

PRINCETON COUNCIL MEETING
May 12, 2014

A regular meeting of the Mayor and Council of Princeton was held on this date at 5:00 p.m. Closed Session and 7:00 p.m. for the Regular Meeting in the Main Meeting Room, Witherspoon Hall, 400 Witherspoon Street, Princeton, NJ.

NOTICE OF MEETING

The Assistant to 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 May 8, 2014 at 12:25 p.m., said schedule was posted on the official bulletin board in the Municipal Building, transmitted to the Princeton Packet, the Trenton Times, the Town Topics, and filed with the Municipal Clerk.

ROLL CALL

The Assistant to the Clerk then called the roll.

Present: Ms. Butler, Ms. Crumiller, Ms. Howard, Mr. Liverman, Mr. Miller, Mr. Simon and Mayor Lempert.

Absent: None

Also Present: Mr. Bruschi, Ms. Monzo, Ms. Cecil, B. Drake, J. Grosser, S. Webb and Mr. Kiser

CLOSED SESSION

A motion to enter into closed session was made by Ms. Howard, seconded by Ms. Crumiller and carried unanimously by those present.

14-139 CLOSED SESSION RESOLUTION

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:

Personnel – Administrator Selection Process

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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

Mayor and Council discussed the Administrator Selection Process.

Closed Session portion was adjourned at 6:55 p.m.

At 7:00 p.m. Mayor Lempert called the regular meeting to order.

PLEDGE OF ALLEGIANCE

Mayor Lempert asked all present to rise for the Salute to the Flag.

COMMENTS FROM THE PUBLIC

Mayor Lempert asked if anyone present from the public wished to address Council with an issue not listed on the agenda.

Henry Singer, Laurel Circle, questioned the voluntary payment agreement between Princeton and Princeton University. Mr. Singer wanted to know what was the basis for the amount that was made, what kind of growth assumptions were made for the period of the agreement and what role did foreign nationals and the potential growth of foreign nationals at Princeton University play in arriving at the amount?

Mayor Lempert deferred the questions to Mr. Miller, who in turn asked Mr. Singer to forward to him a copy of the questions. Mr. Miller then stated he would get back to Mr. Singer with the answers.

Paul Driscoll, Harris Road, asked during the pre-demolition phase of the hospital site is any one from the government and/or Mr. Whitman monitoring the site? He indicated that untrained workers are removing debris that he feels should be removed by skilled workers.

Mr. Bruschi stated that Mr. Pettenati, Construction Official, has been monitoring the work inside the former hospital site and that Mr. Kiser and Jack West have also visited the site.

Mr. Driscoll inquired about what materials are being removed from the former hospital site.

Mr. Kiser confirmed that the skilled workers are removing the ceiling tiles and lighting, doing the asbestos work, installing the wiring and stripping the old wiring. The unskilled workers are only removing carpet and partitions from the site.

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Linda Aurebach, Lytle Street, expressed her concern over the contract the unskilled workers may have signed and the type of protection that may have been offered to these employees. She also inquired if under the pre-demolition project there has to be certain criteria that needs to be met in order for a minimal liable of competence. Lastly, Ms. Aurebach voiced her concern over the kind of working conditions the unskilled workers will endure when the full-scale demolition takes place and the possibility of contamination being brought off the work site.

Areta Pawlynsky, Harris Road, stated that she is following up on the PCB issue and read page 10 of the Avalon Bay Survey Manual. Ms. Pawlynsky wanted to know who determines which of the light fixture ballasts are PCB and what happens to the fixture items that are marked with PCB?

Mr. Kiser replied that there are trained workers who determine if PCB is in the light fixtures and once identified they are stored separately in a bin.

Ms. Pawlynsky also wanted to know the length of each visit to the work site, if the same foreman is always met with and how often the activity logs are checked.

Mr. Kiser stated that the visits are unannounced and they meet with different individuals at the site.

Mayor Lempert asked Mr. Kiser to brief Council at each meeting with updates on how often the staff visited the site and if there is any concerns that Council should be aware of.

PROCLAMATION

Mayor Lempert read a proclamation proclaiming the month of May as "Bike Month". Mayor Lempert stated that the municipality of Princeton is a bike friendly community in New Jersey, as designated by the League of American Bicyclist. The Mayor's Wellness Campaign promotes active living and healthy lifestyles. Mayor Lempert stated that bicycle commuting is an effective means to improve air quality, reduce traffic congestion and noise, conserve energy, and reduce household transportation expense. In conclusion, Mayor Lempert proclaimed May 12th – May 16th, 2014 as "bike to work week", May 16th, 2014 as "bike to work day" and May 19th, - May 23rd, 2014 as "walk and bike to school week" and encouraged all residents and local employees to register to bike to work by visiting the Greater Mercer TMA website.

