

APPROVED: June 13, 2011

WEST WINDSOR TOWNSHIP COUNCIL
BUSINESS SESSION
April 25, 2011

CALL TO ORDER: President Khanna 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 March 29, 2011.

ATTENDEES: President: Khanna; Vice President: Ciccone; Council: Borek, Geevers, Morgan; Business Administrator: Hary; Township Attorney: Herbert; Deputy Township Clerk: Huber

SALUTE TO THE FLAG

Ms. Huber led the salute to the flag.

Motion to amend the agenda to add Resolution 2011-R096: Morgan
Second: Ciccone

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

PUBLIC COMMENT

Ms. Gerda Duffy, 132 South Mill Road, spoke about the proposed school budget and advised that the School District is not awarding the contract for food services to the lowest bidder.

William T. Sutphin, Esq., Attorney for Akselrad, attended the last public meeting of April 4, 2011 and spoke about the Notice of Default he sent to the Township regarding his client. He noted that he would like Council to hold a closed session to discuss this matter this evening to come to a mutually agreed upon decision.

Mr. Herbert advised that the issue is between the Township and Green Acres and that it encompasses several pieces of open space throughout the Township and noted that the Township is working on the matter.

Walter Bliss, Esq., Attorney for Bettina Roed, and others, advised that he respectfully objects to the amending of the agenda this evening to add Resolution 2011-R096. He noted that he had 45 days to act on the Shared Services Agreement approved at the March 7th Business Session, and requested that tonight's vote be postponed to allow the public time to review the resolution.

Ms. Barbara Wethe, 59 Southfield Road, voiced her opposition to the removal from the Township of Ms. Roed as Animal Control Officer.

Mr. Pete Weale, 144 Fisher Place, advised that he has appeared before Council on numerous occasions voicing his opposition to the adding of items to the agenda on the night of the meeting. He noted his frustration with the litigation costs incurred by the Township and suggested that the Mayor attend Council meetings on a regular basis.

Mr. Al Lerner, 67 Rainflower Lane, inquired about the various Trust Fund accounts that the Township maintains and the rules and/or regulations in using these funds for Township projects. He encouraged everyone to continue to look for funds other than taxpayer funds to supplement the budget.

MAYOR/ADMINISTRATOR COMMENTS

Mr. Hary advised that work under the Safe Roads Grant will begin this week on various roadways throughout the Township and he noted that work will commence at the Alexander Road "S" curve in mid-May. He reported that the installation of the digital display sign at the Ron Rogers Arboretum will be completed in May.

COUNCIL MEMBER COMMENTS

Mr. Borek inquired about the "For Sale" signs on the property owned by the Township on Meadow Road. He also requested

Administration contact New Jersey Transit about having the graffiti removed from the railroad bridge on Route One between Alexander Road and Washington Road.

Ms. Geevers advised residents that it is illegal to post flyers on utility poles within the Township.

Mr. Morgan gave a brief summary of the resolution he has proposed to act on this evening affirming the action taken by Council at their March 7th Business Session approving the Shared Services Agreement with East Windsor Township for Animal Control Services. He advised that this proposed resolution only affirms the action taken on the Shared Services Agreement and does not address the personnel issue. Mr. Morgan advised that he drafted the resolution and deems that his vote was correct, considering the information he had then and still today supports the same action. He noted that he has requested additional information from Administration on this matter, but as of today has not yet received.

Ms. Ciccone advised that she is pleased to hear about the road projects and noted that this will improve those areas for individuals who walk and bike. She announced that the Shade Tree Commission's Annual Arbor Day Ceremony will take place at the Ron Rogers Arboretum on April 30th.

She suggested that Administration give a presentation to the public explaining how trust funds work.

CHAIR/CLERK COMMENTS

Ms. Huber reported that the School Board Election will be held this Wednesday, April 27th and that the polls will be open from 7:00 a.m. to 9:00 p.m.

PUBLIC HEARING

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
\$1,947,700.2

Mr. Hary gave a brief description of the projects the ordinance will fund.

President Khanna opened the public hearing.

Mr. Morgan noted that the funds for these projects are paid from Off-Tract Improvement funds received from developers.

