

PRINCETON COUNCIL MEETING

November 12, 2013

A meeting of the Mayor and Council was held on this date at 6:00 p.m. in the Main Meeting Room in the municipal complex, 400 Witherspoon Street, Princeton, NJ 08540.

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 a written notice. On November 7, 2013 at 2:50 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 Municipal Clerk.

ROLL CALL

The Municipal Clerk then called the roll.

Present: Mesdames Butler, Crumiller, Howard (7:00 p.m.) and Messers Liverman, Miller and Simon and Mayor Lempert (7:00 p.m.).

Absent: None.

Also Present: Mr. Bruschi, Ms. Monzo Mr. Kiser, and Ms. Britton.

13-299 **CLOSED SESSION** – Negotiations: Princeton University

RESOLUTION TO GO INTO CLOSED SESSION (Open Public Meetings Act Sec.3)

BE IT RESOLVED by the Mayor and Council 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: Princeton University

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

The above referenced issue was discussed by the Princeton Council.

7:00 p.m. Return to Open Session

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by 5th grade students from the Littlebrook Elementary School; Dylan Angelucci, Annie Denny, Patrick McDonald, Alex Milley and Mikey Rizzi.

PROCLAMATION: Womanspace, Inc., 12th Annual Communities of Light

Mayor Lempert read a proclamation proclaiming December 9, 2013 Communities of Light Day in Princeton.

MINUTES: October 22, 23, 28, and November 1, 2013

Mr. Miller offered a motion to approve the Council minutes of October 22, 23 and November 1, 2013 as presented. The motion was seconded by Mr. Liverman and carried unanimously.

Mr. Miller offered a motion to approved the Council minutes of October 28, 2013 as amended. The motion was seconded by Mr. Liverman and carried unanimously.

REPORTS

Ms. Howard reported that another case of bacterial meningitis has been reported at Princeton University. She also said that donors are still needed for the Holiday Wish Program. She said that the issue of tuition equality was discussed at a recent Human Services meeting. Ms. Howard reported that Captain Sutter will give a Police Report at the next meeting and that a meeting will also be scheduled with the Rogers Group to review their report.

Mr. Miller said that at the November 7, 2013 meeting of The Planning Board , the Circulation Element of The Princeton Community Master Plan was adopted.

(Memo attached to this set of minutes)

Mr. Liverman reported on the Human Services Holiday Drive. He also thanked everyone for receipt of this year's Corner House Legacy Award.

Ms. Butler asked if Human Services accepted cash donations. Ms. Howard said that they would take gift cards. Ms. Butler also reported that the FreeB will be running on Sundays between Thanksgiving and Christmas.

Mr. Simon said that the Alexander University Place Task Force had their first meeting recently at the Carl Fields Center. He said that the next meeting will be held on December 5, 2013 at the Planning Board Meeting.

Mayor Lempert introduced Victoria Britton, Esq. from Mason, Griffin and Pierson. She also reported that Princeton has recently received AAA bond ratings from S&P and Moody's. She thanked the staff for their hard work and said that it is a sign that finances are strong. Mayor Lempert thanked everyone for their attendance at the Veterans Day Ceremony as sponsored by The Spirit of Princeton.

Ms. Monzo said that The Citizens Finance Advisory Committee was looking at options for the Recreation Fund for the pool. She also reported that a live refunding bond sale will take place on November 14, 2013.

Mr. Kiser reported that the Moore Vandeventer project was moving along.

ORDINANCE PUBLIC HEARING

Mayor Lempert read by title an ordinance entitled AN ORDINANCE BY PRINCETON APPROPRIATING THE SUM OF \$125,000.00 FROM THE PRINCETON OPEN SPACE TRUST FUND AND AUTHORIZING PRINCETON'S PARTICIPATION IN THE ACQUISITION AND PRESERVATION OF BLOCK 9902, LOT 9, PRINCETON TAX MAP.

Mayor Lempert opened the public hearing.

Kip Cherry, Dempsey Avenue commented that the Princeton Battlefield Society has been working on the idea of adding this property to the Princeton Battlefield Park for about five years. She gave a brief history on this property.

