

**Approved Minutes
Open Session
Of the Mayor and Council of the Borough of Princeton
March 1, 2011
Regular Meeting
Closed Session 7:00 P.M.
Open Session 7:30 P.M.**

Present: Council President Kevin Wilkes, Councilwoman Jo Butler,
Councilwoman Jenny Crumiller, Councilman Roger Martindell,
Councilwoman Barbara Trelstad, Mayor Mildred Trotman

Absent: Councilman David Goldfarb

Staff Present: Borough Administrator Robert W. Bruschi, Borough Attorney Maeve E.
Cannon, Princeton Sewer Operating Committee Manager and Acting
Borough Engineer Robert A. Hough, Land Use Development Official
Derek Bridger, Lt. Robert Currier, Jr., Planning Board Director Lee O.
Solow, Borough Clerk Andrea Lea Quinty

Mayor Trotman called the meeting to order at 7:00 P.M. and read the open public meetings statement as follows:

“This meeting is called to order pursuant to the provisions of the Open Public Meetings Law. This meeting of March 1, 2011, was included in a list of meetings sent to and advertised in the Princeton Packet and Trenton Times, posted on the bulletin board in the Borough of Princeton municipal building and has remained continuously posted as the required notices under the statute. In addition a copy of this notice is and has been available to the public and is on file in the Office of the Borough Clerk. Proper notice having been given, the Borough Clerk is directed to include this statement in the minutes of this meeting.”

Mayor Trotman read **Agenda Item C, Resolution 2011-R63**, as follows:

**RESOLUTION 2011-R63
OF THE MAYOR AND COUNCIL OF THE BOROUGH OF PRINCETON
INTO CLOSED SESSION ON MARCH 1, 2011**

WHEREAS, the Open Public Meetings Act, P.L. 1975, Chapter 231 permits the exclusion of the public forum from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances may presently exist; and

WHEREAS, the Governing Body wishes to discuss the following issues:

1. Negotiations — NHKT
2. Personnel
3. Litigation report
4. Legal counsel report

WHEREAS, minutes will be kept and once the matter involving confidentiality of the above no longer requires that confidentiality, then minutes can be made public; and

NOW THEREFORE BE IT RESOLVED that the public be excluded from this meeting.

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Council President Wilkes moved to approve; Councilwoman Trelstad seconded. Council members Wilkes, Butler, Crumiller, Martindell, and Trelstad voted in the affirmative. Hearing no nay votes, Mayor Trotman proclaimed the resolution approved.

Borough Council recessed into closed session.

At 7:30 P.M. Council reconvened into open session.

Mayor Trotman asked all present to rise for **Agenda Item D, Salute to the Flag.**

Mayor Trotman read **Agenda Item E, Approval of Minutes.**

Presented for approval were the minutes of the open session of February 8, 2011.

Councilwoman Trelstad moved to approve the minutes of the open session of February 8, 2011, Councilwoman Butler seconded, and Council approved unanimously five to zero.

Mayor Trotman read **Agenda Item F, Public Presentation,** and asked if anyone present wished to address Council with an issue not on the agenda.

Councilwoman Butler, Council liaison to Joint Recreation Board, distributed the budget for spring/summer 2011 projects.

Councilman Martindell requested a full-cost report on the Riley matter for future discussion.

Seeing no one further, Mayor Trotman closed the public portion.

Mayor Trotman added **Resolution 2011-R72** to the agenda.

Mayor Trotman read **Agenda Item G, Correspondence (1) — Proposed Sign, Nassau Place – Tamara L. Lee, PP AICP, LLA, ASLA.**

Land Use Development Official Derek Bridger stated that owners of 20 Nassau Street (Nassau Place) are looking to draw attention to the retail businesses on the ground floor of Nassau and Chambers Streets. They propose placing a 2' x 3' sandwich sign in the right-of-way of both Princeton Borough and State of New Jersey. Mr. Bridger noted that previous variances were granted for a round sign on Chambers and some banners.

Mayor Trotman spoke of pedestrian traffic in the intersection and difficulty for autos turning onto Nassau.

