

**Approved Minutes  
Open Session  
Of the Mayor and Council of the Borough of Princeton  
November 3, 2010  
Regular Meeting  
Closed Session 6:00 P.M.  
Open Session 7:30 P.M.**

Present: Council President Andrew Koontz, Councilwoman Jenny Crumiller, Councilman David Goldfarb, Councilman Roger Martindell, Councilwoman Barbara Trelstad, Councilman Kevin Wilkes, Mayor Mildred Trotman (*arrived 6:08 P.M.*)

Absent: None

Staff Present: Borough Administrator Robert W. Bruschi, Borough Clerk Andrea Lea Quinty

Mayor Trotman called the meeting to order at 6:00 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 3, 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 read **Agenda Item C, Resolution 2010-R304**, as follows:

**RESOLUTION 2010-R304  
OF THE MAYOR AND COUNCIL OF THE BOROUGH OF PRINCETON  
INTO CLOSED SESSION ON NOVEMBER 3, 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. NHKT
2. Personnel

**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, 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 7:30 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 October 12, 2010.

Councilwoman Trelstad moved to approve the minutes of the open session of October 12, 2010, Council President Koontz seconded, and Council approved unanimously.

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

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

Councilman Wilkes reported that the Public Safety Committee has been involved in police personnel matters. The force is now a complete complement of 30 authorized officers. Public Safety will soon present to Council recommendations on burglar alarms. The committee is examining county and interlocal options for police dispatch.

Councilman Goldfarb announced that police department is entering into full-scale recruitment to develop a pool of candidates for future hire.

Council President Koontz asked the status of department accreditation. Councilman Wilkes stated that a private group was hired to pursue accreditation.

Councilman Martindell expressed concern over the expense of three new hires, three promotions, and an outside accreditation consultant.

Council discussed options for sharing dispatch duties with nearby communities—in particular, Ewing, Lawrence (interested in housing joint dispatch), and Hopewell—and/or Mercer County.

Mayor Trotman read **Agenda Item H, New Business (1) — Resolution 2010-R305** as follows:

**RESOLUTION 2010-R305  
OF THE MAYOR AND COUNCIL  
OF THE BOROUGH OF PRINCETON  
SUPPORTING THE DELAWARE AND RARITAN CANAL COMMISSION**

**WHEREAS,** the Delaware and Raritan Canal Commission provides important regulatory protection to the Delaware and Raritan Canal, a key source of drinking water for 1.5 million people; and

**WHEREAS**, the Delaware and Raritan Canal Commission provides invaluable oversight not only to the historic Delaware and Raritan Canal State Park, but also the larger historic, natural, and scenic corridor through which the narrow canal park passes. The Canal State Park itself is a state and national recreational area for close to 1 million visitors; and

**WHEREAS**, the Canal water can be compromised by inappropriate land use, development and stormwater runoff in central New Jersey; and

**WHEREAS**, the Delaware and Raritan Canal Commission prepares and administers an independent regulatory land-use program within the area where new development could have drainage, visual or other ecological impact on the Canal Park; and

**WHEREAS**, the Delaware and Raritan Canal Commission is self-funded with revenue from fees for review, and there is no cost savings to the State from elimination of the Commission; and

**WHEREAS**, the Delaware and Raritan Canal Commission independently reviews and approves or rejects all permits for development in its review zones in central New Jersey; and

**WHEREAS**, the Delaware and Raritan Canal Commission independently reviews and approves, rejects or modifies any action by the State in the Canal Park, or any permit for action in the park; and

**WHEREAS**, the Delaware and Raritan Canal and its larger historic, natural and scenic corridor are part of New Jersey history, and

**WHEREAS**, generations of New Jerseyans have treasured and enjoyed the Delaware and Raritan Canal Park; and its historic, natural, scenic recreational corridor, and

**WHEREAS**, the Delaware and Raritan Canal and its corridor are part of New Jersey history and generations of New Jerseyans have treasured and enjoyed the Delaware and Raritan Canal Park and its historic, natural, scenic recreational corridor, and

**WHEREAS**, the generally narrow width of the Delaware and Raritan Canal State Park requires oversight of the adjacent area to protect its historic and natural character, and

**WHEREAS**, the Delaware and Raritan Canal corridor includes New Jersey's two National Scenic Byways – the Delaware River and the Millstone Valley Scenic Byways, and

**WHEREAS**, the legislation that created Delaware and Raritan Canal Commission is a model for resource based regional planning, regulation and enforcement in a diverse cultural landscape, and

**WHEREAS**, the Delaware and Raritan Canal Commission protects the integrity of the Canal Park and the historic natural and scenic corridor, of which it is the core, fosters education about and enjoyment of the Canal, the Canal State Park, and the many historic and natural areas and its corridor and functions in an open and public manner.

