

**Approved Open Session
Of the Mayor and Council of the Borough of Princeton
March 3, 2009
Regular Meeting
Closed Session 6:30 P.M.
Open Session 7:30 P.M.**

Present: Council President Andrew Koontz, Councilman David Goldfarb, Councilman Roger Martindell, Councilwoman Barbara Trelstad (*arrived 6:47 P.M.*), Councilman Kevin Wilkes, and Mayor Mildred Trotman

Absent: Councilwoman Margaret Karcher

Staff Present: Borough Administrator Robert W. Bruschi, Borough Attorney Karen L. Cayci, Borough Engineer Christopher M. Budzinski, Borough Clerk Andrea Lea Quinty

Mayor Trotman called the meeting to order at 6:30 P.M. and read the open public meetings statement as follows:

“This meeting is called to order pursuant to the provisions of the Open Public Meetings Law. This meeting of March 3, 2009, was included in a list of meetings sent to and advertised in the Princeton Packet and Trenton Times, posted on the bulletin board in the Borough of Princeton municipal building and has remained continuously posted as the required notices under the statute. In addition a copy of this notice is and has been available to the public and is on file in the Office of the Borough Clerk. Proper notice having been given, the Borough Clerk is directed to include this statement in the minutes of this meeting.”

Mayor Trotman read **Agenda Item C, Resolution 2009-R95**, as follows:

**RESOLUTION 2009-R95
OF THE MAYOR AND COUNCIL OF THE BOROUGH OF PRINCETON
INTO CLOSED SESSION ON MARCH 3, 2009**

WHEREAS, the Open Public Meetings Act, P.L. 1975, Chapter 231 permits the exclusion of the public forum from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances may presently exist; and

WHEREAS, the Governing Body wishes to discuss the following issues:

1. Personnel — Police
2. North Ridge
3. NHKT

WHEREAS, minutes will be kept and once the matter involving confidentiality of the above no longer requires that confidentiality, then minutes can be made public; and

NOW THEREFORE BE IT RESOLVED that the public be excluded from this meeting.

Councilman Wilkes moved to approve; Councilman Goldfarb seconded. Council members Koontz, Goldfarb, Martindell, and Wilkes voted in the affirmative. Hearing no nay votes, Mayor Trotman proclaimed the resolution approved.

March 3, 2009

Borough Council recessed into closed session.

At 7:30 P.M. Council reconvened into open session.

Mayor Trotman asked all present to rise for **Agenda Item D, Salute to the Flag.**

Mayor Trotman read **Agenda Item E, Approval of Minutes.**

Presented for approval were the minutes of the open session of February 10, 2009.

Councilman Goldfarb moved to approve the minutes of the open session of February 10, 2009, Council President Koontz seconded, and Council approved unanimously.

Mayor Trotman read **Agenda Item F, Summary — Closed Session Discussion — Robert W. Bruschi, Borough Administrator**

Mr. Bruschi reported that Council discussed a variety of police matters including promotional process, current staffing, and status of bargaining contract with sergeants' union. Staff informed Council of status of NHKT mediation and selection of a mediator for North Ridge.

Mayor Trotman announced an addition to the agenda: **Resolution 2009-R104.**

Mayor Trotman read **Agenda Item G, Public Presentation**, and asked if anyone present wished to address the Council with an issue not on the agenda.

Victor Federov, 68 Laurel Road, announced that he is hosting a local free assembly at Princeton Library Community Room from 6:30 to 8:30 P.M. on March 4, 2009. He raised some concerns about Borough's handling of the Open Public Meetings Law directives and timely revelation of closed minutes. Mr. Federov asked if Council had followed up on his comments at the February 10, 2009, Council meeting regarding the Tenth Amendment. Mayor Trotman replied that she had shared Mr. Federov's petition with Council; it was decided not to put it on the agenda at that time. Mr. Federov explained that he was seeking Council comment from the time of his suit in Federal court (2004). Councilman Martindell supported Mr. Federov's request to publish closed minutes more promptly. He stated that Borough Clerk is moving toward publication.

