

APPROVED: November 12, 2013

WEST WINDSOR TOWNSHIP COUNCIL
BUSINESS SESSION
September 30, 2013

CALL TO ORDER: President Borek 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 8, 2013.

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

SALUTE TO THE FLAG

Ms. Young led the salute to the flag.

President Borek announced that the cable TV channel is having difficulties with the sound. He explained that the problem has been identified and will be corrected so that there is live audio for the Business Sessions.

PUBLIC COMMENT

Mr. John Church, 11 Princeton Place, suggested that sidewalk repairs be completed at the same time the road is reconstructed. He also spoke about per capita taxes.

Mr. Mike Garzio, 3 Rumford Way, spoke about the availability of internships for seniors at the high school which would benefit both the students and the community.

Ms. Virginia Manzari, 28 Berkshire Drive, alerted Administration to a depression on Southfield Road which needs repair. She also spoke about the sidewalks along Cranbury Road.

Mr. Rick Visovsky, 7 Oakwood Way, congratulated Mayor Cantu for drawing business to Plainsboro Township. He advised that West Windsor needs to change its practices concerning attracting business to the Township.

Ms. Jean Jacobsohn, 13 Benford Drive, advised that she is Chair to the Affordable Housing Committee and spoke on behalf of the Committee in support of ordinance 2013-13.

Ms. Silvia Ascarelli, 27 Melville Road, advised of her disappointment with Council in not making the Cranbury Road RFP open to the public for review.

Ms. Alison Miller, 41 Windsor Drive, explained the value of interacting with the community on various issues. She inquired about the grant application listed on the agenda.

Ms. Debbie Hepler, 10 Dean Court, clarified her role in the Animal Control Officer litigation.

Mr. Hemant Marathe, 5 Clarendon Court, noted that what is legal is not necessarily right for the residents of West Windsor as it relates to the Cranbury Road RFP. He also spoke about the Municipal Complex renovations.

Mr. Pete Weale, 144 Fisher Place, spoke about the Grover House, sidewalks and the Windsor Plaza renovations.

Mr. Andy Bromberg, 24 Providence Drive, spoke in favor of the Mayor's accomplishments.

Ms. Ilene Watrous, 131 Cranbury Road, asked for better open communications with the Cranbury Road residents.

President Borek explained to the residents that Council is not voting on anything regarding the Cranbury Road sidewalks. He advised that every option for Cranbury Road is still on the table for consideration. President Borek noted that Administration is to provide an update on the status of the RFP by the end of the week. He informed the residents that they would be part of the process.

MAYOR/ADMINISTRATOR COMMENTS

Ms. Schmid advised that she received comments regarding Cranbury Road from the Mercer County Engineer's office. She provided an update on the RFP and noted that traffic studies will be conducted. Ms. Schmid informed Council that they would have an opportunity to review the RFP by the end of the week.

Ms. Schmid explained that the Council would be considering a resolution tonight which endorses the grant application for Safe Streets to Transit. She provided details about the grant application.

Ms. Schmid informed Council that the Mayor has created a task force to review the three reports for the implementation of the improvements to the Municipal Complex.

COUNCIL MEMBER COMMENTS

Mr. Maher spoke about the rumors circulating regarding the Cranbury Road RFP. He affirmed that Council will see all the options for the road and the sidewalks. Mr. Maher advised that he takes issue with the Mayor not being present at the Business Sessions.

Mr. Khanna urged the residents to check their facts before passing judgment. He noted that all five Council members are united on the need for sidewalks for Cranbury Road.

Ms. Geevers explained that the RFP will be provided to Council by the end of the week. She asked Administration if the RFP could be distributed to the residents for their feedback.

Mr. Herbert advised against the distribution of the document. He noted that he would review the issue and report back to Administration and Council.

Mr. Maher suggested having the document posted on the Township website.

Ms. Geevers suggested posting the reports pertaining to the Municipal Complex renovation on the Township website too.

Ms. Samonte advised that a group called "Teens for Tasks" will be collecting hats, gloves and non-perishable foods for the homeless. She agreed that better communication is needed between Administration, Council, and the residents for clarification concerning Cranbury Road.

CHAIR/CLERK COMMENTS

President Borek informed the community that there will be a presentation on October 28th by the Environmental Commission. He advised that the Governing Body has committed to a timeline for the completion of the Cranbury Road project.

