

APPROVED: January 22, 2013

WEST WINDSOR TOWNSHIP COUNCIL
BUSINESS SESSION
December 10, 2012

CALL TO ORDER: President Khanna called the meeting to order at 6:33 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 6, 2012. Closed Session was noticed on November 29th, 2012 to the Princeton Packet and Trenton Times.

ATTENDEES: President: Khanna; Vice President: Geevers; Council Members: Borek, Maher, Samonte; Mayor: Hsueh; Business Administrator: Schmid; Township Attorney: Herbert Jr.; Township Engineer: Guzik; Township Clerk: Young

CLOSED SESSION

Motion to go into closed session at 6:33 p.m.: Borek

Second: Samonte

RCV: aye Borek

aye Geevers

aye Maher

aye Samonte

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 litigation and personnel (union grievance).

Meeting reconvened at: 7:15 p.m.

SALUTE TO THE FLAG

Cub Scout Pack 66 presented the American Flag and led the salute.

CEREMONIAL MATTERS AND/OR TOPIC FOR PRIORITY CONSIDERATION

Proclaiming December 10, 2012 as Communities of Light Day and Commending Womanspace

President Khanna read the Proclamation into the record. He advised that the luminaries in front of the Municipal and Police buildings are a symbol of support for the event.

President Khanna asked Council to hold the Grover Mill Dam Update until after public comment has been heard.

PUBLIC COMMENT

Mr. Chris Lemmond, 10 Zeloof Drive, recognized Sue Roy, the Den Leader for Pack 66 for her volunteerism in the community.

Ms. Sue Roy, Den Leader for Pack 66, thanked everyone for their support.

Ms. Jan Sun, 9 Villa Drive, representing Twin W First Aid Squad, invited the Mayor and Council to celebrate the 40th Anniversary by riding with a volunteer from the Squad.

Ms. Alison Miller, 41 Windsor Drive, promoted the design and creation of the new park in downtown Princeton Junction.

Mr. John T. Jones, 252 Cranbury Road, pleaded for an Animal Control Officer for the Township.

Ms. Kim White, 54 Montgomery Street, outlined the responsibilities of the Animal Control Officer and noted her support for the position.

Ms. Debra Hepler, 10 Dean Court, reviewed the number of animal control calls handled by the Police Division and the Animal Control Officer from East Windsor Township.

Ms. Tari Pantaleo, 311 Plainsboro Road, spoke in favor of having an experienced ACO officer for the Township.

Ms. Terry Dungan, 33A Pierson Ave., spoke about the stray cat problem in West Windsor and other animal issues which are not being properly dealt with in the Township.

Ms. Nancy Bennett, 29 Fieldston Road, noted the costs incurred by Police for handling the animal control issues.

Mr. John Church, 11 Princeton Place, advised of his support for resolutions 2012-R262 and 2012-R263. He also addressed issues concerning the Township fire hydrants and the Grover House.

Mr. Jim Solloway, 5 Monroe Drive, thanked Mr. Church for his dedication to the projects and spoke about the transfer of the excess funds from the fire hydrant account.

Ms. Karen Jackson, 14 Philip Drive, addressed the need for an ACO officer for the Township.

Ms. Emily Epstein, 42 Lake Shore Drive, advised of the needs of the stray animals that are not being met.

Mr. Kevin Scanlon, 79 Conover Road, noted that the Police are the highest paid employees and should not be responding to animal control calls.

Ms. Ellen Scanlon, 79 Conover Road, inquired about other reasons the Animal Control Officer was relieved from her position.

Ms. Lori Pantaleo, 230 Varsity Avenue, asked why the cost for the fireworks could not have been utilized for funding an Animal Control Officer.

Mr. Pete Weale, 144 Fisher Place, spoke about the ACO position, following up on public comments, line striping on Township roads, solicitation of bids, and budget hearings.

Grover Mill Dam Update

Mr. Guzik distributed photos of the Grover Mill Dam repair project. He outlined the details of the repairs and advised that the reason for the change order was due to the unanticipated depth of the water on the spillway apron.

Mr. Maher asked why no one accounted for the change in the depth of the water considering the recent storms.

Mr. Guzik explained that the erosion increased from one to two feet to four to six feet. He advised that the water depth increased over an additional five and a half feet from the time the DEP permits were applied for.

Mr. Maher asked if the contractor reviewed the project before submitting his bid. He urged Council to get to the bottom of why there is a large increase to the original contract. Mr. Maher suggested that contractors be required to come out to review the project that they are placing a bid on for a more accurate bid process.

