

**Approved Minutes  
Open Session  
Of the Mayor and Council of the Borough of Princeton  
May 8, 2012  
Regular Session 7:00 P.M.**

Present: Council President Barbara Trelstad, Councilwoman Jenny Crumiller, Councilwoman Heather Howard, Councilman Roger Martindell, Councilman Kevin Wilkes, Mayor Yina Moore

Absent: Councilwoman Jo Butler

Staff Present: Borough Administrator and Acting Clerk Robert W. Bruschi, Borough Engineer John M. West, Land Use Development Official Derek Bridger, Assistant Borough Attorney Henry Chou, Planning Board Director Lee O. Solow, Chief Finance Officer and Tax Collector Sandra L. Webb, Deputy Borough Clerk Delores A. Williams

Mayor Moore called the meeting to order at 7:05 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 May 8, 2012, 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 Moore asked all present to rise for **Agenda Item C, Salute to the Flag.**

Mayor Moore read **Agenda Item D, Approval of Minutes.**

Presented for approval were the minutes of the open session of March 6, 2012.

Council President Trelstad moved to approve the minutes of the open session of March 6, 2012, Councilwoman Crumiller seconded, and Council approved unanimously five to zero.

Presented for approval were the minutes of the open session of March 13, 2012.

Council President Trelstad moved to approve the minutes of the open session of March 13, 2012, Councilwoman Crumiller seconded, and Council approved unanimously with two language changes. Mayor Moore requested changing the word “deferred” to “referred” on *Page 3, 4<sup>th</sup> paragraph (Page 9 of the agenda packet)*. Councilwoman Crumiller requested removing “but no cable hook up” from the sentence on *Page 2, 9<sup>th</sup> paragraph (Page 8 of the agenda packet)*.

Presented for approval were the minutes of the open session of March 27, 2012.

Council President Trelstad moved to approve the minutes of the open session of March 27, 2012, Councilwoman Crumiller seconded, and Council approved four to zero, with Councilman Martindell abstaining.

Mayor Moore read **Agenda Item E, Public Presentation**, and asked if anyone present wished to address Council with an issue not on the agenda. Mayor Moore explained the five-minute limit for public presentations; no dialogue with Council members is permitted during this portion of the agenda. If so indicated, Council will take action at a later date.

Anne Neumann, Affordable Housing Board, stated that the Affordable Housing Board is working to identify the need for a property tax loan program.

Ms. Neumann reported that historical status for the Dinky station is pending; there is an objection from Princeton University's Mr. Goldman, to which the applicants will respond. Assistant Borough Attorney Henry Chou stated that the Historic Preservation Review Committee voted unanimously to postpone.

Council President Trelstad clarified that the Historic Preservation Review Committee had received documentation too late for action.

Mr. Chou explained that the Historic Preservation Review Committee had concluded that the Regional Planning Board should advise them prior to consideration of an ordinance designating a historical site. The Historic Preservation Review Committee's decision was not based on the Goldman argument, but rather on good planning practices.

Peter Marks, 107 Moore Street, read complaints into the public record: (1) public ridicule of Borough elected officials in the press, (2) selective enforcement of recusal law by Land Use Development Official Derek Bridger and Mr. Chou, (3) his personal dismissal as a participant in Dinky talks, (4) Mr. Bridger allocating Borough funds toward research by Mr. Chou.

Mayor Moore deferred Nancy Johnson, 25 Scott Lane, to the portion of the agenda that deals with Ordinance 2012-09, BOND ORDINANCE PROVIDING FOR SIDEWALK AND OTHER RELATED SANITARY SEWER IMPROVEMENTS IN AND BY THE BOROUGH OF PRINCETON, IN THE COUNTY OF MERCER, NEW JERSEY, APPROPRIATING \$112,000 THEREFOR, AUTHORIZING THE ISSUANCE OF \$106,400 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE COST THEREOF AND DIRECTING THE SPECIAL ASSESSMENT OF THE COST THEREOF.

Daniel Harris, 28 Dodds Lane, addressed the *ad hoc* subcommittee that will be reconstituting Borough code to incorporate the intent of the Master Plan and bulk regulation design standards for the MRRO zone. Mr. Harris intends to provide detailed thoughts via email to Council and the subcommittee.

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Councilwoman Crumiller wanted to amend the agenda in the interest of members of the audience. Council President Trelstad opined that the budget is very important, and the agenda should be followed.

