

PRINCETON TOWNSHIP COMMITTEE MEETING
February 8, 2010

A meeting of Township Committee was held on this date at 7:00 p.m. in the main meeting room of the Princeton Township Municipal Complex, 400 Witherspoon Street.

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 2010 Schedule of Regular Meetings. On January 3, 2010 at 1:25 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 Township Clerk.

ROLL CALL

The Township Clerk then called the roll.

Present: Mayor Miller and Mesdames Lempert and Nemeth and Mr. Liverman.

Absent: Mr. Goerner.

Also Present: Mrs. Monzo, and Messrs Kiser, Pascale, Schmierer and Chief Emann.

MINUTES

Mr. Liverman offered a motion to approve the minutes of January 11, 2010. The motion was seconded by Ms. Nemeth and carried by those present

PROCLAMATIONS

Mayor Miller read a proclamation for "Youth Art Month". The proclamation was adopted by those present.

Mayor Miller read a proclamation for "Black History Month". The proclamation was adopted by those present.

CONSENT AGENDA

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

- a. Bills & Claims
- b. Maintenance/Performance Guarantees
- c. Resolution: 2010 Leaf & Brush Pick up Schedule
- d. Resolution: Transfers

- e. Professional Services Agreement: Robert Casey, Esq., Zoning Board Attorney 2010
- f. Music Amplification Request: Sam Kaplan, for a party at Mountain Lakes, March 27, 2010, 7:00 pm to 11:00 pm
- g. Resolution and Agreement: 2010 Canoe Concession, Turning Basin Park
- h. Old Castle Precast - Approval of Change Order No. 1

Mr. Liverman offered a motion to approve the consent agenda as presented. Ms. Lempert seconded the motion, which was carried unanimously by those present.

(Bills & Claims and Resolutions appended to this set of minutes.)

ORDINANCE PUBLIC HEARINGS

Solicitation

AN ORDINANCE CONCERNING SOLICITATION WITHIN THE TOWNSHIP OF PRINCETON AND AMENDING "CODE OF THE TOWNSHIP OF PRINCETON, NEW JERSEY, 1968".

Mr. Schmierer said that during a work session on January 11, 2010, Township Committee discussed with representatives of the Princeton Packet proposed amendments to the Township's Solicitation Ordinance. Following that discussion, Committee indicated a willingness to amend the current solicitation ordinance with the proposed amending ordinance.

Mayor Miller opened the public hearing.

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

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

Sewer Laterals, Gallup and Hillside

BOND ORDINANCE AUTHORIZING AS A LOCAL IMPROVEMENT SEWER LATERAL REPAIRS BY THE PRINCETON SEWER OPERATING COMMITTEE OF DEFECTIVE SEWER LATERALS INVOLVING PROPERTIES LOCATED ON GALLUP ROAD AND HILLSIDE AVENUE WITHIN THE TOWNSHIP OF PRINCETON, APPROPRIATING

THE SUM OF \$300,000.00 THEREFOR, PROVIDING FOR THE FINANCING OF SAID APPROPRIATION BY THE MAKING OF A DOWN PAYMENT AND THE ISSUANCE OF BONDS AND NOTES OF SAID TOWNSHIP AND FURTHER PROVIDING FOR A SPECIAL ASSESSMENT OF 100% OF THE COST THEREOF UPON THE BENEFITTED PROPERTY OWNERS.

Mr. Schmierer said that as part of the Princeton Sewer Operating Committee (PSOC) sanitary sewer lateral repair program, it is recommended that thirty seven properties within the Gallup Road sanitary sewer area and fourteen properties within Hillside Avenue sewer area have their laterals televised to determine whether or not they are in need of repair. PSOC has prepared a cost estimate totaling \$300,000. as the maximum cost of televising all of these laterals and repairing them. The cost of the repairs, where needed, would be assessed to the benefitted property owners.

Mayor Miller opened the public hearing.

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

Ms. Lempert offered a motion to approve the proposed ordinance on second reading. The motion was seconded by Ms. Nemeth and carried unanimously by those present.

Refunding Bond Ordinance

REFUNDING BOND ORDINANCE OF THE TOWNSHIP OF PRINCETON, IN THE COUNTY OF MERCER, NEW JERSEY, PROVIDING FOR THE REFUNDING OF ALL OR A PORTION OF GENERAL IMPROVEMENT BONDS, SERIES 2002, APPROPRIATING \$6,850,000 THEREFOR AND AUTHORIZING THE ISSUANCE BY THE TOWNSHIP OF REFUNDING BONDS IN THE AGGREGATE PRINCIPAL AMOUNT OF NOT EXCEEDING \$6,850,000 FOR FINANCING THE COST THEREOF.

Mayor Miller opened the public hearing.

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

Ms. Nemeth offered a motion to approve the proposed ordinance on second reading. The motion was seconded by Ms. Lempert and carried unanimously by those present.

Affordable Housing Fees

AN ORDINANCE BY THE TOWNSHIP OF PRINCETON CONCERNING AFFORDABLE HOUSING DEVELOPMENT FEES AND AMENDING THE "CODE OF THE TOWNSHIP OF PRINCETON, NEW JERSEY, 1968."

Mayor Miller opened the public hearing.

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

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

Loading Zones

AN ORDINANCE CONCERNING LOADING ZONES AND AMENDING THE "CODE OF THE TOWNSHIP OF PRINCETON, NEW JERSEY, 1968".

