

PRINCETON TOWNSHIP COMMITTEE MEETING
March 12, 2007

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 2007 Schedule of Regular Meetings. On January 4, 2007 at 7:00 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, and the Town Topics, and filed with the Township Clerk.

ROLL CALL

The Township Clerk then called the roll.

Present: Mayor Marchand and Mrs. Bergman and Messrs. Goerner, Liverman (7:15 p.m.) and Miller.

Absent: None.

Also Present: Mrs. Monzo, and Messrs Kiser, Pascale, Schmierer and Lt. Henderson

CONSENT AGENDA

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

- a. Bills & Claims
- b. Maintenance/Performance Guarantees
 - Stuart Country Day School, Magnetti Field Renovation: Completion Time Extension to June 1, 2007.
 - Town Topics Realty Venture Group LLC, Site Improvements, Block 7102, Lot 6: An amount of \$3,661.49 plus interest should be returned to the applicant from the cash portion of the guaranty. The new performance guaranty in the amount of \$79,230.15 (Bond) and \$8,803.35 (10% cash) is recommended to be retained at this time. A completion time extension to May 30, 2007 is also recommended.
- c. Music Amplification Requests:
 - Lisa Tustin, Tabernacle, NJ, for a wedding to be held at Mountain Lakes on June 16, 2007, 4:00 p.m. to 11:00 p.m.
 - Brian Lang and Laura Adams, Belle Mead, NJ for a wedding to be held at Mountain Lakes on May 27, 2007 until 11:00 p.m.
- d. Professional Services Agreements:
 - New Jersey Sustainable State Institute, to develop a Princeton Community Strategic Sustainable Community Plan, Not to Exceed \$20,000.

- Scott Walter, Robbinsville, NJ, to provide transition services to the office of Information Technology, Not to Exceed \$6,000.

- e. Resolution: New Jersey Environmental Infrastructure Financing Program
Federal Fiscal Year 2007 / State Fiscal Year 2008 Submission of Application for
Financial Assistance for Sanitary Sewer System Rehabilitation Work

Mrs. Bergman offered a motion to approve to consent agenda as presented. Mr. Miller seconded the motion, which was carried unanimously.

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

ORDINANCE PUBLIC HEARING

Mayor Marchand read by title an ordinance entitled AN ORDINANCE AMENDING PROVISIONS OF THE G-1 OVERLAY DISTRICT AND FURTHER AMENDING THE "CODE OF THE TOWNSHIP OF PRINCETON, NEW JERSEY, 1968"

Mr. Schmierer said that the proposed ordinance was intended to introduce more specific standards into the code. In a memorandum from the The Regional Planning Board of Princeton dated February 16, 2007, modifications to the proposed ordinance were offered. Mr. Schmierer said that it would be advisable to address all the issues in a revised ordinance.

Mayor Marchand said that the Planning Board recommendations look out for the neighborhood and protect the residential aspect.

Mrs. Bergman said that she would support the revisions but that it appeared a little sloppy to her.

Mr. Goerner suggested tabling the existing ordinance and introducing a new ordinance.

The Mayor opened the public hearing.

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

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

Mr. Goerner offered a motion to introduce a new ordinance as presented. The motion was seconded by Mr. Liverman and carried unanimously. The public hearing was set for March 26, 2007.

ORDINANCE INTRODUCTION

Mayor Marchand read by title on first reading a proposed ordinance entitled BOND ORDINANCE PROVIDING FOR VARIOUS ROAD IMPROVEMENTS IN AND BY THE TOWNSHIP OF PRINCETON, IN THE COUNTY OF MERCER, NEW JERSEY, APPROPRIATING \$2,800,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,510,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.

Mr. Liverman offered a motion to approve the proposed ordinance on first reading. Mr. Goerner seconded the motion, which was carried unanimously. The public hearing was set for March 26, 2007.

COMMENTS FROM THE AUDIENCE

Spirit of Princeton Presentation

Ray Wadsworth, Spirit of Princeton reported on the following dates: Memorial Day Parade, May 26; Flag Day, June 14; 4th of July Fireworks, July 2; Veterans Day, November 12.

Olivia Applegate, 98 Random Road said that one problem continues to be ignored in Princeton Township. The problem of flooding along the stream corridor is a problem and Township Committee continues to ignore it.

Mr. Kiser said that her concerns are taken seriously. He said that he has met with the developer and when his plans come in they will be discussed.

Professor Keely said that nature decides where the water will go noting that ¼ of the property has disappeared. What can I do to solve the problem, he asked.

Mr. Schmierer said that it is the private responsibility when the property erodes. He said that he did not believe that there will be any solution that will require the Township to intervene as we do not own the stream.

Ms. Applegate said that there is evidence that the Township is using the streams as part of the infrastructure.

Mr. Kiser said that it is the Township's responsibility to maintain areas where we have easements.

Mr. Goerner said that it is important how we see this whole issue. He said that we need a comprehensive flood control program in Princeton Township.

Mayor Marchand said that there are some things that we may not be able to do as a municipality.

Ms. Applegate said that you control the situation and we are your citizens and you need to protect us.

Allen Zetterberg, 124 Random Road thanked the Mayor and Deputy Mayor for coming to see the property last fall. He noted that the situation is getting unquestionably worse in the last 2-3 years and that it is tied to development in the watershed.

George DiFernando, 124 Clover Lane said that it is hard to persevere and have patience as Mr. Goerner suggests. He said that sewer and stormwater modifications have caused water to flow thru the yard on Clover and Abernathy. You have to put aside patience when real situations are taking place.

Mayor Marchand thanked the residents for sensitizing Township Committee to the issue.

Mr. Kiser said that he would like to meet with the residents to see if there was something more that could be done to address the issue.

REPORTS

Mr. Miller made note of an Arbor Day celebration at Community Park School scheduled for April 27, 2007.

Mrs. Bergman said that she expected a report on environmental resources within the next week.

Mr. Liverman spoke about the upcoming Corner House fundraiser, starring Mary Chapin Carpenter on April 10, 2007.

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:

Negotiations/Litigation

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

PSOC Lands

Mr. Pascale updated Township Committee on the status of the PSOC Lands negotiations.

Sheehan Suit

Mr. Schmierer gave a status report to Township Committee regarding the Sheehan lawsuit.

Library Parking

Mr. Pascale and Mayor Marchand offered updates to Township Committee regarding library parking issues.

There being no further business, the meeting was adjourned at 9:25 p.m.

Linda S. McDermott
Township Clerk