



PRINCETON
MAYOR AND COUNCIL OF PRINCETON
MINUTES • JULY 27, 2015

Regular Meeting

Main Council Room

6:00 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 July 24, 2015 at 11:55 a.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: Mesdames Butler ,Howard, Crumiller, and Messers Miller, Liverman, Simon.

ABSENT: Mayor Lempert.

ALSO PRESENT: Mr. Dashield, Ms. Maddox, Mr. Kiser and Chief Sutter

III. PLEDGE OF ALLEGIANCE

The audience participated in the pledge of allegiance.

IV. 6:00 PM CLOSED SESSION

Motion - to approve resolution 15-213

The following issues were discussed by the Mayor and Council: property Acquisition, Litigation Affordable Housing, and the Griggs Corner Lot.

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

2. Negotiations/Litigation: Property Acquisition

3. Litigation Affordable Housing

4. Griggs Corner Lot

V. 7:00 PM OPEN SESSION

VI. APPROVAL OF MINUTES, JUNE 22 AND 29 2015

Mr. Miller suggested that the minutes be deferred until August 10, 2015.

RESULT:	TABLED [UNANIMOUS]
MOVER:	Patrick Simon, Councilman
SECONDER:	Jo Butler, Councilwoman
AYES:	Howard, Crumiller, Liverman, Butler, Simon
EXCUSED:	Miller

2.

RESULT:	TABLED [UNANIMOUS]
MOVER:	Patrick Simon, Councilman
SECONDER:	Jo Butler, Councilwoman
AYES:	Howard, Crumiller, Liverman, Butler, Simon
EXCUSED:	Miller

VII. COMMENTS FROM THE PUBLIC

John Marshall, President, Princeton Merchants Association and Diane Landis, Sustainable Princeton discussed the "ABC's" of plastic bag recycling, a new program they are bringing to Princeton. The program will encourage people to recycle, reduce and reuse plastic bags. The program will create drop off points at McCaffrey's and the Princeton Municipal Building to recycle plastic bags.

Kate Warren, Jefferson Road, discussed brush pick up and composting. She indicated that she believed the program was a failed experiment that diminished services in the Borough. She asked that the compost program be expanded to all taxpayers for free.

Hendricks Davis, asked that the Township conduct a study and review of an office of economic development, suggesting that the municipality hire an officer and staff. He suggested that we take this as an opportunity to expand and increase retail in Princeton.

Steve Marriotti, said that he moved to Princeton sixteen months ago and asked that the municipality look at the following items; enforcement of helmet laws, police enforcement of safety laws, more sports programs at Princeton University, and the need for a welcoming committee for Princeton.

Mary Clurman, Harris Road, spoke about the loss of middle class housing in Princeton. She pointed out that there are more and more million dollar homes being built. She used as an example the demolition of a home on Valley Road and the construction of two larger buildings in its place.

VIII. REPORTS

Jeff Grosser, Health Officer reported to Council about the opening of cooling centers at Monument Hall and Witherspoon Hall due to the extreme heat.

Ms. Butler reported that there will be a meeting Thursday regarding the Butler Tract. She said that there was a Travel Camp trip to Baltimore Harbor coming up soon and congratulated everyone involved in Community Night Out

1. Revenue & Expenditure Report

Ms. Webb reviewed with Council the Revenue and Expenditure Report.

2. Affordable Housing Update - Affordable Housing Consultant

Mr. Simon recused himself from this discussion.

The following members of the public made the following comments:

Alice Small said that she was against the proposed resolution and asked how the municipality could pay \$231 per hour and not know what his services would be.

Valerie Haynes, Mt. Lucas Road said that this all came to the forefront because of litigation and that this is about real people not an abstract problem.

Kate Warren said that the process needs to be more transparent.

Carol Golden asked why there needs to be a third consultant. Ms. Golden said that this seems redundant and that it would seem more appropriate to have the affordable housing board involved.

Mr. Dashield responded to public comment by indicating that the municipality was taking a three prong approach to determine the municipality's affordable housing obligation. First, the municipality would have a consultant to review the fair share housing number. Second, a consultant will do an independent review of our housing obligation number. Finally, the municipality will hire a consultant to conduct a vacant land adjustment.

4. Personnel Update

Mr. Dashield reviewed with Council the Personnel update. He introduced to Council, the new Animal Control Officer, Nate Barson. In Parks and Recreations, Mr. Dashield recommended three new positions - two maintenance workers and one foreman.

