



PRINCETON
MAYOR AND COUNCIL OF PRINCETON
MINUTES • MARCH 23, 2015

Regular Meeting

Main Council Room

7:00 PM

400 Witherspoon Street, Princeton, NJ 08540

I. STATEMENT CONCERNING NOTICE OF MEETING

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 January 5, 2015 at 6:30 p.m., said schedule was posted on the official bulletin board in the Municipal Building, transmitted to the Princeton Packet, the Trenton Times, the Town Topics and filed with the Municipal Clerk.

II. ROLL CALL

The Municipal Clerk then called the roll.

PRESENT: Howard, Crumiller, Miller, Liverman, Butler, Simon, Lempert

ABSENT: None.

Also Present: Mr. Dashield, Ms. Monzo, Mr. Kiser, Ms. Cecil and Chief Sutter.

III. PLEDGE OF ALLEGIANCE

The audience participated in the pledge of allegiance.

IV. PROCLAMATION

Mayor Lempert read proclamations for Princeton Youth Hockey, April Walk and Bike to School Month, Autism Awareness Month, and Congratulating Vikki Caines and Jack Roberts from the Recreation Department for the contributions to the residents of Princeton.

1. Honoring Princeton Tigers Youth Hockey Team Pee Wee A
2. Congratulating Vikki Caines for Being Honored as the New Jersey Recreation and Parks Association State Employee of the Year
3. Congratulating Jack Roberts on Being Honored with the Frederick C. Sutro Award for Lifetime Service to the New Jersey Recreation and Parks Association
4. April 2015 Walk and Bike to School Month in Princeton
5. Autism Awareness Month/World Autism Awareness Day

V. COMMENTS FROM THE PUBLIC

Martha McKinnon, 91 Edgerstoune Road spoke to Council protesting the treatment of Mark Johnson. She said that Mr. Johnson had helped her on many occasions, and was very compassionate.

Mr. Dashield said that this was a very sensitive personnel issue. He said that Mr. Johnson was not severed for the deer issue.

Catherine Iref, 221 Dodds Lane also spoke on behalf of Mr. Johnson and said that she was concerned about using Montgomery to meet Princeton's needs.

Barbara Grant, 105 Longview Drive said that Mr. Johnson was very helpful and she was sorry to see him treated the way he was. She said that she wished that there was more transparency in this issue.

Dawn Day, 99 Meadowbrook Drive said that she has had a long experience with Mr. Johnson and has appreciated his work. She questioned how the deer control program can continue.

Ms. Cecil said that she has worked with the deer program since its inception and she would make sure the duties were fulfilled. She said that we cannot discuss the issue out of privacy to Mr. Johnson.

Jim Floyd, Harris Road thanked Mr. Kiser for his oversight at the AvalonBay site.

Robert DeMartino, Princeton-Kingston Road, asked where sidewalks are placed in Princeton and how are they paid for (i.e. Poe Road). He asked how can Council force sidewalks on residents in the name of public good. Mr. DeMartino said that he believes that everyone on Council wants to do the right thing.

VI. REPORTS

Chief Sutter reviewed the January 2015 report with Council. He said that there is a dialogue between the Safe Neighborhoods Unit and the Princeton Merchants Association that has begun.

Mr. Miller reported that 250 deer were taken in this year's deer harvest. He said that there was interference by those trying to lure away deer from the sites set up by White Buffalo.

Mr. Simon discussed the work of the Environmental Committee, what happens next and how to follow up on that work. He also discussed the Emergency Management Committee who will be following up on mutual aid agreements.

Mayor Lempert thanked Princeton University for their generosity during the recent snow storm. Mayor Lempert also announced The Hackathon for June 6-7, 2015.

1. Authorization to Perform Night Time Work - NJDOT Route 27 Improvement Project (Snowden Lane to Millstone River)
2. Authorization to Perform Night Time Work - Witherspoon Street (Paul Robeson Place and Spring Street)
3. Authorization to Perform Night Time Work - Mount Lucas Road Improvement Project
4. January 2015 Police Report

VII. PRESENTATION

1. Council on Affordable Housing - Shirley Bishop

Shirley Bishop discussed with Council the COAH process for this year. She said that all towns will have to go through the superior court process. She said that Princeton will request temporary immunity and ask the court to review our program. Ms. Bishop said that Princeton is in very good shape to be granted temporary immunity because of your proactive and aggressive stance on affordable housing.

Ms. Crumiller asked if there were other ways to provide affordable housing before building new.

