

PRINCETON TOWNSHIP COMMITTEE MEETING

October 24, 2011

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 2011 Schedule of Regular Meetings. On January 2, 2011 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, the Town Topics, and filed with the Township Clerk.

ROLL CALL

The Township Clerk then called the roll.

Present: Mayor Goerner and Mesdames Lempert and Nemeth and Messrs. Liverman and Miller.

Absent: None.

Also Present: Messers Adezio, Kiser, Pacale and Chief Buchanan.

SPECIAL PRESENTATION

Payments in Lieu of Taxes – Balancing Municipal and Non-Profit Interests – Daphne A. Kenyon, Lincoln Institute of Land Policy of Cambridge, Ma.

Daphne A. Kenyon, Lincoln Institute of Land Policy spoke to Township Committee about trends in various payments in lieu of taxes program and the range of programs in varying states. Ms. Nemeth said that the presentation will be posted on the Township website.

CONSENT AGENDA

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

- a. Bills & Claims
- b. Maintenance/Performances Guarantees
 - William H. Bell, Tenacre Foundation, NW Addition & Cottages Site Plan; Access Management Site Plan, 30% Reduction of Performance Guarantee/Extension of Time to June 30, 2012.
 - Gary Rosensweig, Esq., Princeton Church of Christ, Release of Performance Guarantee contingent upon the receipt of an acceptable 2 year maintenance guarantee.
 - Princeton Day School, Middle School Playground, Paul Bennett, Release of performance guarantee contingent upon the receipt of an acceptable 2 year maintenance guarantee.
 - Hannah S. Ross, Esq., Princeton University, Chemistry Building Extension of Time to January 31, 2012.

- Mr. Derek M. Jordan, P.E, Commerce Bank/Route 206 & Princeton Avenue Extension of Time to October 31, 2013.
 - Princeton Friends School, School Annex and Additions, Renovations of Schoolmaster's House, Extension of Time to October 31, 2012.
 - Steve Castela, Top Line Construction, Improvements to Ewing Street, Release of Maintenance Guarantee.
- c. Extension of Valley Road Building Lease Agreement.
 - d. Supplemental PSA - Pool Project, Brandstetter Carroll, Inc. NTE \$78,819.00
 - e. Supplemental PSA - Pool Project, Cambridge Construction Management NTE \$151,375.00
 - f. Rehabilitation of Mountain Lakes Dams & Dredging of Upper and Lower Mountain Lakes Approval of Change Order No. 2.
 - g. Resolution: Affordable Housing Assistance Loan, Griggs Farm Homeowner #14, \$2,922.83
 - h. Resolution Authorizing Mayor and Clerk to Authorize Hold Harmless Agreement for Anonymous Donor.

Mr. Liverman offered a motion to approve the consent agenda as presented. Ms. Lempert seconded the motion which was approved unanimously.

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

WORK SESSION

Resolution approving Memorandum of Understanding regarding the AET Zoning District and Dinky Line

Ms. Lempert recused herself from the discussion, as her husband works for Princeton University.

Mr. Miller gave an overview of the Memorandum of Understanding (MOU), saying that the choice before Township Committee was to accept or reject the MOU in its entirety.

Kip Cherry, Dempsey Avenue said that she had grave concerns about the MOU and urged that it not be adopted.

Jim Hartford, Jr., said that he was encouraged.

Virginia Kerr, Esq, said that she agreed with Kip Cherry and urged Township Committee to take a long pause before making a decision. She said that the University plan would be an inconvenience to many and asked if it was good public policy. Ms. Kerr asked, what was the bargain here.

Chip Kreider, Township businessman, Borough resident asked that references to light rail be deleted.

Peter Marks said that he did not think that we needed another study and that he didn't care who paid for it.

Terri MacIntire said that she supported the MOU and that the plan was a terrific project. She said that she spoke for citizens who supported it.

Mr. Liverman thanked all the involved parties. Mr. Miller said that the MOU has to be weighed in its totality.

Mr. Liverman offered a motion to approve the Memorandum of Understanding as presented. The motion was seconded by Ms. Nemeth and carried by four affirmative votes. Ms. Lempert recused herself.

ORDINANCE PUBLIC HEARINGS

Establishing AET Zone

Mayor Goerner read by title an ordinance entitled AN ORDINANCE ESTABLISHING THE ARTS, EDUCATION AND TRANSIT ("AET") ZONE WITHIN THE TOWNSHIP OF PRINCETON, COUNTY OF MERCER, STATE OF NEW JERSEY AND AMENDING THE "CODE OF THE TOWNSHIP OF PRINCETON, NEW JERSEY, 1968."

Ms. Lempert offered a motion to table the proposed ordinance. The motion was seconded by Mr. Miller and carried unanimously.

Mountain Lakes Conservation Easement

Mayor Goerner read by title an ordinance entitled AN ORDINANCE CONCERNING CONSERVATION EASEMENT REGULATION WITHIN THE MOUNTAIN LAKES PRESERVE AND AMENDING THE "CODE OF THE TOWNSHIP OF PRINCETON, NEW JERSEY, 1968."

Mr. Miller offered a motion to table the proposed ordinance until November 14, 2011. The motion was seconded by Ms. Nemeth and carried unanimously.

ORDINANCE INTRODUCTION

Mayor Goerner read by title on first reading a proposed ordinance entitled AN ORDINANCE ESTABLISHING THE ARTS, EDUCATION AND TRANSIT (“AET”) ZONE WITHIN THE TOWNSHIP OF PRINCETON, COUNTY OF MERCER, STATE OF NEW JERSEY AND AMENDING THE “CODE OF THE TOWNSHIP OF PRINCETON, NEW JERSEY, 1968.”

Mr. Solow, Planning Director, reviews the significant changes to the ordinance. He also stated that the Planning Board did not find any inconsistencies between the Master Plan and the AET ordinance.

Mr. Miller offered a motion to approve the proposed ordinance on first reading. Ms. Nemeth seconded the motion, which was carried by four affirmative votes. Ms. Lempert recused herself as her husband is an employee of the University. The public hearing was set for November 14, 2011.

COMMENTS FROM THE AUDIENCE

Kip Cherry, Dempsey Avenue discussed with Township Committee the Valley Road Building and its need for repairs.

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

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 Hospital/Corner House
- Consolidation Update
- PU PILOT – Status Report
- Hite Property

The above referenced issues were discussed by Township Committee.

There being no further business the meeting was adjourned at 10:45 p.m.

Linda S. McDermott
Township Clerk