

APPROVED: March 26, 2012

WEST WINDSOR TOWNSHIP COUNCIL
BUSINESS SESSION
February 13, 2012

CALL TO ORDER: President Khanna called the meeting to order at 7:08 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.

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

SALUTE TO THE FLAG

Ms. Young led the salute to the flag.

PUBLIC COMMENT

Ms. Debbie Hepler, 10 Dean Court, spoke about the expenses incurred by the Township because of the elimination of the animal control officer position. She inquired about other outstanding costs and purchases in comparison with the cost of having an animal control officer for the Township.

Ms. Kim White, 54 Montgomery Street, spoke about cost increases in other departments along with the purchase of Township equipment and vehicles. She advised that better management of costs could result in savings for the Township rather than seeking savings by releasing the Animal Control Officer.

Mr. Pete Weale, 144 Fisher Place, spoke about Lawrenceville's Pilot Program for the red light camera operation on Route One.

Mr. Guy Pierson, 241 Fisher Place, inquired about the traffic light at Canal Pointe Boulevard, the gas station on Washington Road and Route One, the status of the local burglaries which occurred over the past few months, along with several other concerns.

MAYOR/ADMINISTRATOR COMMENTS

Mr. Hary commented on the following:

- Reviewed budget dates and process for budget adoption
- Update on Wallace Road sewer repairs
- Status of Windsor Plaza construction

COUNCIL MEMBER COMMENTS

Mr. Maher spoke about the ACO position and the reasons for Council approving the shared services agreement with East Windsor.

Mr. Maher noted concerns about the following items listed in bills and claims:

- Helicopter pilot training
- Non-prescription sunglasses
- Township sign replacements

Mr. Maher also inquired about the status of the American Cyanamid property and the reason for the placement of the heavy duty guardrail located on Penn Lyle Road.

Mr. Hary advised that the cost for pilot training was not reimbursed and will most likely go through arbitration.

Ms. Geevers noted that the Union contracts need to be thoroughly reviewed. She requested further information pertaining to the pilot training.

Ms. Samonte thanked the Fire Companies and Rescue Squad volunteers for their valuable contributions. She spoke of the New Jersey State Planning Commission's strategy for the development and growth of the State, and inquired if anyone from Administration would be representing West Windsor.

Ms. Samonte advised that New Jersey Spotlight encouraged sharing of core services in communities.

Mr. Borek advised that DOT postponed the change to the Route One traffic pattern until August 1st. He also noted that Fisher Place has a four ton capacity limit and school buses should not be using that road as part of their route. Mr. Borek asked for enforcement along Fisher Place.

Ms. Geevers noted concerns about the date change by DOT for the Route One traffic pattern. She advised that many pedestrians are on vacation at the time the traffic survey will be taken. Ms. Geevers addressed questions pertaining to the agreement between Toll Brothers and Windsor Haven for stormwater issues and asked to have a copy of the agreement provided to Council.

Mayor Hsueh advised that the DOT will be performing the traffic study both in August and September for a comparison of numbers.

CHAIR/CLERK COMMENTS

President Khanna clarified that public comment was an opportunity for the public to address their concerns and would not be a period to ask questions of Council. He noted that Administration is available for questions by phone.

President Khanna asked for the Police Division to monitor congestion on Wallace Road during rush hours. He also noted that vehicles were not adhering to the pedestrian crossing signs throughout the Township.

PUBLIC HEARING

2012-03 AN ORDINANCE OF THE TOWNSHIP OF WEST WINDSOR, IN THE COUNTY OF MERCER, NEW JERSEY GUARANTYING BONDS OF THE PARKING AUTHORITY OF THE TOWNSHIP OF WEST WINDSOR IN CONNECTION WITH THE ACQUISITION AND CONSTRUCTION OF AN ADDITIONAL PARKING FACILITY AND THE REFUNDING OF PRIOR BONDS OF THE AUTHORITY

President Khanna opened the public hearing.

Mr. Alvin Lerner, 67 Rainflower Lane, addressed concerns with the language in the agreement.

Motion to close public hearing: Borek

Second: Samonte

RCV: aye Borek

aye Geevers

aye Maher

aye Samonte

aye Khanna

Mr. Hebert explained that each of Mr. Lerner's concerns were a good observation, but no changes would be required to the agreement.