Tamara Lee, municipal planner and landscaper architect, was joined by Richard Scott, building manager, and owners of the shops of Nassau Place. She explained that the sign requested is a directory for 15 businesses designed to draw shoppers across Chambers. The sign will be placed in a “passive” zone where street furniture now sits, but closer to the corner, and to be removed at

night. Ms. Lee pointed out that the new sign will match the current sign in color scheme and style. Ms. Lee stated that curb to building is *Borough* right of way.

Councilman Martindell mentioned Borough's practices: (1) issue "license at will"—not a permanent right, (2) attorney fees borne by applicant, (3) license agreement to include indemnification, (4) site triangle placement to be approved by Borough Engineer and Mr. Bridger.

Councilwoman Butler observed that the pertinent ordinance requires signs to be within 36 inches of the building plus five feet of unobstructed sidewalk.

Borough Administrator Robert Bruschi emphasized interest in site-triangle issues throughout Borough—trash receptacles, trees, parking spaces and meters, and so on.

Mr. Scott undertook to put the sign indoors at night.

Councilman Martindell moved approval of the sign contingent upon four points listed earlier; Councilwoman Trelstad seconded, and Council approved unanimously with the final agreement to be considered on a future agenda.

Mayor Trotman read **Agenda Item H, Discussion (1) — Shared Lane (Vehicle and Bicycle) Markings (Sharrows)** – *Robert Hough, Acting Borough Engineer/Robert Kiser, Township Engineer.*

Mr. Hough announced that he and Mr. Kiser made the same presentation on sharrows to Township Committee. On January 20, 2011, they met with representatives of New Jersey Department of Transportation (DOT), Mercer County, and both local governments. Sharrows is a mechanism by which vehicular lanes are shared by cars and bicycles. Some considerations for creation of sharrows are speed limit under 35 miles per hour and no shoulders or additional bike lanes.

Mr. Kiser displayed a map showing trial streets for sharrows: Harrison Street (Mercer County, Borough, and Township portions), Wiggins and Hamilton, Witherspoon Street, and Nassau Street (New Jersey). Mr. Kiser said sharrows is now included in the DOT "Bible" for installation on streets. DOT supported payment for sharrows on Nassau Street.

Mr. Kiser broke down the expenses as follows:

- State \$12,000
- County \$6,000
- Borough \$14,800
- Township \$14,400.

Mr. Hough listed next steps:

- Public education

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- Implementation timeline (including education and installation)
- Ordinances
- Police enforcement.

Mayor Trotman was concerned about liability. Mr. Kiser said Nassau (Route 27) is a state highway. Mr. Hough stated that Mercer's legal department had approved placement of sharrows on county roads.

Councilwoman Trelstad was concerned about ambulances—with slow-moving bicycles—when Harrison becomes the main pathway to the new hospital. Mr. Kiser explained that the sharrow will end at the Delaware and Raritan towpath. He said bicycles are still subject to rules of the road and must defer to emergency vehicles.

Councilman Martindell asked the life of sharrow markings. Mr. Kiser answered five to seven years for the \$15,000 cost.

Councilman Martindell suggested a right of way *within* the sharrow for the bicyclist.

Councilwoman Trelstad reminded that cyclists have responsibilities, too, such as proper visibility.

Mr. Hough mentioned that Township had expressed the same worries; the two attorneys will convene to draft complete ordinances.

Councilman Martindell moved the go-ahead for sharrows' next steps. Council President Wilkes seconded. Council approved unanimously five to zero.

Mayor Trotman read by title **Agenda Item I, New Business (1) — Introduction and Order to Publish: Ordinance 2011-02 AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 26 OF THE CODE OF THE BOROUGH OF PRINCETON, NJ 1974 REGARDING OPERATION OF THE BOROUGH POLICE DEPARTMENT.**

Councilwoman Trelstad moved to introduce Ordinance 2011-02; Council President Wilkes seconded.

Mr. Bruschi said that Ordinance 2011-02 increases permitted police staffing from six to seven sergeants.

Councilman Martindell stated that base compensation for sergeant is \$14,000 more than patrolman annually. He was concerned that Borough has not acted to increase police department revenue (alarm ordinance) or reduce expenses (shared services). Noting settlement with a disgruntled officer of nearly \$500,000, Councilman Martindell opposed the increase of \$12,000 a year for another sergeant.