PRESENTATION:

Arts and Transit Summer Construction Update

Kristin Appelget, Princeton University accompanied by Anne St. Mauro, Assistant Vice President for Design & Construction and Kate Jones, Project Manager, Arts and Transit Project. Ms. Appelget stated that with each milestone of the project she wanted to update Council on the next phase of work that will start on June 4, 2014 and end by mid-July, hopefully complete by July 9, 2014, to

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coincide with work that will be done on Faculty Road. The work that will begin on June 4, 2014, will consist of the closure of University Place, to enable the project team to redo the crosswalk area between the Berlin Theater and the North Station Building. This portion of the project will entail hard scape work, taking out the existing crosswalk that is across University Place and replacing it. Individuals will still be able to go to Wawa at the current location and the parking lot next to it will remain open to go in and out, but not up and through University Place.

Ms. Appelget stated that the temporary traffic light that was installed last summer for use during the roundabout construction will be taken down, moved and installed over on College Road and Alexander for traffic flow up Alexander. Truck route and downtown Princeton signs will point traffic back up to University Place. The parking that exist south of College Road on University Place (the majority being 12 to 14 hour meters) will remain open.

Ms. Appelget informed Council that the pedestrian routes through the construction area will be impacted between the Berlin Theater and North Station. The paths that are near the most intense part of the construction will be closed. Walkways for pedestrian traffic use will be marked between the two former station buildings. The Tiger Paw stop will be relocated on College Road to the north side of McCarter Theater during this phase of the construction.

Ms. Butler inquired about what side of McCarter Theater the Tiger Paw will be parked, if parking will be removed and what changes will be made to the crosswalks.

Ms. Appelget stated that the Tiger Paw will be parked on the north side, that there will be four parking spaces removed and that the paving of College Road will start soon (prior to all of the other work beginning). She also stated that raised tables will be installed with rapid flashing beacons at all crosswalks.

Mr. Simon stated that he believes that a resolution was passed that would prohibit the use of speed humps, speed tables and raised traffic islands.

Anton Lahnston, former chair of Traffic & Transportation, stated that speed humps are prohibited but not speed tables.

Energy Aggregation

Ryan Scerbo, Decotiis, FitzPatrick & Cole, LLP and Kenny Esser, Gabel Associates split the presentation. Mr. Esser gave a presentation on Government Energy Aggregation and Mr. Scerbo presented the Demand Response to Council. Mr. Esser started off by saying that Government Energy Aggregation and the Demand Response programs are not related programs and have different impacts on a community. He explained with Government Energy Aggregation the concept is similar to shopping for electricity on your own. Residents can "opt-out" of the program, while businesses can "opt-in". Since residents can "opt-out" of the program several protections have been implemented into the agreement. Some of these protections are: 1) to enter into the contract the cost must be less than the existing tariff set by the electric utilities, 2) residents can "opt-out" at any time without penalty, 3) bid documents,

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program documents and contracts reviewed by the Board of Utilities and Rates staff and 4) there are no extensions; term is no longer than 2 years and no shorter than a year. Mr. Esser explained that one advantage to participating in the GEA program is that it gives the municipality the opportunity to alter the energy mix and provide savings for residents.

Mr. Scerbo presented information on the Demand Response program. The program involves requiring consumers to curtail their electric use. The Demand Response is administered by PJM Interconnect. Under the Demand Response program an electricity consumer may employ simple methods, such as raising the thermostat on an air conditioner so that it does not run as frequently, or reducing lighting when short-term wholesale market prices increase, or during a PJM grid emergency.

Heidi Finkebaum-38 Carnahan Place, asked if an energy audit would be done and if there is an opportunity for the municipality to have one done.

Kip Cherry stated that she recommends the municipality look into the program.

Peter Thompson stated that the school logged data through public service for their bigger sites to look at data, so they would need guidance on what they are looking for and about what size of the usage would be marketable.

The Princeton Council is interested in the Energy Aggregation program and approved that Councilwoman Crumiller would be in charge.

Reports

Rental Property Inspection Process

William Drake, Fire Official, reported to Council that his office no longer inspects multi-family dwellings; the only inspection done is for one or two family dwellings that are held for rent. The State performs inspections every 5 years.

