

**Approved Minutes  
Open Session  
Of the Mayor and Council of the Borough of Princeton  
May 22, 2012  
Regular Session 7:00 P.M.**

Present: Council President Barbara Trelstad, Councilwoman Jenny Crumiller, Councilwoman Heather Howard, Councilman Roger Martindell, Councilman Kevin Wilkes, Mayor Yina Moore

Absent: Councilwoman Jo Butler

Staff Present: Borough Administrator and Acting Clerk Robert W. Bruschi, Borough Engineer John M. West, Assistant Borough Attorney Henry Chou, Police Lieutenant Sharon Papp, Deputy Borough Clerk Delores A. Williams

Mayor Moore called the meeting to order at 7:05 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 May 22, 2012, 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 Moore asked all present to rise for **Agenda Item C, Salute to the Flag**.

Mayor Moore read **Agenda Item D, Public Presentation**, and asked if anyone present wished to address Council with an issue not on the agenda. Mayor Moore explained the five-minute limit for public presentations; no dialogue with Council members is permitted during this portion of the agenda. If so indicated, Council will take action at a later date.

Peter Marks, 107 Moore Street, summarized pre-consolidation-vote assertions: (1) an independent Borough would be financially unsustainable, and (2) only consolidation of the two towns could support low-density, single-family character of central neighborhoods—that he called “misleading.” In contrast, Borough coffers are bulging and smart growth principles must be maintained to concentrate development in the downtown core while preserving open space around the periphery. Mr. Marks urged Council to defer the effective date of consolidation.

Mayor Moore informed the audience that public comment on Ordinance 2012-09, **BOND ORDINANCE PROVIDING FOR SIDEWALK AND OTHER RELATED SANITARY**

SEWER IMPROVEMENTS IN AND BY THE BOROUGH OF PRINCETON, IN THE COUNTY OF MERCER, NEW JERSEY, APPROPRIATING \$112,000 THEREFOR, AUTHORIZING THE ISSUANCE OF \$106,400 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE COST THEREOF AND DIRECTING THE SPECIAL ASSESSMENT OF THE COST THEREOF, will be welcomed at a meeting to be held after today's introduction.

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

Mayor Moore read **Agenda Item E, Report (1) — Monthly Police Report** — *Sharon Papp, Police Lieutenant.*

**RESOLUTION 2012-R176  
OF THE MAYOR AND COUNCIL  
OF THE BOROUGH OF PRINCETON  
APPROVING THE MONTHLY CHIEF OF POLICE REPORT**

**WHEREAS**, David Dudeck, Chief of Police of the Borough of Princeton prepared a comprehensive report detailing the police activity for the month of March 2012; and

**WHEREAS**, the Mayor and Council reviewed said report at their Regular Meeting attended by Police Chief Dudeck and made various inquiries.

**NOW THEREFORE BE IT RESOLVED** that the Mayor and Council hereby accept the March 2012 Monthly police report prepared by the Borough Police Administration.

Lt. Papp noted that burglaries were up in March 2012, primarily attributed to vehicle incidents. Household burglaries are under active investigation. The Police Department has added the vacant house check form to the website.

Council President Trelstad moved to accept the police report, Councilman Wilkes seconded, and Council approved unanimously five to zero.

Mayor Moore read **Agenda Item E, Report (2) — Princeton Public Library** — *Leslie Burger, Director.*

Ms. Burger aired a short DVD demonstrating library activity. She stated that the big challenge for any public library is staying abreast of current trends in publishing and consumer needs. Use of the library increased by about 2% (800,000 total people) in 2011; of note, there was 6% increase in items borrowed, 67% increase in downloads and a 6% increase in the number of volunteers, which is equivalent to 2 ½ full-time employees.

Mr. Bruschi reported that the library portion of the 2012 budget included additional \$35,000 for salaries/benefits and \$40,000 for building upkeep.

Ms. Burger projected about 80% tax support for total operating budget (1/3 for Borough); to close the 20% gap (about \$1 million), library relies on gifts, endowment income, fees, and so forth. Ms. Burger said that 20 employees are parking free at the Maclean Street lot and 20 in the Spring Street Garage (tickets validated, then library pays the Borough the difference between the validation and the daily rate fee).

Council President Trelstad stressed Council's need to hear from Ms. Burger every year around budget time to hear about the library's progress and programs.

