

APPROVED: November 22, 2010

WEST WINDSOR TOWNSHIP COUNCIL
BUSINESS SESSION
October 4, 2010

CALL TO ORDER: President Ciccone called the meeting to order at 6:03 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 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. Closed session was noticed on September 28, 2010 to the Princeton Packet and the Trenton Times for the purpose of discussion of IC/L-A Washington Road LLC Litigation and Strategies.

ATTENDEES: President: Ciccone; Vice President: Khanna; Council: Borek, Geevers, Morgan; Mayor: Hsueh (left at 7:25 p.m.); Business Administrator: Hary; Township Attorney: Herbert; Redevelopment Attorney: McManimon (left at 7:25 p.m.); Planning Board Attorney: Muller (left at 7:25 p.m.); Township Planner: Madden (left at 7:25 p.m.); Deputy Township Clerk: Huber

CLOSED SESSION I

Motion to go into closed session: Morgan

Second: Borek

RCV: aye Borek

aye Geevers

aye Khanna

aye Morgan

aye Ciccone

Ms. Huber 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 IC/L-A Washington Road LLC Litigation and Strategies.

MEETING RECONVENED

Meeting reopened at 7:25 p.m.

SALUTE TO THE FLAG

Ms. Huber led the salute to the flag.

PUBLIC COMMENT

Mr. Andrew Kulley, 6 Jill Drive, thanked the Mayor and Council members for their service to the community. He advised that as an Officer of the Friends of West Windsor Open Space (FOWWOS) he is here this evening to express their concerns with regard to the purchase of the Jewish Community Center property and to offer assistance and funds for the purchase of this property. Mr. Kulley advised that FOWWOS urges the Council to finalize this purchase.

Ms. Alison Miller, 41 Windsor Drive, an Officer of FOWWOS advised she is here this evening to support everything Mr. Kulley has said, and advised that if the Township needs an additional appraisal that FOWWOS is willing to pay for the appraisal.

Mr. Robert Murray, 20 Lorrie Lane, advised he is here to endorse what has been said by other members of FOWWOS and to further

endorse that FOWWOS is willing to fund a third appraisal to try and bring the purchase of this property to a close.

Mr. David E. Siegel, 17 Berrien Avenue, agrees with the previous speakers and reminded Council that it is in the general interest of the Township to acquire open space to help reduce taxes.

Mr. Ron Slinn, 17 Fieldston Road, Trustee of FOWWOS urged the Council to seriously review the acquisition of this property.

Mr. Pete Weale, 144 Fisher Place, noted that for several years he has appeared before this body to urge the start of Council meetings be scheduled at a later hour than 7:00 p.m. He advised that he attended a meeting this past Thursday at the Princeton Regional Planning Board regarding the Dinky and that there was no one from West Windsor in attendance. Mr. Weale inquired about the status of the 2011 municipal budget. He voiced his opposition to resolution 2010-R221 reimbursing PSE&G for the municipal portion of their taxes for the property known as the Trolley Line Trail.

Mr. Hary advised that per State Statute the recommended budget is due before Council by January 15th of each year.

CEREMONIAL MATTERS AND/OR TOPIC FOR PRIORITY CONSIDERATION

Presentation by Mr. Phillip Miller, MCIA Executive Director and Mr. Daniel G. Napoleon, Chief of Recycling

Mr. Miller outlined the services provided to the Township by the Mercer County Improvement Authority (MCIA). He gave an overview of the marketing and education programs provided by the MCIA.

Mr. Miller reported that as part of recycling the MCIA has partnered with New Jersey Clean Communities to host such events as Chemical Waste Day and Electronic Waste Days for residents of the County. He advised that portable recycling containers are available for public events free of charge and that there is a program offered to small businesses for curbside collection. Mr. Miller advised that currently they are working with Rutgers University on providing organic waste recycling for residents.

Mr. Miller explained that single stream recycling started in 2010 and has shown a 20% reduction in the normal waste pickup and an approximate savings of \$177,000 for residents of West Windsor under the current recycling contract.

Mr. Miller reported that MCIA is currently reviewing home organic collections for the future. He noted that on the commercial side a strong effort is underway for recycling of organic waste. Mr. Miller advised that several businesses throughout West Windsor are participating in this program to include the Hyatt Regency Hotel and Whole Foods Market.

Mr. Napoleon reviewed the seven items for recycling and advised that there is a brochure on the MCIA web-site to assist residents with recycling questions.

Members of Council thanked Mr. Miller and Mr. Napoleon for coming this evening.

President Ciccone thanked them for their presentation and advised them that West Windsor would be interested in a pilot program for organic waste recycling for residents.

MAYOR/ADMINISTRATOR COMMENTS

Mr. Hary announced that on October 20th the Planning Board will be discussing the Windsor Plaza development.

He reported that the Township received bids for the following projects: Digital Sign for Rt. 571 and Clarksville Road, and the Annual Road Improvement Program. He noted that both of these projects came in under budget.

Mr. Hary announced that the CVS at the corner of Southfield and Route 571 just received their Certificate of Occupancy and that a new Italian restaurant has opened up in the Princeton Greens Shopping Center. He advised that Administration is working the on the agreement with the owners of the Rite Aid property.

COUNCIL MEMBER COMMENTS

Mr. Borek voiced his concern about individuals using handicap parking plaques who are abusing the system and what can be done.

Mr. Herbert addressed Mr. Borek's concerns.

Mr. Borek advised Administration that the light for the flag pole at the Post Office is out and that one of the light stanchions is leaning.

