A. 40A:11-5(1) (a) of the Local Public Contracts Law because the contract is for a service performed by person(s) authorized by law to practice a recognized profession that is regulated by law, but in accordance with the Fair and Open Process as defined in N.J.S.A. 19:44A-20.5, et seq.

4. The Municipal Clerk shall cause to be printed once, in the Trenton Times, a brief notice stating the nature, duration, service and amount of this contract, and that the resolution and contract are on file and available for public inspection in the office of the Municipal Clerk.

It was MOVED by Zoller, SECONDED by Shapiro to approve Resolution R2016-169 with the changes.

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

There being six (6) ayes and no (0) nays, Resolution R2016-169 was approved with the changes.

Resolution R2016-170 Approving Assignment of Tax Abatement Agreement with S.J. Associates, Ltd. For St. James Senior Citizens Housing Project to Hudson Valley Property Group, L.L.C.

Mayor Mironov stated that a memo has been received on this matter from the Township Attorney.

RESOLUTION R2016-170

EAST WINDSOR TOWNSHIP MERCER COUNTY

WHEREAS, the St. James Senior Citizens Housing Project, located at Lot 3.05, Block 11.08, 719 St. James Place, East Windsor, New Jersey, has been subject to a tax abatement agreement since on or about May 10, 1983; and

WHEREAS, the term of the tax abatement agreement between the Township and St. James Senior Citizen Housing Project was extended to May 10, 2033, by Resolution R2015-168, adopted on September 29, 2015; and

WHEREAS, St. James Senior Citizen Housing Project is under contract for sale to Hudson Valley Property Group, LLC (AHVPG@), which shall continue to operate St. James Senior Citizen Housing Project under the terms and conditions of the existing tax abatement agreement; and

WHEREAS, in order for HVPG to close on the purchase of St. James Senior Citizen Housing Project and to assume the obligations of the owner of the project under the existing tax abatement agreement, the Township has been requested to approve the assignment of the existing tax abatement agreement to HVPG; and

WHEREAS, the Township Council has reviewed the memorandum from the Township Attorney on this matter;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of East Windsor, County of Mercer, and State of New Jersey, as follows:

1. The attached Assignment and Assumption of Tax Abatement Agreement between and among S.J. Associates, Limited LTD, Hudson Valley Property Group, LLC and East Windsor Township is hereby approved.
2. The Mayor and Municipal Clerk are hereby authorized and directed to execute the attached Assignment and Assumption of Tax Abatement Agreement on behalf of East Windsor Township.
3. The approval of the subject Assignment and Assumption of Tax Abatement Agreement, and the authorization and direction to the Mayor and Municipal Clerk to execute the same is expressly made subject to, and conditioned upon, Hudson Valley Property Group, LLC closing upon the purchase of St. James Village Senior Housing Project property, located at 719 St. James Place, East Windsor, NJ, Lot 3.05, Block 11.08.

It was MOVED by Rosenberg, SECONDED by Yeager to approve Resolution R2016-170.

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

There being six (6) ayes and no (0) nays, Resolution R2016-170 was approved.

Resolution R2016-171 Approving Green Acres Project Agreement between the State of New Jersey by the Department of Environmental Protection and Township of East Windsor

Mayor Mironov stated that there had been a question raised about the amount to be inserted in paragraph 2 of the “Now Therefore” paragraph and recommended the amount be shown as \$275,000.

RESOLUTION R2016-171

EAST WINDSOR TOWNSHIP MERCER COUNTY

WHEREAS, the New Jersey Department of Environmental Protection, Green Acres Program (“State”), provides loans and or grants to municipal and county governments and grants to nonprofit organizations for assistance in the acquisition and development of lands for outdoor recreation and conversation purposes; and

WHEREAS, the Township of East Windsor has previously obtained a loan of \$500,000.00, and a grant of \$4,275,000.00 from the State to fund the following project(s):

#1101-99-023 East Windsor Open Space Acquisition

WHEREAS, the State and East Windsor Township intend to increase Green Acres funding by \$550,000.00; and