Ms. Howard asked how we consider and prioritize requests for new staff. Mr. Dashield said that requests from department heads begin at the budget hearings. Ms. Butler said that if we go back to consolidation, both municipalities were not hiring "boots on the ground" positions.

Mr. Dashield said that the Department of Public Works would like to hire one additional maintenance worker at the entry level position.

Mr. Liverman said that it was worthwhile to go in this direction for staff hirings.
Staff Reports:

Mr. Hough said that brush pick up notices were sent out three weeks ago and last week the final notice was sent out. He said that they are now in the enforcement phase. To date, 17 people have cleaned up their property. Mr. Miller said that they should be ready to proceed and issue summonses.

Council Reports:

Ms. Butler asked that public announcements please be made earlier in the agenda.

5. Spring Street Parking Garage Fee Structure Update

Mr. Hough and Ms. Stockton discussed with the Mayor and Council the new proposed Spring Street Parking Garage fee structure. They said that the following changes to the existing ordinance were recommended due to operational efficiencies and feedback from the Library:

- Replace the existing 1/2 hour free parking with one hour free parking for all parking garage customers. The implementation of this extended free parking time will replace the existing practice of manual processing of validations by Library staff and Parking operations staff for visitors to the library.
- Provide for the establishment of special event and holiday rates by resolution of the Mayor and Council.
- Update the lost parking ticket payment process to reflect the current technological advances

It was noted that parking operations staff report that 85,526 validation transactions occurred in 2014.

The proposed ordinance for the fee structure will be addressed on August 10, 2015.

IX. WORK SESSION

Robert Morrison, Hodulik and Morrison, P.A., municipal auditors, briefly explained the 2014 audit process to the Mayor and Council.

Mr. Liverman asked for confirmation that the way we structure our debt is the correct way in which to do it. Mr. Morrison said that it was. Ms. Butler thanked Ms. Monzo and Ms. Webb.

1. 15-214 Accepting the 2014 Audit & Group Affidavit

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

2. 15-215 Corrective Action Plan

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

X. PRESENTATION

1. River Road Solar Energy Project

Ryan Scerbo and Isaac Gabel-Frank discussed with the Mayor and Council the RFP process for the River Road Solar Energy Project.

The following members of the public made the following comments:

Kip Cherry, Dempsey Avenue asked about maintenance and replacement costs. Mr. Frank said that those costs were being developed by a private developer.

XI. ORDINANCE PUBLIC HEARING

1. Bond Ordinance by Princeton Authorizing as a General Improvement the Acquisition of Real Property Commonly Known as 31-33 Lytle Street and Designated on the Princeton Tax Map as Block 15.02, Lots 71 & 72 in the Amount of \$525,000.00; the Demolition of the Existing Structure on Said Property for a Cost of \$30,000.00 and Therefore Providing for a Total Appropriation of the Sum of \$555,000.00 Pursuant to the Provisions of the New Jersey Local Land and Buildings Law, N.J.S.A. 40A:12-1 Et Seq. and Rescinding Princeton Ordinance 2015-4.

Motion - to adopt

Ms. Crumiller wanted confirmation that we were not taking on any long term debt.

Mr. Dashield said that this was being paid through open space funds, municipal funds and affordable housing funds.

Mr. Miller opened the public hearing.

The following members of the public made the following comments:

Kip Cherry, Dempsey Avenue said that she was in support of the proposed ordinance and looked forward to working with Habitat for Humanity.

Hendricks Davis said that he questioned Councils rational for using open space money for the purchase of the property. He said that he felt that it was putting the "cart before the horse" and asked why there was not request for proposals (RFP) for the project. Ms. Crumiller said that there has been significant public discussion on this project and Council is ready to vote. Ms. Howard said that they have heard from the people in the community and that there has been tremendous engagement and a park is what people want.

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

XII. ORDINANCE INTRODUCTIONS

1. An Ordinance Pursuant to N.J.S.A. 40A:12-3 Et Seq. Authorizing Princeton to Accept the Donation of Block 15.02, Lot 37, Princeton Tax Map from the Princeton Housing Authority

Motion – to introduce

RESULT:	INTRODUCED [UNANIMOUS]	Next: 8/10/2015 6:00 PM
MOVER:	Lance Liverman, Councilman	
SECONDER:	Jenny Crumiller, Councilwoman	
AYES:	Howard, Crumiller, Liverman, Butler, Simon	
EXCUSED:	Miller	

2. An Ordinance by Princeton Increasing the Number of Alternate Members on the Zoning Board of Adjustment and Amending Section 10B-11 of the "Code of the Township of Princeton, New Jersey, 1968" (Public Hearing September 28, 2015)