Mayor Trotman announced that Sustainable Princeton will hold an event on March 11, 2009, at 7:00 P.M. at Suzanne Patterson. She encouraged everyone to attend.

Councilman Martindell asked the status of negotiations with Township. Mr. Bruschi responded that an outcome is pending a sewer audit in progress.

Councilman Martindell asked about the separation agreement with Sgt. Creegan that waived all charges and repayment of salary. Councilman Martindell felt Council will be at a disadvantage, if a similar situation occurs, since they never heard the charges or reply. He objected that the governing body has no decision-making power regarding termination of police officers. He recommended revisiting Borough's administrative code.

Seeing no one further from the public, Mayor Trotman closed the public portion.

Mayor Trotman read **Agenda Item H, Discussion (1) — Elm Court Senior Housing – Request for Waiver of Fire Inspection Fees**

Councilman Goldfarb stated preference for Elm Court to pay the inspection fees with offsetting contribution from Borough to Elm Court. He differentiated between affordable housing funds (for Borough's contribution) and general funds (Elm Court's fees to Borough). Councilman Goldfarb moved to make it so and Councilwoman Trelstad seconded. Council agreed unanimously.

Mayor Trotman read **Agenda Item H, Discussion (2) — Leashed Dogs in Borough Parks – Amendment to Ordinance**

Council President Koontz had spoken to Recreation and Health regarding leashed dogs. Recreation permits leashed dogs in Township parks. Bruce Topolosky, Health Commission Chair, suggested a leash trial for Marquand, Quarry, and Harrison Street parks to expire with a sunset clause. Council President Koontz asked staff to prepare an ordinance that reflects the Health Commission request.

Councilman Goldfarb thought a *scheduled review* by Council was a better approach than a sunset clause and Council members agreed. Councilwoman Trelstad stressed enforcement. Council President Koontz noted that other parks—primarily playgrounds for children—must remain dog-free. Council voted to change the dog policy through 2009 by ordinance for Marquand, Quarry, and Harrison Street parks only. New signs regarding leases and pickup will be installed.

Mayor Trotman read **Agenda Item H, Discussion (3) — Hinds Plaza Art – Hinds Plaza Committee**

Wendy Benchley, former councilwoman and chair of the Hinds Plaza Committee (HPC) introduced members and reviewed their activities. She reported they reduced the field of applicant artists to four finalists who submitted proposals. HPC ultimately picked Tom Nussbaum from Montclair, New Jersey. Mrs. Benchley said the projected budget for the artwork is \$70–80,000 to be obtained through fundraising.

Mr. Nussbaum described his 25-year career designing public art projects. He showed Council some examples of his work and promised to return in approximately eight weeks with a complete proposal for Hinds Plaza. He plans to use brushed stainless steel, a maintenance-free material.

Mr. Nussbaum stated his intention to create site-specific artwork that represents and honors Mr. Hinds' contribution to the Princeton community. Starting with a gateway welcoming visitors, symbolic images from Mr. Hinds' long life—plus text—will acknowledge his interest in preserving the history of Princeton. Mr. Nussbaum plans to create a work of art that has an immediate impact on the casual observer but also contains layers of meaning for sustained viewing.

March 3, 2009

Mayor and Council sought from Mr. Nussbaum some details as to scope, materials, location, maintenance, and so forth.

James Floyd, HPC member, pointed out the symbolism of the gate as open to *all* of Princeton and that the gate will remain open forever.

Shirley Satterfield, HPC member, was thrilled that Princeton finally has a tribute to Mr. Hinds.

Linda Sipprelle, Nassau Street, noted the two-year struggle to create this homage to Mr. Hinds.

Mrs. Benchley sought Council's "blessing" to proceed with plaza artwork. She said Council could expect a final concept from Mr. Nussbaum—from ongoing exchanges with HPC members—in six to eight weeks.