Mr. Liverman asked what office would be called if a resident put out a mattress, trash or tons of debris outside on their property.

Mr. Drake stated that if it's a rental property, then one would call the the Fire Safety and Housing Inspection office. If the property is not a rental, then the Health Department would need to be contacted. He stated that in the future his office would like to reinstate quality of life inspections for rental properties. Under this program, their office would tour rental properties to inspect the outside of the properties to check where the trash and debris is being placed.

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Mr. Miller asked if the DCA inspects business properties every 5 years and if the municipality gets the reports of the inspections.

Mr. Drake informed Council that DCA does not have to inform the municipality. They are the sole enforcement agency and are not obligated by any ordinance or state statute to inform the municipality.

Linda Aurebach made statements about overcrowding, the safety of fireman entering a burning building and not knowing how many individuals are living in the building and just the overall safety conditions involving overcrowding.

Mr. Drake wanted to clarify a few issues regarding overcrowding. He stated that the town's housing standards were developed in the 19th century and were derived for communicable disease spread and prevention. He also mentioned that overcrowding is definitely a fire hazard. Lastly, he reiterated that overcrowding is not only a fire and health issue but that it has impacts on several facets of life and is a very important issue for him.

Council

Ms. Howard stated that the Wheel Rodeo is scheduled for Saturday, May 17, 2014 with a rain date of Sunday, May 18, 2014. She also stated that Human Services first newsletter was printed and will, hopefully, be provided quarterly to describe the work of the Human Services Office and their initiatives. Lastly, she reported that participation rates in the Board of Health's WIC program has dropped over the last couple of years. Health Officer, Jeff Grossman, and Human Services Director, Elisa Neira, have put together an outreach plan to increase the enrollment. The monthly clinic will be Friday, May 16, 2014.

Ms. Crumiller stated that the next meeting for the Zoning Amendment Review Committee is scheduled for Monday, May 19, 2014 at 9:30 a.m.

Mr. Miller commented on the Solar Energy Project – Princeton Community Housing, PSE&G demonstration project proposals to be submitted in June.

Mr. Liverman thanked Ms. Butler and Mr. Simon for joining in the firemen's parade on May 3, 2014 and spoke of the service awards that were awarded to several individuals for their numerous years of service with the fire department. He acknowledged Mr. Bruschi, Administrator, for his 40 years of service with the fire department. The Drunk Driving reenactment is scheduled to take place on Walnut Street on May 22, 2014. The Corner House Leadership Awards will take place on May 29, 2014, where the Marie Matthew's award for outstanding services by kids will be awarded. Lastly, Mr. Liverman stated that he, Ms. Butler and Mayor Lempert attended the "Not in Our Town" Award Ceremony, which acknowledges kids for their civic leadership in schools.

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Ms. Butler stated that the recreation pool will open on Saturday, May 24, 2014 and that she had a meeting with Councilwoman Howard, Kathy Monzo and the attorney to review the format of the billing and everything is moving right along.

Mr. Simon stated no report.

Mayor Lempert attended the White House for "New Jersey Day", where administrative officials focused on raising the minimum wage, immigration reform and making college more affordable. On Wednesday, May 13th, 2014 Mayor Lempert will be participating in, along with several other mayors and the NJ Institute for Social Justice, a "Ban the Box" legislation movement in the Hinds Plaza at 12:30PM. The Farmers Market will open on Thursday, May 15, 2014. There were two athletic events for the Mayor Wellness Campaign; the first was a walk on May 10, 2014 along with Gail Everett of Olivia's Wellness and later that day the first Ciclovía in Princeton that closed Quaker Road. Mayor Lempert thanked the Engineering Department and Public Works Department for filling in the pot holes, and the Police Department for keeping everyone safe. The Memorial Day parade will be held on May 24, 2014 and the next council meeting will be Tuesday, May 27, 2014, due to Monday, May 26, 2014 being a holiday.

Mr. Kiser stated that the potholes on Mercer Road were patched and the overlayment is scheduled to begin in June for the section of Mercer Road between Quaker Road and Lawrence Township Line. The water company will begin replacing the entire water distribution system on Park Place and will take about 4 weeks to complete. Great Road West was repaved and the work is complete.

The Mayor asked Council to move off the consent agenda, Item e 14-147: *Appointments, Boards and Commissions*, and act on the resolution. She would like to acknowledge Anton Lahnston, who has been a fixture on the Traffic and Transportation for several years and would like to appoint Bob Altman as the next chair for the Traffic and Transportation.