Motion – to introduce

RESULT:	INTRODUCED [UNANIMOUS]	Next: 9/28/2015 7:00 PM
MOVER:	Jenny Crumiller, Councilwoman	
SECONDER:	Lance Liverman, Councilman	
AYES:	Howard, Crumiller, Liverman, Butler, Simon	
EXCUSED:	Miller	

XIII. RESOLUTIONS

1. 15-216 Resolution Awarding a Contract to the Successful Respondent in Connection with the Princeton-Stony Brook Regional Sewerage Authority Solar Initiative

Motion – to approve resolution 15-216

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

2. 15-217 Resolution of the Mayor and Council of Princeton Authorizing the Purchase of a 4-Ton Falcon RME Asphalt Hot Patcher Trailer from McGrath Municipal Equipment, LLC through the National Joint Purchasing Alliance (NJPA) in the Amount of \$29,941.00

Motion – to approve resolution 15-217

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

3. 15-218 Resolution of the Mayor and Council of Princeton Authorizing the Award of a Contract for Professional Services to T & M Associates for Princeton Landfill Inspection and Compliance Services for 2015, Not to Exceed \$9,579.

Motion – to approve resolution 15-218

RESULT: APPROVED [UNANIMOUS]
MOVER: Patrick Simon, Councilman
SECONDER: Heather Howard, Councilwoman
AYES: Howard, Crumiller, Liverman, Butler, Simon
EXCUSED: Miller

4. 15-219 Resolution, Princeton Affordable Housing Program: Purchase of 417 Brickhouse Road, \$33,527.

Motion – to approve resolution 15-219

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

5. 15-220 Resolution to Cancel Taxes for Block-10501 Lot-1.01, Olden Lane, Institute for Advanced Study, \$20,792.80

Motion – to approve resolution 15-220

RESULT: APPROVED [UNANIMOUS]
MOVER: Jo Butler, Councilwoman
SECONDER: Patrick Simon, Councilman
AYES: Howard, Crumiller, Liverman, Butler, Simon
EXCUSED: Miller

XIV. CONSENT AGENDA

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

1. Bills & Claims
2. 15-221 Appointments to Boards and Commissions

Motion – to approve resolution 15-221

3. 15-222 Information Technology Steering Committee Appointment

Motion – to approve resolution 15-222

4. All Saints' Church, Completion Time Extension to October 31, 2015
5. Rider University, Westminster Choir College, 6 Month Extension of Time to October 31, 2015
6. 15-223 Resolution to Reduce Taxes Block 7501 Lot 3, 182 Snowden Lane, \$5,461.43

Motion – to approve resolution 15-223

7. Tenacre Foundation- Gate House Release of Maintenance Guarantee
8. 15-224 Banner Over Washington Road, the Princeton University Art Museum, August 31 through September 8, 2015

Motion – to approve resolution 15-224

9. 15-225 Banner Over Washington Road, St Paul School, October 19 through October 26, 2015

Motion – to approve resolution 15-225

10. 15-226 New Club Liquor License, the Present Day Club

Motion – to approve resolution 15-226

11. 15-227 Settlement Agreement Final Judgement in the Matter of the Cornelia Jaynes 1967 Trust

Motion – to approve resolution 15-227

12. 15-228 Professional Services Agreement, Joseph M. Wenzel, Neutral Third Party Personnel Investigations, Not to Exceed \$7,500.

Motion – to approve resolution 15-228

3. ADDED RESOLUTIONS

Maser Consulting, PA, Professional Planning Services in Connection with the Preparation of Its Third Round Affordable Housing Plan and with Its Pending Affordable Housing Declaratory Judgment Action, Not to Exceed \$12,000.

Motion – to approve resolution 15-213 A

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

2. Princeton Affordable Housing Declaratory Judgement Action: Expert Witness, Dr. Robert W. Burchell, Not to Exceed \$2,000.

Motion - to approve resolution 15-213 B

RESULT:	APPROVED [5 TO 0]
MOVER:	Jenny Crumiller, Councilwoman
SECONDER:	Lance Liverman, Councilman
AYES:	Howard, Crumiller, Miller, Liverman, Butler
RECUSED:	Simon

XV. CLOSED SESSION (CONTINUATION OF ABOVE IF NECESSARY)

XVI. ADJOURNMENT

There being no further business the meeting was adjourned at 10:40 p.m.

Linda S. McDermott

Municipal Clerk