

**Approved Minutes
Open Session
Of the Mayor and Council of the Borough of Princeton
November 24, 2009
Regular Meeting
Closed Session 7:00 P.M.
Open Session 7:30 P.M.**

Present: Councilman Roger Martindell, Councilwoman Barbara Trelstad,
Councilman Kevin Wilkes, Mayor Mildred Trotman

Absent: Council President Andrew Koontz, Councilman David Goldfarb,
Councilwoman Margaret Karcher

Staff Present: Borough Administrator Robert W. Bruschi, Borough Attorney Karen L.
Cayci, Borough Police Lieutenant David Dudeck, 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 November 24, 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-R309**, as follows:

**RESOLUTION 2009-R309
OF THE MAYOR AND COUNCIL OF THE BOROUGH OF PRINCETON
INTO CLOSED SESSION ON NOVEMBER 24, 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 — 2010 professional appointments
2. Property 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.

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

November 24, 2009

Borough Council recessed into closed session.

At 7:32 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 October 27, 2009.

Councilwoman Trelstad moved to approve the minutes of the open session of October 27, 2009, Councilman Wilkes seconded, and Council approved unanimously three to zero.

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.

Mayor Trotman announced a Free B holiday on Saturdays and Sundays from November 28, 2009, through December 20. Citizens can acquire details from Borough's Website.

Councilman Martindell asked Robert Bruschi, Borough Administrator, for an update on disciplinary cases of police officers. Mr. Bruschi stated that both officers (Riley and Dodd) are still suspended without pay. He said both cases need to be heard from an administrative perspective. Special Counsel Arthur Thibault has been instructed to reach out to both officers' attorneys.

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

Mayor Trotman read **Agenda Item G, Council Committee/Commission Reports** — *Councilwoman Barbara Trelstad.*

Councilwoman Trelstad reported that Borough's Environmental Commission met November 23, 2009, with Township Committee regarding leaf management. The topic will be pursued further at Public Works and at Council.

Mayor Trotman read **Agenda Item H, Report (1) — Sustainable Princeton** — *Wendy Kaczerski, Chair Princeton Environmental Commission; Diane Landis, Princeton Sustainability Coordinator.*

Wendy Kaczerski, 35 Chestnut Street, presented a brief account of 2009 sustainable activities. She mentioned four action plans for the community:

- Residential
- Business
- School
- Municipality.

Ms. Kaczerski introduced Diane Landis, Sustainability Coordinator hired under a grant from the Municipal Land Use Center. Asked to define sustainability, Ms. Landis read a statement from her nine-year-old son:

To make the environment healthy and keep it clean. Try not to pollute and plant new trees and gardens. And bike more. And eat healthy foods that are organic.

Except for herself, Ms. Landis said the four working groups are staffed solely by volunteers. Her responsibility is to encourage the implementation of the sustainability plan—primarily to decrease Princeton’s carbon footprint.

The residential group has held informal “eco parties” (about 10 reaching 125 people) that address home energy conservation, recycling, composting, and so forth. Ms. Landis described community activities, such as “Trash to Art,” that raise awareness. She mentioned partners such as Princeton Regional Library, Princeton Regional Schools, and Princeton School Gardens Cooperative, among others.

Ms. Landis anticipated expansion of activities while working with all four action groups and both municipalities. First on the agenda is to devise a sustainable purchasing plan.

Ms. Landis hopes to increase public awareness with press releases, ordinances, Web activity [SUSTAINABLEPRINCETON.ORG], public workshops, short film on Channel 30, and pilot homeowner association.

Councilman Martindell asked about a “grinding”-to-compost program at McCaffrey’s Supermarket. Ms. Landis did not know whether McCaffrey’s could accommodate the entire community’s food waste. She said restaurateurs have implored her for food waste recycling.

Ms. Kaczerski stated that 20% of a municipality’s waste management cost is saved with composting.

Councilwoman Trelstad moved to accept the sustainability report and Councilman Martindell seconded. Council agreed unanimously.