Ms. Crumiller moved the resolution and it was seconded by Ms. Butler. Ms. Crumiller thanked Anton Lahnston for his time served and stated that Mr. Lahnston was a wonderful leader of the Traffic and Transportation Committee. Ms. Crumiller also stated she would like to hear from Mr. Altman regarding his vision of the walking and biking abilities in Princeton.

Mr. Altman stated that walking pedestrians and cyclist are the two major priorities of the Traffic and Transportation Committee. With the help of the Princeton Engineer, T&T has been able to communicate on these issues with a key person from the Department of Transportation. He also stated that an "all cross signal" should be installed on Vandeventer Street, Nassau Street and Washington Road by the end of the summer.

CONSENT AGENDA

The mayor read the following items of the consent agent:

- a. Bills and Claims

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- b. 14-144 Banner Request for the Princeton Chamber of Commerce announcing the Mid-Summer Marketing Showcase, to be hung over Washington Road, July 7-July 14, 2014.
- c. 14-145 Banner Request for the Stony Brook Millstone Watershed Assoc. announcing the Butterfly Festival, to be hung over Washington Road, August 4-11, 2014
- d. 14-146 Special Olympics USA, Eight Pole Banners on Nassau Street from June 7, 2014 to June 23, 2014 to promote the Special Olympics 2014 USA Games that will be held in Mercer County
- f. 14-148 Appointing Trishka Cecil, Esq., Conflict of Interest Attorney
- g. 14-149 Resolution of Support and Engagement Central Jersey Transportation Forum
- h. 14-150 Child Health Conference Clinic (Pediatric Services) with Princeton Medical Center, Not to Exceed \$5,760
- i. 14-151 HiTops STD Clinic, Not to Exceed \$5,000
- j. 14-152 HiTops, STD Education, Not to Exceed \$4,000
- k. 14-153 Health Education, Suzanne Rose, Not to Exceed \$7,000
- l. 14-154 Public Health Nurse, Katherine Korwin, Not to Exceed \$6,000
- m. 14-155 Healthy Child Well Baby Clinic, Not to Exceed \$4,380
- n. 14-156 Fireworks Display and Authorization, Princeton University Reunions, May 31, 2014
- o. 14-157 Fire Department Application for Membership, Casey J. Martinez
- p. 14-158 Fire Department Application for Membership, Joseph M. Mudry
- q. 14-159 Fire Department Application for Membership, Samuel L. Keller
- r. 14-160 Fire Department Application for Membership, Samuel W. Pritt
- s. 14-161 Fire Department Application for Membership, Austin W. Brock

The motion was made by Mr. Miller to approve the items of the consent agenda, seconded by Ms. Howard, and the vote was carried unanimously.

ORDINANCE INTRODUCTION

An Ordinance Concerning The Issuance Of A Certificate Of Compliance For Rental Units And Amending The "Code Of The Borough Of Princeton, New Jersey, 1974". Mr. Drake stated that in the former Borough Housing ordinance there was an exemption granted for single family homes where people who rented out one room, granted by zoning, or if they have a garage apartment, also authorized by zoning, the properties were not inspected for two reasons. First, tenant protections are not the same if the owner does not live on the premises. If an owner lives on premise then the eviction requirements are much less, making it easier to remove someone from the premise. Owners that live on premise of a property also have a much higher standard of upkeep and maintenance then from an absentee landlord. Mr. Drake stated that their department surveys the exempt properties, refers to them

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every few years to see if the property is still classified as exempt, and inspects them initially when they register online.

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

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

A motion was made by Mr. Liverman, seconded by Ms. Crumiller. Mayor Lempert asked for a roll call vote which was carried unanimously by those present. Mayor Lempert proclaimed the ordinance introduced and the public hearing will be scheduled for June 9, 2014 agenda.

2014 MUNICIPAL BUDGET PUBLIC HEARING

Ms. Webb, Chief Financial Officer, reviewed the procedure of the budget this far. The budget was introduced on March 24, 2014, with the planning of the public hearing and adoption scheduled for April 28, 2014, amendments were made recommended by the Department of Community Affairs. The introduction of the amendments were introduced on April 28, 2014, the advertisement of the amendments were met because of a couple of the thresholds that are in the statute. The public hearing of the budget was schedule for tonight. Ms. Webb stated that there were no reduction in services, no tax increase on municipal tax rate, the surplus that was used is what was anticipated for 2013 and is 2.3% less than the 2013 budget.