Councilwoman Howard announced that police officers will conduct home security audits for anyone interested. Another service offered by police is home checks when residents are absent; she thought application forms for home checks should be on the Website.

Mayor Moore read **Agenda Item F, Correspondence (1) — 10<sup>th</sup> Annual Ivy Fest**—*Richard Ryan, Ivy Inn.*

Borough Administrator Robert Bruschi described the event held for the last ten years. There have been no issues. Council President Trelstad moved to allow Ivy Fest to proceed as in the past. Councilwoman Crumiller seconded. Council approved unanimously five to zero.

Mayor Moore read **Agenda Item G, Report (1) — Princeton Arts Council Annual Report** — *Jeff Nathanson, Executive Director.*

Mr. Nathanson introduced colleagues Gail Everett, Kim Weber, and Maria Evans. Mr. Nathanson reported that the Arts Council has been profitable since 2009, which means more programming for the community—much of it free. He said most of the funds required to retire the mortgage have been raised.

Mr. Nathanson stressed the importance of art and art education; The Princeton Arts Council offers programs for more than 150 students per week in after school sessions. He noted that arts activity contributes to economic development.

Mr. Nathanson summarized the Art Council's activities: Art Reach, Young Achievers, volunteer artists at schools, music workshops, Kids at Work (gallery project), annual community play, high school volunteers, among other programs for all ages. Mr. Nathanson mentioned scholarships (about \$3,000 higher than last year) given to 133 students. There were 11 concerts held during summer 2011. Another spectacular Communiversy was a highlight of the year.

Council President Trelstad moved to accept the 2012 Arts Council report, Councilman Wilkes seconded, and Council approved unanimously.

Mayor Moore read by title **Agenda Item H, Old Business (1) — Public Hearing-Budget Amendment and Adoption – 2012 MUNICIPAL BUDGET.**

Councilman Wilkes moved the 2012 municipal budget. Council President Trelstad seconded.

Mr. Bruschi observed that the 2012 budget continues Borough's practice of handling its money very conservatively through use of surplus and management of debt—resulting in a very strong financial position.

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Mr. Bruschi announced a budget increase of about \$600,000—falling within state cap laws—to be supported with zero increased burden to taxpayers. He mentioned areas that contributed to the increase: Legal (in particular, land use and transit issues); administration (contingency—to revert to surplus if untapped); insurance; and fire and housing. Mr. Bruschi stated that revenues are in line with 2011.

With regards to the Princeton University contribution increment of \$500,000, Mr. Bruschi said historically the PILOT was used to cover tax increases (Borough's negotiating position with Princeton University) and 2012 will be no different: Budget up \$590,000 and PILOT up \$520,000.

Mr. Bruschi reviewed some specific budget items: Salaries (union provisions and +2% for nonunion; five open positions are funded); parking utility (revenue \$4 million minus costs of \$2.5 million); library (+ \$75,000 mainly for repairs and maintenance; also salaries, benefits, and employee parking); surplus (depletion flat for operating and capital uses).

Mr. Bruschi stated that the Joint Finance Subcommittee is looking ahead to 2013.

Councilman Martindell reported that the Transition Task Force and Joint Finance Subcommittee have been working to create three systems: (1) to track consolidation costs, (2) to track savings to be realized from consolidation, (3) to blend two budget formats into *pro forma* 2013 budget.

Councilman Martindell remarked that the Borough could be charging the Township for library employee parking, but has elected not to.

Mr. Bruschi suggested Council invite library director Leslie Burger to report on disbursement of the library's foundation (operating endowment) funds.

Councilwoman Howard pointed out that the Borough is acting within New Jersey best practices guidelines. She said approving a 2012 budget in month five is timely because state aid numbers were only available last week and reconciliation to estimates was accomplished expeditiously.

Mr. Bruschi said the \$76,000 shortfall between PILOT and expenses is being captured from a variety of revenue sources.

Mayor Moore noted that the Affordable Housing Board had requested assignment of PILOT funds to buying and/or maintaining affordable properties. She asked if there was flexibility in the budget to accomplish such outlay. Mr. Bruschi was uncertain whether there was a legal basis for that. If so, the discussion becomes a philosophical and moral one as to appropriate allocation of revenue sources; that is, taking \$200,000 that is available to the town at large and dedicating it to a yet-to-be identified group.

Mayor Moore opened the public discussion and asked if anyone wished to address Council.

