

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

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

Absent: Councilwoman Jenny Crumiller

Staff Present: Assistant Administrator/Chief Finance Officer Sandra L. Webb, Police Chief David J. Dudeck, , Police Captain Nicholas K. Sutter, Police Lieutenant Sharon Papp and Borough Clerk Andrea Lea Quinty

Mayor Trotman called the meeting to order at 7:30 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 July 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.”

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

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

Presented for approval were the minutes of the open session of June 1, 2010.

Council President Koontz moved to approve the minutes of the open session of June 1, 2010, Councilman Wilkes seconded, and Council approved unanimously five to zero.

Presented for approval were the minutes of the open session of June 8, 2010.

Councilwoman Trelstad moved to approve the minutes of the open session of June 8, 2010, Council President Koontz seconded, and Council approved unanimously.

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

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the five-minute limit for public presentations and the possible placement of an item on future council agenda.

Councilman Martindell announced that Anne Neumann had sent him an email about property revaluation for inclusion in the minutes. Ms. Neumann hoped Borough Council would appoint a committee to address the revaluation process and, if possible, work jointly with Princeton Township.

Councilman Martindell mentioned a question from a resident about ample trash containers on Witherspoon Street; Mayor Trotman assured him containers are there.

Councilman Martindell asked if there is a watering schedule for Harrison Street Park (HSP). Councilwoman Trelstad replied that watering is coordinated informally by the neighbors. Council President Koontz stated that each flower bed is “adopted” by a household and tended appropriately by them. Council President Koontz had personally observed that, despite the extensive heat wave, no plants are dying. Neighbors cooperate to care for beds when adoptive families are not able to water.

Council President Koontz undertook to provide Mayor Trotman with a list of watering responsibilities—especially important during the first year.

Borough Department of Public Works waters the grassy areas.

Mayor Trotman planned a final meeting—in the next few months—for Council and public to discuss HSP.

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

Mayor Trotman read **Agenda Item F, Report (1) — Police Staffing Report – Detective Bureau** – *Kevin Wilkes, Police Commissioner; David Dudeck, Police Chief; Nick Sutter, Police Captain; Sharon Papp, Police Lieutenant.*

Councilman Wilkes introduced the elements of detective bureau (DB) staffing, including routine detective tasks, statutes and regulations, and time requirements per officer for actual investigations.

Chief Dudeck stated that Captain Sutter manages the detectives. Chief Dudeck said that “detective” is not a promotion from the patrol ranks; it is a lateral transfer. Some skills of a detective are inherent, some are honed. Detective skill set must include communication, with an emphasis on writing.

All investigations “funnel down” to DB. Detective sergeant assigns follow-up investigation to an officer who continues through closure of the case.

Chief Dudeck noted that detectives interact with the public giving talks, cultivating informants, and interviewing witnesses and victims; resultant relationships are key to

solving crimes. Patrol officers move quickly from one situation to another without establishing a public perception of openness and accessibility, whereas detectives are the face of police responsiveness and community involvement.

In police jargon, victims are the “satisfied customers” when the crime against them is solved. Borough trains its detectives in “TV-land skills” such as lifting latent fingerprints, photographing crime scenes, blood spatter patterns, and so forth.

Chief Dudeck stated that a squad of one sergeant plus four detectives is minimal staffing for Princeton Borough. Scheduling must be flexible; DB officers expect short notice of a shift change. Chief Dudeck mentioned that investigative followup is often easier during evening shift.

Capt. Sutter explained that DB requires expertise. To attain that expertise, many hours of training are necessary. The four detectives shown in the staffing model represent three officers actually on duty during most shifts, with the fourth away for sickness, vacation, or training. Through their time in DB, officers become seasoned in the ways of police work.

Capt. Sutter said that officers handling juvenile cases must be able to relate and communicate with all ages. He distinguished the punitive nature of adult justice codes from early intervention, rehabilitation, and education for younger people. Ideally, one detective (of the four in the model) will specialize in youth issues and not be on the roster for other inquiries.

Chief Dudeck interjected that a juvenile officer is half cop, half counselor—requiring special proficiency and study. He acknowledged that Princeton Borough is not ready for a distinct Juvenile Bureau. Presently, Chief Dudeck strives for two detectives—one per shift—qualified to deal with juvenile incidents.

Chief Dudeck stated that specialty schooling is required for all types of crime—arson, sexual assault, and forensic methods to name three.

