

EAST WINDSOR TOWNSHIP COUNCIL

Tuesday, July 10, 2018

7:30 p.m.

MINUTES

CALL TO ORDER:

The meeting of the East Windsor Township Council was called to order by Mayor Janice S. Mironov at 7:31 p.m. on Tuesday, July 10, 2018.

VERIFICATION:

Allison Quigley certified that the meeting was noticed on January 4, 2018 in the annual meeting notice and on July 6, 2018, notices were sent to the Trenton Times, filed in the office of the Municipal Clerk and posted in the East Windsor Municipal Building. All requirements of the open public meeting act have been satisfied.

FLAG SALUTE:

Led by Council Member Peter Yeager.

ROLL CALL:

Present were Council Members Denise Daniels, Marc Lippman, Alan Rosenberg, Perry Shapiro, Peter Yeager, John Zoller and Mayor Janice Mironov. Also present was William Moran who was filling in for Township Attorney David Orron, Township Manager Richard Brand and Planning and Zoning Board Secretary Allison Quigley filling in for the Township Clerk.

PRESENTATIONS & PROCLAMATIONS:

Mayor Mironov introduced to Council Jim Markey, who is the new JCP&L Area Manager due to the retirement of Gerry Riccardi.

INTERVIEWS FOR BOARDS AND COMMISSIONS:

Aditi Choudarny, a high school student, was interviewed and is interested in the Health Advisory Board. Mayor Mironov appointed Aditi as a student member of the Health Advisory Board.

PUBLIC FORUM: No one spoke.

MINUTES:

April 10, 2018

April 10, 2018 Closed Session

April 24, 2018

May 8, 2018

May 22, 2018

June 5, 2018

June 26, 2018

All remaining minutes are rescheduled to the next regularly scheduled meeting.

ORDINANCE – PUBLIC HEARING:

Ordinance No. 2018-05 An Ordinance of the Township of East Windsor, New Jersey, Authorizing the Lease of 73 Twin Rivers Drive, East Windsor, New Jersey, Block 20, Lot 189.01, to East Windsor Township Rescue Squad, District II, Inc. for Emergency Medical Services Purposes

**ORDINANCE NO. 2018-05
TOWNSHIP OF EAST WINDSOR
COUNTY OF MERCER**

**AN ORDINANCE AUTHORIZING THE LEASE OF 73 TWIN RIVERS
DRIVE,
EAST WINDSOR, NEW JERSEY, BLOCK 20, LOT 189.01, TO
EAST WINDSOR TOWNSHIP RESCUE SQUAD, DISTRICT II, INC.
FOR EMERGENCY MEDICAL SERVICES PURPOSES**

WHEREAS, the Township has acquired ownership of 73 Twin Rivers Drive, in East Windsor Township (Block 20, Lot 189.01), which property has historically been utilized for the delivery of emergency medical services within and on behalf of East Windsor Township; and

WHEREAS, by Resolution R2018-52, adopted on March 6, 2018, East Windsor Township Rescue Squad, District II, Inc. (“Rescue II”) was recognized by East Windsor Township as being authorized to respond to emergency calls and to provide emergency medical services within and on behalf of East Windsor Township; and

WHEREAS, in accordance with N.J.S.A. 40A:12-14(c), Rescue II is a nonprofit corporation and the provision emergency medical services within and on behalf of East Windsor Township is a public purpose; and

WHEREAS, the Township has determined that it is the best interest of East Windsor Township that the property located at 73 Twin Rivers Drive, in East Windsor Township, be leased to Rescue II under the terms of the attached Lease:

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of East Windsor, County of Mercer, and State of New Jersey, as follows:

Section 1. Authorization to Execute Lease. The Mayor and Municipal Clerk are hereby authorized and directed to execute the attached Lease between East Windsor Township and East Windsor Township Rescue Squad, District II, Inc. for the property located at 73 Twin Rivers Drive, in East Windsor Township (Block 20, Lot 189.01).

Section 2. Severability. If any section, subsection, clause or phrase of this ordinance is held to be unconstitutional or invalid for any reason, such decision shall not affect the remaining portions of this ordinance.

Section 3. Effective Date. This Ordinance shall take effect 20 days after final passage and publication according to law.

It was MOVED by Rosenberg, SECONDED by Shapiro to approve Ordinance 2018-05 on adoption, authorizing publication as required by law.

ROLL CALL: Ayes – Daniels, Lippman, Rosenberg, Shapiro, Yeager, Zoller, Mironov
Nays – None

There being seven (7) ayes and no (0) nays, Ordinance 2018-05 was adopted and authorized publication as required by law.