Councilman Martindell inquired about the library's endowment goals.

Ms. Burger announced the goal of \$10 million in endowment funding was achieved in 2010 by the time of the centennial celebration—cash pledges (\$580,000) to be realized by 2014. A portion of the endowment income is covering extended Friday hours beginning June 1, 2012. The next campaign is to attain \$20 million by 2020.

Councilman Wilkes asked how consolidation will affect library operations. Ms. Burger responded that legal reincorporation as a municipal library will resolve all issues. Stable and predictable funding is her primary concern.

Katherine McGavern, President of the Library Board of Trustees, pointed out the extraordinary contribution of Ms. Burger to the entire community through her work at the public library.

Mayor Moore read **Agenda Item E, Report (3) — Affordable Housing Proposal** — *David Schroyer*.

Mr. Schroyer, Affordable Housing Board member and resident of Spruce Street, said that the Affordable Housing Board is collecting data on the impact of the revaluation on specific taxpayers who received a tax increase of more than 25% (361 property owners, 20 of whom are delinquent since May 1, 2012), with a view to creating a needs-based program to aid them.

Councilman Martindell commented how in the past the Borough would compete in the open market to purchase tax sale certificates and drive down interest rates. He inquired whether any homeowners within the last several years were identified as candidate properties for tax sales. Mr. Bruschi responded that the Borough hasn't looked since funding has been utilized in other areas.

Mr. Schroyer stated that the Affordable Housing Board's next step is to formulate a generic letter to target residents who were affected by the revaluation and now need help.

Mayor Moore read **Agenda Item E, Report (4) — Council Liaison Reports**.

COUNCILMAN WILKES, RECREATION. Community Pool was completed on time and will open as scheduled Saturday, May 26, at 11:45 A.M.

COUNCILWOMAN HOWARD, HEALTH. The hospital opened its new building in Plainsboro, with the transfer by ambulance of 110 patients. Pam Hersh, representing Princeton Health Care Systems, reported all aspects of medical care were required—including unanticipated surgeries, a birth, a major traffic accident—went without mishap. Councilwoman Howard commented that the Health Commission will track clinic use and access, as well as transportation vouchers.

COUNCILMAN MARTINDELL, FINANCE. Joint Finance Committees have been tracking transition costs and hoped-for savings. Yet to come is creation of the 2013 budget and alignment of two governments' accounting practices.

Councilman Martindell asked the role of Council in formulating a new Master Plan for the unified town. He requested a report to Council after each Master Plan committee meeting. Assistant Borough Attorney Henry Chou confirmed that the Master Plan is, statutorily, a product of the Regional Planning Board, which prepares, amends, and adopts the final plan. Council influences policy through appointment of Regional Planning Board members and can contribute ideas, but Council's real role is to implement the Master Plan through zoning ordinances.

Council members agreed that the Master Plan issues before the Regional Planning Board should be discussed, when possible, in open sessions.

COUNCIL PRESIDENT TRELSTAD, PUBLIC WORKS. The next topic for discussion at the June 7 meeting is downtown garbage.

MAYOR MOORE, AVALON BAY. Avalon representatives will update Council on June 6 regarding legal matters such as: enforceability of certain zoning content, Municipal Land Use Law, Mt. Laurel rulings, and so on. Mayor Moore announced progress by the *ad hoc* subcommittee in addressing citizens' concerns. She emphasized that any site plan changes recommended by the subcommittee will not put at risk the 56 affordable units. Mayor Moore reported that the upcoming subcommittee meeting on May 30 will cover Avalon's design revisions. Avalon's architect will present updated drawings on June 6.

Mayor Moore opened the public discussion and asked if anyone wished to address Council on this issue. She restricted each speaker to four minutes.

Daniel Harris, 28 Dodds Lane, commented on throughway paths, open park space fronting on Witherspoon Street, and the garage entrance from Franklin.

Holly Nelson, Leigh Avenue, said it behooves all to be very critical of "elastic" words that describe something not yet in existence.

Seeing no one further, Mayor Moore closed the public discussion.