Capt. Sutter described detective work. First, he dispelled the image of a man in a trench coat and fedora wielding a magnifying glass. Capt. Sutter presented an overview of DB tasks, aiming at the safety and well-being of the entire community. He stressed the time-consuming nature of each.

- Screen all complaints; assign cases
- Maintain and monitor databases (subject to annual audit)
- Special paperwork for juvenile delinquency
- Interview; interrogation
- Evidence collection
- Crime prevention
- Megan’s Law registration, background checks, alcohol purveyor investigations, etc.

- Joint efforts with public agencies and other law enforcement units.

Capt. Sutter discussed duties of evidence officers that include collection and storage of pertinent items, and random audits of custodial propriety.

Capt. Sutter spoke of other responsibilities of DB such as paperwork for firearm ownership, solicitor permits, fingerprinting, domestic violence liaison with county, and court testimony.

Chief Dudeck summarized caseloads by year and type of call.

Capt. Sutter repeated an anecdote of bank fraud from earlier in 2010 that resulted in one suspect at large, two suspects in custody, four crime scenes, and a major motor vehicle accident. How the DB was affected:

1. Sergeant and a detective (off-duty—specially called in) responded
2. Accident scene processed (skid marks, photographs)
3. Crime scenes processed (fingerprints, DNA, photographs)
4. Witness interviews
5. Suspect, suspect family interviews
6. Issuance of warrants
7. Vehicle towed for examination
8. Discovery of evidence of future, planned crimes
9. Identification of organized crime group (North Carolina to New York).

Councilwoman Trelstad observed that the presentation demonstrated Borough residents as victims of outsiders, whereas local crime—mostly involving young people—was not covered. She thought police staffing might include an individual dedicated to targeting youth *before the fact*. Capt. Sutter concurred.

Council President Koontz asked about mutual aid in all types of investigation. Capt. Sutter answered that other DBs help out in many, and different, ways. He said mutual aid does work. Chief Dudeck clarified that mutual aid for DB is an abstract, informal understanding. Nearby towns will have a stake of their own before coming to Borough's aid; the county prosecutor's office or state troopers will step in when requested.

Councilman Goldfarb asked if Borough DB is primary investigator in all situations. Capt. Sutter said Borough is primarily responsible unless resources are inadequate for appropriate inquiry. "Higher" agencies (New Jersey State Police, Federal Bureau of Investigation) do not appropriate local investigations.

Capt. Sutter indicated that patrol division is the "backbone" of any police department. If work force pressures demanded, detectives would cover patrol duties.

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Looking to the immediate future, Capt. Sutter said the first step is training new officers. He intended to plead with Council to authorize the DB model of 5 detectives in a department of 30.

Councilman Martindell wondered what guidance Council could provide regarding management of the police department, leading to specific discussions about DB, patrol, and other services (possibly shared). Capt. Sutter stated that it was inconceivable to limit investigative expertise to just a few kinds of crime, while relying on neighboring DBs to look into other crimes on Borough's behalf. Borough police officers are required to deal with its jurisdiction's problems. Chief Dudeck was confident that neighboring police chiefs would be unwilling to risk crossing of boundary lines by police personnel.

Chief Dudeck shared with Council a letter from Mercer prosecutor that outlines duties and responsibilities of a police chief.

Councilman Goldfarb asked how small jurisdictions handle crime loads. Chief Dudeck said State Police help patrol.

Mayor Trotman read by title **Agenda Item G, New Business (1) — Introduction and Order to Publish: Ordinance 2010-11** AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 34, ARTICLE IV OF THE "CODE OF THE BOROUGH OF PRINCETON, NEW JERSEY, 1974" REGARDING SEWER SERVICE CHARGES.

Councilwoman Trelstad moved to introduce Ordinance 2010-11; Councilman Goldfarb seconded.

Chief Finance Officer Sandra L. Webb stated the importance of Ordinance 2010-11 for prompt passage before issuance of tax bills. She said sewer rates are amended every other year.

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 introduced with a public hearing to be held July 27, 2010.