Ordinance No. 2018-07 An Ordinance Amending Chapter XX, Zoning, for Creation of a New Zoning District Titled AH-1 Affordable Housing District to Facilitate Development of an Inclusionary Affordable Housing Development at the Property Located at 641 North Main Street, (Block 11.01, Lot 5), of the Revised General Ordinances of the Township of East Windsor

Ordinance 2018-07 is not included in the minutes but is provided in full on the East Windsor Township website due to the size of the ordinance.

Mayor Mironov stated the Ordinance was introduced on June 26 and the public hearing was set for tonight. Mayor Mironov declared the public hearing closed due to no public comment.

Mayor Mironov stated Judge Jacobs issued an order on July 9, 2018, requesting the parties to continue to discuss the Ordinance in good faith and is holding a case management meeting this coming Friday. Judge Jacobs extended the time to act on the Ordinance to July 24, 2018. Mayor Mironov stated the date is not ideal but she is abiding by what the he believes the court is requesting. Mayor Mironov stated throughout the process the Township has reached out to the potential developer of the site to get information on what they are looking for the town to

consider. Mayor Mironov stated the town has requested that the developer and the Township meet on July 17, with their project engineer and planner, to consider their concept plans based on the Township Ordinance and the best interests of the town. Mayor Mironov further stated that the Planning Board met last night on July 9 and the board unanimously endorsed the proposed Ordinance and found that it is consistent with the Township Master Plan.

It was **MOVED** by Rosenberg, **SECONDED** by Lippman to carry Ordinance 2018-07 to the July 24, 2018 Council meeting.

ROLL CALL: Ayes – Daniels, Lippman, Rosenberg, Shapiro, Yeager, Zoller, Mironov
Nays – None

There being seven (7) ayes, no (0) nays, Ordinance 2018-07 was carried to the July 24, 2018 Council meeting.

ORDINANCE – INTRODUCTION:

RESOLUTIONS:

Resolution R2018-134 Chapter 159 – Amending the 2018 Municipal Budget Providing an Item of Revenue and Appropriation for the Municipal Alliance Grant

**RESOLUTION R2018-134
EAST WINDSOR TOWNSHIP
MERCER COUNTY**

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of an item of appropriation for equal amount; and

WHEREAS, the Township Director of Finance has advised that the funds have been received by the Township as set forth below.

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of East Windsor, in the County of Mercer, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the following:

1. The insertion of an item of revenue in the budget of the year 2018 in the sum of \$22,104, which item is now available as revenue from the 2018 Municipal Alliance on Alcoholism and Drug Abuse.
2. A like sum of \$22,104 is hereby appropriated under the caption of 2018 Municipal Alliance on Alcoholism and Drug Abuse.

I hereby certify the foregoing to be a true copy of a Resolution adopted by the East Windsor Township Council at a meeting held on July 10, 2018.

Mayor Mironov stated an updated Resolution is in council folders tonight due to the formatting.

It was MOVED by Yeager, SECONDED by Zoller to approve Resolution R2018-134.

ROLL CALL: Ayes – Daniels, Lippman, Rosenberg, Shapiro, Yeager, Zoller, Mironov
Nays – None

There being seven (7) ayes and no (0) nays, Resolution R2018-134 was approved.

Resolution R2018-135 Authorizing Repair of 2010 Volvo, 32 Cubic Yard Garbage Truck S-04 with Bergey's Truck Center for Public Works Department

**RESOLUTION R2018-135
EAST WINDSOR TOWNSHIP
MERCER COUNTY**

WHEREAS, there is a need for repairs to the 2010 Volvo Garbage Truck S-04 for the Public Works Department; and

WHEREAS, the vehicle is at the Bergey's Truck Center, and three (3) quotes were obtained for this repair; and

WHEREAS, since the purchase is under \$17,500, public bids are not required as set forth in N.J.S.A. 40A:11-4 requiring public advertising and bidding for contracts for a sum exceeding the aggregate amount as calculated periodically by the Governor, pursuant to N.J.S.A. 40A:11-3 which amount is \$17,500; and

WHEREAS, the Township Council has reviewed the Director of the Public Works Department's recommendations on the needed repairs; and

WHEREAS, the maximum amount of the repairs to Garbage truck S-04 is \$7,734.23 and funds are available in the Operating Budget Account No. 8-30-26-305-150-253, entitled "Other Contractual Services", as evidenced by the Chief Financial Officer's Certification No. G2018-003.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of East Windsor, in the County of Mercer, State of New Jersey, as follows:

1. The Manager and Chief Finance Officer are hereby authorized and directed to approve and forward a purchase requisition to Bergey's Truck Center, 5 Crossroads Drive, Trenton, NJ 08691, for repairs to Garbage truck S-04, in an amount not to exceed \$7,734.23, all in accordance with the attached quote.

