

These minutes not yet approved  
by Princeton Council.

**PRINCETON COUNCIL MEETING**  
**February 11, 2013**

The regular meeting of the Mayor and Council was held on this date at 7:00 p.m. in the Main Meeting Room in the municipal complex.

**PLEDGE OF ALLEGIANCE: Boy Scout Troop #43**

The audience participated in the Pledge of Allegiance.

**NOTICE OF MEETING**

The Clerk read the following statement.

The following is an accurate statement concerning the providing of notice of this meeting and said statement shall be entered in the minutes of this meeting. Notice of this meeting as required by Sections 4a, 3d, 13 and 14 of the Open Public Meetings Act has been provided to the public in the form of a written notice. On January 18, 2013 at 2:00 p.m., said schedule was posted on the official bulletin board in the Municipal Building, transmitted to the Princeton Packet, the Trenton Times, the Trentonian, the Town Topics, and filed with the Municipal Clerk.

**ROLL CALL**

The Municipal Clerk then called the roll.

Present: Mesdames Butler, Crumiller Howard and Messers Liverman, Miller and Simon and Mayor Lempert.

Absent: None.

Also Present: Ms. Monzo, Mr. Kiser, Mr. Schmierer and Chief Dudeck.

**COMMENTS FROM THE PUBLIC**

Dr. Marco Retardess, Harris Road, discussed with Council the fact that he did not want to build 280 units on the former hospital site. He asked that the Task Force be open to the types of density on the site. He also said that we need to think more globally in terms of affordable housing.

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Kate Warren, Jefferson Road, also commented on the hospital site zoning. She said that 50 units per acre was too dense for the size of the site and that there needed to be a density closer to 100 to 127 units otherwise it would be out of scale with the area.

Karen Wilkenson, Food and Water Watch, provided information to the Council on proven water watch methods. She reminded Council that both governing bodies had adopted resolutions banning fracking in New Jersey and requested that the new Council adopt a similar resolution at a future meeting.

Kim Crawley, Jefferson Road spoke to Council about traffic issues specifically in the area of Jefferson Road and Moore Street. She said that the roads are often used as cut-throughs for traffic with many cars speeding and passing other cars on Moore Street. She said that there have many accidents on Moore Street and asked that a speed tracker be placed on the streets.

Holly Nelson, Leigh Avenue said that there is often a bottleneck at Witherspoon Street and Leigh Avenue because there is only two ways traffic can go. Ms. Nelson also discussed public land use along Witherspoon Street and how this causes conflict between the public and traffic issues.

Caroline Hancock, Laurel Road supported the no fracking ban.

David Petty, David Brearly Court, Griggs Farm spoke in favor of population density as it allows more people to live within walking distance to many more of the downtown businesses and working opportunities. He said that density is better for health, taxes, sustainability and walkability.

**PROCLAMATION:** 10<sup>th</sup> Anniversary, Jewish Community Youth Foundation

Mayor Lempert read a proclamation congratulating the Jewish Community Youth Foundation on their 10<sup>th</sup> Anniversary.

**PRESENTATIONS:** - Palmer Square Management, Announcement of 2013 Events  
-Spirit of Princeton, 2013 Events

These items will be heard at the Council meeting of February 25, 2013.

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**WORK SESSION**  
**Princeton Regional Chamber of Commerce, Kiosk Project**

Peter Crowley, Princeton Regional Chamber of Commerce offered a power point presentation to the governing body regarding the Chambers KIOSK proposal.

Ms. Crumiller asked about the cost for advertising. Mr. Crowley said that they have not looked at that, but noted that it would probably be tiered pricing for Princeton businesses and Chamber members and would be handled by a third party. The Chamber did a request for proposals (RFP) to look at firms to handle the advertising. Mr. Simon asked what the public reaction has been. Mr. Crowley said that he had not had very much positive feedback from the public.

Ms. Butler said that there was a similar presentation at Traffic and Transportation and that the first priority was crosswalks. She said that she was concerned about ads on the pedestrian side.

Mr. Crowley said that they are looking to enhance the kiosks. Ms. Crumiller said that there is a lot of negativity surrounding the kiosks and said that she was against the project. She said that what we have now is messy and assaulted with advertising and she objected to the advertising.

Chip Crider, Bank Street said that we need to keep free speech and not make it too sterile. He said that the current kiosk has no rules and that is why they are messy. Taking away all the posting space would be wrong.

Mr. Liverman said that he thought Traffic and Transportation was looking into this project. He felt that they should look at this then report back to Council.

