

PRINCETON TOWNSHIP COMMITTEE MEETING
June 8, 2009

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 2009 Schedule of Regular Meetings. On January 4, 2009 at 1:15 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, and 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 Messrs. Goerner and Liverman.

Absent: None.

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

MINUTES

Mr. Liverman offered a motion to approve the minutes of April 20, 2009. The motion was seconded by Mr. Goerner and carried unanimously.

Mr. Goerner offered a motion to approve the minutes of April 27, 2009. The motion was seconded by Ms. Lempert and carried unanimously.

CONSENT AGENDA

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

- a. Bills & Claims
- b. Maintenance/Performance Guarantees
Janet Lasley, Studio 860 LLC: Release of performance guaranty, no maintenance guaranty required.
- c. Professional Services Agreements:
 - USA Architects, Planners & Interior Designers, PA, Master Plan and Preliminary Design for DPW Facility, Not to Exceed \$65,000.
 - First Advantage SafeRent, Inc., Affordable Housing Program Credit Checks, Not to Exceed \$5.50 per check and report.

- SWM Consulting, Mountain Lakes Improvement Project Emergency Action Plan, Not to Exceed \$13,000.
- French and Parrello Associates, Mountain Lakes Improvement Project, Not to Exceed \$45,195.
- d. Resolution: Appointing a Safety Delegate and an Alternate Safety Delegate to the Mid Jersey Municipal Joint Insurance Fund
- e. Resolution: Wastewater Management Plan
- f. Resolutions – Application for State Aid, New Jersey Department of Transit Trust Funds, FY 2010:
 - Cherry Valley Road Grant Application in conjunction with Montgomery Township
 - Approval of Valley Road Pathway Grant Application
- g. Resolution of The Township of Princeton Making Application to the Local Finance Board Pursuant to N.J.S.A. 40A:2-26 (e) and N.J.S.A. 58:11B-9(a)
- h. Music Amplification Request:
 - Daniel Cuocol, for a wedding to be held 28 Edgerstoune Road, June 20, 2009, 5:00 p.m. to 10:00 p.m.

Mr. Goerner suggested that item “e”, Wastewater Management Plan, be removed from the consent agenda and moved to a work session at a future meeting.

Mr. Liverman offered a motion to approve the consent agenda without item “e”. Mr. Goerner seconded the motion, which was carried unanimously.

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

ORDINANCE PUBLIC HEARING

Dogs

Mayor Miller read by title an ordinance entitled AN ORDINANCE PROHIBITING A DOG FROM CREATING AN ANNOYANCE OR INJURY TO PERSONS OR PROPERTY AND AMENDING THE “CODE OF THE TOWNSHIP OF PRINCETON, NEW JERSEY, 1968”.

Mr. Schmierer said that the proposed has been revised per the discussion at the Township Committee meeting of May 18, 2009. He noted that Mr. Liverman has been working with the Health Department to update the entire dog ordinance.

Mayor Miller opened the public hearing.

Marco Vittaris said that he liked this ordinance better but still had a problem with the issue of barking dogs. Mr. Goerner said that this was part of the current code.

Virginia Kerr, 124 Jefferson Road said that she thought that the proposed ordinance was ill advised and did not see the urgency in adopting it. She felt that the ordinance was not sensitive to normal canine behavior and that the policy needed to be more thoroughly thought through.

Mr. Liverman said that he has met with the Health Department to begin working on revisions to the ordinance noting that many items are required by the State of New Jersey.

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

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

ORDINANCE INTRODUCTION

Bond Ordinance, Sewer

Mayor Miller read by title on first reading a proposed ordinance entitled BOND ORDINANCE PROVIDING A SUPPLEMENTAL APPROPRIATION OF \$2,500,000 FOR THE REHABILITATION OF THE SEWER SYSTEM IN AND BY THE TOWNSHIP OF PRINCETON, IN THE COUNTY OF MERCER, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$2,500,000 BONDS OR NOTES OF THE TOWNSHIP FOR FINANCING PART OF THE APPROPRIATION.

Mr. Goerner 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 June 22, 2009

COMMENTS FROM THE AUDIENCE

Henry Frank, 126 Valley Road, discussed with Township Committee signs in the right of way.

WORK SESSION

Princeton University, Arts District

Robert Durkee, Vice President and Secretary, Princeton University gave a power point presentation to Township Committee regarding the University's plans for an Arts and Transit Neighborhood. He said that this is a step toward rezoning and that the plans continue to evolve.

Mr. Durkee said that the goals for the project include creating a new arts district; improving traffic circulation; preserving and enhancing the dinky experience; creating an attractive and lively public space and making a commitment to sustainability.

Mr. Durkee said that current merchants are very interested in the proposal and very supportive of the project.

REPORTS

Ms. Lempert said that there will be a report on the Human Services Commission by July 1, 2009.

Mr. Goerner discussed the Mountain Lakes Dam project noting that it was a tremendous undertaking.

Mayor Miller discussed a meeting with Princeton Borough and Princeton Township and representatives of New Jersey transit regarding improved bus service and routes.

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/Potential 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

Princeton Borough – North Ridge Binding Arbitration, Status Report
- Outstanding Capital Claims, Status Report
- SOC Audits, Status Report (Auditor to be Present)
- Human Services Commission, Clerical Support

Mr. Pascale reported on the above referenced items. Robert Morrison, Auditor was present for this portion of the meeting.

Low Tract Litigation, Status Report

Mr. Schmierer updated Township Committee on the above referenced litigation.

Solicitors Ordinance, Princeton Packet

Mr. Pascale and Mr. Schmierer discussed with Township Committee the above referenced issue.

There being no further business the meeting was adjourned at 11:55 p.m.

Linda S. McDermott
Township Clerk