Mayor Trotman called for a roll call vote. Borough Clerk called the roll. Council members Wilkes, Butler, Crumiller, and Trelstad voted in the affirmative. Councilman Martindell was

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emphatically opposed. Mayor Trotman proclaimed the ordinance introduced with a public hearing to be held March 22, 2011.

Mayor Trotman read **Agenda Item H, Discussion (2) — Princeton University (PU) Draft Zoning Ordinance Review – Robert Durkee, Vice President – Princeton University.**

Mr. Durkee mentioned zoning changes (E3) during past two decades to accommodate PU's growth at the edges of campus. PU requests a new Arts, Education, and Transit (AET) zone where four zones (NB, E2, R3, E1) currently meet at the juncture of Alexander Street and University Place.

Mr. Durkee listed goals, as reflected in the Borough master plan, for the new zone:

1. Create arts district for campus and community
 - a. Link commercial, educational, and cultural activities
2. Improve traffic circulation
 - a. Address backups at key intersections
 - b. Reduce peak-hour volumes
 - c. Increase use of shuttles, jitneys, bicycles
 - d. Enhance gateways
3. Preserve and enhance dinky experience
4. Create attractive and lively public spaces
 - a. Enhance public areas with art
 - b. Safe and pleasant pedestrian environments
5. Create a neighborhood that is a model of sustainability.

Mr. Durkee described current uses in NB, E2, R3, and E1 and the proposed functions for AET. He declared that varying bulk regulations across the four zones inhibit conformed development in AET

Mr. Durkee introduced Ron McCoy, Princeton University architect. Mr. McCoy demonstrated bulk regulations of well-known downtown buildings and their compatibility with proposed new buildings. Mr. McCoy stated that parking and signage strictures will conform to Borough standards, with certain notable exceptions for blend of community, campus, transportation, and gateway uses.

Mr. Durkee offered to supply to Council a draft ordinance for AET.

Mr. Durkee stated that art buildings will be open to the public during performances and available—as well as the outdoor areas—for use by groups for rehearsals and other purposes such as chess tournaments.

Jane Curry of PU detailed the venues of the phase one performing arts building of (about 130,000 square feet)—Black Box Theater (150 seats), dance theater (150), instrumental rehearsal room (100), flexible studio space (75-100), and the Forum under the plaza.

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Mr. Durkee stressed that moving rehearsals from Richardson to this building will free the Richardson stage about 80 times every year for use by university and/or community.

Council President Wilkes sought clarification on lot sizes, setbacks, and so forth. He was concerned about transition in the edge zones from educational use to adjacent districts. Mr. McCoy replied that tight spots will be reconciled as PU moves from draft to final design. Mr. McCoy was confident that site density will parallel town density when plans are complete. Council President Wilkes pursued technical exposition on setback and floor-area-ratio decisions.

Councilwoman Trelstad pointed out that AET proposals are becoming “closer and higher” than the norm; AET neighborhood does not carry the feeling of downtown as does the area of the Arts Council and library. Councilwoman Trelstad was especially worried that the large, tall, round Black Box is too close to the roadway and will “wall off” the rest of the district.

Mr. Durkee applauded the work of architect Stephen Holl and his talent for creating spaces that do not convey a wall-like nature.

Councilwoman Butler observed that library and Arts Center do not “loom” over the buildings of Nassau Street. She thought that Black Box *will* loom because of the lowness of the structures toward the north. Councilwoman Butler questioned new dinky parking above the performance hall.

Mr. Durkee stated that Alexander Street will look quite different after development—four- and five-story townhouses on the east side—leaving the Black Box less conspicuous. Parking needs through phase one (2017 or later) will be handled by surface lots. Possible options for phase two parking issues are structured solutions and alternate on-campus spaces. Mr. Durkee said that McCarter leadership, theater and dance leadership, and music participants strongly support the proposed AET district.

Planning Board Director Lee O. Solow indicated that parking requirements for mixed-use retail will be closely overseen.

Councilman Martindell requested backup from PU for its draft zoning ordinance.