Kate Warren, Jefferson Road, asked why the Borough pays parking for nongovernmental workers (library). Mr. Bruschi answered that the library is an extension of the municipalities as a

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joint agency—there is a gentlemen’s agreement to supply parking. He said the Borough’s cost is \$10,000 to \$15,000 per year.

Mary Clurman, 121 Harris Road, wanted signage to inform the public about garage parking for non-library users.

Seeing no one further, Mayor Moore closed the public discussion and returned to Council. Hearing no comment, Mayor Moore called for a roll call vote. Deputy Borough Clerk called the roll. Council members Trelstad, Crumiller, Howard, Martindell, and Wilkes voted in the affirmative. Mayor Moore proclaimed the budget amended and adopted.

Mayor Moore read **Agenda Item H, Old Business (2) — Public Hearing and Adoption: Ordinance 2012-08 AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 17A LANDUSE OF THE CODE OF THE BOROUGH OF PRINCETON, NEW JERSEY 1974, REGARDING THE MIXED RESIDENTIAL –RETAIL – OFFICE (MRRO) ZONE.**

Planning Board Director Lee O. Solow summarized the changes to Ordinance 2012-08 as unanimously endorsed by the Regional Planning Board.

Mayor Moore announced a meeting of the *ad hoc* subcommittee: (Mayor Moore, Councilman Wilkes, Councilwoman Crumiller), Bill Wolf (Site Plan Review Advisory Board), Heidi Fichtenbaum (Princeton Environmental Commission), Joe Weiss (neighbor) with hospital management to look at the potential of adding design guidelines and citizen concerns.

Mayor Moore listed some options discussed: Permeability scheme at Witherspoon and Franklin, roofed porches on street façades, lowest building heights at Witherspoon and Franklin. Mayor Moore thought very little zoning change could be effected without risk to community values. Mayor Moore announced postponement of adoption and another meeting to be held on May 22, 2012. Council President Trelstad objected that design standards do not affect Ordinance 2012-08, and adoption should proceed on schedule.

Council President Trelstad read by title and moved Ordinance 2012-08; Councilman Wilkes seconded.

Council President Trelstad encouraged discussion of design standards and, where legally applicable, incorporation of them. Council agreed that site plan approval holds the developer to accepted standards. Mr. Chou added that an ordinance can have concept plans attached. Councilman Wilkes stressed that meetings between the developer and Council will be ongoing throughout the process of site plan applications, Regional Planning Board meetings, permit submissions, and so on.

Mayor Moore opened the public discussion and asked if anyone wished to address Council on Ordinance 2012-08.

Mary Clurman, 121 Harris Road, asked about a legal way to “trust but verify” that developer will actually follow through. She said that online research reveals a lack of trust in Avalon Bay.

Joseph Weiss, Leigh Avenue, thought elements of the amendments protecting public interest should be written into Ordinance 2012-08. He claimed that Ordinance 2012-08 is internally flawed, allowing a football field-size development in a residential area and problematic elevations along Franklin Avenue.

Mr. Chou cautioned the Borough to avoid writing architectural controls—that might become cost-generating measures—into a zoning ordinance.

Alexi Assmus, Maple Street, informed that Princeton Citizens for Sustainable Neighborhood sent out 35 overnight letters to Princeton HealthCare System trustees referring to the Master Plan of 2006; the Borough's codes and design standards. She stated that there was two years worth of meetings in which the hospital participated in from 2004 through 2006. A Princeton Health Care Task Force was created and an agreement was made which defined specific development standards and limitations. The current plan does comply with that agreement. The letter requests the trustees to work with the town and prospective buyer to honor the plan that was set up in 2004 through 2006.

Mark Solomon, attorney for Princeton HealthCare System, addressed misconceptions about the history of conversations between the hospital and community at large about the hospital's future. There was agreement that growth needs for health care of the future could not take place at the Witherspoon site. Mr. Solomon did not accept: (1) the idea that razing the hospital structures was a zoning oversight—talks to that end did take place; (2) LEED building code was not a requirement; (3) neighborhood retail was resisted by Council and the Regional Planning Board; (4) 280 units was agreed by all to be an appropriate size. In sum, Mr. Solomon does not agree that the ordinance was a mistake; certainly adjustments may be pursued. He maintained that the four elements under consideration here do not facilitate the wrong direction.

Mr. Marks commented that the buyer has agreed to operate within existing zoning constraints.