Mayor Trotman read by title **Agenda Item I, Old Business (1–3) — Resolutions 2009-R90, 2009-R91, and 2009-R92** as follows:

**RESOLUTION 2009-R90
OF THE MAYOR AND COUNCIL OF THE BOROUGH OF PRINCETON
APPROVING THE PURCHASE OF
ONE (1) 2009 DODGE DURANGO POLICE VEHICLE
STATE CONTRACT #A70852**

WHEREAS, the Borough of Princeton wishes to purchase one (1) police vehicle; a 2009 Dodge Durango, through the State of New Jersey's cooperative purchasing program (N.J.S.A. 40A:11-12); and

WHEREAS, Warnock Fleet and Leasing, 175 Route 10, East Hanover, New Jersey 07936 was awarded State Contract #A70852 for police vehicles; and

WHEREAS, one (1) 2009 Dodge Durango police vehicle shall be a Sport Utility Vehicle, four door, at a total cost of \$20,695; and

WHEREAS, the appropriate monies totaling \$20,695 are provided for by funding in the 2009 Current Fund Temporary Budget;

NOW THEREFORE BE IT RESOLVED that the Mayor and Council authorize the Borough Administrator to purchase the above listed Dodge Charger police vehicle from Warnock Fleet and Leasing, 175 Route 10, East Hanover, New Jersey 07936 under state contract #A70852

**RESOLUTION 2009-R91
OF THE MAYOR AND COUNCIL OF THE BOROUGH OF PRINCETON
APPROVING THE PURCHASE OF
TWO (2) FORD CROWN VICTORIAS
STATE CONTRACT #A72467**

WHEREAS, the Borough of Princeton wishes to purchase two (2) police vehicles; 2009 Ford Crown Victoria's, through the State of New Jersey's cooperative purchasing program (N.J.S.A. 40A:11-12); and

WHEREAS, Winner Ford, 250 Haddonfield-Berlin Road, New Jersey 08034, was awarded State Contract #A72467 for police vehicles; and

WHEREAS, two (2) Ford Crown Victoria police vehicles shall be full sized, four (4) door vehicles, at a total cost of \$43,476 (\$21,738 each); and

WHEREAS, the appropriate monies totaling \$43,476 are provided for by funding in the 2009 Current Fund Temporary Budget;

***NOW THEREFORE BE IT RESOLVED** that the Mayor and Council authorize the Borough Administrator to purchase the above listed Crown Victoria police vehicles from Winner Ford, 250 Haddonfield-Berlin Road, New Jersey 08034, awarded State Contract #A724687 for police vehicles*

**RESOLUTION 2009-R92
OF THE MAYOR AND COUNCIL OF THE BOROUGH OF PRINCETON
APPROVING THE PURCHASE OF
ONE (1) 2009 MERCEDES-BENZ SMART CAR**

***WHEREAS**, the Borough of Princeton wishes to purchase one (1) parking enforcement vehicle; a 2009 Mercedes-Benz Smart Car, and*

***WHEREAS**, Mercedes-Benz (2151 Route 70 Cherry Hill, NJ 088002) is the sole producer of the Smart Car,*

***WHEREAS**, one (1) 2009 Smart Car parking enforcement vehicle shall be a sedan, two door, at a total cost of \$15,056; and*

***WHEREAS**, the appropriate monies totaling \$15,056 are provided for by funding in the 2009 Current Fund Temporary Budget;*

***NOW THEREFORE BE IT RESOLVED** that the Mayor and Council authorize the Borough Administrator to purchase the above listed Mercedes-Benz parking enforcement vehicle from Mercedes-Benz of Cherry Hill, 2151 Route 70 Cherry Hill, NJ 088002.*

Councilwoman Trelstad moved to table Resolution 2009-R90, Resolution 2009-R91, and Resolution 2009-R92. She wanted more time to consider the vehicle replacement schedule provided by Mr. Bruschi. Councilman Wilkes seconded to table. Council President Koontz stated that Council had already resolved questions regarding 2009-R92. Councilwoman Trelstad insisted the entire fleet must be assessed prior to action. Mayor Trotman called the question and proclaimed the resolutions tabled by a vote of four to one (Council President Koontz).