Ms. Bishop said that yes, AvalonBay, Merwick/Stanworth, Copperwood, would all be credited to affordable housing units.

VIII. WORK SESSION

1. 2015 Municipal Budget

Mr. Dashield reviewed with Council through a power point presentation, the 2015 Municipal Budget.

After discussion of the slide concerning Capital Budget Policy Decisions, Sidewalk Policy, it was the consensus of Council to approve the use of Alternative Two, allowing the municipality to pay for the cost of the installation of new sidewalks and the repair and replacement of existing sidewalks up to \$100,000 per year. Mr. Miller stated that he was opposed unless the new policy was phased in over five years.

2. Ordinance Introduction: Princeton Calendar Year 2015 Ordinance to Exceed the Municipal Budget Appropriation Limits and to Establish a Cap Bank (N.J.S.A. 40A: 4-45.14) (Public Hearing April 27, 2015)

RESULT:	INTRODUCED [UNANIMOUS]	Next: 4/27/2015 5:00 PM
MOVER:	Jo Butler, Councilwoman	
SECONDER:	Jenny Crumiller, Councilwoman	
AYES:	Howard, Crumiller, Miller, Liverman, Butler, Simon	

3. 15-94Resolution for Self Examination of Municipal Budget

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Lance Liverman, Councilman
SECONDER:	Patrick Simon, Councilman
AYES:	Howard, Crumiller, Miller, Liverman, Butler, Simon

4. 15-95Resolution to Introduce 2015 Municipal Budget

RESULT: ADOPTED [UNANIMOUS]
MOVER: Jo Butler, Councilwoman
SECONDER: Lance Liverman, Councilman
AYES: Howard, Crumiller, Miller, Liverman, Butler, Simon

IX. ORDINANCE PUBLIC HEARINGS

1. An Ordinance Establishing a Rate of Hourly Pay for Police Extra Duty and Amending the "Code of the Township of Princeton, New Jersey, 1968"

RESULT: ADOPTED [UNANIMOUS]
MOVER: Jenny Crumiller, Councilwoman
SECONDER: Heather Howard, Councilwoman
AYES: Howard, Crumiller, Miller, Liverman, Butler, Simon

2. An Ordinance by Princeton Appropriating the Sum of \$600,000.00 from the Princeton Open Space Trust Fund and Authorizing the Acquisition of Block 15.02, Lots 71 and 72, Princeton Township Tax Map Pursuant to the Provisions of the New Jersey Local Land and Buildings Law, N.J.S.A. 40A:12-1 Et Seq.

Mr. Dashield said that we are looking for a policy decision from Council and whether open space funds should be used for historic preservation or will it be setting a precedent. Could the property then be turned over to a third party. Ms. Cecil said yes, by adding a historic easement to the property. She said that if you use open space funds you can convey the property to a non-profit organization. The use of County open space funds are more restrictive. This ordinance is an initial step in funding.

Ms. Crumiller said that there was almost unanimous opposition to a park, however, if we can't do an affordable housing unit on the property, would you still be opposed to a park.

Mayor Lempert opened the public hearing.

Kip Cherry, 24 Dempsey Avenue said that she has an email from Habitat from Humanity asking that the municipality continue to work on the concept. Mr. Dashield said that he did speak with Habitat for Humanity and there are some concerns.

Daniel Harris, 28 Dodds Lane asked Mr. Dashield to share the Habitat for Humanity report so that we may move forward together. He urged Council to table to ordinance.

Wendy Mager, Cherry Hill Road said that she was not here to discourage people. She said that she believed that she heard that you could not use open space funds to buy the house. She thought that that was the wrong way to go about it. Ms. Butler asked how many often Ms. Mager has purchased a property with open space funds

that had a structure that needed preserving. Ms. Mager said Mountain Lakes was such as property.

Shirley Satterfield, Quarry Street, showed Council a picture of a house similar to the one we're discussing. The family was here for six generations and always fighting for our rights in a "Jim Crow" town.

Hendricks Davis, 232 John Street, asked what was the greatest public good. The expansion of Mary Moss Park was not. He encouraged Council to think carefully about how we use tax money and said that it should be used for housing.

Heidi Fichtenbaum, Carnahan Place said to take cultural resources and make them sustainable too by preserving them and rehabilitating them.

Stephanie Chorney said that she thinks that the parks is adequate as is and thinks we should maintain the current house.

Paul Driscoll, Harris Road said that he noticed that a window is missing on the house, and supports saving the house.

John Heilner, Library Place, said that he was in favor of housing that is affordable and suggested that Council table the ordinance until April 27, 2015.