(Ms. Cherry's comments attached to this set of minutes)

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

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

ORDINANCE INTRODUCTIONS

Various Capital Improvements

Mayor Lempert read by title on first reading a proposed ordinance entitled BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY PRINCETON, IN THE COUNTY OF MERCER, NEW JERSEY, APPROPRIATING \$951,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$903,450 BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF.

Mr. Liverman offered a motion to approve the proposed ordinance on first reading as amended. .

Ms. Butler seconded the motion. The public hearing was set for December 9, 2013.

Sidewalk Repairs

Mayor Lempert read by title on first reading a proposed ordinance entitled AN ORDINANCE CONCERNING SIDEWALK REPAIRS AND AMENDING THE "CODE OF THE BOROUGH OF PRINCETON, NEW JERSEY, 1974".

Mr. Miller offered a motion to approve the proposed ordinance on first reading. Ms. Crumiller seconded the motion, which was carried by unanimously. The public hearing was set for December 9, 2013.

RESOLUTIONS

13-300 To Redirect Matching Funding for Mercer County At-Play Grant

Ms. Crumiller offered a motion to approve resolution 13-244 as presented. The motion was seconded by Mr. Miller and carried unanimously.

13-301 Resolution and Agreement, New Jersey Conservation Foundation et al. Multi-Party County Funding

Mr. Liverman offered a motion to approve resolution 13-244 as presented. The motion was seconded by Ms. Butler and carried unanimously.

13-302 Resolution authorizing the purchase of two (2) Barracuda Backup Servers 990, State Contract #77560, Not to Exceed \$119,557.58

Mr. Miller offered a motion to approve resolution 13-244 as presented. The motion was seconded by Mr. Liverman and carried unanimously.

- 13-303 Resolution to enter into agreement for a Hosted Microsoft Exchange for email transition, State Contact #ITS42-A77003, Not to Exceed \$181,559.49 for 3 year agreement

Ms. Butler offered a motion to approve resolution 13-244 as presented. The motion was seconded by Mr. Miller and carried unanimously.

- 13-304 Resolution to enter into agreement with SHI 290 for Network Support, State Contact #77560, Not to Exceed \$64,080.00

Mr. Miller offered a motion to approve resolution 13-244 as presented. The motion was seconded by Mr. Liverman and carried unanimously.

(Resolutions appended to this set of minutes)

CONSENT AGENDA

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

- a. Bills and Claims
- b. Maintenance/Performance Guarantees:
 - 1. RoDan Investments, Release of performance guarantee contingent upon receipt of acceptable maintenance guarantee
 - 2. Project 12-1 Pedestrian Improvement, Release of maintenance guarantee.
- c. 13-305 Refund Duplicate Tax and Sewer Payment, 5 Murray Place, \$3,814.32
- d. 13-306 Banner Request over Washington Road: Blue Point Grill announcing *Oyster Bowl*, January 27 to February 3, 2014.
- e. 13-307 2014 Municipal Alliance Extension
- f. 13-308 Cancellation Of Property Taxes For The Year 2013 On Block 9301, Lot 21, \$1,327.62
- g. 13-309 Resolution Approving Fire Department Application – Member Kyungchan Mia
- h. 13-310 Resolution Approving Fire Department Application – Member Robert L. Keown
- i. 13-311 Resolution Approving Fire Department Application – Member Alexander S. Gow
- j. 13-312 Princeton - Housing Initiatives of Princeton Charitable Trust: Property Lease and Management Agreement for 132 Brickhouse Road

Mr. Simon asked that items “a” and “b1” be removed from the consent agenda.

Mr. Liverman offered a motion to approve consent agenda items “b2-j” in block. The motion was seconded by Ms. Howard and carried unanimously.

Ms. Butler offered a motion to approve "a" Bills and Claims. The motion was seconded by Mr. Liverman and carried unanimously. Mr. Miller abstained, as he is a resident of Governors Lane.

