

**Approved Minutes
Open Session
Of the Mayor and Council of the Borough of Princeton
April 13, 2010
Regular Meeting
Closed Session 6:00 P.M.
Open Session 7:30 P.M.**

Present: Council President Andrew Koontz, Councilwoman Jenny Crumiller, Councilman Roger Martindell, Councilwoman Barbara Trelstad, Councilman Kevin Wilkes, Mayor Mildred Trotman

Absent: Councilman David Goldfarb

Staff Present: Borough Administrator Robert W. Bruschi, Borough Engineer Christopher M. Budzinski, Police Chief David J. Dudeck, Police Lieutenant Sharon Papp, Police Lieutenant Nicholas Sutter, Deputy Borough Clerk Delores A. Williams

Council President Koontz called the meeting to order at 6:06 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 April 13, 2010, 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.”

Council President Koontz read **Agenda Item C, Resolution 2010-R133**, as follows:

**RESOLUTION 2010-R133
OF THE MAYOR AND COUNCIL OF THE BOROUGH OF PRINCETON
INTO CLOSED SESSION ON APRIL 13, 2010**

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 — Princeton Township
2. Negotiations — 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.

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

Borough Council recessed into closed session.

Mayor Trotman arrived at 6:10 P.M.

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 March 23, 2010.

Councilwoman Trelstad moved to approve the minutes of the open session of March 23, 2010, Councilman Wilkes seconded, and Council approved unanimously five to zero.

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

Anne Neumann, 22 Alexander Street, four-year member of the Local Issues Committee, which examines the financial arrangements among the two Princeton municipalities and Princeton University (PU). Ms. Neumann observed that, at the time of revaluation, PU tax-free property was worth about half the value of taxed private land—whereas, historically, the two were approximately equal. Borough Administrator Robert Bruschi undertook to follow up with ASI and schedule a session with ASI representatives and Finance Committee members.

Councilman Martindell requested a written protocol from ASI that addresses taxpayer concerns.

Council President Koontz repeated that ASI had held three public presentations for taxpayers and had revealed information available to the public at all three sessions.

Councilwoman Crumiller quoted some homeowners who had not been permitted to examine their property cards.

Councilman Wilkes said property holders who had pursued appeal reported finding errors.

Jo Butler, 18 Hibben Road, announced that the library will offer sessions to help members of the public with revaluation questions.

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

Mayor Trotman read **Agenda Item G, Report (1) — Arts Council Neighborhood Report — Jeff Nathanson, Executive Director.**

Mr. Nathanson observed that the Arts Council of Princeton (ACP) was not immune to the economic downturn, which occurred just a few months after opening the doors of the new Paul Robeson Center. Mr. Nathanson stated that staff reductions and budgetary cost-cutting efforts had permitted ACP to maintain its mission (“building community through the arts”) and not cut back on programs in 2009.

Mr. Nathanson reported that income from a legacy grant of \$250,000 specifically supports Witherspoon–Jackson area activities. He went on to list other grants that fund Princeton Nursery School and Princeton Young Achievers—outfits that offer free art classes (both in-school and after-school). Weekly attendance at the two groups exceeds 150 students throughout the year. Mr. Nathanson stated that scholarships were down slightly from 2008.

Mr. Nathanson described various community activities sponsored by ACP in partnership with other groups; most notably the 40-year-old festival of the arts—now called Communiversality—with more than 35,000 visitors last year.

Council President Koontz moved to accept the ACP annual report; Councilwoman Trelstad seconded; Council approved unanimously.

Mayor Trotman read **Agenda Item G, Report (2) — Police Staffing/Service Review** – *Robert W. Bruschi, Borough Administrator; David J. Dudeck, Chief of Police.*

Chief Dudeck announced that the entire force had wanted to attend the Council meeting.

Mr. Bruschi said he and Chief Dudeck hoped Council would feel comfortable with the proposed direction of the police department and adopt Ordinance 2010-03.

Chief Dudeck reviewed the 30-person department organizational chart. Chief Dudeck tracked the structure and calls/arrests of the force in five-year increments since 1965. He noted that the average time of police response (patrol only) was 45 minutes in 2009.

Chief Dudeck reported that Princeton Borough was second in Mercer County in major crime response—remarkable for such a small force. Chief Dudeck referred to a formula for calculating the absolute minimum number of officers to conduct basic patrol duties—6.4 officers times 12-hour tours equals 76.8 minimum manpower hours per day (annually 28,000 hours)—16.8 officers each day plus one for administrative officer. Continuing with the formula, Chief Dudeck concluded Borough requires 27.6 officers for patrol (plus 10 managers/supervisors). Chief Dudeck stated that the number of detective investigations is increasing, as is demand for firearm background checks, fingerprinting, and so forth.