Mayor Trotman read **Agenda Item G, New Business (2)—Resolution 2010-R202** as follows:

**RESOLUTION 2010-R202
OF THE MAYOR AND COUNCIL
OF THE BOROUGH OF PRINCETON
AUTHORIZING ALCOHOLIC BEVERAGE LICENSES FOR THE
LICENSING PERIOD 2010-2011**

BE IT RESOLVED by the Mayor and Council of the Borough of Princeton:

1. Application having been duly made, the following applicants are hereby adjudged to be entitled to the alcoholic beverage licenses for the licensed premises with the effective date of July 1, 2010 through June 30, 2011

PLENARY RETAIL CONSUMPTION LICENSE FEE \$2,500

1109-33-001-003 The Annex Grill Inc.
T/A ANNEX RESTAURANT
128 ½ Nassau Street

PLENARY RETAIL CONSUMPTION LICENSE (RESTRICTED BREWERY) FEE \$2,500

1109-38-012-008 Triumph Brewing Company of Princeton, Inc.
T/A TRIUMPH BREWING COMPANY
138 Nassau Street

CLUB LICENSE FEE \$188

1109-31-020-002 Corinthian Square Club
T/A CORINTHIAN SQUARE CLUB
30 Maclean Street

2. The Borough Clerk is hereby authorized and directed to sign, and issue license certificate in accordance with the foregoing on behalf of the Mayor and Council of the Borough of Princeton.

Councilman Goldfarb moved to approve Resolution 2010-R202, Councilwoman Trelstad seconded, and Borough Council approved unanimously five to zero.

Mayor Trotman read **Agenda Item G, New Business (3)—Resolution 2010-R203** as follows:

**RESOLUTION 2010 – R203
OF THE MAYOR AND COUNCIL
OF THE BOROUGH OF PRINCETON
AWARDING THE CONTRACT KNOWN AS
“SANITARY SEWER MAIN REPAIRS – MANHOLE RUN LINING AND SPOT LINER
REPAIRS (CONTRACT # PSOC 06 – 02)”
TO REYNOLDS INLINER, LLC**

WHEREAS, the Princeton Sewer Operating Committee (PSOC) has advised the Mayor and Borough Council of the need for the rehabilitation of sanitary sewer mains throughout that PSOC’s sanitary sewer service area; and

WHEREAS, a contract known as “Sanitary Sewer Main Repairs – Manhole Run Lining and Spot Liner Repairs, Contract # PSOC – 06 - 02,” for said services was put out to public bid, the bids being received and opened on May 25, 2010; and

WHEREAS, the Borough received the following bids in connection with said contract:

- Reynolds Inliner, LLC, Fairfield, Maine in the amount of \$339,510.00;
- EN-TECH Corp., Closter, New Jersey in the amount of \$352,205.00;
- Allstate Power Vac, Inc., Rahway, New Jersey in the amount of \$375,745.00;
- Insituform Technologies, Inc., Chesterfield, Missouri in the amount of \$408,975.00.

WHEREAS, the PSOC staff and the Borough Attorney have reviewed this bid and determined that the bid submitted by Reynolds Inliner, LLC is a responsible bid and is within the Engineer’s Estimate for this project; and

WHEREAS, the New Jersey Department of Environmental Protection’s Bureau of Administration & Management’s Construction Control Section (Division of Water Quality, Municipal Finance & Construction Element) is has reviewed the bid and other post bid documentation in accordance with the requirements of the New Jersey Environmental Infrastructure Financing Program (NJEIFP) and on June 16, 2010 they issued their “Authorization to Award”; and

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WHEREAS, monies are available for said project under C-04-05-014-301 (Ordinance 2005-14, Rehabilitation of Sewer System).

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

1. That the contract for the project known as “Sanitary Sewer Main Repairs – Manhole Run Lining and Spot Liner Repairs, Contract # PSOC – 06 – 02” is awarded, conditioned upon the authorization of the New Jersey Department of Environmental Protection, to Reynolds Inliner, Fairfield, Maine in the bid amount of \$339,510.00.
2. The Mayor and Clerk are hereby authorized to execute a contract with Reynolds Inliner, LLC in a form substantially similar to the agreement attached hereto.

Councilwoman Trelstad moved to approve Resolution 2010-R203, Council President Koontz seconded, and Borough Council approved unanimously.

