

These minutes not yet approved
by Princeton Council.

PRINCETON COUNCIL MEETING
February 25, 2013

The regular meeting of the Mayor and Council was held on this date at 7:00 p.m. in the Main Meeting Room in the municipal complex.

PLEDGE OF ALLEGIANCE

The audience participated in the Pledge of Allegiance.

NOTICE OF MEETING

The Clerk read the following statement.

The following is an accurate statement concerning the providing of notice of this meeting and said statement shall be entered in the minutes of this meeting. Notice of this meeting as required by Sections 4a, 3d, 13 and 14 of the Open Public Meetings Act has been provided to the public in the form of the 2013 Schedule of Regular Meetings. On January 1, 2013 at 2:15 p.m., said schedule was posted on the official bulletin board in the Municipal Building, transmitted to the Princeton Packet, the Trenton Times, the Trentonian, the Town Topics, and filed with the Municipal Clerk

ROLL CALL

The Municipal Clerk then called the roll.

Present: Mesdames Butler, Crumiller Howard and Messers Liverman, and Simon and Mayor Lempert.

Absent: Mr. Miller.

Also Present: Mr. Bruschi, Ms. Monzo, Mr. Kiser, Mr. Schmierer and Chief Dudeck.

COMMENTS FROM THE PUBLIC

Kate Warren, Jefferson Road, read a statement regarding Avalon Bay and the law suit that they have filed. She urged Council not to negotiate with Avalon Bay saying that it was a dead end.

Alexi Assmus, 32 Maple Street, said that there are inaccuracies in the Avalon Bay lawsuit that deal with affordable housing and the actual numbers.

Sarah Hollister, Ridgeview Road also spoke against the Avalon Bay project. She asked that Council not allow corporate to tell us what to do as Princeton has all it needs right here and now. She said that she believes that Witherspoon Street is turning into a minor Nassau Street.

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Peter Marks, Moore Street thanked Ms. Assmus, Ms. Warren and Mr. Harris for their community service and for overseeing the Avalon Bay project. He asked that the town pay for the outstanding bills still owed to the consultants for the work performed that Avalon has not paid through escrow.

PRESENTATIONS:

Palmer Square Management, Announcement of 2013 Events

Anita Fresolone, Palmer Square Management presented Council with a list of events planned for 2013.

Spirit of Princeton, 2013 Events

Ray Wadsworth, Spirit of Princeton presented Council with their list of 2013 events. It was the consensus of Council to waive the appropriate fees for these events. Mr. Wadsworth thanked the Police Department, Public Works and the Recreation Department for their help and support.

2013 Tax Assessor Compliance Plan

Neal Snyder, Tax Assessor reviewed with Council a power point presentation. Mr. Snyder explained that this is the third year for the compliance plan process and he explained his review of sales, listings, tax appeals and settlements. Mr. Snyder said that once he is through with that process he then looks to see the impacts and makes adjustments accordingly. Mr. Snyder said that the State has finally adjusted and approved the new tax maps, noting that all boundaries have been removed and new neighborhoods have been created. He said that within the next five years all the block and lot numbers need to be melded together. Ms. Butler asked if Mr. Snyder was seeing any trends when making adjustments. He said that what he is seeing is downward adjustments in older housing stock and in houses on main corridors.

Update on Safe Neighborhoods Unit

Chief Dudeck reviewed with Council the support services division of the Police Department such as records, courts, social networking, Traffic Safety and Safe Neighborhoods as overseen by Lieutenants Morgan and Papp. In regards to Community Policing, he said they were performing a community survey in the neighborhoods to measure the needs and expectations of our service areas as they relate to the police department. The town is divided up into five sections with 50-60 people in each section surveyed. The Chief said that the survey can also be completed online on-www.surveymonkey.com

Ms. Howard said that we have a great Public Safety team who are fulfilling the promise of consolidation. The focus on community policing strengthens ties to the community. Mr. Liverman said that this is win/win for the

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police and our citizens. Ms. Butler said that she hoped that the news outlets would help the Police Department get the news out about their efforts.

Chief Dudeck said that police officers will be in uniform in the neighborhoods handing out pamphlets and there will be neighborhood meetings regarding the survey.

