

APPROVED AS AMENDED: September 19, 2011

WEST WINDSOR TOWNSHIP COUNCIL  
BUSINESS SESSION  
August 15, 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 January 7, 2011.

ATTENDEES: President: Khanna; Vice President: Ciccone; Council: GeEVERS, Morgan; Township Attorney: Cayci; Township Clerk: Young

ABSENT: Borek, Hary

SALUTE TO THE FLAG

Ms. Young led the salute to the flag.

Motion to defer the agenda session that was to follow the close of this Business Session, and the topics listed on the agenda until the September 12<sup>th</sup> Agenda Session: Ciccone

Second: GeEVERS

RCV: Borek - absent

aye Ciccone

aye GeEVERS

aye Morgan

aye Khanna

PUBLIC COMMENT

Mr. John Church, 11 Princeton Place, spoke about the InterCap redevelopment and the settlement agreement and the need for a fiscal analysis.

Ms. Lauren Kohn, 11201 Harcross Court, advised that redevelopment discussions have been in progress for years and until a fiscal analysis is done, there is no guarantee that this project will be tax positive.

COUNCIL MEMBER COMMENTS

Mr. Morgan noted that it was irresponsible for Administration not to have a representative at the meeting this evening. He inquired if NJ Transit is still opposed to adding a second crossing for the Dinky Line. Mr. Morgan advised that if NJ Transit's position had not changed then it will greatly affect the redevelopment area.

Ms. Geever noted that the Township Planning Board will be reviewing the redevelopment ordinance amendments at their meeting on Wednesday. She recommended that the Redevelopment Finance Committee be reinstated.

Ms. Ciccone inquired about the reports generated by the Redevelopment Finance Committee. She also spoke of the second Dinky crossing and suggested that this meeting be adjourned until a representative from Administration could be present.

Discussion ensued over reinstating the Redevelopment Finance Committee, and the need for a fiscal analysis report for the InterCap site.

Mr. Morgan asked that the fiscal analysis be completed before the public hearing of the InterCap ordinances.

President Khanna advised that both the Township's consultants and the professionals for InterCap were each preparing data for the fiscal analysis.

Ms. Ciccone suggested that a draft of the fiscal analysis be given to Council by the meeting of September 12.

Council all agreed to Ms. Ciccone's recommendation, and President Khanna advised that he would make this request known to Administration.

PUBLIC HEARING

2011-18     AN ORDINANCE AUTHORIZING THE ACQUISITION OF A SIDEWALK  
EASEMENT FROM WESLEY F. MOSTELLO LOCATED AT BLOCK  
17.18, LOT 151 - 168 Penn Lyle Road

Ms. Cayci reviewed the details of the ordinance.

President Khanna opened the public hearing.

Motion to close public hearing: Morgan

Second: Geevers

RCV:        Borek - absent

aye Ciccone

aye Geevers

aye Morgan

aye Khanna

Motion to adopt: Morgan

Second: Geevers

RCV:        Borek - absent

              Ciccone - abstain

aye Geevers

aye Morgan

aye Khanna

2011-19     AN ORDINANCE AUTHORIZING THE ACQUISITION OF A SIDEWALK  
EASEMENT FROM GERMAN AND CLAUDIA DELCID LOCATED AT  
BLOCK 17.18, LOT 149 - 572 Village Road West

Ms. Cayci reviewed the details of the ordinance.

President Khanna opened the public hearing.

Motion to close public hearing: Morgan

Second: Geevers

RCV: Borek - absent  
Cicccone - abstain

aye Geevers

aye Morgan

aye Khanna

Motion to adopt: Morgan

Second: Geevers

RCV: Borek - absent  
Cicccone - abstain

aye Geevers

aye Morgan

aye Khanna

#### CONSENT AGENDA

#### RESOLUTIONS

2011-R162 Authorizing the Refund of Development Plan Review  
Project

2011-R163 Authorizing the Mayor and Clerk to Execute an Easement  
Modification Agreement - 9 Hereford Drive

#### MINUTES

June 20, 2011 - Agenda Session

July 11, 2011 - Business Session

July 11, 2011 - Agenda Session

#### BILLS & CLAIMS

Motion to approve consent agenda: Morgan

Second: Geevers

RCV: Borek - absent  
Cicccone - abstained on everything except the minutes

aye Geevers

aye Morgan

aye Khanna

RECOMMENDATIONS FROM ADMINISTRATION

2011-R164 Authorizing the Governing Body of West Windsor Township to Recognize September 11, 2001 by offering Sincere Condolences to those who Lost Loved Ones and to Observe a Moment of Remembrance at 1:00 p.m. on September 11, 2011

Motion to approve: Ciccone

Second: Geevers

RCV: Borek - absent

aye Ciccone

aye Geevers

aye Morgan

aye Khanna

2011-R165 Authorizing the Reimbursement of Trash and Recycling Collection and Disposal, and Snow Removal Costs for Various Condominium Associations - \$161,023.63

2011-R166 Authorizing the Mayor and Clerk to Execute a Developer's Agreement with Rick Duda Construction, LLC

2011-R167 Authorizing the Mayor and Clerk to Execute a Professional Services Agreement with Van Cleef Engineering Associates for the South Post Road Bikeway - \$10,875.00

2011-R168 Authorizing the Mayor and Clerk to Execute a Contract with Ground Force Corp. for 2011-2012 Public Lands Maintenance Detention Basin and Open Space - \$98,000.00

2011-R169 Authorizing the Execution of Change Order No. 1 with Caruso Excavating Inc. for Final Quantities Adjustment for the Project known as Duck Pond Park Phase III - \$10,745.00

2011-R170 Authorizing the Mayor and Clerk to Execute a Memorandum of Understanding with the City of Trenton for Shared Services Public Health Nurse Case Management Services for Childhood Lead Poisoning

Motion to approve Resolution 2011-R165 through 2011-R170: Morgan

Second: Geevers

RCV: Borek - absent

Cicccone - abstained on all resolutions

aye Geevers

aye Morgan

aye Khanna

COUNCIL RECOMMENDATIONS

2011-R171 Authorizing the Person to Person Transfer of the Hotel/Motel Consumption License No. 1113-36-008-002 from Hyatt Corporation t/a Hyatt Regency to Davidson Hotel Company, LLC t/a Hyatt Regency

Ms. Wendy Berger, Attorney for Cole Schotz, representing Davidson Hotel Company, addressed the Council on the transfer of the liquor license.

Motion to approve: Morgan

Second: Geevers

RCV: Borek - absent

aye Cicccone

aye Geevers

aye Morgan

aye Khanna

ADDITIONAL PUBLIC COMMENT

Mr. Alvin Lerner, 67 Rainflower Lane, spoke about the Dinky Line. He also spoke about the merge of Princeton Borough and Princeton Township and the effect it may have on the Redevelopment Plan.

Mr. Gary Zohn, 42 Hawthorne Drive, spoke about whether there should be one or two crossings for the Dinky Line and the potential for additional school-age children in the redevelopment area.

ADJOURNMENT

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

The meeting was adjourned at 8:06 p.m.

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Sharon L. Young  
Township Clerk  
West Windsor Township