Mayor Trotman read **Agenda Item G, New Business (4)—Resolution 2010-R204** as follows:

**RESOLUTION 2010-R204
OF THE MAYOR AND COUNCIL
OF THE BOROUGH OF PRINCETON
REJECTING BIDS
FOR Re-BID OF CAPITAL PROJECT 09-04**

WHEREAS, the Borough of Princeton has determined the need for a new street sweeper in connection with the re-bid of Capital Project 09-04, Mechanical Broom Street Sweeper with Vacuum-Assist Filtration, and

WHEREAS, the Borough has solicited bid proposals for same and bid proposals were publicly opened on June 17, 2010; and

WHEREAS, the Borough received the following bids:

Jet Vac, Inc	\$148,000
W. E. Timmerman Co. Inc	\$298,900; and,

WHEREAS, pursuant to N.J.S.A. 40A:13.2(d), the Borough seeks to substantially revise the specifications for the services; and to approve the rejection of all bids pursuant to N.J.S.A. 40A:11-13.2 and authorize a re-bid of the street sweeper pursuant to the revised specifications.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Princeton that the Borough hereby rejects all bids for the street sweeper for the reasons cited above.

Councilman Goldfarb moved to approve Resolution 2010-R204, thereby rejecting the bids for re-bid of Capital Project 09-04 for lack of compliance. Councilwoman Trelstad seconded. Borough Council approved unanimously.

Mayor Trotman read **Agenda Item G, New Business (5)—Resolution 2010-R205** as follows:

**RESOLUTION 2010-R205
OF THE MAYOR AND COUNCIL
OF THE BOROUGH OF PRINCETON**

**AWARD OF CONTRACT FOR CAPITAL PROJECT 10-04
ALTERATIONS TO SENIOR RESOURCE CENTER**

WHEREAS, the Borough of Princeton has determined the need for construction services in connection with Capital project # 10-04, known as the Alterations To Princeton Senior Resource Center; and

WHEREAS, the Borough has solicited bid proposals for same and all bid proposals were publically opened on June 15, 2010; and

WHEREAS, the Borough received the following base bids:

Capitol Construction Management, LLC. in the amount of \$103,323.00
Adirondack Contracting Inc. in the amount of \$115,500.00
Scozzari Builders in an amount of \$124,568.00
Rocon Contracting in the amount of \$145,000.00
Geo Matrix Construction in the amount of \$184,800.00
D&K Construction Co. Inc. in the amount of \$197,000.00
Golden Crown Contractors Inc. in the amount of \$228,833.00; and

WHEREAS, the bid documents were structured with three add alternates and two deducts, and the Borough Engineer recommends award of the contract with Alternate #1 and Alternate #4 only, neither of which changes the outcome of the low bidder and therefore makes the total project amount equal to \$117,000.00; and

WHEREAS, the Borough Attorney has determined that the apparent low bidder, Capitol Construction Management, LLC. has submitted a complete bid package; 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 that the Mayor and Council of the Borough of Princeton hereby recommends that the above referenced contract be awarded to Capitol Construction Management, LLC, 25 Mountainside Avenue, Atlantic Highlands, NJ 07716 for Capital project #10-04, in the total amount of \$117,000.00, as set forth in the bid specifications utilizing the materials specified and without exception.

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

Councilwoman Trelstad moved to approve Resolution 2010-R205 and Councilman Wilkes seconded. Councilwoman Trelstad expressed concern over the bidder's ability to comply. Borough Council approved unanimously.

Mayor Trotman read **Agenda Item G, New Business (6)—Resolution 2010-R206** as follows:

**RESOLUTION 2010-R206
OF THE MAYOR AND COUNCIL
OF THE BOROUGH OF PRINCETON
APPROVING PROFESSIONAL SERVICE AGREEMENT FOR
DEER CARCASS REMOVAL**

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 **Deer Carcass Removal Service, LLC, PO Box 328, Cream Ridge, NJ 08514** (hereinafter referred to as "Provider") to provide consultant services for the Borough from **January 1, 2010 through December 31, 2010**, as hereafter more particularly stated.

1. The contract so authorized shall require the Provider to provide professional **health** services and other related duties as cited in the agreement proposal of **January 1, 2010** (attached), for a total contract amount not to exceed **\$500.00**.

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.

Council President Koontz moved to approve Resolution 2010-R206, Councilman Wilkes seconded, and Borough Council approved unanimously.

Mayor Trotman read **Agenda Item G, New Business (7)—Resolution 2010-R207** as follows:

**RESOLUTION 2010-R207
OF THE MAYOR AND COUNCIL
OF THE BOROUGH OF PRINCETON
APPROVING PROFESSIONAL SERVICES AGREEMENT
FOR HEALTH EDUCATION SERVICES**

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 **Health Education Services, 35 Blue Ridge Road, Titusville, NJ 08560** (hereinafter referred to as "Provider") to provide consultant services for the Borough from **July 1, 2010 through December 31, 2010**, as hereafter more particularly stated.

