

APPROVED: January 3, 2012

WEST WINDSOR TOWNSHIP COUNCIL
BUSINESS SESSION
November 14, 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 and the Closed Session was noticed on November 10, 2011.

ATTENDEES: President: Khanna; Vice President: Ciccone; Council: Borek; Geever, Morgan; Mayor: Hsueh; Business Administrator: Hary; Township Attorney: Cayci; Township Clerk: Young

PUBLIC COMMENT

Mr. Sal Asterita, 78 Rainflower Lane, spoke about the funds that were put into escrow for repairs to Village Grande at Bear Creek and were accidentally released. He advised that the repairs to the road need to be done immediately.

CLOSED SESSION

Motion to go into closed session at 6:30 p.m.: Borek

Second: Geever

RCV: aye Borek

aye Ciccone

aye Geever

aye Morgan

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 potential litigation with the Akselrads, DR Horton/Village Grande, and Singer vs. SGS Communities.

MEETING RECONVENED

Meeting reopened at 7:10 p.m.

SALUTE TO THE FLAG

Ms. Young led the salute to the flag.

PUBLIC COMMENT

Mr. Gary Weisser, 21 Globeflower Lane, and President of the Homeowners' Association for the Village Grande at Bear Creek, spoke about the accidental return of performance guarantees which are now needed for the repair of roads and driveway aprons.

Mr. Sal Asterita, 78 Rainflower Lane, spoke about his conversation he had with the Township Engineer as it relates to the bonds released for the Village Grande at Bear Creek.

Ms. Toby Shor, 39 Grande Boulevard, and Treasurer of the Village Grande at Bear Creek Homeowners' Association, advised that the Association should be kept better informed.

Ms. Ellen Gardner, 61 Coneflower Lane, and Vice President of the Village Grande at Bear Creek Homeowners' Association, advised that she represents 540 homeowners who want the Township to help get the necessary repairs completed. She also asked that the Homeowners' Association be kept better informed.

Mr. Pete Weal, 144 Fisher Place, was silent for several minutes and then noted that the silence from the Township is deafening.

Mr. Bob Akens, 32 Windsor Drive, suggested revoking or modifying the leaf ordinance if the Township was not going to follow through on the fines associated with the ordinance.

Mr. Bryan Maher, 35 Penn Lyle Road, advised that landscapers are dumping leaves and brush on Penn Lyle Road causing a lot of the problems.

MAYOR/ADMINISTRATOR COMMENTS

Mr. Hary advised that the proposal from the Parking Authority for a parking lot will be before the Planning Board in December. He noted that the lease agreement is in the process of being composed.

COUNCIL MEMBER COMMENTS

Mr. Morgan congratulated the Council Members-elect and recommended that they get a copy of Roberts Rules of Order to assist in the management of the Council meetings.

Ms. Geevers asked to see the letter from the Village Grande Homeowners' Association to the Township, and recommended it be made part of the paper trail. She thanked the volunteers for the Veteran's Day celebration.

Ms. Ciccone congratulated the Council Members-elect. She noted that she was not aware of the Village Grande performance guarantee issue until this evening.

CHAIR/CLERK COMMENTS

Ms. Young advised that the Municipal Election results were not official. She noted that she will be present when the provisional ballots were going to be opened tomorrow at the Board of Election's office in Trenton.

PUBLIC HEARING

2011-22 TOWNSHIP OF WEST WINDSOR ORDINANCE AUTHORIZING THE ACQUISITION OF A SIDEWALK EASEMENT FROM RAJEEV BEDI LOCATED AT BLOCK 17.18, LOT 153, 162 Penn Lyle Road - \$1,200.00

President Khanna opened the public hearing.