WHEREAS, the applicant is willing to use the State’s funds in accordance with its rules, regulations, and applicable statutes, and is willing to enter into an Amendment of the Agreement with the State for the above-named project:

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of East Windsor, in the County of Mercer as follows:

1. The Mayor is hereby authorized to execute an agreement and any amendment thereto with the State known as #1101-99-023, East Windsor Open Space Acquisition.
2. The applicant has its matching share of the project, if a match is required, in the amount of \$275,000.00.
3. In the event the State’s funds are less than the total project cost specified above, the applicant has the balance of funding necessary to complete the project.
4. The applicant agrees to comply with all applicable federal, state, and local laws, rules regulations in its performance of the project.
5. This resolution shall take effect immediately.

It was **MOVED** by Yeager, **SECONDED** by Rosenberg to approve Resolution R2016-171 with the change.

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

There being six (6) ayes and no (0) nays, Resolution R2016-171 was approved with the change.

Resolution R2016-172 Authorizing Repair of East Windsor Volunteer Fire Company #1 Tanker Truck 42

Mayor Mironov stated that a recommendation has been received on this from the Manager.

RESOLUTION R2016-172

**EAST WINDSOR TOWNSHIP
MERCER COUNTY**

WHEREAS, there is a need for repairs to the 1980 Autocar Tanker Truck for East Windsor Volunteer Fire Company No. 1, and

WHEREAS, since the purchase is under \$17,500, public bids are not required as set forth in N.J.S.A. 40A:11-4 requiring public advertising and bidding for contracts for a sum exceeding the aggregate amount as calculated periodically by the Governor, pursuant to N.J.S.A. 40A:11-3 which amount is \$17,500; and

WHEREAS, the Township Council has reviewed the Township Manager’s recommendations on said purchase; and

WHEREAS, the maximum amount of the repairs to the fire vehicle is \$9,009.28 and funds are available in the Account No.6-01-25-265-314-218 entitled, Heavy Equipment Supplies Volunteer Fire Company No. 1, as evidenced by the Chief Financial Officer’s Certification No. B2016-028.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of East Windsor, in the County of Mercer, State of New Jersey, as follows:

1. The Manager and Chief Financial Officer are hereby authorized and directed to approve and forward a purchase requisition to Cranbury Service Center, 44 Hightstown-Cranbury Station Road, Cranbury, NJ 08512, for repairs to 1980 Autocar Tanker Truck for the East Windsor Volunteer Fire Company No. 1, in an amount not to exceed \$9,009.28, all in accordance with the attached quote.

It was **MOVED** by Rosenberg, **SECONDED** by Shapiro to approve Resolution R2016-172.

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

There being six (6) ayes and no (0) nays, Resolution R2016-172 was approved.

Resolution R2016-173 Authorizing Refund of Tax Overpayments

RESOLUTION R2016-173

**EAST WINDSOR TOWNSHIP
MERCER COUNTY**

WHEREAS, the East Windsor Tax Collector has certified that there have been overpayments for various reasons on certain properties; and

WHEREAS, the taxpayers are entitled to refunds.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of East Windsor, in the County of Mercer, State of New Jersey, that the Chief Financial Officer is hereby authorized

and directed to make payments to the taxpayers for overpayments according to the attached Tax Collector's 2016 Refund of Taxes List Number 8 dated September 14, 2016.

It was MOVED by Zoller, SECONDED by Yeager to approve Resolution R2016-173.

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

There being six (6) ayes and no (0) nays, Resolution R2016-173 was approved.

Resolution R2016-174 Closed Session (Litigation: Declaratory Action)(Contract Negotiations: 329-359 Wyckoff Mills Road Redevelopment; Block 5.01, Lots 12, 13, 14; Hightstown Municipal Court)

RESOLUTION R2016-174

**EAST WINDSOR TOWNSHIP
MERCER COUNTY**

WHEREAS, Section 8 of the Open Public Meetings Act permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, the Township Council is of the opinion that such circumstances exist.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of East Windsor, in the County of Mercer, State of New Jersey, as follows:

1. The public shall be excluded from the closed session at close of tonight's open session.
2. The general nature of the subject matter to be discussed is as follows:

(Litigation: Declaratory Action)
(Contract Negotiations: 329-359 Wyckoff Mills Road Redevelopment; Block 5.01, Lots 12, 13, 14; Hightstown Municipal Court)

3. It is anticipated at this time that the above stated subject matter will be made public when these matters are resolved or as soon thereafter as it is deemed to be in the public interest to do so.
4. This Resolution shall take effect immediately.