Ron Ladell of Avalon Bay was pleased that the Regional Planning Board returned the ordinance to Council without objection. All Avalon is looking for now is adoption of four non-controversial aspects of Ordinance 2012-08.

Mr. Harris understood that a public-private partnership would require high standards from the developer. He defended LEED compliance as code in 2012.

Seeing no one further, Mayor Moore closed the public discussion and returned to Council.

Council President Trelstad remarked that the proposed development is smart growth. She said the overall scale of the plan is smaller than the present combined structures. She also expressed that the Borough is committed to 56 affordable housing units under the COAH plan. If these units do not appear at the hospital site, then 56 affordable housing units must be found and located within the Borough. Council President Trelstad emphasized that Ordinance 2012-08 is a compliant ordinance, introduced and brought along. It is time to move forward with Ordinance 2012-08.

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Councilman Martindell wanted to see the Borough demonstrate better land use planning with a view to improved foresight on development overtures.

Mayor Moore called for a roll call vote. Deputy Borough Clerk called the roll. Council members Trelstad, Crumiller, Howard, Martindell, and Wilkes voted in the affirmative. Mayor Moore proclaimed the ordinance adopted.

Council President Trelstad read by title and moved **Agenda Item I, New Business (1) — Introduction and Authorization to Publish Ordinance 2012-09, BOND ORDINANCE PROVIDING FOR SIDEWALK AND OTHER RELATED SANITARY SEWER IMPROVEMENTS IN AND BY THE BOROUGH OF PRINCETON, IN THE COUNTY OF MERCER, NEW JERSEY, APPROPRIATING \$112,000 THEREFOR, AUTHORIZING THE ISSUANCE OF \$106,400 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE COST THEREOF AND DIRECTING THE SPECIAL ASSESSMENT OF THE COST THEREOF.**

Councilman Martindell seconded.

Borough Engineer John M. West said that Ordinance 2012-09 deals with sidewalk and sewer upgrades on Scott, Bainbridge, and Harriet.

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

Nancy Johnson, 25 Scott Lane, stated that Scott is a no-outlet street with 24 homeowners, 9 of whom are retired on fixed income. Other owners are single parents or unemployed through economic hardship. Ms. Johnson stated that no one on the street has requested or wants new sidewalks. She went on to describe plantings that walkways would largely destroy.

Ms. Johnson requested creation of a two-member subcommittee of neutral Council members to meet with affected homeowners. She asked that extension of the sidewalk be held until a fair process has been completed.

Council President Trelstad informed Ms. Johnson that the Borough had complied with New Jersey statute for notification to property owners. Ordinance 2012-09 is introduced today. Comment is invited at the public hearing to be held May 22, 2012.

Council President Trelstad stated that the Borough has a policy that requires 51% of affected owners must concur for the project to go forward. She mentioned a national effort underway to complete streets to make towns more pedestrian friendly; Borough Council adopted a Complete Streets policy on March 13, 2012. Council President Trelstad said public works projects are normally handled through discussion not petition. The sidewalk under discussion is within the public right of way; therefore within the Borough's domain.

Council President Trelstad mentioned other considerations:

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- There is enough land to install sidewalks that meander around trees and plantings;
- The street is within one-half mile of a school;
- The location is near the shopping area at Harrison and Nassau;
- A bus stop is at the corner;
- A dip at the foot of Scott could conceal a small child.

Council President Trelstad said the expense to homeowners can be paid over 10 years (highest \$3,677 / 10 = \$367.70 per year).

Council President Trelstad continued: With completion of sidewalks, the Borough can realize savings on hazardous school busing routes. In the best interest of the Borough as a whole, completion of this sidewalk project should go ahead.

Elizabeth Bates, former Bainbridge resident, called local children, “the world’s best speed bumps.” She said it is absolutely nonsensical to install impervious paving where there are already flooding problems.

Patrick Simon, 17 Harriet Drive, insisted that bicycle and pedestrian activity fostered by Complete Streets does not apply here.

Seeing no one further, Mayor Moore closed the public discussion and returned to Council.

Mr. West explained that Ordinance 2012-09 appropriates the necessary dollars; the Borough does not have to spend those dollars.

Councilwoman Martindell moved to delete the sidewalk portion from Ordinance 2012-09; Councilwoman Crumiller seconded.

Mr. Bruschi urged introduction of Ordinance 2012-09 in its present form to avoid fees to bond counsel for redrafting. He thought input from Traffic & Transportation Committee would be valuable.

