

APPROVED: December 22, 2014

WEST WINDSOR TOWNSHIP COUNCIL
BUSINESS SESSION
November 10, 2014

CALL TO ORDER: President Maher called the meeting to order at 7:22 p.m.

STATEMENT OF ADEQUATE NOTICE

This is to advise that the notice requirement provided for in the "Open Public Meetings Act" has been satisfied. Notice of this meeting was properly given and transmitted to The Times and Princeton Packet; filed with the Clerk of the Municipality; and posted in the West Windsor Township Municipal Building at North Post and Clarksville Roads on January 3, 2014.

ATTENDEES: President: Maher; Vice President: Geever; Council: Borek, Mendonez, Samonte; Mayor: Hsueh; Business Administrator: Schmid; Township Attorney: Herbert; Township Clerk: Young; Redevelopment Attorney: McManimon (7:22 p.m. - 8:22 p.m.); Chief Financial Officer: Louth (7:22 p.m. - 8:22 p.m.)

SALUTE TO THE FLAG

Ms. Young led the salute to the flag.

PUBLIC COMMENT

Ms. Sarah Thomson, 113 Cranbury Road, expressed appreciation for the open dialogue concerning the Cranbury Road project.

Mr. Jerry Foster, 15 Suffolk Lane, spoke about pedestrian safety and urged the adoption of Resolution 2014-R231 and recommended crafting a similar resolution for other problematic intersections in the Township.

Mr. Marshall Lerner, 3 Sapphire Drive, commented that the Schenck Farmstead is a treasured property. He did not recommend the introduction of the ordinance that dealt with leasing the property to the Historical Society. Mr. Lerner asked if the Historical Society is a 501 (c) (3) organization.

Mr. Herbert advised that the Historical Society is registered as non-profit and is recognized by the State of New Jersey. He noted that he is working on getting the documentation from both the State and Federal agencies.

Mr. Donald Watrous, 131 Cranbury Road, addressed questions about the sidewalks, encroachments and the right-of-way easements along Cranbury Road. He asked what the next step is to allow the project to move forward.

Mr. John Church, 11 Princeton Place, inquired about the rebroadcasting of the meetings. He also discussed the non-profit status of the Historical Society.

Ms. Young informed him that the recording system for the rebroadcasting of the meetings has been fixed.

Ms. Debbie Hepler, 10 Dean Court, spoke about Mr. Borek's comments regarding speed bumps that were installed in Jersey City. She noted that several areas of the Township need traffic calming devices.

Mr. Pete Weale, 144 Fisher Place, also spoke about traffic calming devices needed in West Windsor. He asked why the Grover Memorial held Veterans Day was not advertised in the newspapers, and he was disappointed that the Mayor was not present at the meeting.

MAYOR/ADMINISTRATOR COMMENTS

Ms. Schmid commended the Department of Public Works for the successful cleanup of the paint that defaced the 911 Memorial. She noted that progress was being made on the investigation. Ms. Schmid urged residents to call with any information.

Ms. Schmid spoke about the annual stormwater educational mailing which went out to all residents. She informed the public that grass clippings should not be placed out for pickup and residents should not put out yard debris until it is their week for pickup or a summons will be issued.

COUNCIL MEMBER COMMENTS

Mr. Borek commented on the \$1,800 reward for information that leads to the arrest of the individuals that defaced the 911 Memorial.

Mr. Borek also addressed issues with tractor trailer drivers using Village and New Village Road as a short cut to get to Old Trenton Road. He asked if Council was interested in placing weight restriction signs on the roads for safety purposes.

Ms. Samonte congratulated Saloni Sharma of West Windsor/Plainsboro High School South for receiving the Alice Paul Scholarship.

Mr. Mendonez congratulated the newly elected officials as a result of the November General Election. He advised that the Veterans Day ceremonies have been listed on the Township website. Mr. Mendonez noted that West Windsor Township was given the New Jersey Environmental Award for the Schenck Farmstead exhibit.

Ms. Geevers thanked the Veterans for their incredible service to this Country. She spoke about attending the Grand Opening of the Seasons 52 Restaurant at Market Fair. Ms. Geevers asked Administration to make sure all the pedestrian crosswalk lights were working properly

CHAIR/CLERK COMMENTS

President Maher reviewed the agenda for the Veterans Day Ceremonies. He spoke about Administration enforcing the yard debris ordinance. President Maher noted that the Cranbury Road hybrid option is a good solution and urged that the project continue to make progress.

President Maher affirmed that Council needs more information from the Howard Hughes Corporation to determine if the area is in need of redevelopment. He advised that the Township has asked Howard Hughes to begin with a conceptual plan that would be reviewed by the Planning Board.

