

**These minutes not yet
Approved by the Princeton Council**

**PRINCETON COUNCIL MEETING
July 8, 2013**

A 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, 400 Witherspoon Street, Princeton, NJ 08540.

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 the 2013 Schedule of Regular Meetings. On January 1, 2013 at 2:15 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: Mr. Bruschi, Ms. Monzo, Mr. Kiser, and Mr. Schmierer.

PRESENTATION

Community Card, Carly Meyer and John Marshall

Carly Mann and John Marshall made a presentation to Council regarding the proposed Princeton Community Card. They explained that the card acts as a debit card with the hope of redirecting funds for processing fees back into town when shopping local. Mr. Marshall explained that they are working on the project with Hartland and that there is no credit or bank behind it and that it will work with a card or smart phone.

(Presentation attached to this set of minutes)

WORK SESSION**13-201 No Speed Hump/Bump Policy**

Robert Altman, Traffic and Transportation Committee Vice Chair discussed with Council a recommendation regarding a speed bumps and speed humps policy. The Traffic and Transportation Committee recommended that the Princeton Council endorse resolution 13-201 stating its intent to no longer create new speed bumps and humps on its public streets in Princeton.

In a power point presentation, Mr. Altman said that some of the risks include a negative impact on the environment, increased cost and complexity of resurfacing roadways, potential drainage issues on some streets and damage to vehicles with increased risk as the weight of the vehicle increases. He noted that when Emergency vehicles lower their speed limits due to humps and bumps it may increase the risk of death for a patient be transported by 10%.

Mr. Miller offered a motion approving resolution 13-201 as proposed. The motion was seconded by Ms. Butler and carried unanimously.

(Resolution appended to this set of minutes)

Police Ordinance

Council discussed the proposed police ordinance and the issue of “appropriate authority”. Ms. Howard recommended that the Administrator be named “appropriate authority”. The Public Safety Committee deferred to the Administrator with a member of the Public Safety Committee to serve as liaison.

Ms. Crumiller said that she would like to see a monthly report to the appropriate authority and the Council.

Ms. Butler suggested that the Council be the appropriate authority with administration handling things that come up and decisions reported to the governing body. She said that a lot of money was spent on the Rodgers Report and that Council may want to see results first.

Mayor Lempert said that there was nothing to stop Council from changing the ordinance.

Ms. Howard said that we are in a place where Council will have to make some big decisions and may have to defer on the day to day management.

Mr. Simon asked who the hiring authority was. Ms. Howard said that is was The Council.

Mr. Bruschi said that he did not disagree with Ms. Butler, just disagreed where to make the split in duties and where he would draw the line. Ms. Howard suggested that Council appoint the Administrator as the appropriate authority and create a public safety committee. Ms. Butler said that she failed to see why Mr. Bruschi could not continue as he had been.

Council agreed to table the proposed ordinance to a later date to work out other details in the proposed ordinance.

13-202 Resolution: Local Emergency Planning Committee

Mr. Simon reported the Emergency Preparedness Task Force proposed establishing a Local Emergency Planning Committee (LEPC) for Princeton. He explained that an LEPC is the statutory authority in New Jersey for emergency management planning in the community. It shall be composed of not more that fifteen members who are appointed by the Mayor or Chief Executive of the Municipality. The Municipal Emergency Management Coordinator is also a member and is the chairperson.

Mr. Simon said that upon approval of the proposed resolution, the Emergency Preparedness Task Force and its actions will be absorbed by the LEPC.

Issues that The Task Force is working on include revising the Basic Emergency Operations Plan to ensure that it reflects the consolidated Princeton. They are also working on updates to the departmental annexes to the Emergency Operation s Plan to ensure that they reflect lessons learned and best practices from recent events, especially Irene and Sandy. They have been working with Mr. Kiser and PSE&G to identify those parts of the Princeton community that most frequently lose power.

Ms. Butler asked if the Task Force could identify instances where we do not want people outside, possibly networking with churches and synagogues to help notify people.

