

PRINCETON TOWNSHIP COMMITTEE MEETING
January 22, 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 Ms. Bergman and Messrs. Liverman and Miller.

Absent: Mr. Goerner.

Also Present: Messrs Kiser, Pascale, Schmierer and Acting Chief Emann

MINUTES

Mr. Miller offered a motion to approve the minutes of December 18, 2006 as corrected. The motion was seconded by Mr. Liverman and carried unanimously by those present.

Mrs. Bergman offered a motion to approve the minutes of December 27, 2006. The motion was seconded by Mayor Marchand. and carried unanimously by those present. Mr. Liverman abstained, as he was not present at that meeting.

Mr. Miller offered a motion to approve the minutes of the January 4, 2007 Reorganization Meeting. The motion was seconded by Mr. Liverman and carried unanimously by those present.

Mr. Miller offered a motion to approve the minutes of January 8, 2007. The motion was seconded by Mr. Liverman and carried unanimously 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
 - * Hal Hoeland, Princeton Day School, Building Reconstruction and Expansion - Completion Time Extension to October 30, 2007.
- c. Professional Services Agreements:
 - John Gloss Maintenance, LLC, Maintenance at Griggs Farm and Washington Oaks, Not to Exceed \$8,000.
 - Robert P. Casey, Esq., Zoning Board of Adjustment Attorney for 2007, Not to Exceed \$12,000. for routine legal services and \$4,000. for litigation services.
 - Brandstetter Carroll, Inc., Lexington, Kentucky, Recreation Master Plan Study, Not to Exceed \$68,708.20
- d. Appointments:
 - Kim Otis, Esq., Municipal Prosecutor 2007
 - Harry Cooke, Site Plan Review Advisory Board
- e. Bid Award: Winner Ford, Cherry Hill, NJ for one (1) 2007 Ford Crown Victoria marked police vehicle, \$17,847.94
- f. Resolution and Agreement: Garrett Lane Homeowners Association, Municipal Services Agreement
- g. Music Amplification: Ruth Kaplan, June 23, 2007, Mountain Lakes, 6:00 p.m. to 11:00 p.m.
- h. Resolution: 2007 Leaf & Brush Removal Schedule
- i. Resolution and Agreement: Greater Mercer TMA for Crosstown '62, commencing February 1, 2007 and continue for three months, Not to Exceed \$9,000.
- j. Resolutions:
 - To Remove Routes 206 and 27 in Princeton from the New Jersey Access Network for Trucks
 - Opposing Construction of the Route 206 Bypass, Belle Mead-Griggstown Road to Old Somerville Road.
- k. Resolution: Authorizing Grant Application to Federal Emergency Management Administration (FEMA)/New Jersey Office of Emergency Management: Flood Mitigation

Mrs. Bergman offered a motion to approve the consent agenda without items "j" and "c3". Mr.

Liverman seconded the motion, which was carried unanimously by those present.

Item "c3" refers to the Recreation Master Plan update. Mr. Roberts said that the Recreation Department has not done a Master Plan update since 1989.

Mr. Liverman offered a motion to approve item "c3" as presented. Mr. Miller seconded the motion, which was carried unanimously by those present.

Regarding item "j", the Route 206 resolutions, Mayor Marchand said that a lot of hard work went into this. The Mayor then introduced William Hearon and Sandy Solomon who said that they are working to make Route 206 in compliance with the vision plan.

Mr. Hearon said that what is currently being proposed is in direct contradiction with all the hard work for the vision of Routes 206 and 27. He said that public comment will conclude in February and that there is a need to continue galvanizing the community.

Mircea Savu, 9 Hilltop Drive, Citizens for a Safer 206, spoke about the problems the residents who live along 206 encounter. He said that he was very pleased that the Township was taking a stand and moving ahead.

David Schure, 498 Stockton Street, said that there are many factors to consider in regard to truck traffic including safety issues and excess pollution.

Mrs. Bergman offered a motion to approve the resolution "To Remove Routes 206 and 27 in Princeton from the New Jersey Access Network for Trucks". Mr. Miller seconded the motion, which was carried unanimously by those present.

Mr. Miller offered a motion to approve the resolution "Opposing Construction of the Route 206 Bypass, Belle Mead-Griggstown Road to Old Somerville Road". The motion was seconded by Mr. Liverman and carried unanimously by those present.

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

ORDINANCE INTRODUCTION

Mayor Marchand read by title on first reading a proposed ordinance entitled AN ORDINANCE ESTABLISHING AN EDUCATIONAL TRAINING FEE FOR LAND DEVELOPMENT APPLICATIONS AND AMENDING THE "CODE OF THE TOWNSHIP OF PRINCETON, NEW JERSEY, 1968"

Mr. Schmierer said that effective July 2006, members of the Princeton Regional Planning Board and the Princeton Township Zoning Board of Adjustment are required to take a basic course in land use law and planning. The courses are offered by the New Jersey Planning Officials, Rutgers University, etc. A provision of this law does permit the cost of this training to be passed along to land development applicants.

Mr. Schmierer said that Princeton Regional Planning Board Administrative Coordinator, Ilene Cutroneo has analyzed the number of land use applications received annually by the Township and has

determined that if each of the land development applicants were to pay an additional charge of \$30.00, then the cost to the Township in having Board members trained as required by law could be defrayed.

Mrs. Bergman said that she served on both the Princeton Regional Planning Board and the Zoning Board of Adjustment and she said that she found the classes to be very helpful. Mrs. Bergman asked if Princeton Borough would be doing the same thing. Mr. Schmierer said that he hoped so.

Mr. Miller said that he did not question the classes but said that this was another example of another unfunded state mandate.

Mrs. Bergman offered a motion to approve the proposed ordinance on first reading. Mr. Liverman seconded the motion, which was carried unanimously by those present. The public hearing was set for February 26, 2007.

COMMENTS FROM THE AUDIENCE

Irene Amarel, 25 James Court asked for modification of the penalties for false alarms, which she said was punitive and had a chilling effect on the use of alarms. She said that false alarms are burdensome and costly, however, the penalty is excessive. She said that she has told her alarm company not to call the police between twelve and five a.m.

Mr. Pascale said that he recognizes that the fees are high. He said that we have an all-volunteer fire department and that there is a need to protect them. Mr. Pascale said that it would surprise him greatly if Princeton Borough did not have an ordinance similar to the Townships but that Township Committee would take the residents request into consideration.

Acting Chief Emann reported that there were approximately 1700 alarms in 2006 with three real alarms.

Mrs. Bergman said that Township Committee considered the current ordinance very carefully and that maybe residents should call their alarm companies and ask them to make a better product.

REPORTS

Mr. Liverman said that Crosstown 62 was looking forward to working with Greater Mercer TMA.

Mrs. Bergman said that on January 24, 2007 at 7:30 p.m. the Environmental Commission would be discussing the benefits of composting.

Mayor Marchand said that she attended a Mayors Legislative Day on January 17, 2007.

Mr. Liverman offered a motion to move into closed session. Mr. Miller seconded the motion, which was carried unanimously by those present.

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/Personnel/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

-Manigault Suit

Mr. Schmierer gave Township Committee a status report regarding the Manigault suit.

-PNC Suit (connector road)

Mr. Schmierer gave Township Committee a status report regarding the PNC Bank (connector road) suit.

-Sale of DPW Site, PFARS Update Letter

Mr. Pascale and Mr. Kiser updated Township Committee on the status of the sale of the DPW site.

-Police Promotions

Mr. Pascale reviewed with Township Committee police promotions.

There being no further business, the meeting was adjourned at 9:00 p.m.

Linda S. McDermott
Township Clerk