

**Approved Minutes**  
**Open Session**  
**Of the Mayor and Council of the Borough of Princeton**  
**October 13, 2009**  
**Regular Meeting**  
**Closed Session 7:00 P.M.**  
**Open Session 7:30 P.M.**

Present: Council President Andrew Koontz, Councilman David Goldfarb, Councilman Roger Martindell, Councilwoman Barbara Trelstad, 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, Princeton Sewer Operating Committee Manager Robert A. Hough, Fire Chief Daniel Tomalin, Director of Emergency Services Mark E. Freda, Chief Finance Officer Sandra L. Webb, Borough Clerk Andrea Lea Quinty

Mayor Trotman called the meeting to order at 7:00 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 October 13, 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-R276**, as follows:

**RESOLUTION 2009-R276**  
**OF THE MAYOR AND COUNCIL OF THE BOROUGH OF PRINCETON**  
**INTO CLOSED SESSION ON OCTOBER 13, 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. Negotiations — Affordable Housing property lien acquisition

**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.

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

Borough Council recessed into closed session.

At 7:23 P.M. Council reconvened into open session.

Borough Attorney Karen Cayci volunteered to brief Council on the East Windsor (affordable housing) resolution to be considered on October 27, 2009.

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 September 22, 2009.

Councilman Goldfarb moved to approve the minutes of the open session of September 22, 2009, Council President Koontz seconded, and Council approved unanimously after a comment from Councilwoman Trelstad.

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

There were no public presentations.

Mayor Trotman read **Agenda Item G, Report (1) — Sewer Operating Committee (SOC) Infiltration/Inflow (I/I) Report – Robert Hough, Manager SOC I/I Engineer.**

Mr. Hough described his trend chart, noting that the line for the Princetons is finally sloping downward. He defined inflow as “the reaction of the sanitary sewer system to rain events”—an immediate impact. He mentioned ongoing infiltration (“water that gets into the sanitary sewer system”), mainly ground water seepage from lateral connections to buildings.

Mr. Hough stated that the biggest upcoming target is 2015, when the debt service is due. At that time, the calculation over seven years (2012 through 2018)—that eliminates the potential for one year skewing of results—will be made.

Mr. Hough said manhole covers have been modified to reduce inflow. A new requirement for property additions (bedroom, renovation) is TV examination of laterals as a condition of SOC approval.

Mr. Hough listed current and recent projects:

- Township (2)
- Harriet Drive

- Lining of manhole runs
- Laterals
- Spot repairs in streets.

SOC is finalizing all projects in order to award and sign contracts in anticipation of Recovery funds.

Mr. Hough mentioned reduction of service this year at the River Road convenience center. (He will probably recommend reducing hours further next year.) He reported that the geographic information system (GIS) team completed 12 mini systems; all to be completed by year end.

Mr. Hough noted that both Borough and Township have *priority lists* for upcoming tasks—the lists are reviewed regularly and amended as appropriate.

Councilman Goldfarb stated that operating costs of the sewer plant are shared among participants based on flow. He said that cumulative debt service paid by Stony Brook (over more than 30 years—10s of millions of dollars) is reallocated every year based on *current share* of total flow. The final reallocations will be calculated between 2012 and 2018. Councilman Goldfarb stressed maximizing reduction of flow and the enormous accomplishment to date. Councilman Goldfarb defended expenditures to contain extraneous flow because of prompt savings at Stony Brook. He noted immediate results in terms of savings; total repayment of investment will come quickly.

Councilman Martindell questioned *even* distribution of 2009 costs (\$2.5 million) between Borough and Township. Councilman Goldfarb answered that flows, while fluctuating, are close to 50/50 every year.

Council discussed the challenge of obtaining, prior to 2015, unanimous agreement (among the six municipality *participants*: Hopewell Borough, Pennington, two Princetons, South Brunswick, West Windsor; and a seventh *member*: Hopewell Township) to find a fresh formula for new connectors (housing developments, office parks) to repay earlier users. Councilman Goldfarb volunteered to provide to Council a history (1997 versus 2008) of share change and debt service adjustments.

Council President Koontz moved to accept the report, Councilman Wilkes seconded, and Council accepted unanimously.