Ms. Howard said that Council does owe the Chamber an answer but should wait for the recommendation of Traffic and Transportation; however she was not sensing a lot of enthusiasm for the project.

Mr. Simon asked what the expected costs for the project were. Mr. Crowley thought that it would be approximately \$20,000. per kiosk or \$40,000.

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**ORDINANCE PUBLIC HEARING: Police Extra Duty Pay**

Mayor Lempert read by title an ordinance entitled AN ORDINANCE ESTABLISHING A RATE OF HOURLY PAY FOR POLICE EXTRA DUTY AND AMENDING THE "CODE OF THE TOWNSHIP OF PRINCETON, NEW JERSEY, 1968".

Mayor Lempert opened the public hearing.

There being no public comment, the public hearing was closed.

Ms. Crumiller offered a motion to approve the proposed ordinance on second reading. The motion was seconded by Mr. Miller and carried unanimously.

**ORDINANCE INTRODUCTION: Fees for Dog Licenses**

Mayor Lempert read by title on first reading a proposed ordinance entitled AN ORDINANCE BY PRINCETON ESTABLISHING FEES FOR DOG LICENSES.

Mr. Bruschi said that the proposed ordinance was revenue neutral and the proposed fees were in the middle of the fees previously charged by the Township and Borough.

Mr. Liverman offered a motion to approve the proposed ordinance on first reading. Ms. Crumiller seconded the motion, which was carried unanimously. The public hearing was set for February 25, 2013.

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**RESOLUTIONS:**

**Resolutions, Corner House Encumbrance Requests, \$140,900.**

Mr. Bruschi reviewed with Council the encumbrance requests for a total of \$140,900. for IT, soft furnishings and construction work for Corner House at the Monument Building. Mr. Bruschi recommended that Council approve the three resolutions supporting the encumbrances. Ms. Butler said that she was concerned about breaking the project into separate chunks and thought that we should know who the subcontractors were. Mr. Bruschi said that the law allows municipalities to split the labor and materials.

Deanna Stockton, Assistant Engineer said that the project is on track to begin next week with a six week turnaround.

Mr. Liverman offered a motion to approve the three encumbrance resolutions in a block. The motion was seconded by Mr. Miller and carried unanimously.

(Resolutions appended to this set of minutes)

**Resolution, Approving the 2013 Tree, Brush and Log Collection Schedule**

Robert Hough, Director of Infrastructure and Operations, and Donald Hansen, Director of Public Works reviewed with Council the 2013 Tree, Brush and Log Collection Schedule.

Mr. Hough told Council that they realize that there will be a learning curve with the new program due to the Consolidation but said that this was a more structured program that will lend to more cleanliness of the municipality. Mr. Hansen said that the leaf bag program will continue. In describing the program, he said that the municipality will be divided into five areas and that the program is scheduled to last approximately eight weeks. Mr. Hansen said that during the spring there will be a two week program for the central business district.

Ms. Butler asked why the information was hand delivered. Mr. Hansen said that it was an effort to make sure that the right information goes to the right house in the right district. Ms. Butler asked that they be cognizant of the Riverside area when delivering the information.

Joe Small, Hawthorne Avenue, said that it would be nice to see a schedule and a map before Council votes to authorize the program.

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Ms. Butler said that she felt that people were pretty aware of the program and the schedule and did not see a need to wait for the vote. Mr. Simon suggested that the issue be tabled. Ms. Crumiller felt that she had enough information to vote tonight.

Ms. Butler offered a motion approving the resolution authorizing the 2013 The Tree, Brush and Log Collection Schedule. The motion was seconded by Mr. Miller and carried by five affirmative votes. Mr. Simon abstained as he felt the it was important to remain transparent and the schedule and map were not publically available.

## **MINUTES**

**January 1, 2013**

The minutes were tabled until the Council meeting of February 25, 2013.

## **REPORTS**

Mayor Lempert reported that she recently met with Senate President Stephen Sweeney and the Olympic Rowing Team.

## **CONSENT AGENDA**

Contains items of a routine nature, which are approved by a single vote.

a. Bills and Claims

b. Maintenance/Performance Guarantees:

- Princeton Friends School, Annex and Additions, Renovations of Schoolmaster's House, Release of Performance Guaranty contingent upon retaining of a cash amount of \$11,274.65 which is 15% of the reduced guaranty amount, serving as the required two (2) year maintenance guaranty.