Motion to adopt: Borek

Second: Geevers

RCV: aye Borek

aye Geevers

aye Maher

aye Samonte

aye Khanna

CONSENT AGENDA

RESOLUTIONS

2012-R049 Authorizing the Refund for Development Plan Review Projects

2012-R050 Granting the Release of Bond Posted by Kislan Mechanical for Street Opening Permit No. 2011-14 at 7 Landing Lane

2012-R051 Granting the Release of Bond Posted by Nature's Apprentice for Street Opening Permit No. 2011-07 at 75 Danville Drive

2012-R052 Authorizing the Refund to Hilton Realty of Inspection Escrow Balance for the Project Known as PAK SC

MINUTES

December 12, 2011 - Agenda Session
December 19, 2011 - Business Session
January 3, 2012 - Inauguration/Reorganization Meeting
January 3, 2012 - Business Session

BILLS & CLAIMS

Motion to approve the consent agenda: Borek

Second: Geevers

RCV: aye Borek

aye Geevers

aye Maher, abstained from voting on minutes

aye Samonte, abstained from voting on minutes

aye Khanna

RECOMMENDATIONS FROM ADMINISTRATION AND COUNCIL/CLERK

2012-R053 Authorizing the Mayor and Clerk to Execute the 2012
Municipal Alliance Grant Shared Services Agreement
with the County of Mercer-\$2,870

2012-R055 Granting the Request for Reduction of Performance
Guarantees to West Windsor Gardens, LLC for West
Windsor Gardens-Clarksville Road Improvements-PB05-03C

2012-R056 Granting the Request for Reduction of Performance
Guarantees to West Windsor Gardens, LLC for West
Windsor Gardens-Section I Site Improvements-PB05-03S

2012-R057 Granting the Request for Reduction of Performance
Guarantees to West Windsor Gardens, LLC for West
Windsor Gardens -Meadow Road Jughandle Improvements-
PB05-03MR

2012-R058 Granting the Request for Full Release of Performance
Guarantees to Toll Brothers for The Estates at
Princeton Junction Meadow Road Sewer and Water
Connections and the Bear Brook Road Sewer and Water
Connections-PB00-21

2012-R059 Granting the Request for Full Release of Performance
Guarantees to Teachers Insurance and Annuity Assoc. of

America (TIAA-CREF) for PF Chang-MarketFair Retail-
PB04-08

2012-R060 Granting the Request for Full Release of Performance
Guarantees to Mack-Cali Realty Corp. for Princeton
Executive Park aka Palladium-PhaseA-PB00-04

2012-R061 Authorizing the Mayor and Clerk to Execute a Lease
Agreement with West Windsor Little League to Operate
the Indoor Batting Facility at Community Park

Motion to approve Resolutions 2012-R053, and 2012-R055 through
2012-R061: Borek

Second: Geevers

RCV: aye Borek

aye Geevers

aye Maher

aye Samonte

aye Khanna

2012-R054 Authorizing the Mayor and Clerk to Execute a
Professional Services Agreement with Alaimo Group for
Miscellaneous Engineering Services-\$475

Mr. Maher advised that Administration and the Township Engineer gave him assurance that \$8,500 was the threshold and higher cost projects would be put out to bid.

Mr. Hary advised that projects that are \$500 or slightly above are not worth putting out to bid because of the amount of work involved in the process. He explained that the projects with a larger expense are put out to bid to the five firms most used by the Township along with other firms especially if the other firms have the expertise needed for the project.

Mr. Maher inquired about the recourse for removal of the guardrail which was placed on Penn Lyle Road without notification to the property owner. He advised that it should be the responsibility of the firm who authorized the project to have the guardrail removed.

Motion to approve: Maher

Second: Borek

RCV: aye Borek

aye Geevers

aye Maher

aye Samonte

aye Khanna

2012-R062 Authorizing the Purchase of (1) 2012 Ford F550 Chassis Cab Truck with Plow through the New Jersey State Contract A79113T2789 from Ditschman/Flemington Ford Fleet Sales for the Department of Public Works-\$56,100

Mr. Hary advised that the new truck would replace a 1999 truck that needs a new transmission and other repairs. He noted that the new truck has a chipper box and because it is heavier, will be better for plowing snow.

Mr. Maher inquired about the "extras" the truck is equipped with and asked Administration to provide him with an explanation. He noted that the truck will not be available for delivery for a few months and asked for the resolution to be deferred until the next meeting so that Administration could address his concerns.