Mayor Trotman read **Agenda Item H, Report (2) — Monthly Police Report — Police Lieutenant David Dudeck.**

**RESOLUTION 2009-R310
OF THE MAYOR AND COUNCIL
OF THE BOROUGH OF PRINCETON
APPROVING THE MONTHLY CHIEF OF POLICE REPORT**

WHEREAS, David Dudeck, Police Lieutenant of the Borough of Princeton prepared a comprehensive report detailing the police activity for the month of September 2009; and

WHEREAS, the Mayor and Council reviewed said report at their Regular Meeting attended by Police Lieutenant David Dudeck and made various inquiries of Lt. Dudeck.

NOW THEREFORE BE IT RESOLVED that the Mayor and Council hereby accept the September 2009 Monthly police report prepared by the Borough Police Administration.

Lt. Dudeck mentioned improved traffic flow with the reopening of the Rosedale Road bridge. He mentioned a rise in alcohol cases in September when Princeton University reconvened—an annual occurrence. Lt. Dudeck announced police cooperation with store owners who have been inconvenienced by construction at Spring/Tulane.

Councilwoman Trelstad has observed an increase in motorists failing to yield to pedestrians in crosswalks, yet only two apprehensions occurred in September. She wondered if a patrol officer on foot might improve the situation. Lt. Dudeck replied that pedestrian enforcement is an important duty for the police department; he will take it up with the patrol sergeants.

Councilwoman Trelstad asked if police can identify overnight parkers by registration address—local resident or visitor. Lt. Dudeck answered that enforcers issue tickets without regard to vehicle ownership.

Councilman Martindell asked Lt. Dudeck about proposed changes in the Verry report, most of which are administrative—looking at internal affairs. Lt. Dudeck answered that police officials are considering the Verry report, input from Council and input from individual officers. They are interested in opening lines of communication while working with Council to develop the best department possible.

Councilman Martindell asked if draft proposals for administrative change have been created in the department. (He said Council will debate any ordinance amendments that may be required.) Mr. Bruschi interjected that staff regards the Verry report as an “audit” to drive an action plan. Mr. Bruschi already has a draft response from police, although some reaction must come from the new leadership. Mr. Bruschi noted that there are two parallel tracks to a final solution.

Councilwoman Trelstad moved to accept the police report, Councilman Wilkes seconded, and Council accepted unanimously three to zero.

Mayor Trotman read **Agenda Item I, Discussion (1a) — Introduction and Authorization To Publish: Ordinance 2009-34, AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 26 OF “THE CODE OF THE BOROUGH OF PRINCETON, NEW JERSEY, 1974” REGARDING OPERATION OF THE BOROUGH POLICE DEPARTMENT.**

Mayor Trotman announced that portions of recommendations forming Ordinance 2009-34 will be discussed today; introduction to be deferred to December 8, 2009.

Councilwoman Trelstad suggested changing the format of the old ordinance to make the document more “linear.” (For example, the Public Safety Committee [PSC] is defined at the end.) Councilwoman Trelstad stated that the police ordinance needs to “sync” with internal police rules and regulations, and it would be helpful for Council to have those rules at hand for comparison and completeness.

Karen Cayci, Borough Attorney, reminded Council of the urgency to adopt Ordinance 2009-34 before year end. Ms. Cayci opined that adoption in December is based on quick introduction; otherwise Council must begin again in January 2010. Borough Clerk Andrea Lea Quinty said a public hearing and adoption on December 22, 2009, is possible.

Councilwoman Trelstad wanted to be sure that contradictions are avoided. Mr. Bruschi maintained that Council must define its own role (obligations and responsibilities) versus the role of administration and/or PSC.

Ms. Cayci recalled that Mr. Verry had stressed that chief's duties must align with state statute, including disciplining officers and reporting to an "appropriate authority" (probably Borough administrator).

Lt. Dudeck stated that police infractions are clearly delineated in the internal affairs policy.

Councilman Martindell suggested examining Ordinance 2009-34 section by section, identifying changes for the draft to be introduced December 8.

Section 26-3. Composition and general government.

To be amended to include a captain, if/when necessary.

Section 26-4. Chief of police: Powers, function, and duties.