Council President Trelstad read by title **Agenda Item F, Old Business (1) — Public Hearing and Adoption: Ordinance 2012-07, AN ORDINANCE TO ESTABLISH A MUNICIPAL RIGHT OF WAY FOR FUTURE RAIL USES ON THE OFFICIAL MAP OF THE BOROUGH OF PRINCETON AND AMEND CHAPTER 17A, LANDUSE OF THE CODE OF THE BOROUGH OF PRINCETON, NEW JERSEY.**

Mayor Moore announced deferral of the public hearing on Ordinance 2012-07 to June 12, 2012. She invited public comment; no one stepped forward.

Council President Trelstad read by title and moved **Agenda Item F, Old Business (2) — Introduction and Authorization to Publish: Ordinance 2012-09, BOND ORDINANCE PROVIDING FOR SIDEWALK AND OTHER RELATED SANITARY SEWER IMPROVEMENTS IN AND BY THE BOROUGH OF PRINCETON, IN THE COUNTY OF MERCER, NEW JERSEY, APPROPRIATING \$112,000 THEREFOR, AUTHORIZING THE ISSUANCE OF \$106,400 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE COST THEREOF AND DIRECTING THE SPECIAL ASSESSMENT OF THE COST THEREOF.**

Councilman Wilkes seconded.

Council President Trelstad confirmed that work will begin with clement weather. She stressed that Ordinance 2012-09 must be introduced promptly to avail funds as needed. Ordinance 2012-09 is an element of New Jersey's and Mercer County's Complete Streets programs. Council President Trelstad explained that the Borough has had a practice of repairing streets, sidewalks, and curbs concurrently with underground work on the sewer system. Ordinance 2012-09 extends the sidewalk on Scott Lane to form a walkable neighborhood network.

*Council excused Mr. Chou and Lt. Papp at 9:05 P.M.*

Councilwoman Howard announced a meeting of the neighbors was held to review the improvements. Councilwoman Howard observed that Council can undermine the spirit of Complete Streets if appropriate exceptions are ignored: She mentioned overwhelming—not unanimous—opposition from the affected households.

Councilman Martindell wondered about the mechanism for later deletion of a segment of an ordinance.

Borough Engineer John West affirmed that no sidewalk would be installed without approval from a majority of Council members.

Mayor Moore wanted everyone—not only these neighbors—to participate in planning the circulation element of the Master Plan; especially the Complete Streets component. She asked members of the audience who wish to address Council to limit their time at the microphone to three minutes.

Larry Filler, 25 Scott Lane, pointed out that pavement talks have been ongoing for a year (first notice on May 9, 2011), with numerous meetings and petitions indicating no need for sidewalk extensions.

Ted Ziolkowski, 36 Bainbridge Street, corrected Mr. Filler that sidewalks were first installed in 1979 at citizen expense. It was understood at the time that it was for the good of the community. Mr. Ziolkowski stated Scott Lane is a dangerous street because of an obtrusive hedge that hides the view of oncoming traffic.

Janet Kuenne, 53-year resident at 63 Bainbridge Street, has never seen a problem on the east side of Scott Lane. She requested a street light at the head of Scott at Nassau.

Council President Trelstad responded that the Public Works Committee is considering both the street light and hedge issues.

Sherry Meyer, 31 Scott Lane, reported that she is responsible for shoveling to the dead end; and, even so, opposes sidewalk extension. She commented on the stress of speaking out against neighbors over trivial public matters.

Yetta Ziolkowski, 36 Bainbridge Street, countered that the neighborhood has no community organization and is not self-contained. She wondered what the property frontage is to be protected against.

Andrew Shelpuk, 60 Scott Street, owns the second-longest sidewalk on the street. Mr. Shelpuk emphasized that today's meeting is to fund the whole project—sewer, water, curbing, street surface—with or without a new sidewalk.

Seeing no one further, Mayor Moore closed the public discussion and returned to Council. Hearing no comment, Mayor Moore called for a roll call vote. Deputy Borough Clerk called the roll. Council members Trelstad, Crumiller, Howard, Martindell, and Wilkes voted in the affirmative. Mayor Moore proclaimed Ordinance 2012-09 introduced with a public hearing to be held June 12, 2012.

Council President Trelstad read by title **Agenda Item G, New Business (1) — Introduction and Authorization to Publish Ordinance 2012-10, AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 14 SECTION 24 OF THE “CODE OF THE BOROUGH OF PRINCETON NEW JERSEY 1974” REGARDING PRINCETON FIRE DEPARTMENT ELECTION OF CAPTAIN AND LIEUTENANTS; VACANCIES IN OFFICE OF CAPTAIN AND LIEUTENANTS.**

Council deferred Ordinance 2012-10 to a later date when Bob Gregory can be present to speak to Council.