PUBLIC HEARING

2013-10 AN ORDINANCE TO AMEND AND SUPPLEMENT
CHAPTER 168, "TRAFFIC AND PARKING," SCHEDULE XIV, "No
Parking Anytime", OF THE REVISED GENERAL ORDINANCES OF
THE TOWNSHIP OF WEST WINDSOR - Wheeler Way

President Borek opened the public hearing.

Ms. Alison Miller, 41 Windsor Drive, noted that it was a sensible ordinance because of the amount of traffic on Wheeler Way.

Motion to close public hearing: Geevers

Second: Samonte

RCV: aye Geevers

aye Khanna

aye Maher

aye Samonte

aye Borek

Motion to adopt: Geevers

Second: Samonte

RCV: aye Geevers

aye Khanna

aye Maher

aye Samonte

aye Borek

2013-12 AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 200-149,
"BUILDING PROHIBITION ALONG WATERCOURSES AND
FLOODPLAINS" OF THE REVISED GENERAL ORDINANCES OF THE
TOWNSHIP OF WEST WINDSOR

President Borek opened the public hearing.

Mr. John Church, 11 Princeton Place, asked that a map be included in the ordinance documentation. He also offered suggestions to tighten up the wording.

Ms. Alison Miller, 41 Windsor Drive, supports the adoption of the ordinance and noted all the work the Environmental Commission put into crafting the ordinance.

Ms. Jennifer Coffey, Representative of the Stony Brook Millstone Watershed Association, noted that the Watershed is an advocate for water protection and public health. She explained that these provisions are the minimum required by the Department of Environmental Protection

Motion to close public hearing: Khanna

Second: Geevers

RCV: aye Geevers

aye Khanna

aye Maher

aye Samonte

aye Borek

Mr. Maher explained that the provisions stop at Clarksville Road and impacts the least number of residents as possible.

Motion to adopt: Khanna

Second: Geevers

RCV: aye Geevers

aye Khanna

aye Maher

aye Samonte

aye Borek

2013-13 AN ORDINANCE EXTENDING THE AFFORDABILITY CONTROLS FOR
AN INCLUSIONARY DEVELOPMENT KNOWN AS AVALON PRINCETON
JUNCTION

President Borek opened the public hearing.

Ms. Alison Miller, 41 Windsor Drive, urged the adoption of this ordinance because it is key to continued control in retaining the affordable housing units commitment.

Motion to close public hearing: Samonte

Second: Khanna

RCV: aye Geevers

aye Khanna

aye Maher

aye Samonte

aye Borek

Motion to adopt: Geevers

Second: Samonte

RCV: aye Geevers

aye Khanna

aye Maher

aye Samonte

aye Borek

CONSENT AGENDA

RESOLUTIONS

2013-R206 Authorizing the Municipal Endorsement of the
Application of Richard Visovsky, Jr. a Member of the
West Windsor Volunteer Fire Company for Membership in
the New Jersey State Firemen's Association

MINUTES

August 19, 2013 - Business Session, as amended
September 3, 2013 - Closed Session

Motion to approve consent agenda as amended: Geevers

Second: Samonte

RCV: aye Geevers

aye Khanna

aye Maher

aye Samonte

aye Borek

ITEMS REMOVED FROM CONSENT AGENDA

BILLS & CLAIMS

Ms. Schmid advised of a bill from the Sheraton in Atlantic City that is being amended for a reduction and will be pulled from the bills and claims.

Mr. Maher asked for a list of attendees who will be going to the League of Municipalities Conference.

Motion to approve Bills and Claims as amended: Samonte

Second: Khanna

RCV: aye Geevers

aye Khanna

aye Maher

aye Samonte

aye Borek

RECOMMENDATIONS FROM ADMINISTRATION AND COUNCIL/CLERK

2013-R204 Authorizing the Mayor and Clerk to Execute a Shared Services Agreement with the Mercer County Improvement Authority for Curbside Recycling Services for a Term of Five Years - \$1,116,573.00

2013-R207 Authorizing the Mayor and Clerk to Execute an Agreement with Metro Employee Assistance Services (MEAS) for Employee Assistance Program Services through September 30, 2014 - \$3,600

2013-R210 Authorizing the Submission of Electronic Grant
Application and Execute a Grant Agreement with the New
Jersey Department of Transportation for the Alexander
Road Reconstruction Project

2013-R211 Authorizing the Submission of Electronic Grant
Application and Execute a Grant Agreement with the New
Jersey Department of Transportation for the Princeton-
Hightstown Road Sidewalk Extension Project