Councilman Martindell asked if the Smart Car had been tested for practicality by its users. Can it be used elsewhere in the Borough? He also wondered about engine hours on police cars, exactly how cars are used, and possibilities of refurbishing. He suggested that the current vehicle plan Borough is following may be inappropriate for today's economy.

Mayor Trotman asked Council members to funnel their questions to Councilwoman Trelstad and asked Councilwoman Trelstad to work with Public Works to analyze, initially, Borough police cars and return to council in a couple of weeks.

Mayor Trotman read by title **Agenda Item J, New Business (1) — Introduction and Order to Publish: Ordinance 2009-07 AN ORDINANCE AMENDING CHAPTER 28, STREETS AND SIDEWALKS, OF THE CODE OF THE BOROUGH OF PRINCETON, NEW JERSEY 1974.**

Councilman Goldfarb moved to introduce Ordinance 2009-07; Council President Koontz seconded.

Christopher Budzinski, Borough Engineer, explained that the ordinance amendment allows a contractor the option to employ infrared technology to create a small seamless patch.

Mayor Trotman opened the public discussion and asked if anyone wished to address Council on this issue. Seeing no one, she closed the public discussion and returned to Council. Hearing no comment, Mayor Trotman called for a roll call vote. Borough Clerk called the roll. Council

March 3, 2009

members Koontz, Goldfarb, Martindell, Trelstad, and Wilkes voted in the affirmative. Mayor Trotman proclaimed the ordinance introduced with a public hearing to be held April 7, 2009.

Mayor Trotman read by title **Agenda Item J, New Business (2) — Introduction and Authorization To Publish: Ordinance 2009-08** AN ORDINANCE AMENDING CHAPTER 19 OF THE CODE OF THE BOROUGH OF PRINCETON OF THE “CODE OF THE BOROUGH OF PRINCETON, NEW JERSEY 1974” REGARDING MOTOR VEHICLES AND TRAFFIC (Garage/Permits).

Council President Koontz moved to introduce Ordinance 2009-08; Councilman Martindell seconded.

Mr. Bruschi detailed that the amendment provides 50 garage permits at \$180 per month and establishes Sunday garage rates on the same schedule as Monday through Saturday.

Council President Koontz opposed extending Monday through Saturday rates to Sunday (garage *and* streets) as a tax on visitors.

Councilman Goldfarb opposed the permit provision; it is contrary to the initial vision for the garage. He proposed the ordinance specify the number of permits to be issued.

Mr. Bruschi predicted the two new revenue sources would yield more than \$200,000 annually.

Councilman Martindell countered Council President Koontz that parking payment is a “use fee” and offers tax relief to property owners. Councilman Martindell resisted limiting the number of permits—as needs change, Borough can change the quantity.

Councilman Wilkes supported 2009-08 as written. He did not see a need to restrict permit parkers to one section of the garage.

Council President Koontz stated that downtown business owners are taxpayers, too. He said it is harmful to retailers to extend parking fees to Sunday. Council must look today at the long-term impact on the community.

Councilman Goldfarb addressed the strategy for short-term parking in the center of town and long-term parking on the outskirts where space is cheap and available. Borough’s goal is a viable downtown: Access to the public library, convenience to residents and visitors.

Councilman Martindell observed that the permit policy is a short-term solution that can be lifted at any time Council chooses.

Mr. Bruschi said the garage must be viewed as a business whose original plan should be modified, supplemented with new product.

Mayor Trotman urged Council to approve Sunday parking charges.

