

APPROVED: June 13, 2011

WEST WINDSOR TOWNSHIP COUNCIL
BUSINESS SESSION
April 11, 2011

CALL TO ORDER: President Khanna called the meeting to order at 6:30 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 March 28, 2011 to the Trenton Times and the Princeton Packet. Special Notice for Closed Session was provided on April 8, 2011.

ATTENDEES: President: Khanna; Vice President: Ciccone; Council: Borek, Geevers; Mayor: Hsueh (left at 7:05 p.m.); Business Administrator: Hary; Township Attorney: Herbert; Township Clerk: Young

ABSENT: Morgan

PUBLIC COMMENT

Ms. Young noted that no one from the public was in attendance for public comment.

CLOSED SESSION

Motion to go into closed session at 6:32 p.m.: Borek

Second: Geevers

RCV: aye Borek

aye Ciccone

aye Geevers

Morgan - absent

aye Khanna

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 InterCap Litigation.

MEETING RECONVENED

Meeting reopened at 7:03 p.m.

SALUTE TO THE FLAG

Ms. Young led the salute to the flag.

PUBLIC COMMENT

Ms. Alison Miller, 41 Windsor Drive, thanked Council for leaving the improvements to sidewalks, bicycle ways, in the 2011 Capital Budget.

Mr. Jerry Foster, 50 Suffolk Lane, voiced support for pedestrian and bicycle improvements proposed in the 2011 Capital Budget. He inquired about the status of sidewalk improvements along Route 571.

Ms. Silvia Ascarelli, 27 Melville Road, voiced support for the pedestrian and bicycle improvements proposed in the 2011 Capital Budget. She addressed several pedestrian and bicycle improvements which still need to be addressed.

Mr. Christian Sakowitz, 76 Cranbury Road, advised that he was hit by a car while riding his bicycle from the train station to

his home on Cranbury Road. He made several suggestions regarding possible bike and pedestrian safety changes throughout the area of the train station.

Mr. John Church, 11 Princeton Place, voiced his concerns about the proposed 2011 budget and advised that he is currently comparing the Township's budget with budgets of surrounding municipalities and will be speaking with Administration regarding his findings.

Mr. Pete Weale, 144 Fisher Place, addressed several items of concern to Council.

Ms. Kim White, 54 Montgomery Street, raised several concerns regarding the processing of complaints for the Shared Services Agreement with East Windsor for Animal Control Officer services along with several other questions and concerns regarding the issue.

MAYOR/ADMINISTRATOR COMMENTS

Mr. Hary reported that the New Jersey Department of Transportation has postponed the "No Left" turns on Route 1 at various intersections. He advised that the traffic light at the Clarksville and Meadow Road intersection is operational and that the Public Works Department is continuing to work on filling potholes throughout the Township. Mr. Hary noted that the dredging project by the Army Corps of Engineers at Community Park is almost complete.

COUNCIL MEMBER COMMENTS

Mr. Borek reported that the Boy Scouts participated in a clean up of the Ron Rogers Arboretum on Saturday, April 3rd. He requested that a proclamation be prepared for a future meeting honoring these individuals.

Ms. Geever advised that the Stony Brook Millstone Watershed Association held their annual cleanup along the Delaware-Raritan Canal and that she along with Ms. Ciccone and members of the West Windsor Environmental Commission participated. She requested that Mr. Hary look into the issue of chickens in cages located on Farber Road.

Mr. Hary advised that he would review and advise Council on this matter.

Ms. Ciccone advised that she once again attended the clean-up event along the Delaware-Raritan Canal along with members of the Township's Environmental Commission. She requested that Mr. Hary have someone evaluate the new jug handle on Clarksville Road for drainage issues. Ms. Ciccone inquired if there is a schedule for the proposed 2011 Capital Improvements.

Mr. Hary advised that once the budget is approved the Township Engineer would prioritize the projects.

Ms. Ciccone requested that once Administration has a system in place of documenting information for the new Shared Services Agreement with East Windsor for Animal Control services that it be shared with Council and the public.

CHAIR/CLERK COMMENTS

President Khanna reminded members of the public of the rules for public comment and asked that everyone adhere to them.

CONSENT AGENDA

BILLS & CLAIMS

Motion to approve consent agenda: Ciccone

Second: Borek

RCV: aye Borek

aye Ciccone

aye Geevers

Morgan - absent

aye Khanna

RECOMMENDATIONS FROM ADMINISTRATION

2011-R081 Authorizing the Mayor and Clerk to Execute the 2011
Municipal Alliance Grant Interlocal with the County of
Mercer-\$22,959

2011-R082 Authorizing the Mayor and Clerk to Execute a Contract with Princeton Air Conditioning Inc. for the Project Known as "Maintain and Service the Heating, Ventilating and Air Conditioning Systems for Various Township Buildings from April 1, 2011 through March 31, 2012-\$43,656

2011-R085 Denying the Request from Asset Management Consultants for Release of Performance Guarantees Associated with Interstate Outdoor Advertising-PB01-05

2011-R086 Resolution - Authorizing Local Examination of the 2011 Budget

Ms. Ciccone requested that resolutions 2011-R075, 2011-R083 and 2011-R084 be pulled for further discussion.