1. The contract so authorized shall require the Provider to provide professional **health** services and other related duties as cited in the proposal agreement of **June 29, 2010** (attached), for a total contract amount not to exceed **\$4,483.00**.

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.

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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 2010-R207, Councilman Wilkes seconded, and Borough Council approved unanimously.

Mayor Trotman read **Agenda Item G, New Business (8)—Resolution 2010-R208** as follows:

**RESOLUTION 2010-R208
OF THE MAYOR AND COUNCIL
OF THE BOROUGH OF PRINCETON
APPROVING AN EXTENSION FOR UNIFORM SHARED SERVICES
AGREEMENT WITH THE CITY OF TRENTON FOR LOCAL
PUBLIC HEALTH SERVICES**

WHEREAS, the Borough of Princeton desires amend an uniform shared 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 uniformed shared services with **The City of Trenton, 319 East State Street, Trenton, NJ 08608** (hereinafter referred to as "Recipient") to provide health officer services for the City of Trenton from **July 1, 2010 through September 30, 2010**, as hereafter more particularly stated.

1. The contract so authorized shall require the Provider to provide health officer services and other related duties as cited in the amended uniform shared services agreement of December 16th (attached), for an **additional** contract amount not to exceed **\$15,000.00**.

Under this Agreement, Provider shall at all times act as the full-time health officer and shall have 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 with the prior written approval of same granted in accordance with law.

Rendition of Invoices: Payment of fees will be made upon the submission of the Recipient 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 Recipient shall give written notice to the Borough when the Recipient 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 uniform shared service agreements entered into by the Borough and shall be subject to approval by the Borough Attorney, State and the State Department of Health and Senior Services.

3. The contract shall be awarded without competitive bidding as a contract for uniform shared 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 2010-R208 and Councilwoman Trelstad seconded.

Council President Koontz summarized Princeton Regional Health Commission Officer David Henry's email detailing time spent on Trenton tasks versus Princeton tasks. Mr. Henry, as a certified health officer, provides statutory services that are otherwise unavailable in Trenton. Council President Koontz said Princeton Regional Health Commission has asserted that the Princetons have not suffered under Mr. Henry's arrangement with Trenton.

Council President Koontz spoke with Trenton's health director, who expressed hope for a full additional 90 days of Mr. Henry's assistance while they find a permanent solution.

Mayor Trotman cited Borough Administrator Robert Bruschi's satisfactory performance rating of Mr. Henry during this period. Mr. Bruschi had noted the few hours Mr. Henry spends working for Trenton. Mayor Trotman stated she could not support further extensions after this one.

Councilman Martindell opposed one more extension, anticipating another request in three months.

Council President Koontz described the necessary sharing of public health officers throughout New Jersey. Council President Koontz wondered if Trenton and Princeton could have a permanent agreement to share a health official—an idea that could be explored during the requested 90-day extension.

Councilman Goldfarb pointed out that the plan benefits Mr. Henry, benefits Trenton, and demonstrates no injury to Princetons.

Hearing no further discussion, Mayor Trotman called for a vote. Mayor Trotman proclaimed the motion passed four to one, with Councilman Martindell voting nay.

Mayor Trotman read **Agenda Item G, New Business (9–13)—Resolutions 2010-R209, 2010-R210, 2010-R211, 2010-R212, and 2010-R213** as follows:

**RESOLUTION 2010-R209
OF THE MAYOR AND COUNCIL
OF THE BOROUGH OF PRINCETON
AUTHORIZING THE AMENDMENT
OF A NON-FAIR AND OPEN CONTRACT
FOR PROFESSIONAL SERVICES
TO VAN CLEEF ENGINEERING ASSOCIATES
FOR INSPECTION OF SANITARY SEWER REHABILITATION PROJECTS**

WHEREAS, the Borough wishes to amend a certain professional services agreement with Van Cleef Engineering Associates, to provide additional engineering services in connection with certain activities being conducted by the Borough, 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 addendum to a contract for professional services with Van Cleef Engineering Associates (hereinafter referred to as "Provider") said contract being dated January 12, 2010 for the period through December 31, 2010.