Chief Dudeck insisted that the Borough police needs a captain; candidates are Lts. Papp and Sutter.

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Mr. Bruschi summarized that the basic duties of a police department are (1) patrol function and (2) detective function. He said the challenge is supervision and mentoring of a very young department.

Police Commissioner Kevin Wilkes encouraged his colleagues on Council to adopt Ordinance 2010-03.

Council President Koontz stated the goal: To have four officers plus one sergeant so as to respond to two “hot” calls at all times.

Councilwoman Trelstad asked if Chief Dudeck had identified a trend in increased incidence of crimes. Chief Dudeck replied that Borough’s attractiveness means more visitors—and more visitors will result in more crime.

Councilman Martindell thought Chief Dudeck’s presentation was a *beginning*. He stated that definitions change over time—a “call” in 1965 may not be the same call in 2009. Councilman Martindell stated that calls must be prioritized to use officers’ time most effectively. Councilman Martindell asserted that now is the time to answer all staffing questions.

Mr. Bruschi stated that the pending budget includes a police force as outlined in Ordinance 2010-03.

Chief Dudeck was advised by Mercer County prosecutors that New Jersey police mandates cannot be ignored.

Councilman Wilkes pointed out that 30 officers is not an escalation from (current) 27, but rather a reduction from (by ordinance) 34 people.

Councilman Martindell argued against appointing a captain because of the “presumptive chief” rationale. Chief Dudeck said that, with much of his time spent in the community, he needs someone within the department who is truly second in command. Chief Dudeck disagreed that captain means presumptive chief; Lts. Papp and Sutter will continue to cooperate as a team.

Mayor Trotman read by title **Agenda Item H, Old Business (1) — Public Hearing and Adoption: Ordinance 2010-03** AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 26 OF THE BOROUGH OF PRINCETON, NEW JERSEY 1974 REGARDING OPERATION OF THE BOROUGH POLICE DEPARTMENT.

Councilwoman Trelstad moved to adopt Ordinance 2010-03; Councilman Wilkes 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.

Councilman Wilkes asked Lt. Sutter to comment on Chief Dudeck’s assumptions. Lt. Sutter concurred that he and Lt. Papp—along with Chief Dudeck—will work for the best of the department. Lt. Papp also agreed.

Mayor Trotman called for a roll call vote. Deputy Borough Clerk called the roll. Council members Koontz, Crumiller, Trelstad, and Wilkes voted in the affirmative. Councilman Martindell voted nay. Mayor Trotman proclaimed the ordinance adopted four to one.

Mayor Trotman read by title **Agenda Item H, Old Business (2) — Public Hearing and Adoption: Ordinance 2010-04** BOND ORDINANCE PROVIDING VARIOUS IMPROVEMENTS FOR THE PARKING UTILITY IN AND BY THE BOROUGH OF PRINCETON IN THE COUNTY OF MERCER, NEW JERSEY APPROPRIATING \$250,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$250,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING THE COST THEREOF.

Councilman Wilkes moved to adopt Ordinance 2010-04; Councilwoman Trelstad seconded.

Borough Engineer Christopher Budzinski explained that Ordinance 2010-04 authorizes purchase of new SmartCard technology

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. Deputy Borough Clerk called the roll. Council members Koontz, Crumiller, Martindell, Trelstad, and Wilkes voted in the affirmative. Mayor Trotman proclaimed the ordinance adopted.

Mayor Trotman read **Agenda Item I, New Business (1–5) — Resolutions 2010-R134, 2010-R135, 2010-R136, 2010-R137, and 2010-R138**, as follows:

**RESOLUTION 2010-R134
OF THE MAYOR AND COUNCIL
OF THE BOROUGH OF PRINCETON
AWARDING CONTRACT FOR
TRANSPORTATION SERVICES FOR CROSSTOWN**

WHEREAS, the Borough of Princeton has determined the need for transportation services for Crosstown in the Borough of Princeton and Township of Princeton; and

WHEREAS, the Borough has solicited bid proposals for this service which were publicly opened on Tuesday, March 30, 2010 and one bid was opened and read; and

WHEREAS, the bid was reviewed by the Borough Engineer and found to be in order. The Borough Engineer therefore recommends that a contract be awarded to Greater Mercer Ride Provide Inc., 15 Roszel Road, Suite 101, Princeton NJ, 08540 as the lowest responsible bidder with a unit price of \$13.65 per ride; and

WHEREAS, the Borough's Chief Financial Officer has certified that funds are available for the purposes set forth herein.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Princeton that a contract be awarded to Greater Mercer Ride Provide Inc., 15 Roszel Road, Suite 101, Princeton NJ, 08540, from May 1, 2010 through December 31, 2011, for a lump sum contract not to exceed \$45,500 for 2010 and \$68,250 for 2011, or a total amount not to exceed \$113,750, based upon the bid unit price of \$13.65 per ride.