Mayor Trotman read by title **Agenda Item H, Old Business (1) — Public Hearing and Adoption: Ordinance 2009-29, AN ORDINANCE AMENDING AND SUPPLEMENTING ARTICLES III, IV AND V OF CHAPTER 14, FIRE OF THE CODE OF THE BOROUGH OF PRINCETON, NJ 1974.**

Councilman Goldfarb moved to adopt Ordinance 2009-29; Councilwoman Trelstad seconded.

Councilman Wilkes sought clarification of “mutual aid box plan.” Chief Daniel Tomalin replied that a plan is put together—prior to responding to incidents—that allows mutual aid companies

to assist on calls. He said it is a *set* plan that establishes how many apparatus units can be called to Princeton. All surrounding towns have mutual aid box plans that include Princeton fire companies.

Councilman Wilkes wondered about empowering local fire police officials at the county level. Mark Freda, Director of Emergency Services, stated that the wording is directly from state statute.

Mr. Freda said that each fire company has reviewed the ordinance at two monthly meetings without comment to date. He observed that fire company members are in the audience to speak for or against Ordinance 2009-29.

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 members Koontz, Goldfarb, Martindell, Trelstad, and Wilkes voted in the affirmative. Mayor Trotman proclaimed the ordinance adopted.

Mayor Trotman read by title **Agenda Item H, Old Business (2) — Public Hearing and Adoption: 2009-30, AN ORDINANCE AMENDING CHAPTER 26, POLICE, OF THE CODE OF THE BOROUGH OF PRINCETON, NEW JERSEY.**

Councilman Wilkes moved to adopt Ordinance 2009-30; Councilwoman Trelstad seconded.

Councilwoman Trelstad asked about various uses for meter bags. Borough Engineer Christopher Budzinski responded that most bag requests are for specific jobs and specific durations; occasionally there is a long-term project. Mr. Budzinski noted that users pay for the bag-day whether meter is covered or not.

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 members Koontz, Goldfarb, Martindell, Trelstad, and Wilkes voted in the affirmative. Mayor Trotman proclaimed the ordinance adopted.

Mayor Trotman read **Agenda Item H, Old Business (3) — Resolution 2009-R261** as follows:

**RESOLUTION 2009-R261  
OF THE MAYOR AND COUNCIL OF THE BOROUGH OF PRINCETON  
AUTHORIZING AN AWARD FOR PROFESSIONAL SERVICES  
HMR ARCHITECTS**

**WHEREAS**, the Borough of Princeton desires to enter into a professional services agreement in connection with certain activities as hereafter more particularly stated, and

**WHEREAS**, the services to be performed are professional services which are exempt from public bidding under the Local Public Contracts Law.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Princeton as follows:

The Mayor and Clerk are hereby authorized to enter into a contract for professional services with **HMR Architects, 821 Alexander Road, Princeton NJ 08540** (hereinafter referred to as "Provider") to

provide consultant services for the Borough from **October 6, 2009 through December 31, 2009**, as hereafter more particularly stated.

1. The contract so authorized shall require the Provider to provide Professional Architectural Services For Borough Hall Council Room other related duties as cited in the proposed contract (attached Exhibit A), for a total contract amount not to exceed **\$11,000.00**.

Under this Agreement, Provider shall at all times act as an independent professional contractor and shall have no authority to act as an agent or representative of the Borough or to enter into any financial or other contractual commitment on behalf of the Borough without the prior written approval of same granted in accordance with law.

Rendition of Invoices: Payment of fees will be made upon the submission to the Provider to the Borough of invoices in duplicate in the form prescribed by the Borough not later than the tenth (10th) day of the month following that covered by the invoice, and shall specify in detail the periods for which fees are claimed for the services performed. The provider shall give written notice to the Borough when the Provider has billed eighty (80%) of the compensation set forth in paragraph I of the Agreement.

2. The form of contract shall include standard provisions common to professional service agreements entered into by the Borough and shall be subject to approval by the Borough Attorney.

3. The contract shall be awarded without competitive bidding as a contract for professional services under the provisions of the Local Public Contracts Law because the subject services will be performed by a person or persons authorized by law to practice a recognized profession and whose practice is regulated by law.

4. A notice of this action shall be published in the Princeton Packet as required by law within ten (10) days of its passage.

Councilwoman Trelstad moved to approve Resolution 2009-R261 and Councilman Wilkes seconded.