Introduce with, "The chief of police shall be the head of the police force and shall be directly responsible to the Borough administrator for the efficiency and routine day-to-day operations thereof, and shall, pursuant to policies established by the Borough administrator:" Use language from state statute on points (a) through (e). [(e) Report to include *administrator, PSC, and/or mayor and Council.*]

Section 26-5. Members—Appointment; promotion qualifications generally.

As drafted.

Section 26-6. Same—Age requirements.

As drafted (state statute).

Section 26-7. Same—Powers and duties generally.

As drafted. Include administrator, PSC, and/or mayor and Council.

Section 26-8. Same—Compensation.

As drafted.

Section 26-9. Same—Removal or suspension; reduction in rank; fines.

Defer.

Article III. Public Safety Committee.

Section 26.11. Creation; composition; term of office; vacancies; chairman; powers and duties generally.

Continue original language for PSC (reduce membership to circumvent full quorum of Council). Determine frequency of meetings.

Section 26-12. Appropriate authority; rules and regulations.

Ms. Cayci advised against separating “public safety” and “appropriate authority” roles; the entity that disciplines should be the entity that supervises the chief.

Ultimate power rests with Mayor and Council.

Section 26-9. Same—Removal or suspension; reduction in rank; fines.

Provide for a “hearing officer” designated by administrator. Remove PSC from appellate function.

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

Jenny Crumiller, 187 Library Place, said she investigated other New Jersey towns’ police authority and found a majority designated their governing body. She said the Police Chiefs Association published a list of dos and don’ts for the appropriate authority; she will provide a copy to Council members.

Ann Yasuhara, 66 Pine Street, read the following statement:

*To: the Borough Council
November 24, 2009
From: Not In Our Town*

My name is Ann Yasuhara, 66 Pine Street, Borough, and I am here this evening as a representative of Not In Our Town.

As you may know, Not In Our Town is an interfaith, interracial social action group whose main mission is to address problems of racism in the Princeton community. The group has been active for more than 10 years.

Unfortunately, we did not know about the Verry report until after it had been delivered to the Borough Council and, apparently, approved in general as the way to proceed with a restructuring of responsibilities of the Police Department and its oversight by the Borough. Consequently, we have not had time to study the report carefully and discuss it together, though some of us have looked it over.

However, we do recognize that the issue of the relations between the Police Department and the community at large, especially our subcommunities of color, has been of ongoing concern for a long time. It seems that this is now the time for

us (Borough Council and community) to come together for careful and thoughtful discussions and planning for how to restructure the lines of oversight and inquiry so that the problems from the past do not need to also be problems of the future. The report seems to urge that no members of the Borough Council have any policy or oversight or inquiry function regarding the Police Department. That seems to us very disturbing.

We do not now propose how things should be set up. We do propose that the Borough Council take time and give careful thought to the many dimensions of what needs to be done before enacting anything pertaining to these matters. And, extremely important, the Council should establish a process that will invite and include, in a meaningful way, the public to participate in this planning.

Now is the time to engage together to strengthen our community and our confidence in our local system.

Ms. Yasuhara said she sought clarification of policy (Mayor/Council or PSC) and day-to-day implementation of such policy (department, not administrator).

Councilwoman Trelstad thought PSC, working with the police department, should have the authority to define the profile—image and responsibilities—of the police force.

Ms. Cayci remembered that Mr. Verry had emphasized a clear line of command within the department, and state statute provides for “appropriate authority.” Chief is to handle routine operations, while reporting to the appropriate authority. Mr. Verry recommended Borough administrator as that authority—based primarily on his/her day-to-day accessibility—who will then report to Council. The public nature of Council activity makes Council a poor choice to supervise the chief. Ms. Cayci stressed that Council’s decision on authority will strongly impact both line of command and daily operations for the whole department.

Seeing no one further, Mayor Trotman closed the public discussion and returned to Council.

Mr. Bruschi hoped to separate responsibilities by statute and wondered how to structure that. Ms. Cayci feared that delegation of tasks could result in loss of transparency.

Councilman Martindell preferred PSC to be the appropriate authority.

Mayor Trotman stated that PSC role and responsibility must be clearly outlined in the revised ordinance. Ms. Cayci insisted that line of command (in particular, to whom or what body the police chief reports) is critical because of the paramilitary nature of a police force.