Ms. Howard offered a motion to approve item "b1" contingent upon replacing the arborvitae as requested by the Municipal Engineer. The motion was seconded by Ms. Butler and carried by five affirmative votes. Mr. Simon recused himself from the vote

(Resolutions appended to this set of minutes.)

13-313 **CLOSED SESSION:**

RESOLUTION
TO GO INTO CLOSED SESSION
(Open Public Meetings Act Sec.3)

BE IT RESOLVED by the Mayor and Council of Princeton:

4. 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.
5. The general nature of the subject or subjects to be discussed in said session is as follows:

Negotiations: PFARS

Princeton University

Personnel: Public Works Staffing Update

6. 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

The above referenced issue was discussed by the Princeton Council.

There being no further business the meeting was adjourned at 10:00 p.m.

Linda S. McDermott
Municipal Clerk



Office of the Clerk
Princeton Municipal Building
400 Witherspoon Street
Princeton, NJ 08540
609-924-5704
www.princetonnj.gov

NOTICE OF MEETING

Closed Session

NOVEMBER 12, 2013

MAYOR AND COUNCIL OF PRINCETON

Notice is hereby given that the Mayor and Council of Princeton will hold a closed session meeting beginning at **6:00 p.m., Tuesday, November 12, 2013**, 400 Witherspoon Street, Witherspoon Hall, Meeting Room A, Princeton, NJ the subject of which is Princeton University Negotiations. No formal action will be taken.

The regularly scheduled meeting of the Mayor and Council will begin immediately following at 7:00 p.m., 400 Witherspoon Street, Witherspoon Hall, Meeting Room A, Princeton, NJ

Dated: November 7, 2013

Linda McDermott
Municipal Clerk

Comments

Kip Cherry

D'Ambrisi Property

November 12, 2013

The Princeton Battlefield Society has been working on the idea of adding this property to Princeton Battlefield Park for about 5 years. As the battle began early on January 3, 1777, we know, according a careful analysis of original accounts, that the British were lined up along the ridge behind what is now the colonnade around 8am. We think that these troops were Cornet Henry Evatt's dismounted dragoons of the 16th British Regiment and Captain William Leslie and a portion of the 17th Regiment. As the battle moved forward Evatt remained in the area, while the 17th closed in on General Mercer in the First Phase of Battle near the William Clarke House, now no longer existing, and then participated in the Second Phase in trying to fight off Washington's Counterattack, around the other side of the same house, which won the battle. After the battle, British soldiers ran back over what is now the D'Ambrisi property after they were defeated.

In the end Captain Leslie gave his life in the battle and there were many letters written to his father, an Earl, and this became an important source of historic information. Evatt ended up being court martialed and we also learned a great deal from court documents.

The property includes several ponds, a part of the historic landscape once constructed around Drumthwacket. I, myself, have seen a Great Blue Heron on these ponds.

And we hope, in the future, to put a bicycle path through it that will connect Mercer and Stockton Streets, for bicycle riders.

Thanks very much.

This report to Council is submitted by Jenny Crumiller and Bernie Miller, Council members serving on the Princeton Planning Board.

At its meeting on 7 Nov '13, the Planning Board adopted an update to the Circulation Element of Princeton Community Master Plan.

Section 6 of the Circulation Element, Promote Sustainability, states as a goal for Princeton to "Encourage the use of low emission and clean technologies in transportation...", and "Encourage the use of alternative fuel vehicles."

We believe that the municipality should take a leading position in the promotion of sustainability and the implementation of this goal by the use of low emission and alternative fuel vehicles for municipal purposes.

For this reason, we recommend that, as a part of the five year plan for municipal vehicle replacement to be developed by staff, for each vehicle replacement recommended to Council, the administrator be required to certify that an alternative fuel and/or low emission vehicle was considered. In the event that the purchase of an alternative fuel or low emission vehicle is not recommended, the administrator shall provide Council with a written justification for not recommending the purchase of a vehicle that is consistent with the intent of the Promote Sustainability section of the Circulation Element of the Master Plan.

Bernie Jenny