Mr. Guzik explained that the bidder is required to review the site and sign off on the certification within the bid specs.

Mr. Herbert advised that the Township cannot base an award of a bid on the attendance of a pre-bid meeting because it is against State statutes.

Mr. Maher charged Administration with doing a better job in making contractors do a thorough job on the creation and submission of their bids.

MAYOR/ADMINISTRATOR COMMENTS

Ms. Schmid provided an update on the post Hurricane Sandy storm cleanup. She advised that Administration is evaluating the need to bring in a private contractor to assist with the cleanup storm debris.

COUNCIL MEMBER COMMENTS

Mr. Maher noted his disapproval with the Asian theme for the proposed pocket park. He advised that it was not appropriate and should not be geared toward any ethnic group.

Ms. Samonte thanked Troop 66 for their service to the community. She suggested that Council forward a letter to the New Jersey American Water Company requesting the documentation that Mr. Church has been seeking.

Mr. Herbert noted that the information was not being provided due to security reasons.

Ms. Geevers spoke about the concerns of a resident requesting the Police to investigate gunshots from hunters near a residential area.

Mr. Borek suggested that Council review the ordinance in reference to hunting within the Township.

Ms. Geevers asked for additional information to be provided with the presentation of the budget for Council to have a better understanding of the funds that have been spent for each line item.

CHAIR/CLERK COMMENTS

President Khanna advised that an update on the Grover Farm Restoration Committee will be held at the December 17th Business Session.

PUBLIC HEARING

2012-19 AN ORDINANCE TO ESTABLISH A SALARY AND WAGE PLAN FOR THE TOWNSHIP OF WEST WINDSOR AND PROVIDE FOR THE ADMINISTRATION THEREOF-Emergency Shelter Monitor and Emergency Shelter Coordinator

President Khanna opened the public hearing.

Mr. Pete Weale, 144 Fisher Place, inquired about who was previously doing the work. He noted his disapproval for paying municipal employees for this service.

Ms. Schmid noted that volunteers were doing the work and as time went on it was more difficult to find volunteers.

Mr. Maher advised that individuals could be found to do the work for less, especially in this economy. He noted that there is no justification for this high rate of pay and does not support this prevailing rate.

Ms. Samonte noted that the training of individuals volunteering made the work run smoother.

Mr. Borek advised that it makes sense to have this ordinance in place because it can be difficult to fill these positions for extended periods.

Discussion ensued over the payment for the shelter monitor and coordinator.

Motion to close the public hearing: Borek

Second: Samonte

RCV: aye Borek
aye Geever
aye Maher
aye Samonte
aye Khanna

Motion to adopt: Borek
Second: Samonte
RCV: aye Borek
aye Geevers
NAY Maher
aye Samonte
aye Khanna

2012-20 AN ORDINANCE AUTHORIZING EXECUTION OF LEASE AMENDMENT
WITH THE UNITED STATES POSTAL SERVICE WITH RESPECT TO
331 NORTH POST ROAD

President Khanna opened the public hearing.

Mr. Pete Weale, 144 Fisher Place, addressed concerns with the cost of the lease and the space the postal service will occupy.

Motion to close the public hearing: Borek
Second: Samonte
RCV: aye Borek
aye Geevers
aye Maher
aye Samonte
aye Khanna

Motion to adopt: Borek
Second: Samonte
RCV: aye Borek
aye Geevers
aye Maher
aye Samonte
aye Khanna

CONSENT AGENDA

RESOLUTIONS

2012-R260-1 Designating January 1, 2013 as an Official
Township Holiday

2012-R261 Refund of Overpaid Property Taxes

MINUTES

October 15, 2012 - Business Session as amended
October 29, 2012 - Closed Session

Motion to approve consent agenda as amended: Borek

Second: Samonte

RCV: aye Borek
aye Geevers
aye Maher
aye Samonte
aye Khanna

ITEMS REMOVED FROM THE CONSENT AGENDA

BILLS & CLAIMS

Mr. Maher inquired about the invoice for the flu vaccine.

Ms. Schmid advised that she will provide him with an answer.