I hereby certify the foregoing to be a true copy of a Resolution adopted by the East Windsor Township Council at a meeting held on July 10, 2018.

Mayor Mironov noted the quote that is attached is different than what was in the public works memo, which should be corrected and included with the Resolution.

It was **MOVED** by Zoller, **SECONDED** by Rosenberg to approve Resolution R2018-135 with the changes.

ROLL CALL: Ayes – Daniels, Lippman, Rosenberg, Shapiro, Yeager, Zoller, Mironov
Nays – None

There being seven (7) ayes and no (0) nays, Resolution R2018-135 was approved with the changes.

APPLICATIONS:

REPORTS BY COUNCIL AND STAFF:

Council Member Perry Shapiro stated the Planning Board met last night and discussed a development located at 230 Wyckoff Mills Road.

Council Member Alan Rosenberg stated the Clean Communities Committee met on June 28 and discussed the July 11 Recycling Day event, a possible school program for kids and the National Night out event that is on August 7.

Mayor Mironov stated the Economic Development Committee met on Thursday July 5 and discussed the Township owned property located at the intersection of Route 130 and Route 33 and a possible art installation that will be coming before Council soon with ideas, the EDC is also finalizing a brochure for development purposes. Mayor Mironov stated for Council to mark their calendars for the Princeton Regional Chamber event on October 16 to promote the town. Mayor Mironov also stated she attended an inaugural event for the new Mayor and Council of the City of Trenton on July 1 and it was a great event.

Council Member Denise Daniels stated the Commission on Aging met on June 28 and discussed the Director of the Senior Center, Karen Theer taking another position in another town. Mayor Mironov stated that Karen did a fantastic job but the town is very fortunate Kelly Roman will be filling in until a new Director is hired.

CORRESPONDENCE:

Mayor Mironov stated a memo was received from the manager regarding bill list questions, a letter dated June 21 was received from Frank Fielder resigning from the Health Advisory Board. Mayor Mironov requested a letter be drafted from her thanking him for his time of service. Also, Mayor and Council received a June 26 response from the County Executive Brian Hughes regarding the letter seeking assistance for the Route 130/Hankins/Conover Road Project and Mayor Mironov and Mayor Fried were both taken back from the responses. Mayor Fried will be reaching out to the County Executive to try and resolve matters. A memo was also received from the Environmental Commission regarding the Ash Borer trees which still needs to be reviewed by the Department of Public Works.

APPOINTMENTS: None

APPROVAL OF BILLS:

Mayor Mironov stated a 2018 Current Bill list, 2017 Current Bill list, Affordable Housing Bill List and other miscellaneous bill lists and trust accounts were provided.

Council Member John Zoller questioned the bill on Current 2018, page 4 on the balloon bounce and why is it listed under the investigative services and not under Recreation. Mayor Mironov stated it may be for National Night Out but she would like the Manager to look into. He further questioned the Paris Automotive supply bills and would like for the Manager to see if there is a discount package due to the amount of supplies we purchase and have purchased over the years.

Mayor Mironov held and questioned why the bus bill on Current 2018, page 15, under other contractual services, is not under grants, what bus it is and would like clarification on this. Mayor Mironov also held the asphalt bills on page 5 of the Capital bill list, as she did previously, because Public Works has still not provided clarification on the pricing with the new and old vendor. Mayor Mironov also held the two touchscreens until a final report is received.

It was MOVED by Zoller, SECONDED by Shapiro to approve the Bill Lists with the holds indicated.

ROLL CALL: Ayes – Daniels, Lippman, Rosenberg, Shapiro, Yeager, Zoller, Mironov
Nays – None

There being seven (7) ayes and no (0) nays, the various presented Bill Lists were approved with the holds indicated.

MATTERS BY COUNCIL:

Council Member John Zoller asked a few meetings ago about repainting the parking and handicap lines and was looking for an update as to when this may occur. Township Manager Richard Brand will get feedback into the stripping timeline.