Mayor Trotman assigned Ms. Cayci and Mr. Bruschi the task of resubmitting Ordinance 2009-34 for review prior to introduction on December 8.

Mayor Trotman read by title **Agenda Item J, New Business (1) — Introduction and Order to Publish: Ordinance 2009-35** AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 4 OF “THE CODE OF THE BOROUGH OF PRINCETON, NEW JERSEY, 1974” CONCERNING ALCOHOLIC BEVERAGES.

Ms. Cayci explained that Judge Bonnie Goldman had informed her that some Borough provisions (regulating possession/consumption of alcohol by minors) are preempted by State law and are, therefore, unenforceable. Ms. Cayci agreed and recommended repeal of those provisions.

Councilman Martindell requested comment from Borough prosecutor. Councilman Martindell thought repeal could mean more cost to Borough and be unfair to the accused juvenile. Ms. Cayci stated that Judge Goldman had advised that she will not enforce the ordinance as written; it is out of the prosecutor's hands. Councilman Martindell requested comment directly from the judge to Council. Ms. Cayci repeated the judge's position that a provision that cannot be enforced should not be on the books.

Mayor Trotman declared introduction of Ordinance 2009-35 deferred to a later date.

Mayor Trotman read **Agenda Item J, New Business (5) — Resolution 2009-R314** as follows:

**RESOLUTION 2009-R314
OF THE MAYOR AND COUNCIL
OF THE BOROUGH OF PRINCETON
APPROVING STATE CONTRACT PURCHASE OF THERMAL IMAGING CAMERAS AND
ACCESSORIES FROM ABSOLUTE FIRE PROTECTION CO., INC**

WHEREAS, the Borough of Princeton wishes to purchase one(1) Bullard T4 Blue Thermal Imaging Camera, two(2) Bullard T320 High Resolution Yellow Imaging Cameras, one(1) Scene Catcher DVR, one(1) 2 channel mobilelink, two(2) T3/T4 Series Attachable Handles, three(3) T3/T4 Series Powerhouse Vehicle Charging mounts and three(3) T3/T4 Retractable Lanyards through the New Jersey's Cooperative Purchasing Program (N.J.S.A. 40A:11-12) and;

WHEREAS, Absolute Fire Protection Co., Inc., has been awarded the New Jersey State Contract #71101 for Bullard Thermal Imaging Cameras and;

WHEREAS, the described Bullard thermal imaging cameras and accessories cost is \$44,678.16 and the appropriate monies are provided in the Capital Fund Budget for the Borough of Princeton in the amount of \$90,430.53 and;

WHEREAS, the Chief Financial Officer has certified the availability of said funds in Ordinance C-04-08-024-310;

NOW THEREFORE BE IT RESOLVED that the Mayor and Borough Council of the Borough of Princeton authorize the Borough Administrator to purchase the above Bullard thermal imaging cameras and accessories for the Borough of Princeton, Princeton Fire Department, under state contract #71101 from Absolute Fire Protection Co., Inc.

Mayor Trotman announced Resolution 2009-R314 tabled.

Mayor Trotman read **Agenda Item J, New Business (8) — Resolution 2009-R317** as follows:

**RESOLUTION 2009-R317
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 \$32,510.73 is now available as a miscellaneous revenue anticipated from “**State of New Jersey – Solid Waste Administration – Recycling Tonnage Grant**” and

SECTION 2.

BE IT FURTHER RESOLVED, that a like sum \$32,510.73 be and the same is hereby appropriated under the caption of “**State of New Jersey – Solid Waste Administration – Recycling Tonnage Grant**”

Councilwoman Trelstad sought clarification as to allocation of authorized funds. Mr. Bruschi said revenues offset Borough and county recycling expenses.