Councilman Martindell asked why PU does not leave the E1 and E2 zones in place and request a variance. Mr. Durkee answered that much of current zoning does not reflect present or future uses. The area is attractive for retail, transit, and artistic activity.

Councilman Martindell asked the nature, quantity, and quality of benefits and costs to the municipality. He requested quantification to support the answers (e.g., increased tourism—how much?). Councilman Martindell was also concerned about security when buildings are open to the public.

Mr. Durkee engaged to investigate and reply to Councilman Martindell’s questions.

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Councilman Martindell asked Borough Attorney Maeve Cannon to consider the impact on Borough if PU chooses a different site.

Mr. Bruschi recommended that staff review the proposal from PU and advise Council during a future session.

Mayor Trotman opened the public discussion and asked if anyone wished to address Council on this issue.

Yina Moore, 19 Green Street, was concerned about overarching designation for land use and a lack of planning. She asked Council to look more closely at land uses in relation to the community as a whole.

Anne Neumann, Alexander Street, wondered about “massing” of buildings on Alexander Street, an entry into town. Ms. Neumann asked Mr. Durkee what would happen to the attractive old houses on Alexander and Mr. Durkee replied that old houses would be replaced. Ms. Neumann questioned the wisdom of destroying the character of a neighborhood. Ms. Neumann cited extensive historical surveys of Princeton properties.

Chip Crider, Bank Street, mentioned that the PU presentation to Township Committee was quite different. He was pleased with the Borough segment, but warned Council to pay attention to the Township portion.

Seeing no one further, Mayor Trotman closed the public discussion

Mr. Durkee stated that the Borough and Township permitted uses *should* be different. He emphasized that documents to be provided to Borough staff will be *drafts*.

Mayor Trotman read **Agenda Item I, New Business (2) — Resolution 2011-R64** as follows:

**RESOLUTION 2011-R64
OF THE MAYOR AND COUNCIL
OF THE BOROUGH OF PRINCETON
ESTABLISHING A GREEN TEAM ADVISORY COMMITTEE**

WHEREAS, the Princeton Borough Council strives to save tax dollars, assure clean air and water, improve working and living environments to build a community that is sustainable economically and socially; a community which would thrive well into the new century; and

WHEREAS, the Princeton Borough Council wishes to build a model of government which benefits our residents now and far into the future with green community initiatives which are easy to replicate and affordable to implement; and

WHEREAS, in an attempt to focus on "Green" issues, the Princeton Borough Council wishes to establish a Green Team Advisory Committee (GTA); and

WHEREAS, the Princeton Borough Council wants to begin the process of focusing on "Green" issues by obtaining certification under the Sustainable Jersey Program.

NOW, THEREFORE, BE IT RESOLVED, by the Princeton Borough Council that we do hereby establish a Green Team Advisory Committee consisting of seven members who shall be residents or employees of Princeton, appointed annually, but whose initial term of appointment shall be through December 31, 2011.

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NOW THEREFORE BE IT FURTHER RESOLVED by the Princeton Borough Council that the Mission, Goals and Objectives for the GTA through December 31, 2011 are established as follows:

Mission:

The Princeton Green Team Advisory Committee will advise the Princeton Borough Council on ways to improve municipal operations with "Green" initiatives which are economically and environmentally sound.

Goals:

Submit a report and recommendations to the Princeton Borough Council to include:

1. Status of the certification process for certification under Sustainable Jersey; and
2. A report on the success, challenges or problems with creating a "greener" municipal operation.

Objectives:

1. Collaborate with Princeton Borough employees, service providers and other governmental agencies to share resource information and ideas consistent with the Mission of the GTA.
2. Encourage participation of all employees to solicit ideas on green initiatives.
3. Research and analyze green initiatives which make practical environmental and financial sense.
4. Develop strategies for sustainable green initiatives in municipal operations.

NOW, THEREFORE, BE IT RESOLVED, by the Princeton Borough Council that the following persons are hereby appointed to the GTA for the remainder of 2011:

Princeton Borough Mayor, Mildred Trotman
Princeton Township Mayor, Chad Goerner
Princeton Environmental Commission Chairman, Matthew Wasserman
Princeton Environmental Commission Member, Wendy Kaczerski
Princeton Merchants Association President, Mark Censits
Planning Director, Lee Solow
Sustainability Coordinator, Diane Landis

Councilwoman Trelstad moved to approve Resolution 2011-R64 and Councilwoman Crumiller seconded.