March 3, 2009

Mayor Trotman opened the public discussion and asked if anyone wished to address Council on this issue.

David Newton, Palmer Square Management, stated that raising street charges presents a hardship for retailers.

Barry Weisfeld, resident and Princeton Record Exchange owner, asked for statistics on garage usage. Mr. Bruschi replied that the proposed level of permit parking can be sustained during peak periods (Thursday evening/Friday evening/Saturday) with almost zero shortfalls. Staff does not anticipate that permit parkers will be downtown residents using spaces during peak periods. Mr. Weisfeld expressed concern about demand for garage spaces into the future.

Councilman Goldfarb asked about criteria—who decides?—for purchasers of permits (daytime only versus 24 hours [unlimited]). He said downtown *residential* parking is in high demand and should be priced accordingly. Mr. Bruschi stated permits will be allotted on a first-come-first-served basis and administered as all other lots with periodic renewal.

Hearing no further comment, Mayor Trotman called for a roll call vote. Borough Clerk called the roll. Council members Koontz and Goldfarb voted nay. Council members Martindell, Trelstad, and Wilkes voted aye. Mayor Trotman proclaimed the ordinance introduced (three to two) with a public hearing to be held April 7, 2009.

Mayor Trotman read by title **Agenda Item J, New Business (3) — Introduction and Authorization To Publish: Ordinance 2009-09 AN ORDINANCE AMENDING CHAPTER 19 OF THE CODE OF THE BOROUGH OF PRINCETON OF THE “CODE OF THE BOROUGH OF PRINCETON, NEW JERSEY 1974” REGARDING MOTOR VEHICLES AND TRAFFIC (Meters).**

Councilman Goldfarb moved to introduce Ordinance 2009-09; Councilwoman Trelstad seconded.

Council President Koontz again opposed any Sunday parking charges.

Councilman Wilkes suggested modifying Sunday hours to accommodate churchgoers: Instead of noon to five, suggested enforce from perhaps one to six.

Mayor Trotman commented that members of the downtown churches park at meters and some churches are in session during the afternoon hours.

Councilman Wilkes moved to amend 2009-09 to charge Sunday meter parking from 1:00 P.M. to 8:00 P.M. and Councilman Goldfarb seconded. Council approved the amendment four to one, with Council President Koontz opposed.

Mr. Bruschi expected Sunday annual meter revenue to be \$100,000 and extended evening hours \$70,000.

Mayor Trotman opened the public discussion and asked if anyone wished to address Council on this issue.

Rich Carnevale, owner of Sotto, predicted that churchgoers will go elsewhere for lunch because of Sunday meter charges. He said the policy is not fair, not right, and will not work. Nearby Route One with its multitude of restaurants and shops and free parking will draw people out of Princeton.

Mr. Newton mentioned that Red Bank has suspended metered parking during the economic crisis. Free parking on Sunday is a message to retailers that Council supports them.

Mr. Weisfeld asked if all meters in downtown will be enforced to 8:00 P.M. Mr. Weisfeld suggested rolling back meter fees to draw consumers and retailers into town.

Mayor Trotman stressed that “we are all in this together and are going to have to work together to make it work for all of us.”

Mayor Trotman closed the public discussion and returned to Council.

Councilman Goldfarb observed that the history of free parking on Sunday was a practical enforcement consideration because no business was conducted on Sunday.

Councilman Martindell addressed Mr. Weisfeld’s issues. Council is not ready to slash Borough services and must find funding, discretionary if possible. He thought it was fair to charge “users” of the town on any day of the week.

Councilman Wilkes commented that presently meters are occupied all day Sunday by workers. He expected more meters to be available to visitors/consumers when store owners and their employees are parking in garages.

Hearing no further comment, Mayor Trotman called for a roll call vote on the original motion. Borough Clerk called the roll. Council members Goldfarb, Martindell, Trelstad, and Wilkes voted in the affirmative; Council President Koontz voted nay. Mayor Trotman proclaimed the ordinance introduced four to one with a public hearing to be held April 7, 2009.