2013-R212 Authorizing the Submission of Electronic Grant
Application and Execute a Grant Agreement with the New
Jersey Department of Transportation for the Conover
Road Bikeway Project

2013-R213 Granting Reservation of Sewer Capacity for the project
known as Institute for Islamic Studies ZB11-01 - 2030
Old Trenton Road

2013-R214 Authorizing the Person- o-Person and Place-to-Place
Transfer of the Plenary Retail Consumption Liquor
License No. 1113-33-016-001 from MarketFair Holdings,
LLC to GMRI, Inc. d/b/a Bahama Breeze and Seasons 52

Motion to approve resolutions 2013-R204, 2013-R207, and 2013-
R210 through 2013-R214: Geevers

Second: Samonte

RCV: aye Geevers

aye Khanna

aye Maher

aye Samonte

aye Borek

2013-R208 Authorizing the Mayor and Clerk to Execute a Two-Year
Contract with Aquatic Service Inc. for Services and
Maintenance of the West Windsor Aquatic Complex from
Fall 2013 through Labor Day 2015 - \$83,628.00

Mr. Maher explained that he asked to have these services put out to bid again. He noted that the same vendor, Aquatic Services, responded to the bid at a higher contract price. Mr. Maher advised that there is no comparison without receiving other bids.

Mr. Maher suggested that Administration should have reached out to other vendors that did not respond to the bid to ask them why they did not submit a proposal. He advised that he will only approve for funding to close the pool.

Ms. Schmid explained that the contract cannot be awarded as Mr. Maher suggested. She explained that the bid specs require the Township to pay the State's prevailing wages.

Mr. Herbert further explained Aquatic Service's costs and spoke about New Jersey's bidding laws.

President Borek suggested that the contract be approved for only one year.

Ms. Schmid advised that the Council would need to reject the bid and restart the process for awarding the services.

Discussion ensued over whether to approve the contract.

Motion to approve: Samonte

Second: Khanna

RCV: aye Geevers

aye Khanna

NAY Maher

aye Samonte

aye Borek

2013-R209 Authorizing the Submission of Electronic Grant
Application and Execute a Grant Agreement with the New
Jersey Department of Transportation for the Cranbury
Road Pedestrian Improvements Project

Ms. Geevers addressed multiple questions and concerns regarding the wording in the grant application.

Ms. Schmid responded to her questions and advised that the grant application language could not be amended or changed.

Mr. Maher explained that Ms. Geevers' suggested project additions to the language of the grant are not practicable because the projects are not "construction ready" as the other items listed in the grant.

Motion to approve: Samonte

Second: Khanna

RCV: aye Geevers

aye Khanna

aye Maher

aye Samonte

aye Borek

COUNCIL REPORTS

Mr. Maher advised that the Zoning Board will review an application for the Ellsworth Center and an application for Benford Drive. He also suggested adding more meetings because of the backlog of applications.

ADMINISTRATION UPDATES

Ms. Schmid explained that the Zoning Board consists of all volunteers. She advised that she will bring the issue to the Mayor's attention.

Mr. Maher suggested making the adjustment of adding Zoning Board meetings to the 2014 calendar.

Ms. Schmid advised that the initial investor for the Jewish Community Center property will be taking over the project which should be complete by the end of the year.

ADDITIONAL PUBLIC COMMENT

Mr. John Church, 11 Princeton Place, agrees that there should be more than one bidder for projects and services. He also spoke about sidewalks and political signs.

Mr. Hemant Marathe, 5 Clarendon Court, spoke about the difference between a draft for the Cranbury Road RFP and the final document. He promoted his meeting attendance while he serving on the School Board.

Mr. Alvin Lerner, 67 Rainflower Lane, spoke about why the new hospital was not built in West Windsor.

Ms. Alison Miller, 41 Windsor Drive, provided insight to the Zoning Board noting she was a former member. Ms. Miller spoke about the Cranbury Road RFP and the Municipal Complex renovations.

Ms. Janet Lerner, 67 Rainflower Lane, explained the Mayor was not present tonight because he was probably out doing his job as Mayor.

Ms. Debbie Hepler, 11 Dean Court, advised that the Mayor is not present at the meetings because he does not want to answer tough questions during the election season.

ADJOURNMENT

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

The meeting was adjourned at 9:28 p.m.

Sharon L. Young
Township Clerk
West Windsor Township