

APPROVED: June 23, 2008

WEST WINDSOR TOWNSHIP COUNCIL
BUSINESS SESSION
April 7, 2008

CALL TO ORDER: President Anklowitz called the meeting to order at 7:00 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 July 6, 2007.

ATTENDEES: President: Anklowitz; Vice President: Borek (arrived at 7:37 p.m.); Council: Geevers, Kleinman, Morgan; Township Attorney: Herbert; Planning Board Attorney: Muller; Business Administrator: Marion; Township Clerk: Young

PUBLIC COMMENT

Ms. Nickie Oliver, 822 Village Road West, expressed her views about Dr. Zaidi's unfinished home at 816 Village Road West and voiced her concerns regarding him starting another project within West Windsor Township before this project is completed. She advised that she has spoken to the Township staff who she said have been very courteous and answered her questions. Ms. Oliver advised that she is coming to Council to make a simple request; the next time this builder comes to the Township with an application in hand, that someone simply ask them to complete the home at 816 Village Road West before they start another project in the Township.

Mr. Michael Ogg, 337 Clarksville Road, spoke in support of the Capital Improvement program for sidewalks and bike lanes sponsored by the Township.

Mr. Ken Carlson, 8 Wilson Way South, voiced his support to fully fund capital improvements for bike and pedestrian safety as proposed in the 2008 Capital Improvement Program. He noted that the Bicycle and Pedestrian Alliance will be conducting another walk to review the road conditions at Bear Brook Road and Alexander Road in May. He requested additional funds be added to the 2008 budget for striping and restriping of bike lanes and

pedestrian crossings throughout the Township. He urged Council to continue to support these programs.

Ms. Silvia Ascarelli, 27 Melville Road, voiced her support of the Capital Improvement Programs proposed in the 2008 budget and noted she would like to see all the missing links of sidewalk completed throughout the Township.

MAYOR/ADMINISTRATOR COMMENTS

Mr. Marion asked Ms. Oliver to contact him to go over her issues. He requested that a resolution for payment to Mr. Muller be added to the agenda. Mr. Marion announced the Township will be holding a Dumpster Drop Off Day on Saturday, April 12th from 8:00 a.m. to 2:00 p.m. at the Public Works Facility on Southfield Road. He noted that this includes a drop-off for brush and leaves. Mr. Marion advised that he and the Acting Public Works Director are working on short-term solutions for brush and leaf drop-offs.

COUNCIL MEMBER COMMENTS

Mr. Morgan voiced his concern regarding Dr. Zaidi and inquired what could be done with his existing property and requested Administration to review the matter. He noted his support of the Pedestrian and Bicycle Alliance and thanked them for their continued input.

Mr. Herbert advised that there is a time limit to building permits and that he and Mr. Surtees will work on a solution to see what can be done.

President Ankowitz advised that he travels by this structure on a daily basis and noted that he will await an update from Administration on the matter.

CLERK/CHAIR COMMENTS

Ms. Young advised that there is a revised version of ordinance 2008-06 which was passed out previously to Council. She also noted that the resolution requested to be walked on will be 2008-R085.

Motion to amend the agenda to add resolution 2008-R085: Morgan
Second: Geevers
VV: All approved

Ms. Young announced that the School Board Election will be held on Tuesday, April 15th from 7:00 a.m. to 9:00 p.m.

PUBLIC HEARINGS

2008-02 AN ORDINANCE AMENDING CHAPTER 4 "ADMINISTRATION OF GOVERNMENT," ARTICLE XIII, "SEPARATE AGENCIES AND BOARDS NOT ASSIGNED"; CHAPTER 170 "TREES"; CHAPTER 200 "LAND USE", ARTICLE XIX "IMPROVEMENTS"; AND CHAPTER A205 "COUNCIL PROCEDURAL GUIDELINES" OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF WEST WINDSOR (1999) BY CONVERTING THE SHADE TREE COMMITTEE TO SHADE TREE COMMISSION

President Anklowitz opened the public hearing.

Mr. Marion gave a brief explanation of the ordinance before Council.