Councilman Goldfarb said he saw no compelling need for investing in the evaluation/preliminary design, as he probably would oppose whatever recommendations might follow. Councilman Martindell agreed. He cited Borough's active pursuit of merging court functions into Township's courtroom, thereby eliminating any need for more court capacity at Borough Hall. Borough Administrator Robert Bruschi noted the antiquated audio and video systems, as well as lighting. He mentioned regional programs and training sessions that use the Council chamber, and the benefit to Borough to hold such assemblies locally. Councilman Martindell listed some discrete problems that can simply be *fixed*; no study required—just do it.

Mayor Trotman asked Council to provide a specific set of needs for Mr. Bruschi to pursue. Council agreed on:

1. Adequate projector/screen system for the in-house audience
2. Improved production audio system
3. Better basic lighting.

Council President Koontz moved to table. Councilman Martindell seconded. Council approved.

Mayor Trotman read **Agenda Item I, New Old Business (1) — Resolution 2009-R277** as follows:

**RESOLUTION 2009-R277  
OF THE MAYOR AND COUNCIL OF THE BOROUGH OF PRINCETON  
GOVERNING BODY CERTIFICATION OF THE ANNUAL AUDIT**

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the Annual Report of Audit for the year 2008 has been filed by a Registered Municipal Accountant with the Borough Clerk pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and,

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and,

WHEREAS, the Local Finance Board has promulgated a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled "General Comments and Recommendations", and,

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "General Comments and Recommendations", as evidenced by the group affidavit form of the governing body attached hereto; and,

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, as per the regulations of the Local Finance Board and;

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE BE IT RESOLVED, That the Mayor and Council of The Borough Of Princeton, hereby states that it has complied with the promulgation of the Local Finance Board of the State of New Jersey dated July 30, 1968 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

Councilman Goldfarb moved to approve Resolution 2009-R277 and Council President Koontz seconded. Councilman Goldfarb commended the increased strictness of the current auditor over previous. Councilman Goldfarb spotted some weaknesses in Borough's financial controls (auditor's grade for 2009: B+).

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 members Koontz, Goldfarb, Martindell, Trelstad, and Wilkes voted in the affirmative. Mayor Trotman proclaimed the motion carried.

Mayor Trotman read **Agenda Item I, New Business (2) — Resolution 2009-R278** as follows:

**RESOLUTION 2009-R278  
OF THE MAYOR AND COUNCIL OF THE BOROUGH OF PRINCETON  
APPROVING THE CORRECTION ACTION PLAN  
FOR THE 2008 AUDIT REPORT**

WHEREAS, N.J.S.A. 40A:5-4 requires the Governing Body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, the 2008 annual audit of the Borough of Princeton contained a recommendation requiring action; and

WHEREAS, the Chief Financial Officer in accordance with the requirements promulgated by the New Jersey Division of Local Government Services, Local Finance Notice 1992-15 and Single Audit Act, U.S. Office of Management and Budget Circular A-128, and New Jersey Office of Management and Budget Circular Letter 87-11, has developed a plan to address the recommendation listed by the Auditor.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Princeton that the Corrective Action Plan for the 2008 Annual Municipal Audit, hereto attached, is hereby approved and accepted.

Councilman Martindell moved to approve Resolution 2009-R278 and Council President Koontz seconded.

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 members Koontz, Goldfarb, Martindell, Trelstad, and Wilkes voted in the affirmative. Mayor Trotman proclaimed the motion carried.

Mayor Trotman read **Agenda Item I, New Business (3) — Resolution 2009-R279** as follows:

**RESOLUTION 2009-R279  
OF THE MAYOR AND COUNCIL OF THE BOROUGH OF PRINCETON  
AMENDING A PROFESSIONAL SERVICES AGREEMENT  
FOR ADOLESCENT HEALTH SERVICES  
WITH HITOPS**

**WHEREAS**, the Borough previously entered into a professional services agreement in connection with certain activities as hereafter more particularly stated.

**WHEREAS**, the services to be performed are professional services which are exempt from public bidding under the Local Public Contracts Law.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Princeton as follows:

The Mayor and Clerk are hereby authorized to enter into an amended contract for professional services with **HiTOPS, 21 Wiggins Street, Princeton NJ 08540** (hereinafter referred to as "Provider") to provide consultant services for the Borough from **October 13, 2009 through December 31, 2009**, as hereafter more particularly stated.