BE IT FURTHER RESOLVED, that the Mayor and Borough Clerk are hereby authorized and directed to execute said Contract on behalf of the Borough.

**RESOLUTION 2010-R135
OF THE MAYOR AND COUNCIL
OF THE BOROUGH OF PRINCETON**

**APPROVING THE PLACEMENT OF A BANNER AS REQUESTED BY THE
PRINCETON FIRST AID AND RESCUE SQUAD**

WHEREAS, The Princeton First Aid and Rescue Squad wishes to increase public awareness of emergency medical and technical rescue services and to announce EMS WEEK, a national recognition of professional contributions to the community being held May 16-22, 2010; and

WHEREAS, The Princeton First Aid and Rescue Squad has requested permission to install a banner over Washington Road to announce EMS Week and has received the approval of the Office of Community and State Affairs at Princeton University and pending all conditions and insurance requirements set forth are met for the period beginning Friday, May 14 through Friday May 21, 2010; 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 2010-R136
OF THE MAYOR AND COUNCIL
OF THE BOROUGH OF PRINCETON
APPROVING THE PLACEMENT OF A BANNER AS REQUESTED BY THE
ROTARY CLUB OF PRINCETON**

WHEREAS, The Rotary Club Of Princeton a community organization wishes to increase public awareness of their Annual Pancake Breakfast in conjunction with Memorial Day in the Borough of Princeton; and

WHEREAS, The Rotary Club has requested permission to install a banner over Washington Road to announce this event and has received the approval of the Office of Community and State Affairs at Princeton University and pending all conditions and insurance requirements set forth are met for the period beginning Friday May 21 through Friday, May 28, 2010; 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 2010-R137
OF THE MAYOR AND COUNCIL
OF THE BOROUGH OF PRINCETON
APPROVING THE PLACEMENT OF A BANNER AS REQUESTED BY THE
AUXILIARY OF THE UNIVERSITY MEDICAL CENTER
FOR PRINCETON HEALTHCARE KIDS MARATHON**

WHEREAS, The Auxiliary of the University Medical Center a community organization wishes to increase public awareness of the Kids Marathon to be held on Sunday, June 6, 2010; and

WHEREAS, The Auxiliary of the University Medical Center has requested permission to install a banner over Washington Road to announce this event and has received the approval of the Office of Community and

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State Affairs at Princeton University and pending all conditions and insurance requirements set forth are met for the period beginning Friday May 28 through Monday June 7, 2010; 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 2010-R138
OF THE MAYOR AND COUNCIL
OF THE BOROUGH OF PRINCETON
APPROVING FIRE DEPARTMENT APPLICATION FOR
STEPHEN SAMUEL WILLIAMS, SR.**

WHEREAS, Stephen Samuel Williams, Sr. has met all requirements of Borough of Princeton Code of Laws, Chapter 14, Section 25(a) through 25(f) as a member of the MERCER ENGINE COMPANY #3

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.

Council President Koontz moved to approve Resolutions 2010-R134, 2010-R135, 2010-R136, 2010-R137, and 2010-R138; Councilwoman Trelstad seconded; Borough Council approved unanimously.

Mayor Trotman read **Agenda Item J, Bill List for April 13, 2010 — Resolution 2010-R139** as follows:

**RESOLUTION 2010-R139
OF THE MAYOR AND COUNCIL OF THE BOROUGH OF PRINCETON
APPROVING THE APRIL 13, 2010 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 (10-01) | 235,133.20 |
| RESERVE ACCOUNT (9-01) | 91,326.21 |
| PARKING UTILITY OPERATING FUND (10-05) | 35,490.35 |
| PARKING UTILITY OPERATING FUND (9-05) | |
| AFFORDABLE HOUSING OPERATING ACCT (10-24) | 2,572.50 |
| IMPROVEMENT ASSESSMENT (10-11) | |
| AFFORDABLE HOUSING OPERATING ACCT (9-24) | |
| CAPITAL ACCOUNT (C-04) | 410,882.39 |
| PARKING UTILITY CAPITAL FUND (P-06) | 3,765.25 |
| ESCROW (E-30) | 1,854.66 |
| TRUST FUND (T-13) | 540.00 |
| GENERAL INSURANCE | |
| FLEXIBLE SPENDING FUND (10-22) | |
| MANUAL | 13,558,251.78 |

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ASSESSMENT TRUST FUND (10-11)
GRANT (G-02)

1,677.33

NOW THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Princeton approve the bill list APRIL 13, 2010 as presented.

Council President Koontz moved to approve Resolution 2010-R139, Councilwoman Trelstad 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 9:55 P.M.

Respectfully submitted,

Delores A. Williams
Deputy Borough Clerk