Mayor Trotman read **Agenda Item J, New Business (2, 3, 4, 6–9) — Resolutions 2009-R311, 2009-R312, 2009-R313, 2009-R315, 2009-R316, 2009-R317, and 2009-R318** as follows:

**RESOLUTION 2009-R311
OF THE MAYOR AND COUNCIL
OF THE BOROUGH OF PRINCETON
SUPPORTING THE OVER THE LIMIT UNDER ARREST
2009 YEAR END STATEWIDE CRACKDOWN**

WHEREAS, impaired drivers on our nation's roads kill someone every 30 minutes, 50 people per day, and almost 18,000 people each year; and

WHEREAS, 26% of motor vehicle fatalities in New Jersey are alcohol-related; and

WHEREAS, a enforcement crackdown is planned to combat impaired driving; and

WHEREAS, the season at the end of the year is traditionally a time of social gatherings which often include alcohol; and

WHEREAS, the State of New Jersey, Division of Highway Traffic Safety, has asked law enforcement agencies throughout the state to participate in the Over the Limit Under Arrest 2009 Year End Statewide Crackdown; and

WHEREAS, the project will involve increased impaired driving enforcement from December 7, 2009 through January 3, 2010; and

WHEREAS, an increase in impaired driving enforcement and a reduction in impaired driving will save lives on our roadways;

NOW THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Princeton declares it's support for the Over the Limit Under Arrest 2009 Year End Statewide Crackdown from December 7, 2009 through January 3, 2010 and pledges to increase awareness of the dangers of drinking and driving.

**RESOLUTION 2009-R312
OF THE MAYOR AND COUNCIL
OF THE BOROUGH OF PRINCETON
APPROVING THE PURCHASE OF FUEL OIL#2
THROUGH THE MERCER COUNTY
COOPERATIVE CONTRACT PURCHASING SYSTEM**

WHEREAS, the Borough of Princeton is a member of Mercer County Cooperative Contract Purchasing System #CK09-MERCER; and

WHEREAS, in accordance with N.J.S.A. 40A:11-10. the Borough of Princeton may purchase materials and services which have been bid for by the lead agency on our behalf; and

WHEREAS, the lead agency of the Mercer County Cooperative Contract Purchasing System has awarded the Master Contract to supply Fuel Oil #2 to the County of Mercer on November 12, 2009; and

WHEREAS, Riggins, Inc., PO Box 150, Millville, New Jersey 08332 was the lowest responsible bidder; and

WHEREAS, the cost and the appropriate monies are provided in the Current Fund Budget in the Various Borough Departments; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Princeton authorize the Borough Administrator to purchase the above Fuel Oil under the cooperative purchasing bid from Riggins, Inc., PO Box 150, Millville, New Jersey 08332.

**RESOLUTION 2009-R313
OF THE MAYOR AND COUNCIL
OF THE BOROUGH OF PRINCETON
APPROVING FIRE DEPARTMENT APPLICATION FOR
RICHARD J. D’ANDREA**

WHEREAS, Richard J. D’Andrea 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, Director of Emergency Services, Fire Chief and Fire Company.

**RESOLUTION 2009-R315
OF THE MAYOR AND COUNCIL
OF THE BOROUGH OF PRINCETON
AUTHORIZING GRANT APPLICATION
FOR PRINCETON ALCOHOL AND DRUG ALLIANCE**

WHEREAS, the Mayor and Council of the Borough of Princeton,, County of Mercer, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and,

WHEREAS, the Mayor and Council of the Borough of Princeton further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, the Mayor and Council of The Borough of Princeton has applied for funding with the Township of Princeton to the Governor’s Council on Alcoholism and Drug Abuse through the County of Mercer Alliance To Prevent Alcoholism and Drug Abuse Agreement.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Princeton, County of Mercer, State of New Jersey hereby recognizes the following:

1. The Mayor and Council of the Borough of Princeton does hereby authorize submission of an application for the Princeton Alcohol and Drug Alliance grant for calendar year 2010 in the amount of \$28,020.00
2. The Mayor and Council of the Borough of Princeton acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

**RESOLUTION 2009-R316
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>
17.01	21		First Baptist Church of Princeton P.O. Box 501 Green Street	30 Green Street	\$1,244.80