1 . The contract so authorized shall require the Provider to provide services and other related duties, as follows:

Authorization shall require the Provider to provide H1N1 countermeasures services and other related duties as cited in the proposed contract (attached hereto).

Under this Agreement, Provider shall at all times act as an independent professional contractor and not as an employee of the Borough, and shall have no authority to act as an agent or representative of the Borough or to enter into any financial or other contractual commitment on behalf of the Borough without the prior written approval of same granted in accordance with law. The Borough shall pay the Provider at the rate of \$35.00 per hour for an additional amount of eleven thousand dollars (**\$11,000**) total amount not to exceed **fifteen** thousand dollars (**\$15,000.00**).

Rendition of Invoices: Payment of fees will be made upon the submission to the Provider to the Borough of invoices in duplicate in the form prescribed by the Borough not later than the tenth (10th) day of the month following that covered by the invoice, and shall specify in detail the periods for which fees are claimed for the services performed. The provider shall give written notice to the Borough when the Provider has billed eighty (80%) of the compensation set forth in paragraph I of the Agreement.

2. The form of contract shall include standard provisions common to professional service agreements entered into by the Borough and shall be subject to approval by the Borough Attorney.

3. The contract shall be awarded without competitive bidding as a contract for professional services under the provisions of the Local Public Contracts Law because the subject services will be

performed by a person or persons authorized by law to practice a recognized profession and whose practice is regulated by law.

4. A notice of this action shall be published in the Princeton Packet as required by law within ten (10) days of its passage.

Council President Koontz moved to approve Resolution 2009-R279, Councilman Wilkes seconded, and Council approved unanimously.

Mayor Trotman read **Agenda Item I, New Business (5) — Resolution 2009-R280** as follows:

**RESOLUTION 2009-R280  
OF THE MAYOR AND COUNCIL OF THE BOROUGH OF PRINCETON  
AUTHORIZING AN AWARD FOR PROFESSIONAL SERVICES  
HARRISON HAMNETT P.C.**

**WHEREAS**, the Borough of Princeton desires to enter into a professional services agreement in connection with certain activities as hereafter more particularly stated, and

**WHEREAS**, the services to be performed are professional services which are exempt from public bidding under the Local Public Contracts Law.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Princeton as follows:

The Mayor and Clerk are hereby authorized to enter into a contract for professional services with **Harrison Hamnett P.C., 40 Knowles Street, Pennington NJ 08534** (hereinafter referred to as "Provider") to provide consultant services for the Borough from **October 13, 2009 through December 31, 2009**, as hereafter more particularly stated.

1 . The contract so authorized shall require the Provider to provide Professional Engineering Services For Princeton Engine Firehouse No. 1 and other related duties as cited in the proposed contract (attached Exhibit A), for a total contract amount not to exceed **\$3,000.00**.

Under this Agreement, Provider shall at all times act as an independent professional contractor and shall have no authority to act as an agent or representative of the Borough or to enter into any financial or other contractual commitment on behalf of the Borough without the prior written approval of same granted in accordance with law.

Rendition of Invoices: Payment of fees will be made upon the submission to the Provider to the Borough of invoices in duplicate in the form prescribed by the Borough not later than the tenth (10th) day of the month following that covered by the invoice, and shall specify in detail the periods for which fees are claimed for the services performed. The provider shall give written notice to the Borough when the Provider has billed eighty (80%) of the compensation set forth in paragraph I of the Agreement.

2. The form of contract shall include standard provisions common to professional service agreements entered into by the Borough and shall be subject to approval by the Borough Attorney.

3. The contract shall be awarded without competitive bidding as a contract for professional services under the provisions of the Local Public Contracts Law because the subject services will be performed by a person or persons authorized by law to practice a recognized profession and whose practice is regulated by law.

4. A notice of this action shall be published in the Princeton Packet as required by law within ten (10) days of its passage.

Councilman Wilkes moved to approve Resolution 2009-R280, Council President Koontz seconded, and Council approved unanimously five to zero.