Motion to close public hearing: Morgan

Second: Geevers

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

Motion to adopt: Morgan

Second: Ciccone

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

CONSENT AGENDA

RESOLUTIONS

2011-R218 Authorizing the Refund for Development Plan Review Project to Hilton Realty-\$7,694.33

MINUTES

September 6, 2011 - Business Session
September 19, 2011 - Business Session

Motion to approve consent agenda as amended: Morgan

Second: Borek

RCV: aye Borek
aye Ciccone
aye Geever
aye Morgan
aye Khanna

ITEMS REMOVED FROM THE CONSENT AGENDA

BILLS & CLAIMS

Ms. Ciccone inquired about the shared services for the deer carcass removal.

Mr. Hary informed her that he would gather the information and report back to Council at the next meeting.

Motion to approve Bills and Claims: Ciccone

Second: Geever

RCV: aye Borek
aye Ciccone
aye Geever
aye Morgan
aye Khanna

RECOMMENDATIONS FROM ADMINISTRATION

2011-R219 Providing for a Text and Title Change for the
Recreation Opportunities for Individuals Disabilities
Grant Match for 2011-\$2,000

2011-R220 Authorizing the Budget Transfer to Provide for the
Transfer of Funds within the 2011 Municipal Budget-
\$66,000

2011-R221 Providing for the Insertion of the 2011 Recreation Opportunities for Individuals with Disabilities Grant in the 2011 Budget-\$15,000

2011-R222 Authorizing the Refund for Affordable Housing Fee Associated with Martian Holdings LLC (Grovers Mill) - \$1,976.34

2011-R223 Authorizing the Mayor and Clerk to Execute a Developer's Agreement with the Trustees of Princeton University-Washington Road Storage and Maintenance Facility

2011-R226 Endorsement of the Removal of Green Acres Restrictions to Reconstruct the Old Trenton Road Bridge Crossing the Assunpink Creek (near Edinburg)

Motion to approve 2011-R219 through 2011-R223, and 2011-R226:
Borek

Second: Ciccone

RCV: aye Borek

aye Ciccone

aye Geever

aye Morgan

aye Khanna

2011-R224 Authorizing the Mayor and Clerk to Execute a Professional Services Agreement with Van Cleef Engineering Associates for North Post Road Sewer Repairs-\$9,800

Mr. Morgan inquired about the location of the sewer problem, and asked about the scope of the work for the project.

Mr. Hary explained that the agreement was for the review of the design for the sewer repairs. He noted that he would inform Council of the exact location of the repairs.

Mr. Morgan asked for a memo from the Engineering Division advising him of the location of the repair, and the potential for any additional costs for the project completion.

Motion to approve: Ciccone
Second: Geevers
RCV: aye Borek
aye Ciccone
aye Geevers
aye Morgan
aye Khanna

2011-R225 Granting an Extension of Reservation of Sanitary Sewer Capacity for the Project Known as Greenview Corporate Park aka Switzenbaum (PB-05-09AM)

Ms. Ciccone asked if the reservation of sewer capacity affected the fee associated with the hook-up into the sewer line. She also inquired about the location of the sewer, whether it is on developed or non-developed land.

Mr. Hary advised that the location of the sewer line was adjacent to the Lowes shopping center, and that it was not located on environmentally sensitive land. He informed Council that there is no additional charge to the Township.

Motion to approve: Ciccone
Second: Borek
RCV: aye Borek
aye Ciccone
aye Geevers
aye Morgan
aye Khanna

COUNCIL REPORTS

Ms. Ciccone advised that the Environmental Commission was interviewing consultants for the Schenck Farm project.

ADDITIONAL PUBLIC COMMENT

Mr. Alvin Lerner, 67 Rainflower Lane, asked Council to adopt a resolution to investigate the release of funds which were slated for Village Grande repairs.

Mr. Morgan asked Mr. Lerner for specifics pertaining to his request.

Mr. Pete Weal, 144 Fisher Place, spoke about how public comment is handled and urged an increase in communication with the residents.

ADJOURNMENT

Motion to adjourn: Borek
Second: Geevers
RCV: All ayes

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

Sharon L. Young
Township Clerk
West Windsor Township