Mayor Trotman read **Agenda Item J, New Business (4–10 plus addition) — Resolution 2009-R96, Resolution 2009-R97, Resolution 2009-R98, Resolution 2009-R99, Resolution 2009-R100, Resolution 2009-R101, Resolution 2009-R102, and Resolution 2009-R104**, as follows:

**RESOLUTION 2009-R96
OF THE MAYOR AND COUNCIL OF THE BOROUGH OF PRINCETON
RELEASE OF MAINTENANCE BOND
FOR THE PROJECT KNOWN AS “152 WITHERSPOON”**

WHEREAS, Mr. Igor Barsky, Barsky Homes, LLC has made a formal request for release of the maintenance guarantee currently held by the Borough of Princeton for private and public improvements in conjunction with the project known as “152 Witherspoon”; and

WHEREAS, the Borough Engineer has determined that the project is complete; and

WHEREAS, the Borough Engineer recommends that the request for release of the maintenance guarantee covering the public and private improvements in conjunction with the project known as 152 Witherspoon be approved; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Princeton that the request for release of the maintenance guarantee covering the public and private improvements in conjunction with the project known as “152 Witherspoon” be approved in the amount of \$11,000 along with appropriate interest.

**RESOLUTION 2009-R97
OF MAYOR AND COUNCIL OF THE BOROUGH OF PRINCETON
APPROVING SECOND AMENDED DEVELOPER’S AGREEMENT
FOR THE WAXWOOD PROJECT**

WHEREAS, the Borough and J. Robert Hillier (“ the Developer”) entered into a certain Developer’s Agreement, dated April 23, 2002, with respect to affordable housing obligations and certain “Foundation Units”, all associated with a certain residential development called “The Waxwood” located on Block 17.03, Lot 93 of the Princeton Borough Tax Map, fronting on both Quarry Street and Maclean Street; and

WHEREAS, the Borough and the Developer entered into a certain Amended Developer’s Agreement, dated July 1, 2003, whereby among other things the Developer was permitted to rent both the affordable housing units and the “Foundation Units” in The Waxwood for a five year term, commencing on the date of each lease, and following such five year tem the units were required to be sold; and

WHEREAS, the Developer has completed the construction of the Waxwood and has rented all of the units, including the affordable units and the Foundation Units, for approximately five years, with the five year periods for the affordable units and the Foundation Units referred to in the Amended Developer’s Agreement to expire in the fall of 2009; and

WHEREAS, in September, 2008, the New Jersey Legislature declared that there exists a state of national recession, which has drastically affected various segments of the New Jersey economy, specifically including the State’s banking, real estate and construction sectors; and

WHEREAS, the Developer has requested that, in light of the current distressed economy, the aforementioned five year period for rental of the affordable housing units and the Foundation Units be extended for an additional two years; and

WHEREAS, the Mayor and Council are amenable to an extension of the rental period for the affordable housing units and Foundation Units for an additional two years;

NOW THEREFORE BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF PRINCETON, that the Mayor and Clerk are authorized to execute the attached Second Amended Developer’s Agreement with J. Robert Hillier for The Waxwood project to allow a two year extension of the period for rental of the affordable housing units and Foundation Units referred to in the Agreement.

**RESOLUTION 2009-R98
OF THE MAYOR AND COUNCIL OF THE BOROUGH OF PRINCETON
AMENDING REPORT OF THE SIDEWALK IMPROVEMENT OFFICER
FOR PROJECT 99-01**

WHEREAS, by Ordinance No. 2005-18, entitled, “BOND ORDINANCE PROVIDING FOR SIDEWALK IMPROVEMENTS IN AND BY THE BOROUGH OF PRINCETON IN THE COUNTY OF MERCER, NEW JERSEY, APPROPRIATING \$162,955 THEREFORE AND AUTHORIZING THE ISSUANCE OF \$155,000 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF” adopted August 9, 2005, sidewalk improvements were authorized to be undertaken and the cost thereof was directed to be assessed against the properties in accordance with law; and