Mayor Trotman read **Agenda Item I, New Business (6) — Resolution 2009-R281** as follows:

**RESOLUTION 2009-R281  
OF THE MAYOR AND COUNCIL OF THE BOROUGH OF PRINCETON  
APPROVING ACQUISITION OF AN EASEMENT ON 106 LEIGH AVENUE, REFERENCED AS  
BLOCK 13.01, LOT 8 ON THE TAX MAP  
OF THE BOROUGH OF PRINCETON**

**WHEREAS**, the Borough has determined the need for acquisition of a perpetual easement on 106 Leigh Avenue, Block 13.01, Lot 8 for the purpose of constructing and maintaining a masonry block retaining wall as part of the improvements to the Borough's property at 100 Leigh Avenue; and

**WHEREAS**, the owner of 106 Leigh Avenue has indicated his willingness to provide the easement to the Borough in consideration of \$1.00 and the construction by the Borough at its expense of an additional section of wall on 106 Leigh Avenue.

**NOW, THEREFORE BE IT RESOLVED** by the Mayor and Council of the Borough of Princeton that the Mayor and Clerk are hereby authorized to enter into the attached easement agreement with Owen Leach, the owner of 106 Leigh Avenue ( the Grantor), for a perpetual easement on 106 Leigh Avenue for the purpose of constructing and maintaining a masonry block wall as part of the improvements to the Borough's property at 100 Leigh Avenue along with rights of ingress, egress and regress by the Borough, its agents, contractors, employees, and servants into the easement area in consideration of payment by the Borough to the Grantor of \$1.00 and the construction by the Borough at its expense of an additional section of wall on the Grantor's property.

Councilman Goldfarb moved to approve Resolution 2009-R281, Councilman Wilkes seconded, and Council approved unanimously.

Mayor Trotman read **Agenda Item I, New Business (7) — Resolution 2009-R282** as follows:

**RESOLUTION 2009-R282  
OF THE MAYOR AND COUNCIL OF THE BOROUGH OF PRINCETON  
APPROVING ACQUISITION OF AN EASEMENT ON 70 PATTON AVENUE, REFERENCED AS  
BLOCK 52.01, LOT 46 ON THE TAX MAP  
OF THE BOROUGH OF PRINCETON**

**WHEREAS**, the Borough has determined the need for acquisition of a perpetual easement on 70 Patton Avenue, Block 52.01, Lot 46 for the purpose of constructing and maintaining a storm sewer system as part of the improvements to Harrison Street Park, the Borough's property; and

**WHEREAS**, the owners of 70 Patton Avenue have indicated their willingness to provide the easement to the Borough in consideration of \$15,406.00.

**NOW, THEREFORE BE IT RESOLVED** by the Mayor and Council of the Borough of Princeton that the Mayor and Clerk are hereby authorized to enter into the attached easement agreement with Robert C. Dykstra and Marguerite M. Dykstra, the owners of 70 Patton Avenue (the Grantor), for a perpetual easement on 70 Patton Avenue for the purpose of constructing and maintaining a storm sewer system as part of the improvements to the Harrison Street Park, the Borough's property, along with rights of ingress, egress and regress by the Borough, its agents, contractors, employees, and servants into the easement area in consideration of payment by the Borough to the Grantor of \$15,406.00.

Council President Koontz moved to approve Resolution 2009-R282 and Councilman Wilkes seconded. Mr. Budzinski stated that the amount was determined through negotiation based on an easement value provided by Tax Assessor Neal Snyder. Mr. Budzinski introduced an additional sentence into the record:

“Additionally Grantor will supplement such unit with an additional condenser unit in the future. The location of the new unit shall not exceed the setback of the existing unit from the wall of the house and shall not be included in the easement area.”

Council approved unanimously.

Mayor Trotman read **Agenda Item I, New Business (8, 9, 10) — Resolutions 2009-R283, 2009-R284, and 2009-R285** as follows:

**RESOLUTION 2009-R283  
OF THE MAYOR AND Council OF THE BOROUGH OF PRINCETON  
APPROVING THE PLACEMENT OF A BANNER AS REQUESTED  
BY CORNER HOUSE**

**WHEREAS**, Corner House which through prevention, education and treatment programs promotes the health and well being of Princeton area young people and their families wishes to alert the community and its visitors to Alcohol and Drug Awareness Month in October and early November and to announce their fall kick-off of fundraising efforts; and

**WHEREAS**, Corner House has requested permission to install a banner over Washington Road in Princeton with approval of the Office of Community and State Affairs at Princeton University beginning Monday, October 26 through Monday, November 2, 2009 to inform the public of their efforts; and

**WHEREAS**, this banner will be promptly removed after its use as required by Borough ordinances; and

**WHEREAS**, in accordance with Borough Ordinance 3-17 any banner that is removed by the Borough will be held by the Borough for thirty (30) days and then disposed of; and

**WHEREAS**, in accordance with Borough Ordinance 3-17 any applicant failing to remove a banner will not be permitted to display any banner for the succeeding two years; and

**NOW THEREFORE BE IT RESOLVED** that the Mayor and Council hereby approve placement of said banner on Washington Road in accordance with Borough Ordinances 3-14-3-17.