The deferral of the resolution until the February 27th business meeting was acceptable to Mr. Hary.

2012-R063 Urging Support for the Adoption of Senate Bill No. S2243 which Requires Voter Approval of Charter School Applications Prior to the Commissioner of Education Approving the Application

Mr. Borek explained that he and Ms. Geevers testified during a recent Senate hearing. He noted his support for the resolution and the reasons to vote to approve the resolution.

Ms. Geevers advised that this resolution will assist in providing support to the residents so that they may have the ability to vote on a Charter School application. She outlined the process.

Motion to approve: Borek

Second: Geevers

RCV: aye Borek

aye Geevers

aye Maher

aye Samonte

aye Khanna

COUNCIL REPORTS

Mr. Borek spoke of the Parking Authority meeting he attended and congratulated the hard work and due diligence of the members for putting this agreement together. He explained the potential plans for the construction of the parking facility which will be utilized by Township residents.

Mr. Maher inquired about the signs purchased by the Township that have reflective material. He also asked Administration to have the old signs removed from the roadways once the replacement signs have been put into place.

Ms. Geevers advised that the School Board did not vote on a resolution to move the School Board election from April to November.

ADMINISTRATION UPDATES

Mr. Hary distributed the 2012 Municipal and Capital budgets. He advised that expenses were kept in check while continuing to keep a full services community. He explained that West Windsor is a fast growing community that is not at full build-out so good long term financial planning is crucial. Mr. Hary advised that infrastructure is a priority and the Township's roads and sewer lines are in need of maintenance. He noted that the Capital budget is under four million dollars.

Mr. Hary reviewed the following pertaining to the Municipal Budget:

- Pension and health care expenses are reduced
- Revenue losses equal approximately \$422,000
- Energy tax receipts and State aid numbers have not been received
- 1.86% increase to the budget - within 2% cap

- Municipal Budget is 15% of the total tax bill
- Tax rate is not available at this time. Estimate increase should be no more than \$50 per household
- Introduction of budget: February 27, 2012
- Final adoption of budget: April 16, 2012
- Municipal budget is under State review this year. State review is completed every three years.

Ms. Samonte inquired whether an additional work session will be added to the schedule after the March 2nd budget meeting.

President Khanna asked that Council send questions to Mr. Hary via email for him to address at the meetings.

Ms. Geevers noted her concerns with introducing the budget prior to having budget discussion.

Mr. Herbert advised that West Windsor is adhering to the timeline suggested by the State. He noted that introducing the budget first followed by discussions is the proper procedure.

Mr. Hary noted that by introducing the budget prior to having the budget work session does not bind the Council to any budget numbers.

Ms. Samonte noted that she was in favor of the February 27th budget introduction.

ADDITIONAL PUBLIC COMMENT

Mr. Guy Pierson, 241 Fisher Place, asked for clarification of how requests should be addressed to Administration. He also urged Council to reconsider the Penns Neck Bypass. Mr. Pierson addressed several other concerns.

Mr. John Church, 11 Princeton Place, spoke about wanting public discussion on the budget prior to introduction. He also inquired about the status of the sewer repairs.

Ms. Alison Miller, 41 Windsor Drive, advised that the Parking Authority anticipates the new parking lot to be completed by this time next year. She spoke about the budget introduction and the budget process as it relates to amendments to the budget. Ms. Miller also supports re-examining the Penns Neck Bypass and spoke of the traffic pattern changes anticipated for Route One.

Mr. Al Lerner, 67 Rainflower Lane, inquired about the costs for the Wallace Road sewer repairs.

Mr. Bill Hall, 131 Penn Lyle Road, advised that he is the resident that was never notified that a large guardrail was going to be placed at the front of his property. He asked for the reasons for the installation of the guardrail and explained how it reduces the look of his property.

Mr. Quentin Walsh, 4 Petty Road, spoke about the school board budget process and the recent meetings the board has held. He reviewed the upcoming meeting schedule and urged Council to attend the meetings.

Mr. Pete Weal, 144 Fisher Place, spoke about the change in the form of government in West Windsor made in 1993. He reviewed several other concerns with Council.

There was general discussion about the budget, the date of introduction, and the process for making amendments.

Mr. Herbert outlined the budget procedures including advertisement mandates, amendments to the budget, and the public hearing process.

ADJOURNMENT

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

The meeting was adjourned at 9:15 p.m.

Sharon L. Young
Township Clerk
West Windsor Township