Council President Trelstad read **Agenda Item G, New Business (2 and 3) — Resolution 2012-R177 and Resolution 2012-R178** as follows:

**RESOLUTION #2012-R177  
THE BOROUGH OF PRINCETON  
COUNTY OF MERCER, STATE OF NEW JERSEY  
APPROVING THE PRINCETON COMMUNITY DEMOCRATIC ORGANIZATION'S REQUEST  
TO HAVE ALCOHOLIC BEVERAGES IN A PUBLIC PARK FOR ITS FAMILY PICNIC**

WHEREAS, the Code of the Borough of Princeton at Section. 24A-8 allows for the Mayor and Borough Council to grant permission to persons to have alcoholic beverages in a public park; and

WHEREAS, the Princeton Community Democratic Organization (“PCDO”) has requested permission from the Mayor and Borough Council for its members to bring alcoholic beverages for their own consumption to a public park for the PCDO Family Picnic on July 22, 2012 (raindate July 29, 2012).

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

1. Members of the PCDO are granted permission to bring alcoholic beverages for their own consumption to a public park for the PCDO Family Picnic on July 22, 2012 (raindate July 29, 2012).

**RESOLUTION 2012-R178  
OF THE MAYOR AND COUNCIL  
OF THE BOROUGH OF PRINCETON  
APPROVING RAFFLE LICENSE RA: 351  
TO THE FRIENDS OF THE PRINCETON PUBLIC LIBRARY**

**WHEREAS**, The Friends of the Princeton Public Library has submitted a raffle application to the Borough Clerk; and

**WHEREAS**, N.J.A.C. 13:47-4.1 requires seven (7) days to elapse before the Governing Body makes its findings and determinations; and

**WHEREAS**, the required waiting period is satisfied on May 3, 2012; and

**WHEREAS**, The Friends of the Princeton Public Library in accordance with N.J.A.C. 13:47-3 et seq, has submitted the required fees, four copies of their application, and the Legalized Games of Chance Control Commission (LGCCC) registration form with identification number.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Princeton that raffle license RA: 351 for The Friends of the Princeton Public Library be approved; and

**BE IT FURTHER RESOLVED** that the Municipal Clerk will forward the Finding and Determinations for RA: 351 to the LGCCC in accordance with N.J.A.C. 13:47-4.1.

Councilman Wilkes moved Resolution 2012-R177 and Resolution 2012-R178; Councilman Martindell seconded; and Council accepted unanimously.

Councilman Wilkes moved **Agenda Item H, Bill List for May 22, 2012 — Resolution 2012-R179** as follows:

**RESOLUTION 2012-R179  
OF THE MAYOR AND COUNCIL OF THE BOROUGH OF PRINCETON  
APPROVING THE MAY 22, 2012 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 (12-01)	109,428.86
CURRENT ACCOUNT (11-01)	28,863.80
RESERVE ACCOUNT (10-01)	
PARKING UTILITY OPERATING FUND (12-05)	10,146.05
PARKING UTILITY OPERATING FUND (11-05)	
AFFORDABLE HOUSING OPERATING ACCT (12-24)	2,100.00
AFFORDABLE HOUSING OPERATING ACCT (11-24)	
IMPROVEMENT ASSESSMENT (11-11)	
ANIMAL CONTROL TRUST (A-14)	
CAPITAL ACCOUNT (C-04)	177,157.58
PARKING UTILITY CAPITAL FUND (P-06)	
ESCROW (E-30)	740.00
TRUST FUND (T-13)	58,579.97
GENERAL INSURANCE	
FLEXIBLE SPENDING FUND (11-22)	
MANUAL	542,865.27
ASSESSMENT TRUST FUND (11-11)	
GRANT (G-02)	1,148.48

*May 22, 2012*

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

Councilman Martindell seconded and Council approved unanimously.

Councilman Wilkes moved to adjourn and Council President Trelstad seconded. There being no further business, Mayor Moore adjourned the open session meeting at 9:45 P.M.

Respectfully submitted,

**Delores A. Williams**  
**Deputy Borough Clerk**