

PRINCETON TOWNSHIP COMMITTEE MEETING
March 8, 2010

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 2010 Schedule of Regular Meetings. On January 3, 2010 at 1:25 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, 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, Solow and Lt. Henderson

MINUTES

Mr. Liverman offered a motion to approve the minutes of January 25, 2010. The motion was seconded by Ms. Lempert and carried 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
- c. Resolution: Appointing Christopher K. Koutsouris, Esq., Princeton Township Municipal Prosecutor
- d. Bid Award: Whistle Stop Landscaping, Transplanting Container Nursery, Spring 2010, \$13,960.
- e. Resolution and Encroachment Agreement: 581 Lake Drive, Princeton Township, NJ
- f. Appointment: PCTV

- g. Resolution: Project Agreement – Ricciardi
- h. Professional Services Agreements:
 - Allen Porter, Esq., Planning Board Attorney 2010, Fees on File
 - Lou Rago, Esq., Special Legal Counsel to the Planning Board, Fees on File
 - BRB Appraisals, 2009 Tax Appeals, Not to Exceed \$15,000.
- i. Resolution – Increase Temporary Budget

Mr. Goerner offered a motion to approve the consent agenda as presented. Mr. Liverman seconded the motion, which was carried unanimously by those present.

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

ORDINANCE PUBLIC HEARINGS

Ewing Street Sidewalks

Mayor Miller read by title an ordinance entitled BOND ORDINANCE AUTHORIZING AS A LOCAL IMPROVEMENT THE CONSTRUCTION OF A SIDEWALK ALONG BOTH SIDES OF EWING STREET BETWEEN VALLEY ROAD AND NORTH HARRISON STREET, APPROPRIATING THE SUM OF \$111,000.00 THEREFOR, PROVIDING FOR THE FINANCING OF SAID APPROPRIATION BY THE MAKING OF A DOWN PAYMENT AND ISSUANCE OF BONDS OR NOTES OF SAID TOWNSHIP AND FURTHER PROVIDING FOR THE SPECIAL ASSESSMENT OF FIFTY (50%) PERCENT OF THE COST THEREOF.

Mr. Schmierer said that the Township proposes resurfacing Ewing Street between Valley Road and North Harrison Street. The Princeton Sewer Operating Committee also intends to replace effective sanitary sewer laterals at the same time.

Mr. Schmierer said that the Engineering Department recommends that sidewalks be installed on both sides of Ewing Street between Valley Road and Harrison Street North. This will provide a safe way for students walking to and from John Witherspoon School and Princeton High School.

Mayor Miller opened the public hearing

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.

Ewing Street Sewer Laterals

Mayor Miller read by title an ordinance entitled BOND ORDINANCE AUTHORIZING AS A LOCAL IMPROVEMENT SEWER LATERAL REPAIRS BY THE PRINCETON SEWER OPERATING COMMITTEE OF DEFECTIVE SEWER LATERALS INVOLVING PROPERTIES LOCATED ON EWING STREET BETWEEN VALLEY ROAD AND NORTH HARRISON STREET, APPROPRIATING THE SUM OF \$235,410.00 THEREFOR, PROVIDING FOR THE FINANCING OF SAID APPROPRIATION BY THE MAKING OF A DOWN PAYMENT AND THE ISSUANCE OF BONDS AND NOTES OF SAID TOWNSHIP AND FURTHER PROVIDING FOR A SPECIAL ASSESSMENT OF 100% OF THE COST THEREOF UPON THE BENEFITED PROPERTY OWNERS.

Mr. Schmierer said that Ewing Street between Valley Road and North Harrison Street is scheduled for repair during 2010. Prior to the repair, PSOC proposes inspecting the thirty eight homes which are connected to the public sanitary sewer system on Ewing Street between Valley Road and North Harrison Street. Any defective lateral can be repaired before the road work proceeds.

Mayor Miller opened the public hearing

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

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

Various Capital Improvements

Mayor Miller read by title an ordinance entitled BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS OF THE TOWNSHIP OF PRINCETON, IN THE COUNTY OF MERCER, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$5,585,000.00 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,660,000.00 OF BONDS OR NOTES OF THE TOWNSHIP TO FINANCE THE COST THEREOF.

