

APPROVED AS AMENDED: September 20, 2010

WEST WINDSOR TOWNSHIP COUNCIL
BUSINESS SESSION
AUGUST 16, 2010

CALL TO ORDER: President Ciccone 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 Trenton Times on July 7, 2010 and Princeton Packet on July 9, 2010; filed with the Clerk of the Municipality; and posted in the West Windsor Township Municipal Building at North Post and Clarksville Roads on July 7, 2010. Closed Session for the discussion of InterCap litigation was noticed on August 11, 2010.

ATTENDEES: President: Ciccone; Vice President: Khanna; Council: Borek (left at 7:30 p.m.), Geevers, Morgan; Business Administrator: Hary; Township Attorney: Herbert; Planning Board Attorney: Muller (left at 7:45 p.m.); Township Clerk: Young

SALUTE TO THE FLAG

Ms. Young led the salute to the flag.

PUBLIC COMMENT

Mr. Voytek Trela, 70 Bear Brook Road, noted that he does not support the Walden Woods resolution on the agenda for possible approval. He advised that supporting documentation for the resolution was not available in the agenda packet.

CEREMONIAL MATTERS AND/OR TOPIC FOR PRIORITY CONSIDERATION

Presentation was postponed to later in the meeting due to technical difficulties.

CHAIR/CLERK COMMENTS

President Ciccone commented that West Windsor should be branding as a great place to live and work.

CONSENT AGENDA

RESOLUTIONS

2010-R184 Refund of Construction Permit Fee# (20090813) -
Project Cancelled

2010-R185 Refund for a Development Plan Review Project: Jersey
Properties ZB 09-05

2010-R186 Refund of Overpaid Property Taxes

MINUTES

July 1, 2010 - Reorganization Meeting
July 12, 2010 - Agenda Session
July 12, 2010 - Closed Session, as amended
July 19, 2010 - Closed Session

Motion to approve consent agenda as amended: Borek

Second: Khanna

RCV: aye Borek
aye Geevers
aye Khanna
aye Morgan
aye Ciccone

ITEMS REMOVED FROM THE CONSENT AGENDA

BILLS & CLAIMS

Mr. Morgan advised that too much taxpayer funds were being spent on items he did not approve of.

Motion to approve Bills and Claims: Borek

Second: Khanna

RCV: aye Borek
aye Geevers
aye Khanna
NAY Morgan
aye Ciccone

RECOMMENDATIONS FROM ADMINISTRATION

2010-R167 Authorizing the Conditions within the Resolution set forth for Walden Woods

Mr. Hary reviewed the previous discussions with Council pertaining to the resolution. He advised that Administration tried to find a permissive solution that would be a good outcome for all the residents of Walden Woods. Mr. Hary also addressed Mr. Trela's concerns. He noted that Mr. Muller contacted the United States Department of Agriculture (USDA) to discuss the matter and revisions were then made to the resolution based on Mr. Muller's conversation.

President Ciccone advised that Council, the Township Attorney, and Administration met to review Mr. Trela's alternate resolution. She noted that all parties agreed that Mr. Trela's resolution did not provide the best outcome to the issue.

Ms. Florence Cohen, Member of the Affordable Housing Committee, advised that the Committee is in favor of the Township's resolution. She outlined the reasons why the Committee would urge the adoption of the resolution listed on the agenda tonight.

Mr. Morgan was opposed to the resolution and recommended that the resolution provide a permanent COAH designation.

Motion to approve: Borek

Second: Khanna

RCV: aye Borek

aye Geevers

aye Khanna

NAY Morgan

aye Ciccone

2010-R187 Authorizing the Business Administrator to Execute Change Order No. 2 and Amendment to Project Closeout Documents for the Project known as Renovation to Artifacts Area of the Schenck Barn, Wagon House Foundation, School House Foundation and Hardscape - Authentic Construction

2010-R188 Authorizing the Mayor and Clerk to Execute a Contract with Kunzman Construction, LLC for Schenck Farm School House and Wagon House Reconstruction

2010-R189 Authorizing the Business Administrator to Execute Change Order No. 1 to Lucas Construction Group for final quantities adjustment and Project Closeout for the Project known as Bicycle Circulation Improvements

2010-R190 Granting the Full Release to CDNJ Plaza, LLC of Performance Guarantees Associated with CDNJ Plaza (PB05-01)

2010-R191 Authorizing the Mayor and Clerk to Execute an Amendment to the Contract with Van Note-Harvey Associates for the Project known as Penn Lyle Road - Phase 1

2010-R192 Authorizing the Mayor and Clerk to Execute a Contract with Lance Electric, Inc. for an 80,000 Watt Diesel Fueled Generator for the West Windsor Township Department of Public Works

2010-R193 Authorizing the Mayor and Clerk to Execute a Contract with Solid Waste Equipment, LLC for the Project known as Provide a Replacement 25 yard 2010 or Newer Compactor Truck Body Mounted on Existing 2001 Sterling Chassis

Motion to approve 2010-R187 through 2010-R193: Borek

Second: Khanna

RCV: aye Borek

aye Geevers

aye Khanna

aye Morgan

aye Ciccone

CEREMONIAL MATTERS AND/OR TOPIC FOR PRIORITY CONSIDERATION

Presentation from Mr. Brian Schaffer,
Executive Vice President and General Manager of Wilmington
Organic Recycling Center Subsidiary of Peninsula Compost Group

Mr. Schaffer advised that the Recycling Center is a large scale food and waste facility that partners with Townships in saving up to 20-50% on disposable billings

Mr. Schaffer reviewed the following:

- Outlined the process for composting
- Green waste can be accepted
- Discussed the tipping fees and the potential saving the Township can achieve by the reduction of these fees
- Process reduces odor emissions by 90-97%
- Spoke of the technology and outlined the eight-week process
- Work with large scale food and restaurant chains to reduce waste
- Reviewed environmental benefits
- Process does not produce methane emissions
- Outlined program implementation process
- Spoke of pilot program the company is working on with Princeton Township

Council made comments and addressed questions to Mr. Schaffer.