WORK SESSION

Continuation of freeB Service

Marvin Reed offered a power point presentation to the Council. The options included expanding freeB service to six days a week, adding noontime service, coordinating use of the 655,605, 606 and Tiger Transit and transfers better from one route to another. The recommendations also included potentially eliminating the commuter freeB.

Mr. Reed said that there is more education and marketing needed. He also asked for authorization to go out to bid for expanded services.

Ms. Butler said that she agreed in concept to move forward. Ms. Crumiller asked why we were looking for a two-year contract. Mr. Bruschi said that it was important to lock in a timeframe to identify costs, but we can always negotiate to get out of the contract early.

Mr. Simon encouraged continuation of the commuter freeB, and modification of the commuter route to have more stops farther out from the Dinky. He also noted that if the commuter freeB were discontinued, the commute from Harrison St. to the Dinky could go from 10 minutes to half an hour or 45 minutes. He also asked that the town add the commuter freeB schedule to the municipal web site, and asked that the transit study group consider the freeB service along with the rest of its study.

NJDOT Concept Plan, Route 1

Anton Lahnston presented a brief summary and review of a map for the NJDOT Concept Plan, Route 1. He said that there is a limit on the money available for the project that is approximately \$40 million. He said that this is an opportunity to help shape this project, noting that there was no dearth of ideas. Mr. Lahnston said that there were two different points of view between Princeton and West Windsor, but they need to come together for a plan.

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Ms. Crumiller said that she did not see what the effect could be and that she couldn't say whether to move ahead or not. Ms. Crumiller asked why NJDOT couldn't just widen Route 1 without the other changes. Mr. Bruschi suggested that a letter be drafted for Council requesting a seat at the table for further discussions.

Mr. Simon said that he had a definite opinion on the subject. He suggested just widening Route 1, eliminating lights and jug handles. Ms. Butler said that NJDOT's last plan appeared good on paper, but failed miserably and asked what assurances we would have that this plan would be an improvement. Mayor Lempert said that one of the design principles should be simplicity.

Ms. Howard asked what the process would be going forward. Mr. Lahnston said that Council needs to shape the concept and determine what the process will be.

Kip Cherry, 24 Dempsey Avenue, said that we need to look at cheaper and quicker solutions. She said that the lane that was put in at Harrison has helped.

Ms. Butler asked if there was a way to collect ideas from the public. Mayor Lempert asked if a form could be added to the website.

It was suggested that a letter be sent to the Department of Transportation asking for a seat at the table. It was noted that we want to meet with West Windsor and other municipalities to work toward a solution and that there needs to be discussion that is based on actual traffic data.

Nancy Schreiber, 165 Valley Road noted that West Windsor is looking at different things and that it is important for Princeton to preserve three entries into town.

Princeton Compost Marketing

Lee Solow, Planning Director discussed with Council a \$20,000 grant that was recently received by Sustainable Princeton and which will be reviewed by the Public Works Committee and used for a compost marketing campaign. Ms. Howard asked how many people are currently signed up the program. Mr. Solow said about 250-275 people are currently signed up and that further outreach about the program is being done.

Ms. Butler offered a motion authorizing a resolution to enter into an agreement with Sustainable Princeton in the amount of \$20,000 to implement the marketing plan as indicated in the Princeton Compost: Organic Food Waste Marketing Campaign as submitted by Sustainable Princeton. The motion was seconded by Ms. Crumiller and carried unanimously.

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(Resolution appended to this set of minutes)

ORDINANCE PUBLIC HEARING

Mayor Lempert read by title an ordinance entitled AN ORDINANCE BY PRINCETON ESTABLISHING FEES FOR DOG LICENSES.

Mayor Lempert opened the public hearing.

There being no public comment, the public hearing was closed.

Ms. Butler offered a motion to approve the proposed ordinance on second reading. The motion was seconded by Mr. Liverman and carried unanimously.

ORDINANCE INTRODUCTIONS

Green Development Checklist

Mayor Lempert read by title on first reading a proposed ordinance entitled AN ORDINANCE AMENDING "THE CODE OF THE TOWNSHIP OF PRINCETON, NEW JERSEY, 1968." AND AMENDING CHAPTER 17A OF THE CODE OF THE BOROUGH OF PRINCETON, NJ, 1974 CREATING A GREEN DEVELOPMENT INFORMATION STATEMENT/CHECKLIST .