Mayor Moore repeated the motion to introduce Ordinance 2012-09 as written. The motion to amend being still on the table, Mayor Moore called for a vote.

Councilwoman Crumiller moved to table Ordinance 2012-09 until a community meeting is convened. Councilman Martindell seconded. Council agreed unanimously.

Councilman Wilkes announced a luncheon seminar on Complete Streets to be held at the library on Friday, May 18, at 12:30 P.M. until 2:00. He recommended that all Council members attend.

Council President Trelstad read and moved **Agenda Item I, New Business (2) — Resolution 2012-R166** as follows:

**RESOLUTION 2012-R166  
OF THE MAYOR AND COUNCIL**

**OF THE BOROUGH OF PRINCETON  
APPROVING RECOMMENDED REVISIONS TO THE BOROUGH OF PRINCETON  
PERSONNEL POLICIES AND PRACTICES MANUAL**

**WHEREAS**, on December 19, 2000 the Borough Council approved the Personnel Policies and Practices Manual; and

**WHEREAS**, on June 4, 2003 the Borough Council approved changes to the Personnel Policies and Practices Manual; and

**WHEREAS**, on September 9, 2003 the Borough Council approved changes to the Personnel Policies and Practices Manual; and

**WHEREAS**, on March 28, 2006 the Borough Council approved changes to the Personnel Policies and Practices Manual; and

**WHEREAS**, on April 22, 2008 the Borough Council approved changes to the Personnel Policies and Practices Manual; and

**WHEREAS**, on June 9, 2010 the Borough Council approved changes to the Personnel Policies and Practices Manual; and

**WHEREAS**, the Borough Administration has recommended a revision to the Personnel Policies and Practices Manual in accordance with recommended changes by the Municipal Excess Liability; and

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Princeton that said Personnel Policies and Practices Manual now be adopted with a revision as recommended.

Mr. Bruschi explained that this annual exercise covers Municipal Excess Liability insurance changes.

Councilman Martindell seconded, asking that policies to be changed be included in agenda packets. Councilwoman Crumiller wanted to see the whole personnel manual. Councilwoman Crumiller moved to table; Councilwoman Howard seconded; Council approved unanimously.

Council President Trelstad read and moved **Agenda Item I, New Business (3) — Resolution 2012-R167** as follows:

**RESOLUTION #2012-R167  
OF THE MAYOR AND COUNCIL  
OF THE BOROUGH OF PRINCETON  
APPROVING THE PURCHASE OF  
PLAY GROUND EQUIPMENT FOR MARQUAND PARK  
STATE CONTRACT # A59065**

**WHEREAS**, the Borough of Princeton wishes to purchase playground equipment for Marquand Park through the State of New Jersey's cooperative purchasing program (N.J.S.A. 40A:11-12); and

**WHEREAS**, BCI Burke Company, PO Box 549, Fond du Lac, Wisconsin 54936, was awarded State Contract #A59065 for this equipment; and

**WHEREAS**, the total cost of the play ground equipment is \$22,771.19; and

**WHEREAS**, the Chief Financial Officer has provided the appropriate Certification of Funds for this purchase.

**NOW THEREFORE BE IT RESOLVED** that the Mayor and Council authorize the Borough Administrator to purchase the above listed playground from BCI Burke Company, PO Box 549, Fond du Lac, Wisconsin 54936, was awarded State Contract #A59065.

Council President Trelstad corrected some typographical errors within the memo (*page 48 of the agenda packet*) accompanying the resolution. The first error pertained to the name of the park; should have read “Marquand Park” instead of “Barbara Sigmund Park”. The second error is a change in wording; it should read “area representative” instead of “area reprehensive”.

Councilwoman Howard agreed to the corrections and seconded. Council approved unanimously.

Council President Trelstad read **Agenda Item I, New Business (4 – 9) — Resolutions 2012-R168, 2012-R169, 2012-R170, 2012-R171, 2012-R172, and 2012-R173**, as follows:

**RESOLUTION #2012-R168  
OF THE MAYOR AND COUNCIL  
OF THE BOROUGH OF PRINCETON  
AUTHORIZING THE FILING OF A RECYCLING TONNAGE GRANT**

**WHEREAS**, the Mandatory Source Separation and recycling Act, PL 1987, c 102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

**WHEREAS**, it is the intent and the spirit of the Mandatory Source Separation and recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

**WHEREAS**, the New Jersey Department of Environmental Protection has promulgated recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

**WHEREAS**, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

**WHEREAS**, a Resolution authorizing this municipality to apply for the 2011 Recycling Tonnage Grant will memorialize the commitment of this municipality to recycling and to indicate the assent of The Mayor and Council of the Borough of Princeton to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

**WHEREAS**, such a Resolution should designate the individual authorized to ensure the application is property completed and timely filed.