CONSENT AGENDA

RESOLUTIONS

2014-R227 Endorsing the Application of Samuel A. Havlicek for
Membership in the New Jersey State Firemen's
Association

2014-R228 Refund of Overpaid Property Taxes

2014-R229 Refund of Overpaid Sewer Rent

2014-R230 Authorizing the Request by John Kuper, Jr., for a
Disabled Veteran Exemption Allowing the Tax Collector
to Refund Payment of 3rd and 4th Quarter 2014 Property
Taxes and to Cancel all Subsequent Property Taxes for
29 Springhill Drive

MINUTES

September 22, 2014 - Work Session

September 22, 2014 - Business Session as amended

October 6, 2014 - Closed Session#1

October 6, 2014 - Closed Session#2

October 6, 2014 - Business Session as amended

BILLS & CLAIMS

Resolution 2014-R230 was pulled from the agenda to allow for a language amendment.

Motion to approve consent agenda as amended: Samonte

Second: Geevers

RCV: aye Borek, abstained from all the 10/06 meeting minutes

aye Geevers

aye Mendonez

aye Samonte

aye Maher

ITEMS REMOVED FROM CONSENT AGENDA

2014-R230 Authorizing the Request by John Kuper, Jr., for a Disabled Veteran Exemption Allowing the Tax Collector to Refund Payment of 3rd and 4th Quarter 2014 Property Taxes and to Cancel all Subsequent Property Taxes for 29 Springhill Drive

Deferred until November 24, 2014 Business Session.

RECOMMENDATIONS FROM ADMINISTRATION AND COUNCIL/CLERK

President Maher amended the order of the agenda to first discuss Resolution 2014-R232.

2014-R232 Authorizing a Review of Compliance with Prior Annual Continuing Disclosure Obligations and Participation in the Securities and Exchange Commission's Municipalities Continuing Disclosure Cooperation Initiative

Mr. McManimon reviewed the reasons Council should approve the resolution and outlined the Township's obligation once the resolution is approved. He spoke about the disclosure of the audit, the submission of one or more bond issues, and continuing the Disclosure Cooperation Initiative. Mr. McManimon noted that the deadline for submission of this resolution to the Local Finance Board is December 1, 2014.

President Maher asked why the Township would not file the documents for reporting. He also inquired about the Township being late in the filing of several documents.

Ms. Louth explained that the documents were submitted on time but not entered into the data base by the second party.

Mr. McManimon commented on it being too casual of a process and other parties are not paying attention to the deadlines for submission. He recommended taking advantage of this opportunity to self report.

Motion to approve: Samonte

Second: Mendonez

RCV: aye Borek

aye Geevers

aye Mendonez

aye Samonte

aye Maher

2014-R231 Supporting Mercer County Installing Warning Lights and
Appropriate Signage at the D&R Canal Towpath Crossing
at Washington Road (County Route 571)

2014-R233 Approving the Submission of a Grant Application and
Execution of Grant Agreement to New Jersey Department
of Transportation Regarding Safe Corridors
Reimbursement - \$40,842.69

2014-R234 Providing for Insertion of the State of New Jersey
Division of Criminal Justice Body Armor Fund in the
2014 Budget - \$4,464.51

2014-R235 Authorizing the Refund of the Municipal Portion of
Property Taxes Billed for 2014 to PSE&G via a Credit
in the 4th Quarter of 2014 - \$5,498.78

2014-R236 Authorizing the Planning Board to Undertake an
Investigation to Determine Whether Certain Property
within the Princeton Junction Redevelopment Area
Constitutes an Area in Need of Redevelopment (Block 5
Lots 62 & 76)

2014-R237 Authorizing the Mayor and Clerk to Execute a
Developer's Agreement with Carnegie 804 Associates,
LLC - (PB14-04)

2014-R238 Authorizing the Mayor and Clerk to Execute a Land
Development Performance Guarantee Agreement with
Carnegie 804 Associates, LLC - Public Improvements -
(PB14-04)

- 2014-R239 Authorizing the Mayor and Clerk to Execute a Land Development Performance Guarantee Agreement with Carnegie 804 Associates, LLC - On-Site Improvements - (PB14-04)
- 2014-R240 Authorizing the Mayor and Clerk to Execute a Land Development Performance Guarantee Agreement with PNC Bank N.C. (ZB06-16SP)
- 2014-R225 Approving the Submission of Grant Application and Authorizing the Mayor and Clerk to Execute a Grant Agreement with NJDOT for the Vaughn Drive Bus Shelter Relocation Project
- 2014-R241 Authorizing the Mayor and Clerk to Execute a Professional Services Agreement with Van Cleef Engineering Associates for Survey, Engineering Analysis and Engineering Design for the 2014 Sanitary Sewer Rehabilitation Program - \$28,450.00
- 2014-R242 Granting the Request by Princeton Junction Commons, LLC for Reduction of Performance Guarantees for the Project known as Princeton Junction Commons Phase 1 On-Site Improvements (PB88-27AM)
- 2014-R243 Granting the Request by Hilton Realty for Reduction of Performance Guarantees for the Project known as Carnegie Center East-Building 300 (PB05-05)
- 2014-R244 Authorizing the Mayor and Clerk to Execute a Shared Services Agreement with Mercer County for the Maintenance and Repair of Electronically Operated Traffic Control Devices under the Jurisdiction of West Windsor Township - \$2,000.00
- 2014-R245 Authorizing the Mayor and Clerk to Execute Contract Amendment No. 1 with Roberts Engineering Group, LLC for Supplemental Work for the Project known as Edinburg Road Bike Circulation Improvement Project - \$1,500.00