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

With respect to the to Municipal Sanitary Sewer Rehabilitation Projects, Provider will provide inspection of such construction projects administered directly by the Princeton Sewer Operating Committee or by Princeton Borough or Princeton Township as part of a roadway reconstruction project.

2. The Borough shall pay the Provider the following **additional compensation**: An amount not to exceed **\$75,000.00** for a total of \$150,000.

3. This 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.

**RESOLUTION 2010-R210
OF THE MAYOR AND COUNCIL
OF THE BOROUGH OF PRINCETON
APPROVING APPLICATION FOR SHARE GRANT
FOR FEASIBILITY STUDY OF SHARED SERVICES**

WHEREAS, the Township Committee of the Township of Princeton 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 \$37,500.00 and,

WHEREAS, the Township of Princeton has agreed to be the lead agency in this program; 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 our local units through the sharing of additional shared services and/or consolidation, that would be beneficial to both or all 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 join with the Township of Princeton in applying for a grant for the purpose of a feasibility study of such an endeavor; and,

**RESOLUTION 2010-R211
OF THE MAYOR AND COUNCIL
OF THE BOROUGH OF PRINCETON
APPROVING THE PLACEMENT OF POLE BANNERS
AS REQUESTED BY THE
PRINCETON UNIVERSITY ART MUSUEM
AND PRINCETON UNIVERSITY OFFICE OF
COMMUNITY AND REGIONAL AFFAIRS**

WHEREAS, The Princeton University Art Museum is promoting the upcoming art museum exhibit "Starburst: Color Photography In America 1970-1980; and

WHEREAS, The Princeton University Art Museum and The Princeton University Office of Community and Regional Affairs has requested permission to install eight pole banners on Nassau Street beginning July 1, 2010 through September 27, 2010 to promote the upcoming art celebration ; and

WHEREAS, the pole banners will be promptly removed after 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 pole banners on Nassau Street in accordance with Borough Ordinances 3-14-3-17.

**RESOLUTION 2010-R212
OF THE MAYOR AND COUNCIL
OF THE BOROUGH OF PRINCETON
APPROVING THE PLACEMENT OF A BANNER AS REQUESTED BY
STONY BROOK MILLSTONE WATERSHED ASSOCIATION**

WHEREAS, The Stony Brook Millstone Watershed Association wishes to promote public awareness of their Annual Butterfly Festival; and

WHEREAS, The Stony Brook Millstone Watershed Association 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 Monday August 9 through Monday August 16, 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-R213
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 a sewer 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>
34.01	16		Housing Auth. of Prin. Boro.	50 Clay Street	\$8,112.00

*Adjustment to 2007 Sewer Billing

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.

July 13, 2010

Council President Koontz moved to approve Resolutions 2010-R209, 2010-R210, 2010-R211, 2010-R212, and 2010-R213; Councilman Martindell seconded; Borough Council approved unanimously.

Mayor Trotman read **Agenda Item H, Bill List for July 13, 2010 — Resolution 2010-R214** as follows:

**RESOLUTION 2010-R214
OF THE MAYOR AND COUNCIL OF THE BOROUGH OF PRINCETON
APPROVING THE July 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)	703,263.36
RESERVE ACCOUNT (9-01)	843.57
PARKING UTILITY OPERATING FUND (10-05)	13,181.25
PARKING UTILITY OPERATING FUND (9-05)	
AFFORDABLE HOUSING OPERATING ACCT (10-24)	3,035.00
IMPROVEMENT ASSESSMENT (10-11)	
AFFORDABLE HOUSING OPERATING ACCT (9-24)	
CAPITAL ACCOUNT (C-04)	181,696.52
PARKING UTILITY CAPITAL FUND (P-06)	
ESCROW (E-30)	914.30
TRUST FUND (T-13)	
GENERAL INSURANCE	
FLEXIBLE SPENDING FUND (10-22)	
MANUAL	122,826.00
ASSESSMENT TRUST FUND (10-11)	
GRANT (G-02)	4,956.70

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

Council President Koontz moved to approve Resolution 2010-R214, Councilwoman Trelstad seconded, and Council approved four to one. Councilman Goldfarb opposed payment to Assemblyman/Borough Prosecutor Gusciora and voted nay.

Council President Koontz moved to adjourn; Councilwoman Trelstad seconded. There being no further business, Mayor Trotman adjourned the open session meeting at 10:28 P.M.

Respectfully submitted,

**Andrea Lea Quinty
Borough Clerk**