WHEREAS, pursuant to said ordinance said local improvements were completed and referred to the Borough Engineer of the Borough of Princeton for the making of such assessments, all in accordance with the provisions of Chapter 65 of Title 40 of the Revised Statutes; and

WHEREAS, said Borough Engineer did thereafter make such assessments and report thereon to the Mayor and Council of the Borough of Princeton as required by law; and

WHEREAS, on February 24, 2009 said Mayor and Council examined said report and assessments and considered the same at a public hearing after publication and notice to the owner or owners named in said report as required by law, and found said report in all respects properly made, and approved **Resolution 2009-R83**; and

WHEREAS, the Borough of Princeton has been notified that a requested review and analysis of assessments resulted in an amendment to the report of the sidewalk officer with certain listed assessments amended;

NOW, THEREFORE, BE IT RESOLVED that the said report of the Borough Engineer be and the same is hereby amended to include the amended final assessment listed below and that such report be forthwith filed with the Collector of Taxes of the Borough of Princeton.

PROPERTY OWNER	LOT	PROPERTY LOCATION	FINAL ASSESSMENT
Prilutskiy	182	25 Horner Lane	\$400.00

SEQ CHAPTER \h \r 1

**RESOLUTION 2009-R99
OF THE MAYOR AND COUNCIL OF THE BOROUGH OF PRINCETON
AUTHORIZING COLLABORATION WITH
THE COUNTY OF MERCER FOR
A REGIONAL VEHICLE WASH FACILITY
FEASIBILITY STUDY**

WHEREAS, the Board of Chosen Freeholders of the County of Mercer and the Mayor and Council of the Borough of Princeton have agreed to apply for a *SHARE* (Sharing Available Resources Efficiently) Program Grant through the State of New Jersey Share Program in the amount of \$33,250; and,

WHEREAS, the County of Mercer is the lead agency in this program and agrees to make the full match requirement for the grant; and,

WHEREAS, the State of New Jersey has made *SHARE* grants available to assist local units to study, develop and implement new shared and regional services; and,

WHEREAS, the purpose of this grant is to promote shared services between local units through the sharing in a feasibility study for a Regional Vehicle Wash Facility that meets State storm and waste water regulations and that would be beneficial to all participating local units; and,

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Princeton that the Borough of Princeton does hereby agree to join with the County of Mercer in applying for a grant for the purpose conducting a feasibility study for a regional vehicle wash facility.

**RESOLUTION 2009-R100
OF THE MAYOR AND COUNCIL OF THE BOROUGH OF PRINCETON
APPROVING FIRE DEPARTMENT APPLICATION FOR
THOMAS LOWENTHAL**

WHEREAS, Thomas Lowenthal has met all requirements of Borough of Princeton Code of Laws, Chapter 14, Section 25(a) through 25(f) as a member of the PRINCETON HOOK AND LADDER FIRE COMPANY and

WHEREAS, the membership application has been reviewed by the municipal officers; and

NOW THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Princeton hereby approve the application for membership to the Office of the Borough Administrator, the Fire Chief and Fire Company.

**RESOLUTION 2009-R101
OF THE MAYOR AND COUNCIL OF THE BOROUGH OF PRINCETON
APPROVING THE 2009 COMMITTEE APPOINTMENT
FOR A ONE YEAR TERM**

March 3, 2009

NOW BE IT RESOLVED that the listed below is appointed to the Borough of Princeton committees for a one year term as follows:

JOINT CABLE TELEVISION COMMITTEE

Serge Suarez
(vacant position)

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to each committee and the Office of the Municipal Clerk.