Motion to close public hearing: Morgan
Second: Geevers
RCV: Borek (absent)
 aye Geevers
 aye Kleinman
 aye Morgan
 aye Anklowitz

Motion to adopt: Morgan
Second: Geevers
RCV: Borek (absent)
 aye Geevers
 aye Kleinman
 aye Morgan
 aye Anklowitz

2008-03 AN ORDINANCE AMENDING PART 4, "ZONING", ARTICLE XXVI, "TITLES, PURPOSES, ESTABLISHMENT OF DISTRICTS; GENERAL CONDITIONS" OF THE CODE OF THE TOWNSHIP OF WEST WINDSOR (1999) BY MODIFYING THE ZONING MAP TO CREATE AN ADDITIONAL R-2 ZONING DISTRICT

President Anklowitz opened the public hearing.

Mr. Marion gave a brief overview of Ordinances 2008-03 and 2008-04.

Mr. Surtees advised that the homeowners of the six lots on Village Road West have been notified and that Planning Board supports the proposed changes. He noted that the residents are in favor of this change.

Motion to close public hearing: Morgan

Second: Geevers

RCV: Borek (absent)

aye Geevers

aye Kleinman

aye Morgan

aye Anklowitz

President Anklowitz inquired about the reason for the zoning change.

Mr. Surtees advised that this proposed zoning change is similar to the Old Bear Brook Road change whereby the Planning Board asked the residents what zoning they would prefer. He noted that this change was done for the convenience of the residents.

Mr. Muller advised that either the proposed residential zone or an office/professional zone would work in this area.

Motion to adopt: Morgan

Second: Kleinman

RCV: Borek (absent)

aye Geevers

aye Kleinman

aye Morgan

aye Anklowitz

2008-04 AN ORDINANCE AMENDING PART 4, "ZONING", ARTICLE XXVI,
"TITLES, PURPOSES, ESTABLISHMENT OF DISTRICTS; GENERAL
CONDITIONS" OF THE CODE OF THE TOWNSHIP OF WEST
WINDSOR (1999) BY MODIFYING THE ZONING MAP TO EXPAND
THE E DISTRICT

President Anklowitz opened the public hearing.

Mr. Surtees advised that this proposed zoning change is for four lots. He noted that two of the lots are adjacent to the Mercer County Community College. Mr. Surtees advised that the other two lots are currently zoned R-1A and that by rezoning these lots it will bring them into compliance with the Mercer County Vocational School adjacent to them.

Motion to close public hearing: Geevers

Second: Kleinman

RCV: Borek (absent)

aye Geevers

aye Kleinman

aye Morgan

aye Anklowitz

Motion to adopt: Kleinman

Second: Morgan

RCV: Borek (absent)

aye Geevers

aye Kleinman

aye Morgan

aye Anklowitz

2008-05 AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 122
AND 40 OF THE CODE OF THE TOWNSHIP OF WEST WINDSOR,
NEW JERSEY (1999) ALLOWING DOGS TO BE UNLEASHED WITHIN
PROPERTY DESIGNATED AS "DOG PARKS" WITHIN THE TOWNSHIP
OF WEST WINDSOR

President Anklowitz opened the public hearing.

Motion close public hearing: Morgan

Second: Geevers

RCV: Borek (absent)

aye Geevers

aye Kleinman

aye Morgan

aye Anklowitz

Motion to adopt: Morgan

Second: Geevers

RCV: Borek (absent)

aye Geevers

aye Kleinman

aye Morgan

aye Anklowitz

CONSENT AGENDA

Bills & Claims

Motion to approve consent agenda: Geevers

Second: Morgan

RCV: Borek (absent)

aye Geevers

aye Kleinman

aye Morgan

aye Anklowitz

RECOMMENDATIONS FROM DEPARTMENT HEADS AND/OR DIVISION MANAGERS

ADMINISTRATION

2008-R076 Support and Commit to Participating in the New Jersey Paris Grant Program to Meet the Strategic Records Management, Preservation and Storage Needs of the County and Municipal Governments

2008-R077 Authorizing the Collaboration with the County of Mercer for a Grant for the Purpose of Sharing Available Resources Efficiently by Conducting a County Record Storage Facility Feasibility Study

COMMUNITY DEVELOPMENT

2008-R078 Endorsing a Request for a One-Year Time Extension of the TWA Permit for the Project Known as Meadow Road/Duck Pond Run Interceptor

2008-R079 Authorizing the Execution of Change Order No. 1 for Final Quantities Adjustment and Project Closeout for the Project Known as Pedestrian Bridge Over Big Bear Brook - Vangelis Construction Inc.