Councilman Martindell raised the issue of Council's duty toward green efforts. Mayor Trotman said Borough wants to be certified for Sustainable New Jersey; creation of the Green Team Advisory Committee is one step toward certification.

Borough Council approved unanimously.

Mayor Trotman read **Agenda Item I, New Business (3) — Resolution 2011-R65** as follows:

**RESOLUTION 2011-R65
OF THE MAYOR AND COUNCIL
OF THE BOROUGH OF PRINCETON
PURSUANT TO N.J.S.A. 40A:11-3 AUTHORIZING THE BOROUGH OF PRINCETON TO ENTER
INTO A CONTRACT FOR SOLAR ENERGY CONSULTING SERVICES WITH GABEL
ASSOCIATES**

WHEREAS, the Borough of Princeton, together with the Township of Princeton and the Princeton Regional School Board are exploring the feasibility and economic benefit of utilizing solar energy through the installation of ground mounted solar projects; and,

WHEREAS, the Borough wishes to obtain the services of an energy consulting firm to explore the economic and technical potential for solar projects in an about the Borough of Princeton, and Township of Princeton; and,

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WHEREAS, the amount of this contract will be less than the statutory bid threshold of \$17,500 for which public bidding is required pursuant to N.J.S.A. 40A:11-3; and,

WHEREAS, the Borough wishes to enter the attached contract with Gabel Associates to provide energy consulting services, which is incorporated by reference as if fully set forth at length herein.

NOW THEREFORE BE IT RESOLVED, by the Princeton Borough Council that:

1. The Borough is authorized to enter the attached contract with Gabel Associates to provide solar energy consulting services.

Councilman Martindell moved to approve Resolution 2011-R65 and Councilwoman Trelstad seconded.

Councilman Martindell reported that School Board had previously indicated to Finance Committee that it would not participate. He said positive progress has been made.

Council President Wilkes thought the River Road site was excellent for ground-mounted solar plates. Mr. Hough replied that the land fill is considered.

Borough Council approved unanimously.

Mayor Trotman read **Agenda Item I, New Business (4) — Resolution 2011-R66** as follows:

**RESOLUTION 2011-R66
OF THE MAYOR AND COUNCIL
OF THE BOROUGH OF PRINCETON AUTHORIZING THE MAYOR AND COUNCIL TO
EXECUTE A CONTRACT FOR EXTRAORDINARY AND UNSPECIFIABLE SERVICES WITH
THE NATIONAL ALLIANCE OF PRESERVATION COMMISSIONS TO CONDUCT A
TRAINING PROGRAM TO EDUCATE HISTORIC PRESERVATION COMMISSIONS AND
COMMITTEES ON PUBLIC SUPPORT, PROCEDURES AND DESIGN/REVIEW OF GREEN
REPLACEMENT MATERIALS.**

WHEREAS, the Borough has determined that it requires the services of an organization to conduct a comprehensive training program for the Borough Historic Preservation Commission members; and,

WHEREAS, the National Alliance of Preservation Commissions (“NACP”) conducts a training program entitled the “Commission Assistance and Mentoring Program” (“CAMP”), designed to educate Historic Preservation Commissions and Committees on public support, procedures and design review/green replacement materials; and,

WHEREAS, NACP has agreed to provide said services related to the CAMP event at a fee not to exceed \$9,365; and,

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-2(7)) defines Extraordinary, Unspecifiable Services as, “Services which are specialized and qualitative in nature requiring expertise, extensive training and proven reputation in the field of endeavor.” N.J.S.A. 40A:11-5(1) permits local contracting units to avoid competitive bidding for Extraordinary, Unspecifiable Services. A notice is required to be placed in a local newspaper (N.J.S.A. 40A:11-5(1)(a)) stating the supporting reasons for awarding the contract under this law;

NOW THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Princeton, as follows:

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1. The Mayor and Council are hereby authorized to execute the EUS contract with NACP to conduct the one-day Commission Assistance and Mentoring Program (“CAMP”) at a cost not to exceed \$9,365.
2. This contract is awarded without competitive bidding as an “Extraordinary Unspecifiable Service” under the provisions of the Local Public Contracts Law because the services that are to be rendered or performed are specialized and qualitative in nature, requiring expertise and knowledge in this field. (N.J.S.A. 40A:11-2(7)).
3. A notice of this action shall be published in The Times of Trenton and The Princeton Packet as required by law within ten (10) days of its passage.
4. An executed copy of the contract between the Borough and the Provider and a copy of this Resolution shall be on file and available for public inspection in the Office of the Borough Clerk.

Councilwoman Trelstad moved to approve Resolution 2011-R66 and Councilwoman Crumiller seconded.

Councilman Martindell questioned the value of this training program. Mr. Bridger reminded of a \$16,000 grant that requires 40% match from Borough. The seminar will cover green design as well as legal issues in the preservation community.

Borough Council approved unanimously.

Mayor Trotman read **Agenda Item I, New Business (5) — Resolution 2011-R67** as follows:

**RESOLUTION 2011-R67
OF THE MAYOR AND COUNCIL
OF THE BOROUGH OF PRINCETON
BOROUGH OF PRINCETON AUTHORIZING THE MAYOR AND COUNCIL TO EXECUTE A
CONTRACT FOR EXTRAORDINARY AND UNSPECIFIABLE SERVICES WITH
PRESERVATION NJ FOR THE PREPARATION AND COORDINATION OF THE COMMISSION
ASSISTANCE AND MENTORING PROGRAM (“CAMP”).**

WHEREAS, the Borough of Princeton (the “Borough”) has determined that it requires the use of an organization to conduct a comprehensive training program for the Borough Historic Preservation Commission members; and,

WHEREAS, the Borough requires assistance in the preparation and coordination of a one-day Commission Assistance and Mentoring Program (“CAMP”), designed to educate Historic Preservation Commissions and Committees on public support, procedures and design review/green replacement materials; and,

WHEREAS, Preservation NJ has agreed to provide said services related to the CAMP event at a fee not to exceed \$4,215; and,

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-2(7)) defines Extraordinary, Unspecifiable Services as, “Services which are specialized and qualitative in nature requiring expertise, extensive training and proven reputation in the field of endeavor.” N.J.S.A. 40A:11-5(1) permits local contracting units to avoid competitive bidding for Extraordinary, Unspecifiable Services. A notice is required to be placed in a local newspaper (N.J.S.A. 40A:11-5(1)(a)) stating the supporting reasons for awarding the contract under this law.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Princeton, as follows:

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1. The Mayor and Council are hereby authorized to execute the EUS contract with Preservation NJ for the preparation and coordination of a one-day Commission Assistance and Mentoring Program (“CAMP”) at a cost not to exceed \$4,215.

2. This contract is awarded without competitive bidding as an “Extraordinary Unspecifiable Service” under the provisions of the Local Public Contracts Law because the services that are to be rendered or performed are specialized and qualitative in nature, requiring expertise and knowledge in this field. (N.J.S.A. 40A:11-2(7)).

3. A notice of this action shall be published in The Times of Trenton and The Princeton Packet as required by law within ten (10) days of its passage.

4. An executed copy of the contract between the Borough and the Provider and a copy of this Resolution shall be on file and available for public inspection in the Office of the Borough Clerk.

Council President Wilkes moved to approve Resolution 2011-R67 and Councilwoman Trelstad seconded.

Mr. Bridger explained that three resolutions—(1) speakers, (2) facilities, (3) marketing and training materials—are needed for the event; Borough’s net cost will be about \$2,600 if 100 tickets are sold at \$35 each.

Borough Council approved unanimously.