Mr. Simon offered a motion to approve the proposed ordinance on first reading as amended. Ms. Crumiller seconded the motion, which was carried unanimously by those present. The public hearing was set for March 25, 2013.

Historic Preservation Plan Application Fee

Mayor Lempert read by title on first reading a proposed ordinance entitled AN ORDINANCE ESTABLISHING AN HISTORIC PRESERVATION PLAN APPLICATION FEE FOR PRINCETON AND AMENDING THE "CODE OF THE TOWNSHIP OF PRINCETON, NEW JERSEY, 1968".

Ms. Butler offered a motion to approve the proposed ordinance on first reading. Mr. Liverman seconded the motion, which was carried unanimously by those present. The public hearing was set for March 25, 2013.

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RESOLUTION

- Resolution and Shared Services Agreement, Ecological Solutions, Princeton Ridge Stewardship Plan, Not to Exceed \$13,844.

Ms. Butler offered a motion to approve the resolution as presented. Ms. Crumiller seconded the motion which was approved unanimously by those present.

- Resolution and Right of Entry Agreement, Route 206 Resurfacing, , between Nassau Street and Arretton Road

Ms. Crumiller offered a motion to approve the resolution as presented. Ms. Butler seconded the motion which was approved unanimously by those present.

- Resolution, Downtown Garbage and Recycling Task Force

Ms. Crumiller offered a motion to approve the resolution as presented. Ms. Butler seconded the motion which was approved unanimously by those present.

- Resolution, Participation in NJEIT Program

Ms. Butler offered a motion to approve the resolution as presented. Ms. Crumiller seconded the motion which was approved unanimously by those present.

- Resolution to Purchase Structural Firefighting Gear for the Princeton Volunteer Fire Department, Not to Exceed \$68,150.68

Ms. Butler offered a motion to approve the resolution as presented. Mr. Liverman seconded the motion which was approved unanimously by those present.

- Resolution and Agreement, Approval of Scanning Contract; SHI/Large Doc Solutions, Not To Exceed \$36,120.

Ms. Butler offered a motion to approve the resolution as presented. Mr. Simon seconded the motion which was approved unanimously by those present.

(Resolutions appended to this set of minutes)

MINUTES

Ms. Butler offered a motion to approve the minutes of January 1, 2013. The motion was seconded by Mr. Simon and carried unanimously.

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REPORTS

Ms. Howard reported that Bruce Topolosky has resigned from the Board of Health.

Mr. Simon said that the Emergency Preparedness Task Force has been meeting to discuss weather related emergencies.

Mayor Lempert said that the Personnel Committee has met to discuss the Policy Manual and Conflict of Interest Policy.

CONSENT AGENDA

Contains items of a routine nature, which are approved by a single vote.

- a. Bills and Claims
- b. Maintenance/Performance Guarantees:
 - Cedar Lane, Southern Way and Western Way, Mr. Walter R. Earle, II, President, Earle Asphalt Company, Release of Maintenance Guarantee
- c. Professional Services Agreements:
 - Greater Mercer TMA, freeB Service Administration Services, Not to Exceed \$900.00
 - City Connections, LLC, 2013 Web Page Maintenance, Not to Exceed \$9,199.00
- d. Resolution, Appointment of Fire Company Members
- e. Resolution, Appointments, Boards and Commissions
- f. Resolution: Banner Request, Bryn Mawr/Wellesley for the annual Bryn Mawr Book sale, to be hung over Washington Road, March 25 to April 1, 2013
- g. Resolution: Project No. 11-14: Alterations to Princeton Senior Resource Center, Removal & Replacement of Windows – Approval of Change Order No. 1 - \$5,404
- h. Music Amplification Requests:
 - Susan Stein, for a party at the Arts Council of Princeton, March 17, 2013, 12:00 noon to 3:00pm.
 - Molly Cohen for a wedding at Mountain Lakes, June 9, 2013, 3:00 p.m. to 11:00 p.m.
 - Manda Wargo for a wedding at Mountain Lakes, June 22, 2013, 4:00 p.m. to 11:00 p.m.
 - Wendi Walsh for a wedding at Mountain Lakes, August 10, 2013, 5:00 p.m. to 11:00 p.m.
 - Catherine Mann for a wedding at Mountain Lakes, August 17, 2013, 5:30 p.m. to 11:00 p.m.
 - Andrea Kane for a wedding at Mountain Lakes, October 6, 2013, 11:00 a.m. to 11:00 p.m.
- i. Resolution Appointing A Safety Delegate And An Alternate Safety Delegate To The Mid Jersey Municipal Joint Insurance Fund

Ms. Butler offered a motion to approve the items “b-i” on the consent agenda. The motion was seconded by Mr. Liverman and carried unanimously by those present.

