

PRINCETON COUNCIL MEETING
January 12, 2015

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 2015 Schedule of Regular Meetings. On January 5, 2015 at 6:30 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, Simon and Mayor Lempert.

Absent: None.

Also Present: Mr. Dashield, Mr. Kiser, Ms. Cecil, Mr. Kiser and Chief Sutter.

PLEDGE OF ALLEGIANCE

The audience participated in the Pledge of Allegiance.

APPROVAL OF MINUTES

Ms. Butler offered a motion to approve the minutes of December 29, 2014 as presented. Mr. Miller seconded the motion which was carried unanimously by four affirmative votes. Mr. Liverman and Mr. Simon were absent from that meeting.

Ms. Butler offered a motion to approve the minutes of January 5, 2015 as presented. Mr. Liverman seconded the motion which was carried unanimously by those present.

COMMENTS FROM THE PUBLIC

There were no comments from the public.

PROCLAMATION

Walter Harris Memorial Proclamation in Support of a Monument Placed Outside Witherspoon Hall Honoring Officer Walter Harris

Mayor Lempert read a proclamation in support of a monument placed outside of Witherspoon Hall honoring Officer Walter Harris, who served Princeton between 1043 and 1946 and was shot and

killed in the line of duty. The Police Department will officially honor Officer Harris at a memorial dedication of the monument on January 25, 2015, at 1:00 p.m.

REPORTS

October 2014/November 2014 Police Reports

Chief Sutter reviewed with Council the October and November 2014 Police Reports. Chief Sutter commented on the breakdown of call volume by days of week and hours of day as requested by Mr. Simon. He discussed the strategic plan sessions and public comment portion with Council and when they will take place.

Avalon Bay - Authorization to Close Witherspoon Street

Mr. Kiser addressed a request by Avalon Bay to close Witherspoon Street, Friday January 16 through Monday January 19, 2015, 7:00 a.m. – dark for the removal of the section of the seven story hospital “J” building located along Witherspoon Street. Sunday closure will not be implemented if the removal work is completed on Friday and Saturday. Mr. Kiser said that the police department and engineering staff will be monitoring the work. Ms. Butler asked if they could start later on Monday due to the holiday. Mr. Kiser said that he would look into that.

Mr. Grosser, Health Officer said that in regard to concerns about noise incidents from jack hammering, he said that Yannuzzi and Avalon Bay have worked to alleviate the issues.

REPORTS- COUNCIL

Mr. Dashield said that he would present his report to Council regarding the 2015 Goal Setting at the meeting of February 9, 2015.

Ms. Butler said that the subcommittee for Mary Moss Park has met and will be meeting with the neighbors.

Mr. Simon said that the New Jersey Emergency Management register was ready and noted that the town has special needs. He also noted that the new defibrillators have arrived and that staff CPR classes have begun.

PRESENTATIONS

Princeton Solar Array on Municipal Landfill Property;

Ryan Scerbo & Joe Santaiti - Decotis, Fitzpatrick & Cole, LLP and Lee Solow, Planning Director

Mr. Scerbo said presented a power point presentation to Council regarding a possible solar array on the landfill property, He said that the SREC value has stabilized in the last year as a result of legislation signed into law in July 2012. Mr. Scerbo also discussed with Council the considerations of the Princeton Landfill for the Solar Project, and then outlined the RFP (request for proposals) process.

Mr. Miller asked what the timing of the process would be. Mr. Solow suggested that Council would potentially take action at the next Council meeting, and the RFP process would begin in February.

(Presentation appended to this set of minutes)

ORDINANCE INTRODUCTIONS**Hamilton Avenue Parking Ordinance**

Mayor Lempert read by title on first reading a proposed ordinance entitled An Ordinance by Princeton Regulating Parking Along Portions of Hamilton Avenue and Amending the “Code of the Borough of Princeton, New Jersey, 1974”.

Deanna Stockton said that this project is part of complete streets. Ms. Stockton said that the Engineering Department met with the neighbors and noted that the meetings were lightly attended. She said that information about the project is also on the municipal website.

Mr. Simon said that he reached out to as many neighbors as he could over the weekend and four were for the project and 15 were opposed to it. Mr. Simon said that parking is a critical issue and people said that they needed more information.

Steve Kruse, Pedestrian and Bikeway Committee said that this project is a chance to move forward.

Heidi Fichtenbaum, Carnahan Place said that she supports this initiative and is excited to support non fossil fuel burning in Princeton.

Diane Landis, Sustainable Princeton said that it was an exciting direction that the town was moving in.

Andrew Thomas spoke in favor of the installation of bike lanes on Hamilton Avenue.

Michael Suber, asked Council if they have ever wondered why so many people ride bicycles on sidewalks?

Janet Heroux, 388 Terhune Road offered her support for the proposed ordinance.

Jerry Foster, West Windsor, said that it was important to get more kids to bike and walk to school.

Stephanie Chorney said that she was for encouraging children to bike, walk and exercise.

Robert Altman, Traffic and Transportation Committee discussed aspects of public safety and bilateral bikeways as supported on Hamilton Avenue.

Sam Bunting, said he was a member of the Pedestrian and Bicycle Advisory Committee and liaison to the Traffic and Transportation Committee. He provided some background information to the recommendations of those committees: that segment of Hamilton Avenue has on average just over 5000 vehicle trips per day. He had also visited the site 17 times, each time observing between 0 and 5 cars parked along Hamilton Avenue. He thanked the Engineering Department for their work on the complete streets, design alternatives and matching designs for particular on street parking situations.

Matt Wasserman, Environmental Commission said that it would be hypocritical not to discuss bike lanes and bike paths and that he supported adding bike lanes along Hamilton Avenue.