It was MOVED by Zoller, SECONDED by Rosenberg to approve Resolution R2016-174.

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

There being six (6) ayes and no (0) nays, Resolution R2016-174 was approved.

Resolution R2016-175 Authorizing Purchase of Six-Foot Swath Riding Mower from Turf Equipment and Supply Company for the Department of Public Works

Mayor Mironov stated that a recommendation has been received from the Public Works Director on this purchase.

RESOLUTION R2016-175

**EAST WINDSOR TOWNSHIP
MERCER COUNTY**

WHEREAS, there is a need to replace a 6 foot Swath Riding Mower for the East Windsor Public Works Department; and

WHEREAS, four (4) quotes were obtained to provide this equipment; and

WHEREAS, the lowest cost quote was submitted by Turf Equipment and Supply Company for a Toro Groundsmaster Model 3280-D Riding Mower through Contract No. 15/16-08 of the E.S.C.N.J. Co-op No. 65MCESCCPS; and

WHEREAS, East Windsor Township is a member of the Educational Services Commission of New Jersey (E.S.C.N.J.) Cooperative Pricing System and, in accordance with N.J.S.A. 40A:11-10, the Township can purchase materials which have been bid for by the lead agency on the Township's behalf; and

WHEREAS, the Township Council has reviewed the Director of Department of Public Work's recommendations on this purchase; and

WHEREAS, the maximum amount of the purchase is \$21,152.23 and funds are available in the Capital Fund Account No. C-04-55-980-919-620 entitled Ordinance 2016-08 "DPW Lawn Mower Acquisition", as evidenced by the Chief Financial Officer's Certification No. C2016-023.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of East Windsor, in the County of Mercer, State of New Jersey, as follows:

1. The Manager and Chief Financial Officer are hereby authorized and directed to approve and forward a purchase requisition to Turf Equipment and Supply Company, 576 Rosedale Road, Suite 8, Kennett Square, Pennsylvania 19348 for one (1) Toro Groundsmaster Model 3280-D Riding Mower through Contract No. 15/16-08 of the E.S.C.N.J. Co-op No. 65MCESCCPS in an amount not to exceed \$21,152.23 in accordance with the attached quote.

It was MOVED by Shapiro, SECONDED by Daniels to approve Resolution R2016-175.

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

There being six (6) ayes and no (0) nays, Resolution R2016-175 was approved.

APPLICATIONS:

Amendment to the date of September 10, 2016 of previously approved Raffle License RL: 2016-04 for the BPOE #1955 Hightstown Lodge, 110 Hickory Corner Road, Casino Night to November 19, 2016.

It was MOVED by Rosenberg, SECONDED by Daniels to approve an amendment to the date of September 10, 2016 of previously approved Raffle License RL: 2016-04 for the BPOE #1955 Hightstown Lodge, 110 Hickory Corner Road, Casino Night to November 19, 2016.

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

There being six (6) ayes and no (0) nays, the amendment to the date of September 10, 2016 of previously approved Raffle License RL:2016-04 for the BPOE #1955 Hightstown Lodge, 110 Hickory Corner Road, Casino Night to November 19, 2016 was approved

REPORTS BY COUNCIL AND STAFF:

Council Member Rosenberg reported that the Clean Communities Committee met on Thursday September 22 where the upcoming October 8 recycling day was discussed. Also on September 22, the Clean Communities Committee, Mayor Mironov and Mr. Rosenberg presented a certificate of recognition as a litter-free business, to Knowledge Beginnings for the way their business and property is maintained. Mr. Rosenberg also stated that the Commission on Aging met and discussed full attendance at the various classes.