**RESOLUTION 2009-R284  
OF THE MAYOR AND COUNCIL OF THE BOROUGH OF PRINCETON  
APPROVING THE PLACEMENT OF A BANNER AS REQUESTED  
BY YMCA OF PRINCETON**

**WHEREAS**, YMCA of Princeton wishes to announce to the community and its visitors their Conquer the 5K's Road Race/Walk and One S-Mile Fun Run/Mature Mile to raise awareness about the five leading contributors to heart disease and to which proceeds from the race will support YMCA programs that fight heart disease and encourage healthy lifestyles; and

**WHEREAS**, YMCA of Princeton has requested permission to install a banner over Washington Road in Princeton with approval of the Office of Community and State Affairs at Princeton University beginning Monday, November 2 through Monday, November 9, 2009 to inform the public of their efforts; and

**WHEREAS**, this banner will be promptly removed after its use as required by Borough ordinances; and

**WHEREAS**, in accordance with Borough Ordinance 3-17 any banner that is removed by the Borough will be held by the Borough for thirty (30) days and then disposed of; and

**WHEREAS**, in accordance with Borough Ordinance 3-17 any applicant failing to remove a banner will not be permitted to display any banner for the succeeding two years; and

**NOW THEREFORE BE IT RESOLVED** that the Mayor and Council hereby approve placement of said banner on Washington Road in accordance with Borough Ordinances 3-14-3-17.

**RESOLUTION 2009-R285  
OF THE MAYOR AND COUNCIL OF THE BOROUGH OF PRINCETON  
APPROVING THE PLACEMENT OF A BANNER AS REQUESTED  
BY PRINCETON TRIANGLE CLUB**

**WHEREAS**, Princeton Triangle Club wishes to announce to the community and its visitors their 119<sup>th</sup> Annual Fall Show "Store Trek" to be held at McCarter Theatre and wishes to install a banner over Washington Road to raise awareness and promote the arts on campus and in town; and

**WHEREAS**, Princeton Triangle Club has requested permission to install a banner over Washington Road in Princeton with approval of the Office of Community and State Affairs at Princeton University beginning Monday, November 9 through Monday, November 16, 2009 to inform the public of their efforts; and

**WHEREAS**, this banner will be promptly removed after its use as required by Borough ordinances; and

**WHEREAS**, in accordance with Borough Ordinance 3-17 any banner that is removed by the Borough will be held by the Borough for thirty (30) days and then disposed of; and

**WHEREAS**, in accordance with Borough Ordinance 3-17 any applicant failing to remove a banner will not be permitted to display any banner for the succeeding two years; and

**NOW THEREFORE BE IT RESOLVED** that the Mayor and Council hereby approve placement of said banner on Washington Road in accordance with Borough Ordinances 3-14-3-17.

Councilwoman Trelstad moved to approve Resolutions 2009-R283, 2009-R284, and 2009-R285; Councilman Goldfarb seconded; Council approved unanimously.

Mayor Trotman read **Agenda Item I, New Business (11) — Resolution 2009-R286** as follows:

**RESOLUTION 2009-R286  
OF THE MAYOR AND COUNCIL OF THE BOROUGH OF PRINCETON  
APPROVING FIRE DEPARTMENT APPLICATION FOR  
ASSOCIATE MEMBER**

**WHEREAS**, in February 2009 Borough Council approved an amendment to Articles III, IV and V of Chapter 14 of the Code of the Borough of Princeton which expanded the volunteer fire member classification to include Princeton University employees as Associate Members; and

**WHEREAS**, the membership applications have been reviewed by the appropriate municipal officers; and

**WHEREAS**, the following employee of Princeton University has met all requirements of Borough of Princeton Code of Laws, Chapter 14, Section 23, Section 25(a) through 25(g) as ASSOCIATE MEMBERS OF THE PRINCETON FIRE DEPARTMENT:

GARY ERNEST FUNARI

**NOW THEREFORE BE IT RESOLVED** that the Mayor and Council of the Borough of Princeton hereby approve and recommend the applications for Associate Membership to the Office of the Borough Administrator, Director of Emergency Services, Fire Chief, Princeton University and Fire Companies.