Jim Floyd, Harris Road said that he was in favor of affordable housing.

Yina Moore, Green Street said that the priority was to preserve the neighborhood and to provide affordable housing.

Mayor Lempert closed the public hearing.

Ms. Crumiller said that she was surprised and thought everyone would like a park. In favor of tabling the ordinance.

Mr. Liverman said that he felt Ms. Satterfield's pain. He said he is the first to support affordable housing but as a tax payer it is not worth it.

Mr. Miller said that he didn't think that it was necessary to table the ordinance as it is just putting the funds in place.

Ms. Butler said that she agreed with a lot that has been said. Affordable housing is simply not an option if you are using open space money. If the house is torn down the preference is to have a park.

Mr. Simon said that the discussion saddens him because Council cannot deliver what they are being asked to deliver. He said that he agreed with Mr. Liverman, that the proposal to save the house for historical preservation, renovate it, and use it for

affordable housing is not cost effective. He added that Council is not responsible for the gentrification of this neighborhood, and has very limited tools to combat that gentrification. He said that the neighbors would have to negotiate with Mr. Barsky.

After the vote, Mr. Simon explained that he voted against the ordinance because he would have a hard time justifying to taxpayers throughout town a vote to spend \$600,000 to expand the park, when there was so much opposition to doing so coming from the neighborhood.

RESULT:	ADOPTED [4 TO 2]
MOVER:	Jo Butler, Councilwoman
SECONDER:	Bernard Miller, Council President
AYES:	Howard, Miller, Liverman, Butler
NAYS:	Crumiller, Simon

X. ORDINANCE INTRODUCTIONS

1. Bond Ordinance Authorizing as a Local Improvement the Repair or Replacement of Sidewalks Along a Portion of Prospect Avenue by the Municipality of Princeton, Appropriating the Sum of \$17,000.00 Therefor, Providing for the Financing of Said Appropriation by the Making of a Down Payment and Issuance of Bonds and Notes of Said Municipality (Public Hearing April 27, 2015)

RESULT:	INTRODUCED [5 TO 1]	Next: 4/27/2015 5:00 PM
MOVER:	Heather Howard, Councilwoman	
SECONDER:	Lance Liverman, Councilman	
AYES:	Howard, Crumiller, Liverman, Butler, Simon	
NAYS:	Miller	

2. Bond Ordinance Authorizing as a Local Improvement the Repair or Replacement of Sidewalks Along a Portion of Hamilton Avenue by the Municipality of Princeton, Appropriating the Sum of \$17,000.00 Therefor, Providing for the Financing of Said Appropriation by the Making of a Down Payment and Issuance of Bonds and Notes of Said Municipality (Public Hearing April 27, 2015)

RESULT:	INTRODUCED [UNANIMOUS]	Next: 4/27/2015 5:00 PM
MOVER:	Heather Howard, Councilwoman	
SECONDER:	Jenny Crumiller, Councilwoman	
AYES:	Howard, Crumiller, Miller, Liverman, Butler, Simon	

3. BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY PRINCETON, IN THE COUNTY OF MERCER, NEW JERSEY, APPROPRIATING \$9,175,865 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$8,472,007 BONDS OR NOTES OF PRINCETON TO FINANCE PART OF THE COST THEREOF (Public Hearing April 27, 2015)

RESULT: INTRODUCED [UNANIMOUS] **Next: 4/27/2015 5:00 PM**
MOVER: Bernard Miller, Council President
SECONDER: Jo Butler, Councilwoman
AYES: Howard, Crumiller, Miller, Liverman, Butler, Simon

4. Ordinance Appropriating \$488,000 from the Sewer Trust Fund for Various Sewer Improvements in and by Princeton, in the County of Mercer, New Jersey (Public Hearing April 27, 2015)

RESULT: INTRODUCED [UNANIMOUS] **Next: 4/27/2015 5:00 PM**
MOVER: Jenny Crumiller, Councilwoman
SECONDER: Jo Butler, Councilwoman
AYES: Howard, Crumiller, Miller, Liverman, Butler, Simon

5. Bond Ordinance Providing for Improvements to the Parking Utility in and by Princeton, in the County of Mercer, New Jersey, Appropriating \$495,000 Therefor and Authorizing the Issuance of \$495,000 Bonds or Notes of Princeton to Finance the Cost Thereof (Public Hearing April 27, 2015)