**RESOLUTION 2009-R102
OF THE MAYOR AND COUNCIL OF THE BOROUGH OF PRINCETON
APPROVING TAX REFUNDS**

WHEREAS, Sandra Webb, Chief Financial Officer has forwarded a list of residents for tax refund from the Borough of Princeton for review and approval by the Mayor and Council as follows:

<u>Block</u>	<u>Lot</u>	<u>Qual.</u>	<u>Owner</u>	<u>Property Location</u>	<u>Amount</u>
26.01	53		Judson R. & Christina M. Henderson Make check payable to: Wells Fargo Real Estate Tax Services, LLC/Henderson ATTN: Financial Support Unit-Region 1 1 Home Campus MAC X2302-04D Des Moines, IA 50328-0001	48 Spruce Street	\$2,162.67

Due to a duplicate payment.

52.01	50		Donald B. Alexander	54-56 Patton Ave.	\$4,023.19
-------	----	--	---------------------	-------------------	------------

Due to property taken off tax rolls for sub-division.

32.05	100		William S. & Gladys J. Beggs Make check payable to: Estate of Gladys Beggs c/o Kerney Kuser, II Esq. 92 Nassau Street, 2 nd Fl Princeton, NJ 08542	49 Fisher Ave.	\$1,592.67
-------	-----	--	---	----------------	------------

56.01	39		Henry Wickenden & Dianne Witherbee	161 Patton Ave.	\$1000.00
-------	----	--	---------------------------------------	-----------------	-----------

Due to a 2007 NJ Homestead Rebate

NOW THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Princeton approve the tax refunds as presented.

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the CFO, Tax Assessor and Tax Collector.

Mr. Bruschi explained that Resolution 2009-R99 is a grant application. Council President Koontz opined that it is appropriate for the county to handle washing vehicles.

Council President Koontz moved to approve Resolution 2009-R96, Resolution 2009-R97, Resolution 2009-R98, Resolution 2009-R99, Resolution 2009-R100, Resolution 2009-R101,

March 3, 2009

Resolution 2009-R102, and Resolution 2009-R104. Councilman Martindell seconded. Borough Council approved unanimously five to zero.

Mayor Trotman read **Agenda Item J, Bill List for March 3, 2009 — Resolution 2009-R103** as follows:

**RESOLUTION 2009-R103
OF THE MAYOR AND COUNCIL OF THE BOROUGH OF PRINCETON
APPROVING THE MARCH 3, 2009 BILL LIST**

WHEREAS, Sandra L. Webb has forwarded the bills received for payment by the Borough of Princeton for review and approval by the Mayor and Council; and

WHEREAS, the Borough Clerk has certified that the vouchers listed on the attached register are a follows:

CURRENT ACCOUNT (9-01)	1,729,350.96
RESERVE ACCOUNT (8-01)	25,155.07
PARKING UTILITY OPERATING FUND (9-05)	7,909.41
PARKING UTILITY OPERATING FUND (8-05)	20.00
AFFORDABLE HOUSING OPERATING ACCT (9-24)	
IMPROVEMENT ASSESSMENT (9-11)	
AFFORDABLE HOUSING OPERATING ACCT (9-24)	565.00
CAPITAL ACCOUNT (C-04)	16,992.04
PARKING UTILITY CAPITAL FUND (P-08)	500.00
ESCROW (E-30)	2,389.36
TRUST FUND (T-13)	950.00
GENERAL INSURANCE	
FLEXIBLE SPENDING FUND (5-22)	
MANUAL	993,504.64
ASSESSMENT TRUST FUND (5-11)	
GRANT (G-02)	

NOW THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Princeton approve the bill list of March 3, 2009 as presented.

Council President Koontz moved to approve Resolution 2009-R103, Councilwoman Trelstad seconded, and Council approved unanimously.

Council President Koontz moved to adjourn. There being no further business, Mayor Trotman adjourned the open session meeting at 9:55 P.M.

Respectfully submitted,
Andrea Lea Quinty
Borough Clerk