Council President Koontz moved to approve Resolution 2009-R286, Councilman Martindell seconded, and Council approved unanimously.

Mayor Trotman read **Agenda Item I, New Business (12) — Resolution 2009-R287** as follows:

**RESOLUTION 2009-R287  
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>
28.01	18.01		Gershen Building Condominium Assoc. PO Box 3709 Princeton, NJ 08543	182 Nassau Street	\$4,864.50
28.03	65		Moore Street Association c/o Weicksel	36-38 Moore Street	\$1,606.85

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36 Moore St. Unit 2  
Princeton, NJ 08542

Due to sewer adjustments.

**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.

Councilman Goldfarb moved to approve Resolution 2009-R287, Councilwoman Trelstad seconded, and Council approved unanimously.

Mayor Trotman read **Agenda Item I, New Business (13) — Resolution 2009-R288** as follows:

**RESOLUTION 2009-R288  
OF THE MAYOR AND COUNCIL OF THE BOROUGH OF PRINCETON  
AUTHORIZING A CHANGE FUND FOR THE MUNICIPAL COURT**

**WHEREAS**, the Director of the Division of Local Government Services may approve the authorization of a change fund; and

**WHEREAS**, said change fund is authorized strictly to provide change for larger denomination of currency.

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the Borough of Princeton hereby requests the Director of the Division of Local Government Services to approve the change fund in the amount of \$400.00 for the Municipal Court

Councilman Goldfarb moved to approve Resolution 2009-R288, Councilman Martindell seconded, and Council approved unanimously.

Mayor Trotman read **Agenda Item I, New Business (14) — Resolution 2009-R289** as follows:

**RESOLUTION 2009-R289  
OF THE MAYOR AND COUNCIL OF THE BOROUGH OF PRINCETON  
CHAPTER 159- SPECIAL BUDGET ITEM**

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

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

**SECTION 1.**

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the Borough of Princeton hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the sum of \$6,000.00 is now available as a miscellaneous revenue anticipated from “**State of New Jersey – Over the Limit**” and

**SECTION 2.**

**BE IT FURTHER RESOLVED**, that a like sum \$6,000.00 be and the same is hereby appropriated under the caption of “**State of New Jersey – Over the Limit**”

October 13, 2009

Council President Koontz moved to approve Resolution 2009-R289, Councilman Martindell seconded, and Council approved unanimously.

Mayor Trotman read **Agenda Item J, Bill List for October 13, 2009 — Resolution 2009-R290** as follows:

**RESOLUTION 2009-R290  
OF THE MAYOR AND COUNCIL OF THE BOROUGH OF PRINCETON  
APPROVING THE October 13,, 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)	2,284,598.97
RESERVE ACCOUNT (8-01)	18,052.08
PARKING UTILITY OPERATING FUND (9-05)	10,259.24
PARKING UTILITY OPERATING FUND (8-05)	10,234.30
AFFORDABLE HOUSING OPERATING ACCT (9-24)	2,965.10
IMPROVEMENT ASSESSMENT (9-11)	
AFFORDABLE HOUSING OPERATING ACCT (8-24)	
CAPITAL ACCOUNT (C-04)	418,858.27
PARKING UTILITY CAPITAL FUND (P-06)	
ESCROW (E-30)	1,151.60
TRUST FUND (T-13)	13,253.00
GENERAL INSURANCE	
FLEXIBLE SPENDING FUND (9-22)	
MANUAL	491,848.78
ASSESSMENT TRUST FUND (9-11)	
GRANT (G-02)	10,438.70

**NOW THEREFORE BE IT RESOLVED** that the Mayor and Council of the Borough of Princeton approve the bill list of October 13 2009 as presented.

Council President Koontz moved to approve Resolution 2009-R290, Councilman Martindell seconded, and Council approved unanimously.

Council President Koontz moved to adjourn; Councilman Wilkes seconded. There being no further business, Mayor Trotman adjourned the open session meeting at 9:00 P.M.

Respectfully submitted,

**Andrea Lea Quinty  
Borough Clerk**