		Princeton, NJ 08540		
	Due to a sewer decrease.			
27.01	33	Naslane Management Co. 205 Main St PO Box 426 Chatham, NJ 07928	124-128 Nassau Street	\$810.00
27.03	50	Kathleen Casey Inc. c/o K. Jamieson 699 Sugartown Road Malvern, PA 19355	44 Spring Street	\$290.86
28.03	100	44-46 Park Place LLC 704 Route 518 Skillman, NJ 08558	44-46 Park Place	\$20.93
32.12	54	Jean D. Crane 45 Cameron Court Princeton, NJ 08540	45 Cameron Court	\$223.29
40.01	2.06	Princeton Theological Seminary CN 821 Princeton, NJ 08540	80 Mercer Street	\$110.00
53.07	38	Benjamin M & Johanna M Gering 492-A Pretty Brook Rd. Princeton, NJ 08540	53 Cedar Lane	\$51.81

Due to overpayment of taxes.

32.08	188	Liu, Jiajian & Shengcui Lin	14 Hornor Lane	\$2,265.56
		Make check payable to:	First American Real Estate Tax Service/Liu First American Real Estate Tax Service Attn: Tax Refunds 1 First American Way Mail Code: DFW 1-3 Westlake, TX 76262	
52.01	46	Robert C & Marguerite M Dykstra	70 Patton Ave.	\$2,841.62
		Make check payable to:	First American Real Estate Tax Service/Dykstra First American Real Estate Tax Service Attn: Tax Refunds 1 First American Way Mail Code: DFW 1-3 Westlake, TX 76262	

Due to a duplicate payment of taxes.

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.

**RESOLUTION 2009-R317
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 \$32,510.73 is now available as a miscellaneous revenue anticipated from “**State of New Jersey – Solid Waste Administration – Recycling Tonnage Grant**” and

SECTION 2.

BE IT FURTHER RESOLVED, that a like sum \$32,510.73 be and the same is hereby appropriated under the caption of “**State of New Jersey – Solid Waste Administration – Recycling Tonnage Grant**”

**RESOLUTION 2009-R318
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 \$2,500.00 is now available as a miscellaneous revenue anticipated from “**New Jersey Health Officers Association – H1N1 Virus**” and

SECTION 2.

BE IT FURTHER RESOLVED, that a like sum \$2,500.00 be and the same is hereby appropriated under the caption of “**New Jersey Health Officers Association– H1N1 Virus**”

Councilman Martindell moved to approve Resolutions 2009-R311, 2009-R312, 2009-R313, 2009-R315, 2009-R316, 2009-R317, and 2009-R318; Councilman Wilkes seconded; Borough Council approved unanimously three to zero.

Mayor Trotman read **Agenda Item K, Bill List for November 24, 2009 — Resolution 2009-R319** as follows:

**RESOLUTION 2009-R319
OF THE MAYOR AND COUNCIL OF THE BOROUGH OF PRINCETON
APPROVING THE NOVEMBER 24, 2009 BILL LIST**

WHEREAS, Finance Officer 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)	1,884,118.22
RESERVE ACCOUNT (8-01)	41,186.20
PARKING UTILITY OPERATING FUND (9-05)	4,628.24
PARKING UTILITY OPERATING FUND (8-05)	
AFFORDABLE HOUSING OPERATING ACCT (9-24)	2,553.60
IMPROVEMENT ASSESSMENT (9-11)	

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AFFORDABLE HOUSING OPERATING ACCT (8-24)	
CAPITAL ACCOUNT (C-04)	427,148.57
PARKING UTILITY CAPITAL FUND (P-06)	
ESCROW (E-30)	1,036.29
TRUST FUND (T-13)	
GENERAL INSURANCE	
FLEXIBLE SPENDING FUND (9-22)	
MANUAL	367,768.20
ASSESSMENT TRUST FUND (9-11)	
GRANT (G-02)	9,152.00

NOW THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Princeton approve the bill list of November 24 2009 as presented.

Councilman Wilkes moved to approve Resolution 2009-R319, Councilman Martindell seconded, and Council approved unanimously.

Councilwoman Trelstad moved to adjourn; Councilman Wilkes seconded. There being no further business, Mayor Trotman adjourned the open session meeting at 10:15 P.M.

Because full Council was not present on November 24, Resolutions 2009-317 and 2009-318 will be readdressed on December 8.

Respectfully submitted,

Andrea Lea Quinty
Borough Clerk