- Stony Brook Regional Sewerage Authority, River Road Headworks Facility, Completion Time Extension to February 28, 2014.

c. Spirit of Princeton, Fee Waivers, 2013 Events

d. Professional Services Agreements:

- Allen D. Porter, Esq., Planning Board Attorney, Not to Exceed \$200. to \$205. per hour
- Karen L. Cayci, Esq., Conflict Council, Planning Board, Not to Exceed \$165. per hour
- Stormwater Management Consulting, LLC; Detention Basin G Formal Dam Safety Inspection, Not To Exceed \$3,500.

e. Resolution of Support: National Recreation Trails Grant

f. Resolution and Shared Services Agreement: 2013 Municipal Alliance Contract, \$28,020.

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- g. Resolution Establishing The Mayor's Emergency Preparedness Task Force
- h. Resolution Establishing the freeB Task Force
- i. Resolution and Agreement: Amendment to Princeton Sewer Operating Committee 2012 Dumpster contract.
- j. Resolution and Agreement: Approval of Scanning Contract; SHI/Large Doc Solutions, Not To Exceed \$36,120.
- k. Resolution and Agreement: 2013 Canoe Concession for Turning Basin Park
- l. Resolution: Appointments, Boards and Commissions
- m. Resolution: Supporting Sustainable State Funding for Preservation and Stewardship of Open Space, Parks, Farmland and Historic Sites in New Jersey

Ms. Howard offered a motion to approve the items "b,c, e,f, g, h, i and m" on the consent agenda. The motion was seconded by Mr. Liverman and carried unanimously.

Regarding item "a" Bills and Claims, Ms. Crumiller said that there had been trouble in the Borough regard Legal bills and she felt that there was a need for any legal bills to be thoroughly examined. Ms. Howard said that she looked at the legal bills and having reviewed them, found them reasonable. Ms. Howard said that they will be reviewed formally going forward. Ms. Butler suggested that Council hold off in approving the legal bills. Ms. Howard said that she respectfully disagreed and that after review, she felt that they were reasonable. She noted that if we continue to drag out payments, we will be billed at a higher rate in the future. Mr. Liverman said that he was comfortable moving forward. Ms. Crumiller agreed.

Mr. Miller offered a motion to approve item "a" Bills and Claims, including the legal bills. The motion was seconded by Mr. Liverman and carried by five affirmative votes. Ms. Butler voted in the negative.

Regarding item "d" Professional Services Agreements, Ms. Butler asked why Allen Porter did not handle Avalon Bay. Mr. Schmierer responded that Mr. Muller litigates and Mr. Porter did not litigate. Mr. Simon asked if there was a temporary budget cap for the Planning Board. Mr. Miller said that he thought the wording in the resolution was not clear. Mr. Schmierer said that he would clarify the contract numbers in the resolution and contracts.

Ms. Butler offered a motion to approve item "d" as amended. The motion was seconded by Mr. Liverman and carried unanimously.

Item "j", SHI/Large Doc Solutions contract was tabled until the Council meeting of February 25, 2013.

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Regarding item “k”, Canoe Concession Agreement, Mr. Kiser said that the amount for the agreement is \$4,600. It was suggested that the noted amount of \$1300. be changed to \$1500. Mr. Simon offered a motion to approve item “k” as amended. The motion was seconded by Mr. Liverman and carried unanimously.

For item “l” Boards and Commissions, it was suggested that Susan Nemeth’s name be removed leaving David Goldfarb. Patrick Simon and Lance Liverman’s names were also added to the Transit Task Force.

Mr. Simon offered a motion to approve item “l” as amended. The motion was seconded by Mr. Liverman and carried unanimously

(Resolutions appended to this set of minutes.)

## **CLOSED SESSION**

### **RESOLUTION TO GO INTO CLOSED SESSION (Open Public Meetings Act Sec.3)**

BE IT RESOLVED by the Mayor and Council of Princeton:

1. This body will now convene into a closed session that will be limited only to consideration of an item or items with respect to which the public may be excluded pursuant to section 7B of the Open Public Meetings Act.
2. The general nature of the subject or subjects to be discussed in said session is as follows:
 

**Negotiations**
3. Stated as precisely as presently possible, the following are the time when and the circumstances under which the discussion conducted at said session can be disclosed to the public:

Within 90 days or upon settlement of litigation, if applicable

- Klepper Property, Princeton Ridge

The above referenced issue was discussed by the Princeton Council.

There being no further business the meeting was adjourned at 10:40 p.m.

Linda S. McDermott  
Municipal Clerk