Daniel Turner spoke in favor of the proposed bike lanes on Hamilton Avenue.

Wendy Mager, 459 Cherry Hill Road said that she has gotten along fine without on street parking but feels that it can be done. She said that she supports the proposed ordinance.

Dan Rappaport, Bunn Drive said that 27% of people who live in Princeton walk or bike and would benefit from the proposed ordinance.

Paul Schorr, Hamilton Avenue (between Harrison and Snowden) said he is opposed to adding bike lanes along that segment of Hamilton Avenue as it is too dangerous to bike along Hamilton Avenue and that you have to be careful of parking or you run the risk of getting hit.

Ms. Howard said that she thanked everyone for their thorough review. She said that she supported the proposed ordinance and complete streets.

Mr. Liverman said that he wants what is best overall for the town. He said that he was in support of a bicycle lane on Hamilton Avenue.

Sergeant Thomas Murray noted that they will identify residents with special needs and discretion can be given.

Mr. Simon said that parking lightly utilized is in the eye of the beholder. He said that the pulse of this neighborhood is reflected in parking. Mr. Simon asked if we can do both – preserve parking and create a bike lane?

Ms. Crumiller said that she supports the proposed ordinance while she does acknowledge the inconveniences to the residences.

Ms. Butler said that she would support the proposed ordinance even as the decision both presents conflicts and tradeoffs.

Ms. Crumiller offered a motion to approve the proposed ordinance on first reading. Mr. Miller seconded the motion which was carried by five affirmative votes. Mr. Simon voted in the negative. The public hearing is scheduled for January 26, 2015.

Acceptance Deed of Conservation Easement, Block 2802, Lot 1.01

Mayor Lempert read by title on first reading a proposed ordinance entitled An Ordinance by Princeton Authorizing the Acceptance of a Deed of Conservation Easement for Block 2802, Lot 1.01, Princeton Tax Map.

Ms. Crumiller offered a motion to approve the proposed ordinance on first reading as amended. . Mr. Miller seconded the motion. The public hearing was set for January 26, 2015.

No Stopping or Standing, Littlebrook Road North of Magnolia Lane

Mayor Lempert read by title on first reading a proposed ordinance entitled An Ordinance Creating a No Stopping or Standing Zone on a Portion of Littlebrook Road North of Magnolia Lane and Amending the "Code of the Township of Princeton, New Jersey, 1968"

Ms. Butler offered a motion to approve the proposed ordinance on first reading as amended. . Mr. Liverman seconded the motion. The public hearing was set for January 26, 2015.

PRESENTATION REGARDING PROSPECT AVENUE (HARRISON STREET -RIVERSIDE DRIVE) CAPITAL IMPROVEMENTS PROJECT

RESOLUTIONS

15-21 2015 Temporary Budgets

Mr. Liverman offered a motion to approve resolution 15-21 as presented. The motion was seconded by Mr. Miller and carried unanimously.

15-22 HiTops Request for Permission to Hold Their Annual Princeton Half Marathon on Sunday, October 4, 2015.

Ms. Howard offered a motion to approve resolution 15-22 as presented. The motion was seconded by Mr. Liverman and carried unanimously.

15-23 Bid Rejection for Transportation Services for Crosstown

Mr. Liverman offered a motion to approve resolution 15-23 as presented. The motion was seconded by Mr. Miller and carried unanimously.

15-24 Bid Award -Eastern Armored Services, Inc. for Armored Car Services in the Amount of \$200,448.00

Mr. Liverman offered a motion to approve resolution 15-24 as presented. The motion was seconded by Mr. Miller and carried unanimously.

15-25 Bid Award -Solid and Bulky Waste Collection, Removal and Disposal Services to Central Jersey Waste and Recycling, Inc. for a Two (2) Year Period Beginning February 1, 2015, in the Amount of \$798,876.00

Mr. Liverman offered a motion to approve resolution 15-25 as presented. The motion was seconded by Mr. Simon and carried unanimously.

15-26 Westerly Road Culvert -Mercer County Acceptance to Take Jurisdiction and Assign a Mercer County Number to This Structure.

Ms. Crumiller offered a motion to approve resolution 15-26 as presented. The motion was seconded by Mr. Liverman and carried unanimously.

CONSENT AGENDA

1. 15-27 Appointments: Board of Parks and Recreation Commissioners

2. 15-28 Resolution Banner Request Stuart Country Day School Poetry in Motion 5K Race May 4, 2015 through May 11, 2015

3. Maintenance Performance Guarantees Princeton University, Bedford Field Phase 2 -(Administrative Waiver) Release of Performance Guaranty Contingent Upon Receipt of an Acceptable Two Year Maintenance Guaranty in the Amount of \$24,593.73

Princeton Research Lands, Inc. Site Improvements to Bunn Drive Release of Performance Guaranty and Any Remaining Escrow and Inspections Fees.

Princeton University-Sidewalk Extension Project, Faculty Road/Fitzrandolph Road/South Drive. Release of Performance Guaranty Contingent Upon Receipt of an Acceptable Two Year Maintenance Guaranty in the Amount of \$7,500.00

Mr. Simon offered a motion to approve the consent agenda as presented. The motion was seconded by Ms. Butler which was carried unanimously.

CLOSED SESSION

A motion to enter into closed session was made by Ms. Butler, seconded by Mr. Simon and carried unanimously.

15-29 Resolution Closed Session: Anticipated/Pending Litigation -Challenge to Rescission of the RSC-1 Overlay Zone

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:

Anticipated/Pending Litigation -Challenge to Rescission of the RSC-1 Overlay Zone

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 issues were discussed by the Princeton Council.

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

January 12, 2015

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Linda S. McDermott
Municipal Clerk