**NOW THEREFORE, BE IT RESOLVED**, that the Mayor and Council of the Borough of Princeton supports the continued empowerment and funding of the Delaware and Raritan Canal Commission;

**BE IT FURTHER RESOLVED** that the Mayor and Council of the Borough of Princeton urges the New Jersey legislature to act to preserve the Delaware and Raritan Canal Commission as chartered, currently structured and functioning with responsibilities, authority and public oversight; and that copies of this resolution be distributed to legislative leaders and agencies, including the Speaker of the State Assembly, the President of the State Senate and the Commissioner of the New Jersey Department of Environmental Protection, and the Governor of the State of New Jersey.

Council President Koontz moved to approve Resolution 2010-R305 and Councilwoman Trelstad seconded.

Terry Stinfeld, Chair of the Central Jersey Sierra Club, said the resolution before Council was passed by Sierra Club in support of Delaware-Raritan Canal Commission (DRCC).

Councilman Martindell questioned the need for Resolution 2010-R305.

Ms. Stinfeld replied that Gov. Christie has targeted 60 agencies for closure to save the cost of running them; the very existence of DRCC is at risk. She stated that elimination of DRCC would decrease the efficiency of state government. Legislative action would be required to close DRCC.

Ms. Stinfeld detailed impacts on the canal park—including land use issues, visual impact, and permanent loss of the history of the canal—if funding were discontinued.

Councilman Wilkes speculated that New Jersey's intent—not saving money—was removal of a layer of regulatory review for development purposes.

Councilwoman Trelstad emphasized protection of drinking water for 1.5 million people.

Councilman Goldfarb stated his personal enjoyment of the park as he cycles to work. He supported Resolution 2010-R305.

Mayor Trotman called for a show of hands and proclaimed the ayes have it. (Councilwoman Crumiller voted nay; Councilman Martindell abstained.)

Mayor Trotman read **Agenda Item G, Old Business (1) — Resolution 2010-R295** as follows:

**RESOLUTION 2010-R295  
OF THE MAYOR AND COUNCIL  
OF THE BOROUGH OF PRINCETON  
APPROVING A MEMORANDUM OF UNDERSTANDING  
2010 THROUGH 2012 COLLECTIVE NEGOTIATIONS AGREEMENT WITH NEW JERSEY  
STATE POLICEMEN'S BENEVOLENT ASSOCIATION, INC., LOCAL 130**

**WHEREAS**, there is a need for the Borough of Princeton and the Patrol Officers of the Police Department of the Borough of Princeton to enter into a Collective Negotiations Agreement; and

**WHEREAS**, the parties entered into negotiation and as such an agreement was approved in May of 2009 for the period of January 1, 2008 through December 31, 2009 ; and

**WHEREAS**, the parties entered into negotiation and as such a MEMORANDUM OF UNDERSTANDING has been agreed upon for the year 2010, 2011 and 2012;

**NOW, THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Borough of Princeton that the Mayor and Clerk are hereby authorized and directed to execute a Memorandum of Understanding for the years 2010, 2011 and 2012 with the PBA Local 130 substantially in the form attached hereto.

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

2. An executed copy of this Memorandum of Understanding Agreement between the Borough and the New Jersey State Policemen's Benevolent Association, Inc. Local 130 and a copy of this Resolution shall be on file and available for public inspection in the Office of the Borough Clerk.

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3. An executed copy of this Memorandum of Understanding Agreement between the State Policemen's Benevolent Association, Inc. Local 130 and a copy of this Resolution shall be forwarded to State of New Jersey Public Employers Relations Commission.

Councilman Goldfarb moved to approve Resolution 2010-R295 and Councilwoman Trelstad seconded.

Borough Administrator Robert Bruschi stated that PBA has agreed to a 1.5% increase for 2010 and 2.4% in 2011 and 2012. Further details include increased college reimbursement and elimination of vision reimbursement; shift rules were modified. Mr. Bruschi found the agreement cost effective for Borough; he recommended Council's approval.

Councilman Martindell wanted more thorough review before approving Resolution 2010-R295. He said 2011 budget implications are as yet unknown. State reform of interest arbitration might work to Borough's advantage—wait and see. Councilman Martindell wanted to establish the overall cost of the agreement to the taxpayer prior to acting on Resolution 2010-R295.