Motion to approve Bills and Claims: Borek

Second: Samonte

RCV: aye Borek
aye Geevers
NAY Maher
aye Samonte
aye Khanna

RECOMMENDATIONS FROM ADMINISTRATION AND COUNCIL/CLERK

2012-R262 Budget Transfer to Provide for the Transfer of Funds
within the 2012 Municipal Budget

Mr. Maher spoke about the over inflation of line items and the costs for the legal budget. He recommended a better analysis of costs to reach a flat line budget. Mr. Maher suggested that Administration pay more attention to budgeted costs to make sure they are realistic.

Ms. Geevers asked that Council be made aware when a department exceeds their budget. She also asked for quarterly budget updates.

Motion to approve: Borek

Second: Geevers

RCV: aye Borek

aye Geevers

aye Maher

aye Samonte

aye Khanna

2012-R263 Authorizing the Use of Snow Removal Funds for Hurricane Sandy Recovery

2012-R257 Authorizing the Business Administrator to Execute Change Order No. 1 with Pelka Construction Co. LLC for Quantities Adjustment for the Project known as Schenck Farm Restrooms-\$4,260.00

2012-R264 Authorizing the Partial Refund of Off-Tract Road Assessment Fee to G&B Business Associates (ZB02-01)

2012-R265 Authorizing the Request for Reduction of Performance Guarantees to Princeton Presbyterian Church for Improvements (PB03-16)

2012-R266 Authorizing the Business Administrator to Execute Change Order No. 1 to Gary Kubiak & Son Electric for Supplemental Work for the Project Known as Emergency Back-up Generator for the West Windsor Township Municipal Complex/Senior Center-\$7,760.29

2012-R267 Authorizing the Mayor and Clerk to Execute a Professional Services Agreement with Arora and Associates for the North Post & Village Road Intersection Study-\$10,020.00

2012-R268 Authorizing the Mayor and Clerk to Execute Memoranda of Understanding with West Windsor Plainsboro Soccer Association for the Use of Community Park and Conover Park

2012-R269 Authorizing the Mayor and Clerk to Execute Agreement with West Windsor Plainsboro Soccer Association for the use of the Censoni House for Storage of Soccer Related Equipment

2012-R270 Authorizing the Mayor and Clerk to Execute an Amendment to the Professional Services Agreement for Secare, Ryan & Hensel for Special Counsel - \$2,500

Motion to approve resolutions 2012-R263 through 2012-R270, and resolution 2012-R257: Borek

Second: Samonte

RCV: aye Borek

aye Geevers

aye Maher

aye Samonte

aye Khanna

2012-R259 Authorizing the Mayor and Clerk to Execute a Shared Services Agreement with East Windsor Township for Animal Control Services from January 1, 2013 through December 31, 2014-\$18,000.00 (2013); \$18,000.00 (2014)

Chief Pica affirmed that it is Council's decision whether to save the funds allocated to the position or authorize the funding for an animal control officer.

Mr. Maher inquired about the actual costs versus the savings.

Chief Pica reviewed the financial numbers and advised of the savings to the Township to continue the shared services agreement.

Mr. Maher addressed questions to Chief Pica and asked to verify the costs, work being performed, complaints, and the likelihood of finding another shared services agreement.

Ms. Samonte asked if some of the issues addressed by the public could have more public input to reach a positive solution. She suggested creating an advisory board.

Ms. Schmid verified that the Township could potentially lose State aid if shared services are not promoted.

Mr. Maher offered suggestions to remedy the issue and create a compromise.

Motion to approve: Geevers

Second: Samonte

RCV: NAY Borek

aye Geevers

NAY Maher

aye Samonte

aye Khanna

COUNCIL REPORTS

Ms. Geevers spoke about the affordable housing at The Hamlet at Bear Creek and taking advantage of the energy efficient audits.

Ms. Samonte acknowledged that the Edinburg Animal Hospital had their building addition approved.

ADDITIONAL PUBLIC COMMENT

Mr. Pete Weale, 144 Fisher Place, inquired about other staff reductions, no-bid professional services contracts, and offered suggestions for cost savings.

Mr. John Church, 11 Princeton Place, addressed the reasons for not disclosing the fire hydrant information, and spoke about the need for the information to be complete for the Grover Farm Restoration Committee Report.

Ms. Kim White, 54 Montgomery Street, further inquired about the animal control shared services contract.

Ms. Debbie Hepler, 10 Dean Court, advised that a police report is needed listing the items that were removed from the Grover House before an update on the restoration can be completed. She also spoke about the recent budget hearings.

ADJOURNMENT

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

The meeting was adjourned at 9:53 p.m.

Sharon L. Young
Township Clerk
West Windsor Township