After clarification, Mr. Simon offered a motion to approve item “a” . The motion was seconded by Ms. Butler which was carried unanimously by those present.

(Resolutions appended to this set of minutes.)

February 25, 2013

CLOSED SESSION

**RESOLUTION
TO GO INTO CLOSED SESSION
(Open Public Meetings Act Sec.3)**

BE IT RESOLVED by the Mayor and Council of Princeton:

1. This body will now convene into a closed session that will be limited only to consideration of an item or items with respect to which the public may be excluded pursuant to section 7B of the Open Public Meetings Act.
2. The general nature of the subject or subjects to be discussed in said session is as follows:

Litigation

3. Stated as precisely as presently possible, the following are the time when and the circumstances under which the discussion conducted at said session can be disclosed to the public:

Within 90 days or upon settlement of litigation, if applicable

- Avalon Bay

The above referenced issue was discussed by the Princeton Council.

There being no further business the meeting was adjourned at 11:40 p.m.

Linda S. McDermott
Municipal Clerk

April 1, 2013

These minutes not yet approved
by Princeton Council.

PRINCETON COUNCIL MEETING
April 1, 2013

A meeting of the Mayor and Council was held on this date at 7:00 p.m. in the Main Meeting Room in the municipal complex, 400 Witherspoon Street, Princeton, NJ 08540.

PLEDGE OF ALLEGIANCE

The audience participated in the Pledge of Allegiance.

NOTICE OF MEETING

The Clerk read the following statement.

The following is an accurate statement concerning the providing of notice of this meeting and said statement shall be entered in the minutes of this meeting. Notice of this meeting as required by Sections 4a, 3d, 13 and 14 of the Open Public Meetings Act has been provided to the public in the form of a written notice. On March 7, 2013 at 11:45 a.m., said schedule was posted on the official bulletin board in the Municipal Building, transmitted to the Princeton Packet, the Trenton Times, the Trentonian, the Town Topics, and filed with the Municipal Clerk

ROLL CALL

The Municipal Clerk then called the roll.

Present: Mesdames Butler, Crumiller Howard and Messers Liverman, Miller and Simon and Mayor Lempert.

Absent: None.

Also Present: Mr. Bruschi, Ms. Monzo, Mr. Kiser, and Mr. Schmierer.

COMMENTS FROM THE PUBLIC

Brian Cige, Esq., asked why the "Smoking Ordinance" was not on the agenda for this meeting. Mayor Lempert explained that this was a Department of Health ordinance and not a Princeton Council ordinance. Mr. Cige said that he knew about the ordinance through an article in the Princeton Packet and suggested that there was no allowing for public comment. Mr. Cige said that they needed to be careful about enforcement, and that he did not think that they had the authority to restrict smoking in parks. Mr. Cige discussed the "Smoke Free Air Act", and said that it was impossible to show that second hand smoke has an impact outdoors.

Ms. Howard said the Board of Health has independent authority and worked closely with the State Department of Health to establish the authority for the ordinance under the state's Smoke Free Air Act. She also said that the Board of Health solicited public comment and there was no opposition at the public hearing. Ms. Howard said she would be happy to work off line independently with Mr. Cige.

Ms. Butler asked if anyone had seen the ordinance. Ms. Howard said that it was on the website.

MINUTES

April 1, 2013

Mr. Liverman offered a motion to approve the minutes of January 3, 2013. The motion was seconded by Ms. Butler and carried unanimously.

Mr. Liverman offered a motion to approve the minutes of January 14, 2013 as amended. The motion was seconded by Ms. Butler and carried unanimously.

Mr. Liverman offered a motion to approve the minutes of January 28, 2013. The motion was seconded by Ms. Butler and carried unanimously.

Mr. Liverman offered a motion to approve the minutes of February 11, 2013. The motion was seconded by Ms. Butler and carried by five affirmative votes. Mr. Simon abstained as he had not had a chance to read the February and March minutes.