Mr. Gregory said that we are currently in extensive discussions with Capital Health about keeping emergency roadways and routes open in the event of an emergency.

Ms. Butler offered a motion approving resolution 13-202 as amended. The motion was seconded by Mr. Miller and carried unanimously.

(Report and Resolution appended to this set of minutes)

REPORTS

Ms. Howard reported that the Citizens Finance Advisory Committee newsletter would be going out in the mail with tax bills.

Mr. Miller reported that the second of four meetings with Avalon Bay would be taking place on July 11, 2013.

Mr. Liverman said that there would be a memorial service on July 19, 2013 for Evelyn Voorhees.

Ms. Butler said that Community Night Out would take place on August 6, 2014.

Mayor Lempert announced that the Council meeting of August 12 has been changed to August 5, 2013.

ORDINANCE PUBLIC HEARINGS

Sewer Service Charges

Mayor Lempert read by title an ordinance entitled AN ORDINANCE BY PRINCETON CONCERNING SEWER SERVICE CHARGES AND AMENDING THE “CODE OF THE BOROUGH OF PRINCETON, NEW JERSEY, 1974”AND 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. Butler offered a motion to approve the proposed ordinance on second reading. The motion was seconded by Ms. Crumiller and carried unanimously.

Salaries

Mayor Lempert read by title an ordinance entitled ORDINANCE OF THE MAYOR AND COUNCIL OF PRINCETON CONCERNING SALARIES AND COMPENSATION OF CERTAIN PERSONNEL OF THE MUNICIPALITY OF PRINCETON.

Mayor Lempert opened the public hearing.

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

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

ORDINANCE INTRODUCTIONS

Bond Ordinance, Sidewalks

Mayor Lempert read by title on first reading a proposed ordinance entitled BOND ORDINANCE AUTHORIZING AS A LOCAL IMPROVEMENT THE REPAIR AND RECONSTRUCTION OF SIDEWALKS ALONG MOORE STREET, PARK PLACE, VANDEVENTER AVENUE AND WILLOW STREET WITHIN PRINCETON, APPROPRIATING THE SUM OF \$35,100.00 THEREFOR, PROVIDING FOR THE FINANCING OF SAID APPROPRIATION BY THE MAKING OF A DOWN PAYMENT AND THE ISSUANCE OF BONDS AND NOTES OF SAID PRINCETON AND FURTHER PROVIDING FOR THE SPECIAL ASSESSMENT OF FIFTY (50%) PERCENT OF THE COST THEREOF.

Ms. Butler offered a motion to approve the proposed ordinance on first reading. Mr. Liverman seconded the motion, which was carried unanimously. The public hearing was set for August 26, 2013.

Bond Ordinance, Sewer Lateral Repairs

Mayor Lempert read by title on first reading a proposed ordinance entitled BOND ORDINANCE AUTHORIZING AS A LOCAL IMPROVEMENT SEWER LATERAL REPAIRS BY THE PRINCETON SEWER OPERATING COMMITTEE OF DEFECTIVE SEWER LATERALS INVOLVING PROPERTIES ALONG MOORE STREET, PARK PLACE, VANDEVENTER AVENUE AND WILLOW STREET WITHIN PRINCETON, APPROPRIATING THE SUM OF \$236,400.00 THEREFOR, PROVIDING FOR THE FINANCING OF SAID APPROPRIATION BY THE MAKING OF A DOWN PAYMENT AND THE ISSUANCE OF BONDS AND NOTES OF SAID PRINCETON AND FURTHER PROVIDING FOR A SPECIAL ASSESSMENT OF ONE HUNDRED (100%) PERCENT OF THE COST THEREOF UPON THE BENEFITTED PROPERTY OWNERS.

Mr. Miller offered a motion to approve the proposed ordinance on first reading. Ms. Butler seconded the motion, which was carried unanimously. The public hearing was set for August 26, 2013.