Mayor Trotman read **Agenda Item I, New Business (6) — Resolution 2011-R68** as follows:

**RESOLUTION 2011-R68
OF THE MAYOR AND COUNCIL
OF THE BOROUGH OF PRINCETON
PURSUANT TO N.J.S.A. 40A:11-3
AUTHORIZING THE BOROUGH OF PRINCETON TO ENTER INTO A FACILITIES AND
SERVICES AGREEMENT WITH PRINCETON UNIVERSITY**

WHEREAS, the Borough of Princeton (the “Borough”) is sponsoring a one-day Commission Assistance and Mentoring Program (“CAMP”), designed to educate Historic Preservation Commissions and Committees on public support, procedures and design review/green replacement materials; and,

WHEREAS, the Borough requires a facility in which to produce the event; and,

WHEREAS, Princeton University has facilities available to accommodate the Borough’s facility-related needs for the program; and

WHEREAS, the amount of this contract will be less than the statutory bid threshold of \$17,500 for which public bidding is required pursuant to N.J.S.A. 40A:11-3; and,

WHEREAS, the Borough wishes to enter the attached “Facilities and Services Agreement” with Princeton University, which is incorporated by reference as if fully set forth at length herein.

NOW THEREFORE BE IT RESOLVED, by the Princeton Borough Council that:

1. The Borough is authorized to enter the attached contract with Princeton University to provide facilities for the CAMP program.

Councilwoman Trelstad moved to approve Resolution 2011-R68, Council President Wilkes seconded, and Borough Council approved unanimously.

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Mayor Trotman read **Agenda Item I, New Business (7) — Resolution 2011-R69** as follows:

**RESOLUTION # 2011-R69
OF THE MAYOR AND COUNCIL
OF THE BOROUGH OF PRINCETON
APPROVING CHANGE ORDER #1 – FINAL TO C.M.S. CONSTRUCTION**

WHEREAS, change orders are regulated by Local Finance Board Regulations (N.J.A.C. 5:30-14,4) and;

WHEREAS, there is a need to amend the contract with C.M.S. Construction as outlined in the change order prepared by the Borough Engineer and;

WHEREAS, through field changes agreed to and accepted by the Engineer and Contractor a net savings of \$2,165.31 has been realized; and

WHEREAS, the New Jersey Department of Transportation has provided funding for this project and requires as part of the submittal for expense reimbursement, an approved Change Order; and

WHEREAS, the Mayor and Council of the Borough of Princeton is satisfied that the requested change order is necessary.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Princeton as follows:

1. Change Order #1 – Final to the Contract between the Borough of Princeton and C.M.S. Construction for the Bayard Lane Sidewalk Improvements in the amount of - \$2,165.31 is hereby approved.
2. The Borough Engineer and Clerk are hereby authorized to sign the Change Order on behalf of the Borough

Council President Wilkes moved to approve Resolution 2011-R69, Councilwoman Trelstad seconded, and Borough Council approved unanimously.

Mayor Trotman read **Agenda Item I, New Business (8) — Resolution 2011-R70** as follows:

**RESOLUTION 2011 R-70
OF THE MAYOR AND COUNCIL
OF THE BOROUGH OF PRINCETON
APPROVING THE 2011 COMMITTEE APPOINTMENTS
FOR A THREE YEAR TERM**

NOW BE IT RESOLVED that those listed below are appointed to the Borough of Princeton committees for a three year term through January 1, 2014 as follows:

HUMAN SERVICES COMMISSION

John Heilner

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to each committee and the Office of the Municipal Clerk.

Council President Wilkes moved to approve Resolution 2011-R70, Councilwoman Trelstad seconded, and Borough Council approved unanimously.

Mayor Trotman read **Agenda Item I, New Business (9) — Resolution 2011-R71** as follows:

**RESOLUTION 2011-R71
OF THE MAYOR AND COUNCIL
OF THE BOROUGH OF PRINCETON
APPROVING THE PLACEMENT OF A BANNER AS REQUESTED BY THE
ARTS COUNCIL OF PRINCETON**

WHEREAS, The Arts Council Of Princeton a community organization wishes to increase public awareness of Communniversity Day in the Borough of Princeton held on Saturday, April 30th; and

WHEREAS, The Arts Council has requested permission to install a banner over Washington Road to announce this event and has received the approval of the Office of Community and State Affairs at Princeton University and pending all conditions and insurance requirements set forth are met for the period beginning Monday **April 25th through Monday May 2, 2011**; and

WHEREAS, this banner will be promptly removed after its use as required by Borough ordinances; and

WHEREAS, in accordance with Borough Ordinance 3-17 any banner that is removed by the Borough will be held by the Borough for thirty (30) days and then disposed of; and

WHEREAS, in accordance with Borough Ordinance 3-17 any applicant failing to remove a banner will not be permitted to display any banner for the succeeding two years; and

NOW THEREFORE BE IT RESOLVED that the Mayor and Council hereby approve placement of said banner on Washington Road in accordance with Borough Ordinances 3-14-3-17.