2008-R080 Endorsing a Grant Application under the State of New Jersey Department of Transportation Federal Aid Program Known as Safe Routes to School

2008-R081 Authorizing the Mayor and Clerk to Execute a Professional Services Agreement with Orth-Rodgers & Associates for the Canal Pointe Boulevard Study

PUBLIC SAFETY

2008-R082 Authorizing the Mayor and Clerk to Execute a Professional Services Agreement with Nassau Animal Hospital to Insure Veterinarian Services upon Request of the Township Animal Control Officer

2008-R083 Authorizing the Mayor and Clerk to Execute a Professional Services Agreement with Weber's Training School for Boarding and Care of Stray Animals taken in by the Township Animal Control Officer

2008-R084 Authorizing the Mayor and Clerk to Execute a Shared Services Agreement with the Township of Plainsboro for Animal Control Services

2008-R085 Authorizing Payment of Gerald J. Muller, Planning Board Attorney, for Redevelopment Services Provided

Motion to approve resolutions 2008-R076 to 2008-R085: Kleinman

Second: Geevers

RCV: aye Borek

aye Geevers

aye Kleinman

aye Morgan

aye Anklowitz

INTRODUCTION OF ORDINANCES

2008-06 AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 82, "FEES", SECTION 82-15 "MISCELLANEOUS LICENSES, FEES AND PERMITS" OF THE CODE OF THE TOWNSHIP OF WEST WINDSOR TO ESTABLISH FEES FOR MARRIAGE AND CIVIL UNION CEREMONIES

Mr. Marion gave a brief explanation of the ordinance before Council.

Motion to introduce: Borek

Second: Morgan

RCV: aye Borek

aye Geevers

aye Kleinman

aye Morgan

aye Anklowitz

Public Hearing is scheduled to be held May 5, 2008.

COUNCIL REPORTS/COMMENTS

Ms. Kleinman reported on the Steering Committee meeting held earlier today and advised that the Committee would like to come before Council at the May 12th meeting to discuss the framework needed for moving the redevelopment process forward.

Discussion ensued over the financial oversight process and that the Redevelopment Finance Sub-Committee should work on a RFP for services. It was noted that Hillier representatives concur with the Committee that a financial consultant is needed.

Ms. Geevers suggested using McManimon and Scotland, the Township's current Bond Attorneys for this.

President Ankowitz suggested adding this topic to either the May 5th or May 19th meeting instead of adding an additional meeting to Council's schedule. He noted that Robbinsville Township's Mayor is available to come and speak regarding their redevelopment process and would like to know if Council members are interested in having him come and speak at a meeting.

Discussion ensued regarding Mayor Fried attending a Council meeting to discuss Robbinsville's experience with redevelopment.

Motion to have Mayor Fried attend the April 28th Open Mic Night and to schedule a presentation from Hillier for either the May 5th or May 19th meeting, and to also recommend that the Finance Committee review and report to Council on the topic of a Financial Consultant: Kleinman

Second: Morgan

VV: All approved

Mr. Morgan advised that the Finance Committee's agenda is full but that he will add this item.

ADDITIONAL PUBLIC COMMENT

Mr. Sam Greco, 18 Hathaway Drive, submitted a letter for Council to read which he has also sent to the Princeton Packet, Mayor Hsueh, and the West Windsor Parking Authority.

CLOSED SESSION

Motion to go into closed session at 8:05 p.m.: Morgan
Second: Borek
VV: All approved

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 contracts and related negotiations.

MEETING RECONVENED

Meeting reconvened at 8:50 p.m.

Mr. Herbert gave a brief explanation that the current contract for Hillier will be extended to September 30, 2008 with payment in the amount of \$115,000 for the current contract being approved for release. He advised that this will leave \$50,000 in the initial allocation for future work.

Motion to add resolution 2008-R086: Kleinman
Second: Borek
VV: All approved

2008-R086 Extending Agreement with RMJM Hillier to Serve as the
Redevelopment Planning Consultant and Authorizing
Certain Payments Relating Thereto

Motion to approve: Kleinman
Second: Borek
RCV: aye Borek
aye Geevers
aye Kleinman
aye Morgan
aye Anklowitz

Ms. Kleinman advised that she looks forward to proceeding to the next step of the redevelopment process.

Motion to adjourn: Kleinman
Second: Borek
VV: All approved.

ADJOURNMENT

The meeting was adjourned at 8:54 p.m.

Sharon L. Young
Township Clerk
West Windsor Township