Mr. John Church, 11 Princeton Place, noted that homeowners do not like to do source separation. He addressed several questions to Mr. Schaffer.

ORDER OF AGENDA RESUMED

INTRODUCTION OF ORDINANCES

2010-15 AN ORDINANCE AUTHORIZING THE ACQUISITION OF A RIGHT-
OF-WAY FROM ANTHONY F. LAPLACA, JR. LOCATED ON BLOCK
7, LOT 9.01 FOR THE PURPOSES OF ROAD WIDENING,
SIDEWALK INSTALLATION, AND INSTALLATION AND
MAINTENANCE OF IMPROVEMENTS

Motion to introduce: Morgan
Second: Geevers
RCV: Borek, (left at 7:30 p.m.)
aye Geevers
aye Khanna
aye Morgan
aye Ciccone

Public Hearing will be held September 7, 2010.

2010-16 AN ORDINANCE AMENDING PART II, "GENERAL LEGISLATION,"
CHAPTER 200, LAND USE, PART 1, SITE PLAN REVIEW,
ARTICLE V, "GENERAL PERFORMANCE STANDARDS" OF THE CODE
OF THE TOWNSHIP OF WEST WINDSOR (2010) BY ADDING A
REQUIREMENT TO PREPARE AND SUBMIT A GREEN BUILDING
PRACTICES CHECKLIST CONCURRENT TO THE REQUIRED
SUBMISSION OF A PRELIMINARY ENVIRONMENTAL IMPACT
STATEMENT

Motion to introduce: Morgan
Second: Khanna
RCV: Borek, (left at 7:30 p.m.)
aye Geevers
aye Khanna
aye Morgan
aye Ciccone

Public Hearing will be held September 7, 2010.

2010-17 CAPITAL IMPROVEMENT ORDINANCE PROVIDING FOR CAPITAL
IMPROVEMENTS AND OTHER RELATED EXPENSES IN OR FOR THE
TOWNSHIP OF WEST WINDSOR, COUNTY OF MERCER, STATE OF
NEW JERSEY APPROPRIATING THE AMOUNT OF \$20,000

Motion to introduce: Morgan
Second: Geevers
RCV: Borek, (left at 7:30 p.m.)
aye Geevers
aye Khanna
aye Morgan
aye Ciccone

Public Hearing will be held September 7, 2010.

2010-18 BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL
IMPROVEMENTS OF THE TOWNSHIP OF WEST WINDSOR, IN THE
COUNTY OF MERCER, NEW JERSEY, APPROPRIATING THE
AGGREGATE AMOUNT OF \$4,722,165 THEREFOR AND AUTHORIZING
THE ISSUANCE OF \$4,497,300 BONDS OR NOTES OF THE
TOWNSHIP TO FINANCE PART OF THE COST THEREOF

Motion to introduce: Morgan

Second: Geevers

RCV: Borek, (left at 7:30 p.m.)

aye Geevers

aye Khanna

aye Morgan

aye Ciccone

Public Hearing will be held September 7, 2010.

COUNCIL REPORTS/COMMENTS/RECOMMENDATIONS

Mr. Morgan noted that the Parking Authority will be making improvements to their website.

President Ciccone commented on the Environmental Commission having their reorganization meeting last week. She advised that the Commission is working diligently on the Sustainable New Jersey Plan.

ADMINISTRATION UPDATE

ADA Compliancy

Mr. Hary distributed a document with a plan for the Township's ADA compliance. He reviewed the following items:

- Building construction codes for "Accessibility New Jersey" is required with the Uniform Construction Code per chapter seven
- \$30,000 for Municipal Building upgrades. Considering hiring a consultant for proper compliancy standards
- Outlined the exterior and interior renovations to the Municipal Building
- Spoke of revisions for various West Windsor parks to include restrooms, parking lots and picnic provisions

- Outlined the revisions to public walkways and sidewalks and signal activations

Mr. Hary asked Council for suggestions and comments on the information he provided.

Ms. Alison Miller, 41 Windsor Drive, noted that Mr. Ogg and the Bicycle and Pedestrian Alliance will review the document and respond within the next few weeks.

ADDITIONAL PUBLIC COMMENT

Mr. Alvin Lerner, 67 Rainflower Lane, inquired about a completion date for the Schenck Farmstead and recommended having a Grand Opening to celebrate. He suggested coordinating the Grand Opening with the Arts Council.

Mr. Voytek Trela, 70 Bear Brook Road, noted his displeasure with the adoption of the Walden Woods resolution.

Ms. Karen Trela, 70 Bear Brook Road, advised that she was not in favor of the adoption of the Walden Woods resolution and noted that the USDA will render the resolution invalid.

ADJOURNMENT

Motion to adjourn: Morgan
Second: Khanna
VV: All approved, Borek absent

The meeting was adjourned at 8:39 p.m.

Sharon L. Young
Township Clerk
West Windsor Township