Bond Ordinance, Parking Utility Facility Repairs

Mayor Lempert read by title on first reading a proposed ordinance entitled BOND ORDINANCE PROVIDING FOR PARKING UTILITY FACILITY REPAIRS AND THE ACQUISITION OF A VAN FOR THE PARKING UTILITY IN AND BY PRINCETON, IN THE COUNTY OF MERCER, NEW JERSEY, APPROPRIATING \$80,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$80,000 BONDS OR NOTES OF FOR FINANCING THE COST THEREOF.

Ms. Crumiller offered a motion to approve the proposed ordinance on first reading. Mr. Miller seconded the motion, which was carried unanimously. The public hearing was set for July 22, 2013.

Bond Ordinance, Various Capital Improvements

Mayor Lempert read by title on first reading a proposed ordinance entitled BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY PRINCETON, IN THE COUNTY OF MERCER, NEW JERSEY, APPROPRIATING \$3,699,900 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,838,229 BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF.

Mr. Liverman offered a motion to approve the proposed ordinance on first reading. Mr. Miller seconded the motion, which was carried unanimously. The public hearing was set for July 22, 2013.

RESOLUTIONS

a. 13-203 PBA Agreement

Ms. Crumiller offered a motion to approve resolution 13-203 as presented. The motion was seconded by Ms. Howard and carried unanimously.

b. 13-204 The Rodgers Group, LLC , authorizing an Organizational Health and Leadership Analysis

Ms. Howard offered a motion to approve resolution 13-204 as amended. The motion was seconded by Mr. Liverman and carried unanimously.

c. 13-205 Community Grants and Planning & Housing, Inc., for the Small Cities CDBG program for the proposed replacement of the balconies on all of the low/moderate income occupied units within the Griggs Farm Complex not to exceed \$24,500.

Ms. Butler offered a motion to approve resolution 13-205 as presented. The motion was seconded by Mr. Miller and carried unanimously.

d. 13-206 Sewer Refunds – Princeton University

Ms. Butler offered a motion to approve resolution 13-206 as presented. The motion was seconded by Mr. Liverman and carried unanimously.

e. 13-207 Bid Award: Improvements to Moore Street, Park Place, Vandeventer Avenue and Willow Street, S. Brothers Inc., South River, NJ, Not to Exceed \$1,693,127.24

Mr. Miller offered a motion to approve resolution 13-207 as presented. The motion was seconded by Mr. Liverman and carried unanimously.

f. 13-208 Barsky/Weiner Settlement

Ms. Crumiller offered a motion to approve resolution 13-208 as presented. The motion was seconded by Mr. Liverman and carried by five affirmative votes. Mr. Simon recused himself from this issue.

- g. 13-209 Banner Request: Princeton University Art Museum, Seven Pole Banners on Nassau Street from Saturday, September 21, 2013 to Saturday, January 11, 2013 to promote the upcoming art exhibit *New Jersey as Non-Site*

Ms. Crumiller offered a motion to approve resolution 13-209 as presented. The motion was seconded by Ms. Butler and carried unanimously.

(Resolutions appended to this set of minutes)

CONSENT AGENDA

- a. Bills and Claims
- b. Maintenance and Performance Guarantees
 - Alan Upperco, Financial Manager, Princeton University-Pedestrian Bridge, release of Maintenance Guarantee
 - Alan Upperco, Financial Manager, Princeton University-Directional Drilling Release of the performance guarantee, no maintenance required.
- a. 13-210 Ewing Street Improvement Project – Change Order #1 – Community Park School Driveway - \$75,000

Ms. Howard offered a motion to approve items “a-b” as proposed. The motion was seconded by Ms. Crumiller and carried unanimously.

Ms. Butler offered a motion to approve item “c” Bills and Claims as proposed. The motion was seconded by Mr. Liverman and carried unanimously.

(Resolutions appended to this set of minutes.)

13-211 CLOSED SESSION RESOLUTION

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: Potential Land Acquisition

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

The above referenced issue was discussed by the Princeton Council.

There being no further business the meeting was adjourned at 10:50 p.m.

Linda S. McDermott
Municipal Clerk