Council Member Shapiro reported that the Environmental Commission met at Etra Lake Park and discussed the various trees in the park and the health of those trees. Mayor Mironov stated that the Township's five year Forestry Management Plan has been approved by the State. Mr. Shapiro also reported that the Planning Board met on September 26 and considered approval of an outdoor waiting area for Galleria at Twin Rivers.

CORRESPONDENCE: None

APPOINTMENTS: Were done earlier in the meeting.

APPROVAL OF BILLS:

Mayor Mironov specified the various bill lists and trust fund lists presented for payment.

Council Member Zoller questioned the very last bill on page 10 of the Current 2016 bill list for animal control. Mr. Zoller inquired about Township policies regarding the bill and asked that it be held pending clarification.

Mayor Mironov asked that the first bill on page three of the Current 2016 bill list be held and also asked that confirmation be received that the website company has completed all tasks in their contract before finalizing payment.

It was **MOVED** by Shapiro, **SECONDED** by Daniels to approve the presented Bill Lists with the exceptions.

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

There being six (6) ayes and no (0) nays the various presented Bill Lists with the exceptions were approved.

MATTERS BY COUNCIL:

Mayor Mironov stated that Council has received a copy of the Egg Hunt notice from Recreation and that Budget memos have been received from the Manager. Mayor Mironov also announced that the annual Flu Clinics have been scheduled. Mayor Mironov also reported receipt of a copy of an application from Mercer County to the Delaware Valley Regional Planning Commission for a local concept development study traffic issues in the vicinity of Old Trenton Road and Princeton Hightstown Road. This will be a first phase of what will hopefully be intersection improvements funded under the Federal Highway Safety Improvement Program.

DISCUSSION ITEMS AND COUNCIL ACTION WHERE APPROPRIATE:

1. East Windsor 2017 5K Walk/Run Proposal

Mayor Mironov stated that the Recreation Director has distributed the proposal of what has thus far been discussed with the Commission on the event. Deputy Mayor Yeager stated that the Commission did meet and discuss the event as well as how successful this year's event was and how it could be expanded upon. Council is in agreement for the Recreation Department to continue in its planning and keep Council apprised of its progress.

2. East Windsor Senior Center Maintenance Work for Painting and Wallpapering

Mayor Mironov indicated that this had been discussed at the last Council meeting on September 20 and requested some follow-up from Public Works, which has not been received. Council in consensus that this matter must be addressed and is looking to see follow-up from The Public Works Director on their previous requests.

3. Route 130/Hankins Road/Conover Road Realignment Improvement Project

Mayor Mironov stated that there are a few things pending in this matter. The Township Attorney will be getting us paperwork pertaining to the right-of-way acquisition, hopefully for the next Council meeting. It appears that an agreement has been reached on the State Transportation Trust Fund which would lift the stop work orders and clear the way to move forward on this project. The Public Works Director was supposed to get an update on Robbinsville's right-of-way acquisitions and the Public Works Director is again requested to follow-up. Council in agreement that this should be done. Council Member Rosenberg suggested that it might be helpful for the Public Works Director to attend a Council meeting so it could be explained the Council as to the status of this project. Mayor Mironov stated the Public Works Director was also to be following up on three items the N.J.D.O.T. had requested, which are signed and sealed plans, signed and sealed specifications for bidding, and the signed and sealed Engineer's estimate for the project. Mayor Mironov informed Council of previous actions taken to get these items ready for when the State is ready to move forward.

MATTERS BY PUBLIC: None

ADJOURNMENT:

There being no further business, Mayor Mironov adjourned the meeting at 8:15 p.m.

Closed Session (Litigation: Declaratory Action) (Contract Negotiations: 329-359 Wyckoff Mills Road Redevelopment; Block 5.01, Lots 12, 13, 14; Hightstown Municipal Court)

Next Meeting: Tuesday, October 18, 2016 @ 7:30 p.m.

Gretchen McCarthy
Municipal Clerk

Janice S. Mironov
Mayor