Mr. Hary advised he will have these matters addressed.

Ms. Geevers noted that she observed Mr. Weale painting the plywood on the Rite Aid property over the weekend and requested that Administration see if permission could be granted by the property owner to have murals painted on the wood coverings. She thanked the many volunteers who worked at the Grand Opening of the West Windsor Arts Center. She requested that Administration address the need for additional railings along the walkway at the front entrance of the Arts Council building.

President Ciccone requested Administration to review this matter.

Mr. Hary advised that this matter is already being worked on by Administration.

Ms. Geevers spoke about obtaining a third appraisal for the JCC property.

Mr. Herbert cautioned Council members that the Township is currently in negotiations with the Jewish Community Center (JCC) and that it is not appropriate to continue discussion at this time.

Ms. Geevers again voiced her concern with the Cable TV ordinance being reviewed by only one member of Council and the Township Attorney.

Mr. Herbert advised that he will be meeting with Mr. Morgan tomorrow on this matter. He advised that a direction was given by the Council to meet with Mr. Morgan to revise the ordinance.

President Ciccone commented that Mr. Herbert has advised that he will not be charging the Township for his time and noted that policy issues will be discussed by the full Council.

Mr. Morgan advised that the FOWWOS offer to fund a third appraisal is good and suggested that the Chair place this on the agenda for discussion next week in closed session.

President Ciccone asked members of the Council for consensus to place the discussion of JCC acquisition on the agenda for closed session next week.

Members of Council agreed to a closed session for discussion of the JCC acquisition.

Mr. Morgan advised that he has addressed the issue of railings with the Arts Council and who currently has a proposal on the table for raising the necessary funds for the railings. He noted there are technical issues that have to be addressed first.

Mr. Khanna advised that his house has been recently burglarized and advised residents to take precautions.

PUBLIC HEARINGS

2010-22 AN ORDINANCE TO ESTABLISH A SALARY AND WAGE PLAN FOR THE TOWNSHIP OF WEST WINDSOR AND PROVIDE FOR THE ADMINISTRATION THEREOF - Bus Driver

President Ciccone opened the public hearing.

Motion to close public hearing: Borek

Second: Geevers

RCV: aye Borek

aye Geevers

aye Khanna

aye Morgan

aye Ciccone

Mr. Borek advised that this action is necessary to enable the Township to hire a driver for the Senior Center's bus which was donated by Princeton University.

Motion to adopt: Borek

Second: Geevers

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

CONSENT AGENDA

RESOLUTIONS

2010-R221 Refund of the Municipal Portion of Property Taxes
Billed in 2010 to PSE&G

2010-R222 Refund of Overpaid Property Taxes

BILLS & CLAIMS

Motion to approve Consent Agenda: Borek

Second: Geevers

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

RECOMMENDATIONS FROM ADMINISTRATION

2010-R223 Authorizing the Mayor and Clerk to Execute a Shared
Services Agreement between the West Windsor Township
Health Department and the City of Trenton for Public
Health Nurse Case Management Services for Childhood
Lead Poisoning

2010-R224 Authorizing the Updating of Signatures for the Public
Assistance Trust Fund II Bank Account and Senior
Citizen Petty Cash Account

2010-R225 Granting an Extension of Reservation of Sanitary Sewer Capacity for the Project Known as Greenview Corporate Park aka Switzenbaum (PB05-09AM)

2010-R226 Authorizing the Mayor and Clerk to Execute an Amendment to a Contract with T&M Associates for the Project known as Duck Pond Park-Phase 3

2010-R227 Authorizing the Execution of Change Order No. 1 for Quantities Adjustment to Ground Force Inc. for the Project known as 2010 Public Lands Maintenance-Turfgrass and Stormwater Detention Basin Maintenance

2010-R228 Authorizing the Execution of Change Order No. 1 for Final Quantities Adjustment and Project Closeout to Dell-Tech, Inc. for the Project known as Alterations to the Princeton Junction Volunteer Firehouse for the West Windsor Arts Council

Motion to approve Resolutions 2010-R223 through 2010-R228:
Khanna

Second: GeEVERS

RCV: aye Borek
aye GeEVERS
aye Khanna
aye Morgan
aye Ciccone

COUNCIL REPORTS/COMMENTS/RECOMMENDATIONS

President Ciccone advised that the Environmental Commission has submitted the application to receive designation as a sustainable community within New Jersey.

ADMINISTRATION UPDATES

Mr. Hary handed out an updated analysis of costs to date charged to the redevelopment accounts.

Council requested further discussion of the analysis at the October 12th Agenda Session.

ADDITIONAL PUBLIC COMMENT

Ms. Alison Miller, 41 Windsor Drive, inquired as to who would advise the FOWWOS if their offer for retaining a firm for a third appraisal for the JCC property was needed.

Mr. Hary advised he would be the contact with FOWWOS.

Mr. David Siegel, 17 Berrien Avenue, clarified the FOWWOS offer to pay for an additional appraisal by a State Certified Appraiser from the list approved by Green Acres.

CLOSED SESSION II

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

Second: Khanna

RCV: aye Borek

aye Geevers

aye Khanna

aye Morgan

aye Ciccone

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

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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 Union contract negotiations and strategies.

MEETING RECONVENED

Meeting reopened at 9:20 p.m.

ADJOURNMENT

Motion to adjourn: Borek
Second: Khanna

The meeting was adjourned at 9:20 p.m.

Sharon L. Young
Township Clerk
West Windsor Township