Mr. Liverman offered a motion to approve the minutes of March 11, 2013. The motion was seconded by Ms. Butler and carried by five affirmative votes. Mr. Simon abstained as he had not had a chance to read the February and March minutes.

Mr. Liverman offered a motion to approve the minutes of March 18, 2013. The motion was seconded by Ms. Butler and carried by five affirmative votes. Mr. Simon abstained as he had not had a chance to read the February and March minutes.

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PROCLAMATION: Mayor Lempert read a proclamation in regard to National Public Health Week.

PRESENTATION

Princeton University Arts and Transit Construction Report

Kristin Appleget and Robert Durkee, Princeton University, presented a power point presentation detailing the proposed construction schedule and initial impacts. It was noted that there was a website www.princeton.edu/artsandtransit for public information about the project.

There will be express bus service between Princeton and Princeton Junction (Tiger Transit) and a new multi-use parking lot. It was the consensus of Council that the bus service be advertised.

Ms. Butler asked if West Drive could be opened, even on a temporary basis during the construction. Mr. Bruschi said that the decision to open West Drive would come from the town.

Ms. Butler asked that since there were still lawsuits outstanding, would there be a problem in issuing the necessary permits without additional liability. Mr. Schmierer said that there would be no liability.

Mr. Miller asked that the University present periodic updates to the Council as the project moves forward.

(Presentation appended to this set of minutes)

WORK SESSION

2013 MUNICIPAL BUDGET INTRODUCTION

Mr. Bruschi and Ms. Monzo presented a power point presentation to the Council in regard to the 2013 Municipal Budget. Mr. Bruschi said that this was a team developed budget and is a consolidated budget of \$61million. He said that this was \$3 million less than both municipalities combined in 2012. He said that service levels have been maintained or increased and future reserves remain stable.

Mr. Miller asked if there was any conflict of interest in regard to the library budget. Mr. Schmierer said that he could recuse himself when it came time for discussion of the library budget and that two separate resolutions could be done. As for the Mayor and Ms. Howard, Mr. Schmierer said that the Mayor serves as a statutory member and since the library budget was formulated in 2012, the Mayor can vote on the budget. There is also no problem with Ms. Howard voting on the budget.

Ms. Butler said that she would like more information by department where staff has been eliminated.

Scott Sillars said that the CFAC has not looked at individual department budgets. Ms. Crumiller said that in other towns, department heads come before Council or a Finance Committee.

Henry Singer asked the council to consider a joint service of the municipality with the schools for shared information technology.

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Anton Lahnston asked how the billing for joint services between the old Borough and Township were being counted in the budget. Mr. Sillars and Ms. Monzo explained how joint services were accounted for in past budgets. Mr. Simon asked whether the \$2.3M in double-counting was included in the overall \$3M in budget reduction shown in the presentation. Ms. Monzo confirmed that it was.

Joe Small asked for a report to the public, accounting for the actual savings realized from consolidation. He also encouraged the council to have a session where the tax assessor Mr. Snyder and the tax attorney Mr. Haushalter could answer questions about taxes. He also asked the council to adopt a code of ethics.

John Clearwater warned that the municipal budget for capital maintenance is nowhere near the level necessary for adequate maintenance of existing capital assets. He also advised that the council should take a close look at the library's requested 4.5% increase in operating budget. He also asked whether the cost of the food waste program is being attributed appropriately to users, and how dependent the municipality is on outside grants for that program.

Following up on Mr. Clearwater's comments, Mayor Lempert indicated that the food waste program is structured to be self-funding. Mr. Simon asked about the budget level for the library this year vs. last year. Ms. Monzo indicated that the library had requested a 4.5% increase, but after review by the finance committee, the municipal budget for the library this year was set at the same level as last year.

a. Ordinance Introduction:

Mayor Lempert read by title on first reading a proposed ordinance entitled TOWNSHIP OF PRINCETON CALENDAR YEAR 2013 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A.40A: 4-45.14)

Ms. Crumiller offered a motion to approve the proposed ordinance on first reading. Mr. Liverman seconded the motion, which was carried unanimously. The public hearing was set for May 28, 2013.

b. Resolution to Introduce 2013 Municipal Budget

Mr. Liverman offered a motion to approve the resolution to introduce the 2013 Municipal Budget as presented minus the library appropriation. Ms. Butler seconded the motion which was approved unanimously. The public hearing for the 2013 municipal budget was set for May 28, 2013.