Mayor Mironov stated tomorrow is Recycling Day and help is needed for the event, the child safety seat program is continuing and the summer events are continuing as well on July 21. She further recognized the Recreation Director for doing a fine job with the summer concert events. Mayor Mironov stated National Night Out is on August 7 and the EWVFC #2 Fire Academy is doing a great job promoting the July 30 to August 3 event. She also continued saying that the Route 130/Hankins/Conover Road project still needs to go out to bid and the Assistant Manager needs to update Mayor and Council with the information by this Friday. Also, Mayor would like the Mercer at Play listed at one of the upcoming meetings once the Highstown materials are received. Mayor Mironov also requested a memo from the Assistant Manager with more specifics on the match and in-kind opportunities that we have used in the past and received grants on and will be on one of the upcoming agendas. Mayor Mironov spoke on Energy Aggregation and requested that the Assistant Manager provide to Mayor and Council a memo within the next couple of months with an update that specifically addresses the questions, the program, towns that are participating at this point, benefits and down size to the town and whether this is a good time in the market for the program. Mayor Mironov also requested an update on the paving project from fall of 2017 for Windsor Center Drive, as well as the information on quantities on the contractor and the status of the work. Mayor Mironov asked that DPW get a list of the contractors we are using and what the quotes are so the town can understand. She further asked for the Assistant Manager to reach out for partnership with Mercer Arc to continue discussions and get ideas for the affordable housing plan. Mayor Mironov stated the grant program for alternative grant programs for Wyckoff Mills Road and would like information and alternatives from the Assistant Manager with ideas for that area of town. Council Member Lippman stated he believes the Township Manager needs to help assist and prioritize the Assistant Manager on these topics.

DISCUSSION ITEMS AND COUNCIL ACTION WHERE APPROPRIATE:

1. 2018 Safe Routes to School Program (SRTS) Proposals

Mayor Mironov stated on May 18 she distributed a letter from New Jersey Department of Transportation to the Manager, Assistant Manager and Public Works Director looking for ideas for on the 2018 SRTS Program. At this point, Mayor and Council have not received any information on this as per the Mayor's request. Mayor Mironov stated that there are only two

more meetings before the August deadline and staff needs to provide as soon as possible. A letter was just received from Hightstown dated June 28 to consider Dutch Neck Road as one of the projects and it needs to be listed on the next Council meeting with ideas from staff prior to the meeting.

2. 2018 Transportation Alternatives Set-Aside Program (TA Set-Aside) Proposals
Mayor Mironov stated on May 18 she distributed a letter from New Jersey Department of Transportation to the Manager, Assistant Manager and Public Works Director looking for ideas for the 2018 TA Set-Aside Program. At this point, Mayor and Council have not received any information on this as per the Mayor's request.

3. One Mile Road at NJ Route 133 Access Ramps Pedestrian Safety Improvements

Mayor Mironov had distributed to Council a draft letter prepared by Chief Geary regarding the difficulty for pedestrians to cross at the ramps to and from Route 133. At the Mayor's request, after receiving resident comments, Chief of Police James Geary drafted this letter to bring to the New Jersey Department of Transportation's attention that there are no crosswalks or advanced warnings and many residents have difficulty getting across Route 133 on One Mile Road. Council Member John Zoller and Perry Shapiro were both looking for the sidewalks to continue across the state owned property, in addition to the markings and would like to add that to the letter as well. Council Member Peter Yeager, Alan Rosenberg and Denise Daniels recommended some kind of indicators or flashing lights of a pedestrian crossing should be included. All of Council agreed with the need and sending a letter. Mayor Mironov stated the letter with some revisions will be submitted to NJDOT.

4. Police/Court Building Roof and Professional Report Updates and Status

Mayor Mironov stated the July 4 memo from DPW does not provide the information that was previously requested. Mayor Mironov stated she would like more details on where the \$850 is from and if that is the actual cost. She is also looking to know when the work will be completed. Mayor Mironov is also looking to know what the actual remaining balance is.

5. Municipal Building HVAC Status and Professional Report Updates and Status

Mayor Mironov stated according to the memos, the touchscreens were received and it seems as though only the grass areas remain outstanding. She is requesting an updated inspection and report of what is left to complete to close out the project.

The PD/Court roof and HVAC should both be listed on the next agenda.

MATTERS BY PUBLIC: None

ADJOURNMENT:

There being no further business Mayor Mironov declared the meeting adjourned at 8:33 p.m.

Next Meeting: Tuesday, July 24, 2018 @ 7:30 p.m.

Kelly Lettera
Municipal Clerk

Janice S. Mironov
Mayor