**NOW, THEREFORE BE IT RESOLVED** by the Mayor and Council of the Borough of Princeton that the Borough of Princeton hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates Sean Burns as Recycling Coordinator to ensure that the application is property filed; and

**BE IT FURTHER RESOLVED** that the monies received from the Recycling Tonnage Grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

**RESOLUTION 2012-R169  
OF THE MAYOR AND COUNCIL  
OF THE BOROUGH OF PRINCETON  
APPROVING A SPECIAL PERMIT APPLICATION  
FOR NEWSPAPER VENDING MACHINE  
TO THE DAILY PRINCETONIAN**

**WHEREAS**, *The Daily Princetonian*, an independent daily newspaper distributed across Princeton University, is seeking to expand their distribution network and seeks approval of application for special permit for newspaper vending machine in the Borough of Princeton as required by Borough Ordinance Sec. 28-2.1 through Sec. 28-2.4; and

**WHEREAS**, in accordance with Borough Ordinance Sec. 28-2.1 the applicant has submitted written request to Borough Council for approval of special permit; and

**WHEREAS**, in accordance with Borough Ordinance 28-2.1 (e) *The Daily Princetonian* has submitted the proper permit fee for the application; and

**WHEREAS**, in accordance with Borough Ordinance 28-2.3 *The Daily Princetonian* has agreed to specific location in the Borough public right of way in accordance with the provisions of this section.

**NOW THEREFORE BE IT RESOLVED** that the Mayor and Council of the Borough of Princeton hereby approve the special permit request of *The Daily Princetonian* to install, maintain and operate one newspaper vending machine in the Borough of Princeton.

**RESOLUTION 2012-R170  
OF THE MAYOR AND COUNCIL OF THE BOROUGH OF PRINCETON  
TO AWARD A CONTRACT TO WARNOCK FLEET AND LEASING**

**WHEREAS**, the Borough of Princeton wishes to purchase a 2013 Ford Explorer through the New Jersey's Cooperative Purchasing Program (N.J.S.A. 40A:11-12) and;

**WHEREAS**, Warnock Fleet and Leasing, 175 Route 10, East Hanover, NJ 07936 has been awarded the New Jersey State Contract #A78762 for 2013 Ford Explorer vehicles and;

**WHEREAS**, the Ford Explorer costs \$31,253.00 and the appropriate monies are provided in the Capital Fund Budget for the Fire Department in the amount of \$31,253.00 and;

**WHEREAS**, the Chief Financial Officer has certified the availability of said funds.

**NOW THEREFORE BE IT RESOLVED** that the Mayor and Borough Council of the Borough of Princeton authorize the Borough Administrator to purchase the above 2013 Ford Explorer for the Fire Department under state contract from Warnock Fleet & Leasing.

**RESOLUTION 2012-R171  
OF THE MAYOR AND COUNCIL  
OF THE BOROUGH OF PRINCETON  
APPROVING RAFFLE LICENSE RA: 349  
TO YCS FOUNDATION, INC.**

**WHEREAS**, YCS Foundation, Inc. has submitted a raffle application to the Borough Clerk; and  
**WHEREAS**, N.J.A.C. 13:47-4.1 requires seven (7) days to elapse before the Governing Body makes its findings and determinations; and

**WHEREAS**, the required waiting period is satisfied on May 1, 2012; and

**WHEREAS**, YCS Foundation, Inc., in accordance with N.J.A.C. 13:47-3 et seq, has submitted the required fees, four copies of their application, and the Legalized Games of Chance Control Commission (LGCCC) registration form with identification number.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Princeton that raffle license RA: 349 for YCS Foundation, Inc. be approved; and

**BE IT FURTHER RESOLVED** that the Municipal Clerk will forward the Finding and Determinations for RA: 349 to the LGCCC in accordance with N.J.A.C. 13:47-4.1.