Mr. Schmierer said that the Princeton Township Engineering Department has prepared its capital request for 2010. This request primarily involves appropriating funds for the Mountain Lakes Dam Reconstruction Project. Battle Road and Ober Road are also planned for reconstruction, Provinceline

Road will be repaved, a pathway in Battlefield Park will be installed and monies will be appropriated for materials so that the Public Works Department can do paving projects this upcoming summer.

Mayor Miller opened the public hearing

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 Ms. Nemeth and carried unanimously.

Drug Free School Zone Map

Mayor Miller read by title an ordinance entitled AN ORDINANCE CONCERNING THE TOWNSHIP OF PRINCETON DRUG-FREE AND DRIVING UNDER THE INFLUENCE OF ALCOHOL OR DRUGS SCHOOL ZONING MAP AND AMENDING THE CODE OF THE TOWNSHIP OF PRINCETON AMENDING "CODE OF THE TOWNSHIP OF PRINCETON, NEW JERSEY, 1968".

Mr. Schmierer said that Sergeant Geoff Mauer was working with the Princeton Township Engineering Department to update the Township's Drug Free and Driving Under the Influence of Alcohol School Map. Mr. Schmierer said that the updated map would include Duffy Place and Farmview Fields

Mayor Miller opened the public hearing

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 Ms. Nemeth and carried unanimously.

COMMENTS FROM THE AUDIENCE

Henry Frank, 126 Valley Road discussed the ongoing issue of leaves on the burm.

John Lasley, Cherry Valley Road, made a plea to Township Committee for no tax increases in 2010.

WORK SESSION

Master Plan Subcommittee Bus Rapid Transit Resolution

Marvin Reed, Central Jersey Forum, gave Township Committee a preview of the Bus Rapid Transit Plan

Wastewater Management Plan

Lee Solow, Planning Director, summarized comments on the planning process of the wastewater management plan.

Ms. Lempert said that she had a problem with sending off the principals that they came up with in June. Mr. Goerner said that the standards that were adopted were very generic common sense standards. Ms. Nemeth said that she concurred with her colleagues. Mr. Solow indicated that he was looking forward to the public comments. Mayor Miller said that Township Committee will not decide what is in or out of the plan, but the decision will be made by Township Committee. He said that the definition of environmentally sensitive is not clear.

Mayor Miller opened the floor to comments.

Daniel Haggerty, Esq., Westerly Road Church asked that Township Committee either endorse the same wastewater management plan that was endorsed in December or it is respectfully requested that they do nothing. Amendments to the plan would put the plan in double jeopardy, he said, noting that they've done everything they could to try and follow the rules.

Joan McGee, Stony Brook Millstone Watershed Association, said that she supports the amendments and suggested that the Township take as much of the northern section of the ridge as they could along the sewer service area. She said that she thought that Princeton Township had come along way since the 1991 plan, noting that she was not targeting any one lot.

Matt Wasserman, Environmental Commission said that he did not want the environment to suffer because of the dollar.

Jane Buttars, 28 Dodds Lane said that she opposed the sewer service areas.

John Beeson, Associate Pastor, Westerly Road Church said that he would like the Township to give the County a clear direction. He said that the church has been a long standing member of the community and he urged the Township to make a clear decision.

Grace Sinden said that she would like to see Princeton Ridge designated as an Environmentally Sensitive area.

Ms. Lempert said that she was not comfortable weighing in tonight. She said that it seemed right to pass the sentiment along to the county.

Ms. Nemeth thanked everyone for coming and the civil discourse. She said that it was time to revisit old assumptions and that we need the expertise of the New Jersey Department of the Environmental Protection.

Mr. Haggerty said that the Township is putting a target on the Westerly Road Church.

Mr. Solow was directed by Township Committee to send a summary of comments to Mercer County and proceed from there.

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:

Personnel/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

- **Lowe**
- **2010 Salaries**
- **Princeton University PILOT**
- **Snow Day - Police**

The above referenced issues were discussed by Township Committee.

There being no further business the meeting was adjourned at 11:35 p.m.

Linda S. McDermott
Township Clerk