2014-R246 Authorizing the Mayor and Clerk to Execute Contract
Amendment No. 3 with T&M Associates for Supplemental
Work for the Project known as Duck Pond Run Sewer
Interceptor Phase II - \$65,500.00

2014-R247 Authorizing the Mayor and Clerk to Execute Contract
Amendment No. 1 with T&M Associates for Supplemental
Work for the Project known as Dutch Neck Bicycle &
Pedestrian Improvements - \$3,638.50

Motion to approve Resolutions 2014-R231 and 2014-R233 through
2014-R247: Borek

Second: Geevers

RCV: aye Borek

aye Geevers

aye Mendonez

aye Samonte

aye Maher

INTRODUCTION OF ORDINANCES

2014-18 AN ORDINANCE AMENDING CHAPTER 123 "PEDDLING AND
SOLICITING", OF THE REVISED GENERAL ORDINANCES OF WEST
WINDSOR TOWNSHIP

Motion to introduce: Borek

Second: Geevers

RCV: aye Borek

aye Geevers

aye Mendonez

aye Samonte

aye Maher

The Public Hearing will be held on November 24, 2014.

2014-20 AN ORDINANCE AUTHORIZING EXECUTION OF A LEASE BETWEEN
THE HISTORICAL SOCIETY OF WEST WINDSOR AND THE
TOWNSHIP OF WEST WINDSOR FOR LANDS AND BUILDINGS
COMMONLY KNOWN AS THE SCHENCK FARMSTEAD 50 SOUTHFIELD
ROAD; BLOCK 28.02, LOTS 8.01 AND 31.03 WEST WINDSOR,
NEW JERSEY

Motion to introduce: Borek

Second: Geevers

RCV: aye Borek

aye Geevers

aye Mendonez

aye Samonte

aye Maher

The Public Hearing will be held on November 24, 2014.

2014-21 AN ORDINANCE AUTHORIZING THE ACQUISITION OF A SIDEWALK
EASEMENT FROM GHO VENTURES, LLC LOCATED AT BLOCK 6,
LOT 64 - 861 Alexander Road

Motion to introduce: Borek

Second: Geevers

RCV: aye Borek

aye Geevers

aye Mendonez

aye Samonte

aye Maher

The Public Hearing will be held on November 24, 2014.

ADDITIONAL PUBLIC COMMENT

Mr. John Church, 11 Princeton Place, advised that the 2014-20
Ordinance needs amending to include some additional language.

Mr. Herbert noted that the additional wording will be added to the ordinance for consideration at the public hearing. He noted that the additional language was not substantive and would not require another introduction.

Mr. Marshall Lerner, 3 Sapphire Drive, addressed additional concerns with the lease of the Schenck Farmstead.

COUNCIL REPORTS/DISCUSSION TOPICS/NEW BUSINESS

Mr. Mendonez advised of a evening Veterans Day event that will be held in Princeton.

Ms. Geevers commented on various plans that were reviewed and approved at the Planning Board meeting.

President Maher noted that Zoning Board was caught up with their applications.

CLOSED SESSION #2

Motion to go into closed session at 8:40 p.m.: Borek

Second: Geevers

RCV: aye Borek

aye Geevers

aye Mendonez

aye Samonte

aye Maher

Ms. Young read the closed session resolution into the record:

Whereas, N.J.S.A. 10:4-12 allows for a Public Body to go into closed session during a Public Meeting, and

Whereas, the Township Council of West Windsor Township has deemed it necessary to go into closed session to discuss certain matters which are exempted from the public; and

Whereas, the regular meeting of this Township Council will reconvene; and

Whereas, the below stated subject matter shall be made available at such time as the issues discussed therein are resolved and its disclosure would not subvert any particular exception for convening a closed session.

Now, therefore, be it resolved that the Township Council of the Township of West Windsor will go into closed session for the following reason(s) as outlined in N.J.S.A. 10:4-12: For the discussion of potential litigation and contract negotiations.

Meeting reconvened at 8:55 p.m.

ADJOURNMENT

Motion to adjourn: Mendonez
Second: Samonte
VV: All approved

The meeting was adjourned at 8:55 p.m.

Sharon L. Young
Township Clerk
West Windsor Township