**RESOLUTION 2012-R172  
OF THE MAYOR AND COUNCIL  
OF THE BOROUGH OF PRINCETON  
APPROVING RAFFLE LICENSE RA: 350  
TO YCS FOUNDATION, INC.**

**WHEREAS**, YCS Foundation, Inc. has submitted a raffle application to the Borough Clerk; and  
**WHEREAS**, N.J.A.C. 13:47-4.1 requires seven (7) days to elapse before the Governing Body makes its findings and determinations; and

**WHEREAS**, the required waiting period is satisfied on May 1, 2012; and

**WHEREAS**, YCS Foundation, Inc., in accordance with N.J.A.C. 13:47-3 et seq, has submitted the required fees, four copies of their application, and the Legalized Games of Chance Control Commission (LGCCC) registration form with identification number.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Princeton that raffle license RA: 350 for YCS Foundation, Inc. be approved; and

**BE IT FURTHER RESOLVED** that the Municipal Clerk will forward the Finding and Determinations for RA: 350 to the LGCCC in accordance with N.J.A.C. 13:47-4.1.

**RESOLUTION 2012-R173  
OF THE MAYOR AND COUNCIL  
OF THE BOROUGH OF PRINCETON  
APPROVING THE PLACEMENT OF A BANNER AS REQUESTED  
BY PRINCETON REGIONAL CHAMBER OF COMMERCE**

**WHEREAS**, the Princeton Regional Chamber of Commerce for their Annual Mid-Summer Marketing Showcase being held on July 24<sup>th</sup>, 2012; and

**WHEREAS**, the Princeton Regional Chamber of Commerce has requested permission to install a banner over Washington Road in Princeton Borough with approval of the Office of Community and Regional Affairs at Princeton University beginning Wednesday, July 18, 2012 through Wednesday, July 25, 2012 to advertise this program to the entire Princeton Community; 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 Resolutions 2012-R168, 2012-R169, 2012-R170, 2012-R171, 2012-R172, and 2012-R173. Councilman Wilkes seconded. Council approved unanimously.

Council President Trelstad read **Agenda Item J, Bill List for May 8, 2012 — Resolution 2012-R174** as follows:

**RESOLUTION 2012-R174  
OF THE MAYOR AND COUNCIL OF THE BOROUGH OF PRINCETON  
APPROVING THE MAY 8, 2012 BILL LIST**

**WHEREAS**, Finance Officer Sandra L. Webb has forwarded the bills received for payment by the Borough of Princeton for review and approval by the Mayor and Council; and

**WHEREAS**, the Borough Clerk has certified that the vouchers listed on the attached register are as follows:

CURRENT ACCOUNT (12-01)	2,227,973.33
CURRENT ACCOUNT (11-01)	1,030.58
RESERVE ACCOUNT (10-01)	
PARKING UTILITY OPERATING FUND (12-05)	10,792.40
PARKING UTILITY OPERATING FUND (11-05)	
AFFORDABLE HOUSING OPERATING ACCT (12-24)	

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AFFORDABLE HOUSING OPERATING ACCT (11-24)	
IMPROVEMENT ASSESSMENT (11-11)	
ANIMAL CONTROL TRUST (A-14)	
CAPITAL ACCOUNT (C-04)	11,774.80
PARKING UTILITY CAPITAL FUND (P-06)	
ESCROW (E-30)	362.20
TRUST FUND (T-13)	1,479.00
GENERAL INSURANCE	
FLEXIBLE SPENDING FUND (11-22)	
MANUAL	677,665.85
ASSESSMENT TRUST FUND (11-11)	
GRANT (G-02)	4,215.19

**NOW THEREFORE BE IT RESOLVED** that the Mayor and Council of the Borough of Princeton approve the bill list as presented.

Councilman Wilkes moved to approve; Councilwoman Crumiller seconded; Council approved unanimously.

Mayor Moore read **Agenda Item K, Resolution 2012-R175**, as follows:

**RESOLUTION 2012-R175  
OF THE MAYOR AND COUNCIL OF THE BOROUGH OF PRINCETON  
INTO CLOSED SESSION ON MAY 8, 2012**

**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. Litigation
2. Personnel

**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.

Council President Trelstad moved to approve; Councilwoman Howard seconded. Council members Trelstad, Crumiller, Howard, Martindell, and Wilkes voted in the affirmative. Hearing no nay votes, Mayor Moore proclaimed the resolution approved. There being no further business, Mayor Moore adjourned the open session meeting at 10:45 P.M. Borough Council recessed into closed session.

Respectfully submitted,

**Delores A. Williams  
Deputy Borough Clerk**