Motion to approve resolutions 2011-R081, 2011-R082, 2011-R085 and 2011-R086: Borek

Second: Ciccone

RCV: aye Borek

aye Ciccone -

aye Geevers

Morgan - absent

aye Khanna

2011-R075 Authorizing the Mayor and Clerk to Execute Amendatory Grant Agreement with Jersey Central Power and Light Co. and New Cingular Wireless, PCS, LLC

Ms. Geevers inquired about the safety of placing multi-antennae on one tower.

Mr. Hary advised that a letter has been received from New Cingular Wireless acknowledging that they are adhering to Federal laws.

Ms. Ciccone advised that she finds their response inadequate and cannot support it.

Mr. Herbert advised that this agreement provides revenue for the Township. He noted that the Township Council conducted an extensive review of cell towers a year ago.

Discussion ensued regarding this matter.

Motion to approve: Borek

Second: Geevers

RCV: aye Borek

NAY Ciccone

aye Geevers

Morgan - absent

aye Khanna

2011-R083 Authorizing the Mayor and Clerk to Execute a Contract with LTI Inc. for 2011 Public Lands Maintenance-Detention Basins and Open Space-\$63,400

Mr. Hary advised that these services have been contracted out for the past several years and that Public Works is unable to perform the work due to lack of staff and equipment.

Mr. Borek inquired whether this service is necessary.

Mr. Hary advised that it is necessary for the health of the retention basins.

Ms. Louth advised that the funds for these services are paid by developers' contributions and not from taxpayer funds.

2011-R084 Authorizing the Mayor and Clerk to Execute a Contract with Greenleaf Landscape Systems & Services Inc. for 2011 Public Lands Maintenance of Cul-de-Sac Islands and Tree/Landscape Replacements-\$89,700

Motion to approve resolutions 2011-83 and 2011-84: Ciccone

Second: Geevers

RCV: aye Borek

aye Ciccone

aye Geevers

Morgan - absent

aye Khanna

INTRODUCTION OF ORDINANCES

2011-08 CAPITAL IMPROVEMENT ORDINANCE PROVIDING FOR VARIOUS
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
\$1,947,700.27

Mr. Hary gave a brief explanation of the projects and advised that the funding is paid by developers' contributions and not taxpayer funded.

Motion to introduce: Ciccone

Second: Borek

RCV: aye Borek

aye Ciccone

aye Geevers

 Morgan - absent

aye Khanna

Ms. Young advised that the Public Hearing for Ordinance 2011-08 will be held at the April 25, 2011 Business Session.

2011 MUNICIPAL BUDGET

2011-09 An Ordinance Authorizing a Cost of Living Adjustment
(COLA) of 3.5 percent and the re-establishment of Cap
Banking

Motion to introduce: Borek

Second: Geevers

RCV: aye Borek

aye Ciccone

aye Geevers

 Morgan - absent

aye Khanna

Ms. Young advised that the Public Hearing for Ordinance 2011-09 will be held at the May 16, 2011 Business Session.

2011 BUDGET INTRODUCTION

Mr. Hary gave a brief explanation of the proposed 2011 budget for introduction this evening. He advised that it includes the changes that were agreed upon at the April 4th Agenda Session. Mr. Hary noted the following amendments:

- Overtime for all departments with the exception of Public Safety is reduced by an additional 5%.
- Renovations to municipal building to include the removal of the trailer have been removed from the 2011 Capital Budget.
- Reduce the Duck Pond Park Improvements in the 2011 Capital Improvement Budget from \$300,000 to \$150,000 and place the additional \$150,000 in 2012 Capital Improvement Budget.

Motion to introduce the 2011 Budget: Borek

Second: Geevers

RCV: aye Borek

aye Ciccone

aye Geevers

Morgan - absent

aye Khanna

Ms. Young advised that the Public Hearing for the 2011 Budget is scheduled for the May 16, 2011 Business Session.

COUNCIL REPORTS/COMMENTS

Mr. Borek noted that Council and Administration need to review the way budgets are prepared, and how jobs can be performed with less cost.

Ms. Ciccone noted that the operational budget has only gone up 1% over last year, and Council and Administration need to continue to review if the Township wants to be a full-service community. She suggested that Administration continue to look into more shared services with other communities to help keep costs down for the residents. Ms. Ciccone suggested that discussions be conducted with surrounding municipalities and County agencies to see what can be done. She noted that the public also has to make decisions as to what services they are willing to discontinue if necessary.

Ms. Geevers advised that Union contracts are currently being negotiated and that pension and health benefit reform is necessary.

President Khanna advised that the comparative study helped the Township in producing a tight budget. He noted that in order to make real progress Administration and Council have to look at long-range issues through consolidation, shared services, and other reductions of costs. He advised that Council and Administration would be conducting quarterly brainstorming sessions to work on solutions to future budget concerns.

ADMINISTRATION UPDATES

Mr. Hary reported that Mayor Hsueh, along with other Mayors throughout the State, is working to have the Energy Receipt Taxes reinstated. He noted that the funds collected by the State were not reimbursed fully to each of the municipalities.

ADDITIONAL PUBLIC COMMENT

Mr. Al Lerner, 67 Rainflower Lane, spoke about the necessity to increase revenues and suggested an additional liquor license be sold.

Mr. Pete Weale, 144 Fisher Place, addressed the Council President's comments and inquired what provisions the Township is making concerning the rising cost of fuel and municipal vehicle usage.

ADJOURNMENT

Motion to adjourn: Ciccone
Second: Borek
VV: All approved - Morgan-absent

The meeting was adjourned at 8:17 p.m.

Sharon L. Young
Township Clerk
West Windsor Township