RESULT: INTRODUCED [UNANIMOUS] **Next: 4/27/2015 5:00 PM**
MOVER: Jo Butler, Councilwoman
SECONDER: Jenny Crumiller, Councilwoman
AYES: Howard, Crumiller, Miller, Liverman, Butler, Simon

XI. RESOLUTIONS

1. 15-96 Shared Service Agreement Between the Municipality of Princeton and Montgomery Township for Animal Control Services through June 30, 2015 for an Amount Not to Exceed \$15,000.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Jenny Crumiller, Councilwoman
SECONDER: Jo Butler, Councilwoman
AYES: Howard, Crumiller, Miller, Liverman, Butler, Simon

2. 15-97 Resolution in Support of Grant Application to NJDOT Office of Bicycle and Pedestrian Programs for Bicycle Master Plan Assistance

RESULT: APPROVED AS AMENDED [UNANIMOUS]
MOVER: Jo Butler, Councilwoman
SECONDER: Jenny Crumiller, Councilwoman
AYES: Howard, Crumiller, Miller, Liverman, Butler, Simon

3. 15-98 Resolution Authorizing Use of New Jersey State Contract # 87720 - Dyntek Services, Inc. for a Meraki Wi-Fi Solution in the Amount of \$43,820.04

RESULT: ADOPTED [UNANIMOUS]
MOVER: Jo Butler, Councilwoman
SECONDER: Jenny Crumiller, Councilwoman
AYES: Howard, Crumiller, Miller, Liverman, Butler, Simon

4. 15-99Bid Award 2015 Mowing Contract Pt. 1, Custom Care Services, \$38,394.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Jenny Crumiller, Councilwoman
SECONDER: Jo Butler, Councilwoman
AYES: Howard, Crumiller, Miller, Liverman, Butler, Simon

5. 15-100Bid Award 2015 Mowing Contract Pt. 2, US Athletic Fields, Inc., \$12,150.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Jenny Crumiller, Councilwoman
SECONDER: Jo Butler, Councilwoman
AYES: Howard, Crumiller, Miller, Liverman, Butler, Simon

6. 15-101Bid Award 2015 Turf Management Contract, US Athletic Fields Inc, \$8,385.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Jenny Crumiller, Councilwoman
SECONDER: Jo Butler, Councilwoman
AYES: Howard, Crumiller, Miller, Liverman, Butler, Simon

7. 15-102Public Hydrant Maintenance and Repair Agreement with Avalon Princeton, LLC

RESULT: ADOPTED [UNANIMOUS]
MOVER: Jenny Crumiller, Councilwoman
SECONDER: Jo Butler, Councilwoman
AYES: Howard, Crumiller, Miller, Liverman, Butler, Simon

XII. CONSENT AGENDA

RESULT: ADOPTED [UNANIMOUS]
MOVER: Jo Butler, Councilwoman
SECONDER: Jenny Crumiller, Councilwoman
AYES: Howard, Crumiller, Miller, Liverman, Butler, Simon

1. Bills & Claims
2. 15-103 Appointments: Boards, Commissions & Committees
3. 15-104 Resolution Authorizing Duplicate Tax Sale Certificate

4. 15-105 Request to NJDOT to Exclude Mercer Road / Mercer Street / Princeton Pike from the New Jersey Large Truck Access Network
5. 343 Snowden Lane Minor Subdivision - Extension of Time to August 1, 2015 Contingent Upon All Topsoiling and Seeding on the Property Being Completed by May 15, 2015
6. 15-106 Nassau Street Pole Banner Request by the Arts Council of Princeton, Announcing Communiversity, April 1 to April 27, 2015
7. 15-107 Washington Road Banner Request by Homefront, Announcing Run for Hope 5K Run/Walk, April 13-20, 2015
8. 15-108 Washington Road Banner Request by Voices, Announcing Mozart Requiem Performance, April 27 to May 4, 2015
9. 15-109 Washington Road Banner Request by Big Brothers Big Sisters, Announcing Run for One 5K Run, September 14-21, 2015
10. 15-110 Resolution to Support New Jersey Transit Bus Route 655
11. 15-111 Resolution Approving Firefighter Membership Application for Christian Krueger

XIII. CLOSED SESSION

The referenced issues were discussed by the Mayor and Council.

1. 15-112 Negotiations - Land Acquisitions

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Lance Liverman, Councilman
SECONDER:	Jo Butler, Councilwoman
AYES:	Howard, Crumiller, Miller, Liverman, Butler, Simon

XIV. ADJOURNMENT

There being no further business the meeting was adjourned at 11:50 p.m.

Linda S. McDermott
Municipal Clerk