Mr. Schmierer said that the Mexican Village recently received approvals from the Planning Board to relocate to the former Stonaker & Stonaker building at the intersection of Leigh Avenue and John Street. One of the conditions of approval was to designate a Loading Zone near the rear parking area on John Street for restaurant deliveries. This zone is only needed on Mondays.

Mayor Miller opened the public hearing.

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

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

ORDINANCE INTRODUCTIONS

Drug Free School Zone Map

Mayor Miller read by title on first reading a proposed ordinance entitled AN ORDINANCE CONCERNING THE TOWNSHIP OF PRINCETON DRUG-FREE AND DRIVING UNDER THE INFLUENCE OF ALCOHOL OR DRUGS SCHOOL ZONING MAP AND AMENDING THE CODE OF THE TOWNSHIP OF PRINCETON AMENDING "CODE OF THE TOWNSHIP OF PRINCETON, NEW JERSEY, 1968".

Mr. Schmierer said that Sergeant Geoff Mauer was working with the Princeton Township Engineering Department to update the Township's Drug Free and Driving Under the Influence of Alcohol School Map. Mr. Schmierer said that the updated map would include Duffy Place and Farmview Fields.

Mr. Liverman offered a motion to approve the proposed ordinance on first reading. Ms. Lempert seconded the motion, which was carried unanimously. The public hearing was set for March 8, 2010.

Ewing Street Sidewalks

Mayor Miller read by title on first reading a proposed ordinance entitled BOND ORDINANCE AUTHORIZING AS A LOCAL IMPROVEMENT THE CONSTRUCTION OF A SIDEWALK ALONG BOTH SIDES OF EWING STREET BETWEEN VALLEY ROAD AND NORTH HARRISON STREET, APPROPRIATING THE SUM OF \$111,000.00 THEREFOR, PROVIDING FOR THE FINANCING OF SAID APPROPRIATION BY THE MAKING OF A DOWN PAYMENT AND ISSUANCE OF BONDS OR NOTES OF SAID TOWNSHIP AND FURTHER PROVIDING FOR THE SPECIAL ASSESSMENT OF FIFTY (50%) PERCENT OF THE COST THEREOF.

Mr. Schmierer said that the Township proposes resurfacing Ewing Street between Valley Road and North Harrison Street. The Princeton Sewer Operating Committee also intends to replace effective sanitary sewer laterals at the same time.

Mr. Schmierer said that the Engineering Department recommends that sidewalks be installed on both sides of Ewing Street between Valley Road and Harrison Street North. This will provide a safe way for students walking to and from John Witherspoon School and Princeton High School.

Ms. Lempert offered a motion to approve the proposed ordinance on first reading. Ms. Nemeth seconded the motion, which was carried unanimously. The public hearing was set for March 8, 2010.

Ewing Street Sewer Laterals

Mayor Miller 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 LOCATED ON EWING STREET BETWEEN VALLEY ROAD AND NORTH HARRISON STREET, APPROPRIATING THE SUM OF \$235,410.00 THEREFOR,

PROVIDING FOR THE FINANCING OF SAID APPROPRIATION BY THE MAKING OF A DOWN PAYMENT AND THE ISSUANCE OF BONDS AND NOTES OF SAID TOWNSHIP AND FURTHER PROVIDING FOR A SPECIAL ASSESSMENT OF 100% OF THE COST THEREOF UPON THE BENEFITED PROPERTY OWNERS.

Mr. Schmierer said that Ewing Street between Valley Road and North Harrison Street is scheduled for repair during 2010. Prior to the repair, PSOC proposes inspecting the thirty eight homes which are connected to the public sanitary sewer system on Ewing Street between Valley Road and North Harrison Street. Any defective lateral can be repaired before the road work proceeds.

Ms. Nemeth 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 March 8, 2010.

Various Capital Improvements

Mayor Miller read by title on first reading a proposed ordinance entitled BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS OF THE TOWNSHIP OF PRINCETON, IN THE COUNTY OF MERCER, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$5,585,000.00 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,660,000.00 OF BONDS OR NOTES OF THE TOWNSHIP TO FINANCE THE COST THEREOF.

Mr. Schmierer said that the Princeton Township Engineering Department has prepared its capital request for 2010. This request primarily involves appropriating funds for the Mountain Lakes Dam Reconstruction Project. Battle Road and Ober Road are also planned for reconstruction, Provinceline Road will be repaved, a pathway in Battlefield Park will be installed and monies will be appropriated for materials so that the Public Works Department can do paving projects this upcoming summer.

Mr. Liverman offered a motion to approve the proposed ordinance on first reading. Ms. Lempert seconded the motion, which was carried unanimously. The public hearing was set for March 8, 2010.

REPORTS

Mayor Miller reported that there is a video which was produced by TV30 regarding Sustainable Princeton.

CLOSED SESSION

RESOLUTION

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

BE IT RESOLVED by the Township Committee of the Township 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:

Personnel/Litigation/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

- **Lowe Litigation**
- **Human Services Commission, Update**
- **Princeton University PILOT**
- **Appointments – Outstanding Board and Commission Appointments**
 - **Citizen Appointments to Consolidation Study Commission**
 - **Open Space Task Force**
- **BEMS Landfill Litigation**
- **Joint Tax Assessor**

The above referenced issues were discussed by Township Committee.

There being no further business the meeting was adjourned at 8:55p.m.

Linda S. McDermott
Township Clerk