Motion to close public hearing: Morgan

Second: Ciccone

RCV: aye Ciccone

aye Geevers

aye Morgan

aye Borek

aye Khanna

Motion to adopt: Morgan

Second: Ciccone

RCV: aye Ciccone

aye Geevers

aye Morgan

aye Borek

aye Khanna

CONSENT AGENDA

RESOLUTIONS

2011-R087 Refund of Sewer Rent Overpayments

2011-R088 Refund of Property Tax Overpayments

2011-R089 Authorizing the Appointment of Jill Katz to the Human
Relations Council to fill an Unexpired Term through
December 31, 2011

2011-R090 Authorizing the Appointment of Joanna Marie Perilli as Township Alternate Public Defender for a One-Year Term

2011-R091 Authorizing the Execution of an Easement Modification Agreement to Permit the Construction of Fence-34 Cambridge Way

MINUTES

March 7, 2011 - Business Session

March 7, 2011 - Closed Session

March 14, 2011 - Agenda Session

March 21, 2011 - Business Session - as amended

BILLS & CLAIMS

Motion to approve consent agenda: Morgan

Second: Ciccone

RCV: aye Borek

aye Ciccone

aye Geevers

aye Morgan (abstained from the minutes at which he was not in attendance)

aye Khanna

RECOMMENDATIONS FROM ADMINISTRATION

2011-R092 Authorizing the Mayor and Clerk to Execute a Professional Services Agreement with Remington & Vernick Engineers for the Emergency Vehicle Pre-Emption Equipment Project-\$11,700

2011-R093 Authorizing the Business Administrator and Clerk to Execute a Professional Services Agreement with Marcie Tyson for Health Education/Promotion Services-\$17,500

2011-R094 Authorizing the Mayor and Clerk to Execute a Memorandum of Understanding with the County of Mercer for a Bomb Detection Canine and Related Equipment-\$50,162.28

2011-R095 Authorizing the Township to Apply for 2010 Recycling
Tonnage Grant

Motion to approve Resolutions 2011-R092 through 2011-R095:

Morgan

Second: Borek

RCV: aye Ciccone

aye Geevers

aye Morgan

aye Borek

aye Khanna

2011-R096 Ratifying Resolution 2011-R063 and Affirming the
Contents Thereof

Motion to approve: Morgan

Second: Borek

Mr. Morgan advised that his intent was strictly procedural given the fact that he was not physically present at the meeting when the vote for Resolution 2011-R063 was taken. He advised that the contract for Shared Services with East Windsor for Animal Control Services has been signed and approved and that this action tonight, if taken, is correcting a possible procedural defect.

Ms. Ciccone advised that she would like the Council to move acting on this resolution to another meeting allowing the public time to review the proposed resolution.

Mr. Borek advised that he agrees with Ms. Ciccone that the resolution should be scheduled for another meeting and not be acted on this evening.

Council agreed to move Resolution 2011-R096 to the May 9th Agenda Session for possible action.

COUNCIL RECOMMENDATIONS

Ms. Geevers reminded everyone the School Board Election will be held this Wednesday, April 27th and that the polls will be open from 7:00 a.m. to 9:00 p.m.

COUNCIL REPORTS

Ms. Ciccone reported that the Environmental Commission is reviewing energy policies, which they will present to Administration.

ADDITIONAL PUBLIC COMMENT

Mr. Al Lerner, 67 Rainflower Lane, advised that the off-ramps along Route One, especially in the area of Quakerbridge Road, should be reviewed for the possibility of installing stop signs.

Mr. Pete Weale, 144 Fisher Place, voiced concern about traffic along Route 571 in the area of Sherbrooke Drive, and the need for better pedestrian crossing in this area. He noted his concern regarding the sidewalk installation along North Post Road and inquired why West Windsor Township has four polling areas for the School Board Election.

Ms. Gerda Duffy, 132 South Mill Road, again voiced her concerns regarding the proposed food service company the School District is hiring and urged members of Council to attend the School Board meeting on April 27th to address this matter.

Mr. Herbert advised that the new date for the Public Hearing on the Settlement Agreement with InterCap before Judge Feinberg is June 3rd, 2011.

ADJOURNMENT

Motion to adjourn: Borek
Second: Morgan
VV: All approved

The meeting was adjourned at 7:53 p.m.

Sharon L. Young
Township Clerk
West Windsor Township