Councilman Martindell moved to approve Resolution 2011-R71, Councilwoman Crumiller seconded, and Borough Council approved unanimously.

Mayor Trotman read **new Agenda Item — Resolution 2011-R72** as follows:

**RESOLUTION 2011 – R72
OF THE MAYOR AND COUNCIL
OF THE BOROUGH OF PRINCETON
AUTHORIZING THE SUBMISSION
OF AN APPLICATION FOR A LOAN FROM
THE NEW JERSEY ENVIRONMENTAL INFRASTRUCURE
FINANCING PROGRAM**

APPLICANT: THE PRINCETON SEWER OPERATING COMMITTEE, A JOINT AGENCY OF THE BOROUGH OF PRINCETON AND THE TOWNSHIP OF PRINCETON, ADMINISTERED BY THE BOROUGH OF PRINCETON

PROJECT NO.: S340656 – 07A

WHEREAS, the Princeton Sewer Operating Committee, a joint agency of the Borough of Princeton and the Township of Princeton, administered by the Borough of Princeton, intends to file an Application for Financial Assistance with the New Jersey Department of Environmental Protection and the New Jersey Environmental Infrastructure Trust for the following:

Infiltration / Inflow (I/I) Reduction Program – System – wide rehabilitation program of sanitary sewers, laterals and manholes throughout the Princeton Sewer Operating Committee’s (PSOC) sanitary sewer service area in both Princeton Borough and Princeton Township. The projects are: Improvements to Battle Road West and Battle Circle (Township); Improvements to Bainbridge Street and Scott Lane (Borough); Improvements to Grover Avenue (North of Clearview Avenue) and Roper Road (Township); Improvements to Princeton Avenue from Nassau Street to Prospect Avenue (Borough); Maxwell Lane, Stonehouse Drive and Verblen Circle (Township) – Rehabilitation of Sanitary Sewer Mains and Laterals; and Sanitary Sewer Main Repairs – Manhole Run Lining and Spot Liner Repairs.

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NOW, THEREFORE BE IT RESOLVED by the Mayor and Committee of the Township of Princeton as follows:

1. That Robert W. Bruschi, the Princeton Borough Administrator, is authorized to act as the Authorized Representative to represent the Princeton Sewer Operating Committee, a joint agency of the Borough of Princeton and the Township of Princeton, administered by the Borough of Princeton, in all matters relating to the projects undertaken pursuant to the above referenced New Jersey Environmental Infrastructure Loan to be executed with the New Jersey Department of Environmental Protection and the New Jersey Environmental Infrastructure Trust. The Authorized Representative may be contacted at the Borough of Princeton, One Monument Drive, Princeton, New Jersey 08542, telephone (609) 497-7622.

2. This authorization is contingent upon the Township of Princeton adopting a reciprocal resolution authorizing the above referenced loan application.

3. A certified true copy of this resolution shall be furnished by the Clerk of the Borough of Princeton to the Clerk of the Township of Princeton and to the Princeton Sewer Operating Committee upon adoption.

Council President Wilkes moved to approve Resolution 2011-R72 and Councilwoman Crumiller seconded.

Mr. Hough announced the continuation of a Borough program of the last six years. Resolution 2011-R72 permits ongoing submission of design documents in order to participate in the 2011 program at 75% interest free. (Township passed a similar resolution yesterday.)

Borough Council approved unanimously.

Council President Wilkes moved to adjourn; Councilman Martindell seconded. There being no further business, Mayor Trotman adjourned the open session meeting at 10:32 P.M.

Respectfully submitted,

Andrea Lea Quinty
Borough Clerk