(Budget presentation appended to this set of minutes)

REPORTS

- Ms. Howard reported that the Administrator, Mayor and Councilmembers Howard and Crumiller had met with several members of the Human Services Commission to solicit input for the job description for Human Services Director.

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- Ms. Crumiller said that Shade Tree is planting 66 trees and that the Environmental Commission was looking at better recycling at Communiversy.
- Mr. Miller said that there is still a need for a Public Works Facility and a need to move to offseason storage.
- Ms. Butler said that the Conflict of Interest Policy will be available shortly.
- Mr. Simon said that the Emergency Preparedness Task Force has set a list of 10 goals.
- Mr. Kiser said that Quaker Road was due to open in two weeks. The Ewing Street had a setback with an equipment fire. Westerly Road curb work and road work should be done within 30 days.

RESOLUTIONS

- Miller, Porter & Muller, Avalon Bay Litigation, Not to Exceed \$ 50,000.

Ms. Butler asked that contracts be amended to stipulate that Council be notified when contracts have met the 80% mark

Ms. Butler offered a motion to approve the resolution as amended. Ms. Crumiller seconded the motion which was approved unanimously.

- Establishing the Parks Commission Task Force

Ms. Crumiller offered a motion to approve the resolution as presented. Mr. Liverman seconded the motion which was approved unanimously.

- Establishing the Advisory Planning District Task Force

Ms. Butler offered a motion to approve the resolution as amended. Mr. Miller seconded the motion which was approved unanimously

- Appointments to Task Forces

Ms. Butler offered a motion to approve the resolution as presented. Mr. Simon seconded the motion which was approved unanimously

- State Of New Jersey, Department Of Community Affairs, Division Of Local Government Services, Local Finance Board, Application Certification

Mr. Simon offered a motion to approve the resolution as amended to say reasonable and appropriate Mr. Liverman seconded the motion which was approved unanimously

ORDINANCE PUBLIC HEARINGS

Green Development Checklist

Mayor Lempert read by title an ordinance entitled AN ORDINANCE AMENDING "THE CODE OF THE TOWNSHIP OF PRINCETON, NEW JERSEY, 1968." AND AMENDING CHAPTER 17A OF THE CODE OF THE BOROUGH OF PRINCETON, NJ, 1974 CREATING A GREEN DEVELOPMENT INFORMATION STATEMENT/CHECKLIST.

Mayor Lempert opened the public hearing.

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Daniel Harris, commented regarding possible amendments to the proposed ordinance. (Written comments appended to this set of minutes).

Wendy Kazersky, recommended that the checklist be available to developers at every point. Mr. Solow said that the checklist will be available on the website.

Mr. Miller said that the intent of the Planning Board was to get the ordinance on the books as soon as possible and then to look at changes after review.

There being no further public comment, the public hearing was closed.

Ms. Crumiller offered a motion to approve the proposed ordinance on second reading. The motion was seconded by Mr. Miller and carried unanimously.

Historic Preservation Plan Application Fee

Mayor Lempert read by title an ordinance entitled AN ORDINANCE ESTABLISHING AN HISTORIC PRESERVATION PLAN APPLICATION FEE FOR PRINCETON AND AMENDING THE "CODE OF THE TOWNSHIP OF PRINCETON, NEW JERSEY, 1968".

Mayor Lempert opened the public hearing.

There being no public comment, the public hearing was closed.

Ms. Crumiller offered a motion to approve the proposed ordinance on second reading. The motion was seconded by Mr. Miller and carried unanimously.

ORDINANCE INTRODUCTIONS

Refunding Bond Ordinance

Mayor Lempert read by title on first reading a proposed ordinance entitled REFUNDING BOND ORDINANCE OF PRINCETON, IN THE COUNTY OF MERCER, NEW JERSEY PROVIDING FOR THE FUNDING OF AN EMERGENCY APPROPRIATION RELATED TO EXPENSES INCURRED FOR THE CONSOLIDATION OF THE TOWNSHIP OF PRINCETON AND THE BOROUGH OF PRINCETON APPROPRIATING \$2,292,580 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,292,580 REFUNDING BONDS OR NOTES FOR FINANCING THE COST THEREOF.