Councilman Goldfarb commented that Resolution 2010-R295 provisions are retroactive to January 1, 2010: The 2010 budget was adopted without settlement of the PBA contract. He thought the 2011 budget discussion was not relevant to adoption of Resolution 2010-R295.

Councilman Martindell reviewed specific police salaries. Mayor and Council agreed that the police department is very expensive.

Looking from the force members' perspective, Councilman Wilkes noted that 30 critical employees are facing less than 1% take-home increase. "Not an egregious giveaway of public money," Councilman Wilkes said.

Councilman Martindell continued listing police compensation and benefits.

Councilwoman Crumiller favored 2010-R295.

Council President Koontz thanked Mr. Bruschi and PBA for tight negotiations in difficult economic circumstances.

Councilwoman Trelstad wanted to use Councilman Martindell's research as a basis for negotiations in 2012.

Councilman Wilkes called out to colleagues in Princeton Township for a unified police force.

Councilman Martindell profiled the three local forces—Borough 30, Township 30, University 30—to protect a population of 30,000.

Mayor Trotman called the question on 2010-R295. Council approved five to one, with Councilman Martindell voting nay.

Mayor Trotman read **Agenda Item H, New Business (2–5) — Resolutions 2010-R306, 2010-R307, 2010-R308, and 2010-R309** as follows:

**RESOLUTION 2010-R306  
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>
15.01	29		Mt. Pisgah A ME Church 170 Witherspoon St Princeton, NJ 08540	7 Maclean Street	\$1,102.14
17.02	56		Diehl, Dorothy Turnage 7 Green Street Princeton, NJ 08540	7 Green Street	\$2,346.11
19.03	56		21 Chambers St. Realty Trust C/O Frieman 21 Chambers Street Princeton, NJ 08542-3707	21 Chambers St.	\$291.74
20.09	15.07	C15G	Shetty, Ajit & Christine Clerinx 15G Palmer Sq. West, Unit G Princeton, NJ 08542	15 Palmer Sq. West	\$303.90
25.02	24		Danser, Constance 21 Humbert Street Princeton, NJ 08540 <b>Issue refund to: BAC Tax Services PO Box 10211 Van Nuys, CA 91499-6089</b>	21 Humbert Street	\$3,549.55
27.017		C01	Holy Cow, LLC C/O Reilly 156 Hunt Drive Princeton, NJ 08540	23AWitherspoonSt	\$651.89
53.01	11.25	C10	Whyman, Susan 153 Buttonwood Drive Fair Haven, NJ 07704	1 Markham Rd 2E	\$810.40
<b>TOTAL AMOUNT OF REFUNDS</b>					<b>\$9,055.73</b>

**ALL REFUNDS DUE TO COUNTY BOARD TAX APPEALS**

**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 2010-R307  
OF THE MAYOR AND COUNCIL  
OF THE BOROUGH OF PRINCETON  
APPROVING THE PLACEMENT OF A BANNER AS REQUESTED**

**BY TRIANGLE CLUB OF PRINCETON**

**WHEREAS**, TRIANGLE CLUB OF PRINCETON has planned its annual fall show “Family Feudalism” revue; and

**WHEREAS**, Triangle Club of Princeton has requested permission to install a banner over Washington Road in Princeton Borough with approval of the Office of Community and Regional Affairs at Princeton University beginning Monday, November 8, 2010 through Monday, November 15, 2010 to advertise this program to the entire Princeton Community; 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-R308  
OF THE MAYOR AND COUNCIL  
OF THE BOROUGH OF PRINCETON  
APPROVING FIRE DEPARTMENT APPLICATION FOR  
ASSOCIATE MEMBER WAYNE KRUSZEWSKI**

**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 Member of the PRINCETON FIRE DEPARTMENT:

WAYNE KRUSZEWSKI

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

**RESOLUTION 2010-R309  
OF THE MAYOR AND COUNCIL  
OF THE BOROUGH OF PRINCETON  
APPROVING FIRE DEPARTMENT APPLICATION  
JUNIOR FIREFIGHTER MEMBERSHIP  
GREGORY GRIFFIS**

**WHEREAS**, Gregory Griffis has met all requirements of Borough of Princeton Code of Laws, Chapter 14, Section 28(a) through 28(d) as a Junior Firefighter of 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.

Councilwoman Trelstad moved to approve Resolutions 2010-R306, 2010-R307, 2010-R308, and 2010-R309; Councilman Martindell seconded; Borough Council approved unanimously.

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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**