April 1, 2013

Ms. Crumiller offered a motion to approve the proposed ordinance on first reading. Mr. Liverman seconded the motion, which was carried unanimously. The public hearing was set for April 22, 2013.

Bond Ordinance, North Harrison Street Sidewalks

Mayor Lempert read by title on first reading a proposed ordinance entitled BOND ORDINANCE BY PRINCETON AUTHORIZING AS A LOCAL IMPROVEMENT THE CONSTRUCTION OF SIDEWALKS ALONG THE WESTERLY SIDE OF NORTH HARRISON STREET ADJACENT TO BLOCK 5410, LOTS 5, 6 AND 7, PRINCETON TAX MAP, APPROPRIATING THE SUM OF \$8,461.00 THEREFOR, PROVIDING FOR THE FINANCING OF SAID APPROPRIATION BY THE MAKING OF A DOWN PAYMENT AND THE ISSUANCE OF BONDS AND NOTES OF SAID PRINCETON AND FURTHER PROVIDING FOR THE SPECIAL ASSESSMENT OF FIFTY (50%) PERCENT OF THE COST THEREOF ON THE ABOVE-REFERENCED PROPERTY OWNERS.

Mr. Miller offered a motion to approve the proposed ordinance on first reading. Ms. Crumiller seconded the motion, which was carried unanimously. The public hearing was set for April 22, 2013.

CONSENT AGENDA

Contains items of a routine nature, which are approved by a single vote.

a. Bills and Claims

b. Maintenance/Performance Guarantees:

- Anthony Bordieri, Jr., Manager of Facilities, The Institute for Advanced Study, Einstein Drive Walkway – Administrative Waiver, Release of Performance Guarantee, no maintenance guarantee required.
- Mr. Alan Smith, Princeton Historical Society, Updike Farm, Release of Maintenance Guarantee.
- Project 12-01; Pedestrian Improvements, T. Fiotakis Construction LLC, Release of performance bond / acceptance of one year maintenance bond.

c. Music Amplification Requests:

- Julia Simon-Kerr, for a wedding at Mountain Lakes, June 15, 2013, 3:30 p.m. to 11:00 p.m.
- Wendy Rayner for a wedding at Mountain Lakes, June 7, 2013, 6:00 p.m. to 11:00 p.m.

d. Professional Services Agreement:

- Miller, Porter & Muller, Arts & Transit Litigation, Not to Exceed \$27,000.

e. Final Change Order, Project 12-01; Pedestrian Improvements, Contractor: T. Fiotakis Construction LLC

f. Resolutions:

- Fire Department Associate Memberships
- Fire Department Membership

g. Resolutions: Current Fund, Affordable Housing Utility Fund and Parking Utility Fund Emergency Temporary Budgets

h. Resolutions:

- Banner Request for Princeton HealthCare for the Princeton HealthCare 10K, to be hung over Washington Road, June 3-10, 2013

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- Banner Request for Corner House for their fundraiser "Won't You Come Out Tonight", to be hung over Washington Road, April 2-8, 2013
- Banner Request for the Waldorf School of Princeton for their 2013 May Fair, to be hung over Washington Road, May 6-13, 2013

Ms. Howard offered a motion to approve the items "b-h" on the consent agenda. The motion was seconded by Ms. Crumiller and carried unanimously.

After clarification of "a" Bill List items, Ms. Howard offered a motion to approve item "a". The motion was seconded by Mr. Simon which was carried unanimously.

(Resolutions appended to this set of minutes.)

CLOSED SESSION

RESOLUTION TO GO INTO CLOSED SESSION (Open Public Meetings Act Sec.3)

BE IT RESOLVED by the Mayor and Council of Princeton:

1. This body will now convene into a closed session that will be limited only to consideration of an item or items with respect to which the public may be excluded pursuant to section 7B of the Open Public Meetings Act.
2. The general nature of the subject or subjects to be discussed in said session is as follows:

Litigation/Personnel

3. Stated as precisely as presently possible, the following are the time when and the circumstances under which the discussion conducted at said session can be disclosed to the public:

Within 90 days or upon settlement of litigation, if applicable

Litigation: Avalon Bay
Personnel: Chief Dudeck

The above referenced issue was discussed by the Princeton Council.

There being no further business the meeting was adjourned at 12:25 a.m.

Linda S. McDermott
Municipal Clerk