Ms. Howard asked where the municipality is in relation to the state's requirement for adopting the budget.

Ms. Webb stated that the state reviewed the amendments and gave clearance to adopt the budget this evening.

Ms. Crumiller asked that if the budget is lower why is there no tax reduction.

Ms. Webb stated the budget is lower because the reduction up to cap amount was reduced by \$950,000 in the Mayor and Council budget and the reduction of the reserve of uncollected taxes by \$450,000; accounted for a 1.4 million dollar reduction. However, because of fluctuations in other revenue lines that had to be adjusted, there was no tax reduction.

Mr. Miller asked the justification of the reduction. Ms. Webb stated that the recommendation came from CFAC.

Mr. Simon raised several issues regarding the salary increase for mayor and council included in the budget.

He mentioned that he had asked the municipal attorney, Trishka Cecil, whether a recent email discussion on the topic involving all of the members of the governing body constituted an open public meeting, and was advised that it did not.

He noted that he and Council President Miller had helped author the final report of the Joint Consolidation and Shared Services Study Commission, and every member of the current governing body had endorsed the findings in that report. One of the findings specifically set the compensation of the new governing body of the consolidated Princeton at the then current compensation levels in the Borough.

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He noted that the pay cut taken by Mr. Miller and Mr. Liverman in the new government was in no way an indication that anyone in the community undervalued their service on the governing body or their many contributions to the community going back many years.

He noted that the commission's recommendations played a major role in the debate leading up to the referendum on consolidation, and that in all of the planning during the transition and in the period leading up to the election of 2012, no one had raised any concerns with respect to the proposed compensation of the members of the new governing body. He also mentioned that in the election in 2013, all three candidates for council opposed the raises that had been proposed for the governing body that year.

Mr. Simon said that he felt that if the pay raises were to go through, that would undermine a commitment made by governing body members to their constituents.

He also stated that the proposed raises for the governing body would be disproportionate to what staff would receive. The PBA agreement calls for a 1.75% increase this year, and excluding promotions, that would be comparable to what the remaining municipal staff would receive. In comparison, the Mayor's salary would increase 17%, the Council President's salary would increase 66%, and the salary of the other members of council would increase 33%.

Mr. Simon feels that by approving these raises, it would undermine the governing body's integrity, and it would be an unambiguous sign of entitlement and disrespect toward the staff.

Mr. Simon does agree with Mr. Liverman's stance that the current pay scale discourages some individuals from running for office, and with Mr. Miller's stance that the current pay level should not be permanent. Having said that, he feels there are options available that would allow council to address these concerns without compromising their integrity or breaking the promises that they made.

One option would be to pass a resolution granting an increase to those individuals who will succeed the current governing body. Another would be to issue a raise to the governing body this year that is proportionate to the staff's raises, which would be a 1.75% increase.

Mr. Simon had one last observation on the topic, directed to staff, in the spirit of gaining something positive in what has become a difficult and divisive situation. Noting that finance had allocated the governing body's raises directly to the council's budget, rather than to the general line item in the budget for all other salary and wage increases, Mr. Simon requested that in next year's budget, Ms. Monzo and Ms. Webb do the same for all departments, that is break out the proposed salary wage adjustment for each department instead of lumping them all under one line item, in the interest of greater public transparency.

Mr. Liverman read a statement "I would like to start by saying that I have always believed in the saying "treat everyone the way you would like to be treated." This is why I never call or reference any derogatory statements in the media about anyone sitting on this dais. I have never put down or belittle anyone up here. I have always shown respect of you as a human and also you as an elected official. That being said I was disappointed and hurt that on Friday while reading the Princeton Packet I was attacked. As many of you know I am one of the Council members that have asked for the salary adjustment. Let me just remind the public and my colleagues that at the Mayor's request I backed off this issue and agreed to revisit council salary issue this year. I was blown away during our last meeting when Councilman Simon just wanted to dismissed this revisiting that we agreed to last Year. Let me also remind the public that we have spent hours and hours, days and days harmonizing (in all cases up) employees' salaries. My salary and Council President Miller's where the only salaries that where totally reduced/ cut during consolidation. Let me say that I did raise the issue but last year but I did not push the salary issue because I thought it was going to be discussed in the near future. It is funny. No it is sad. That we sit up here and constantly throw out politically Correct words to win residents support. We say things like it's nice to have a diverse town. We say things like we support affordable housing the truth is unless it's near our homes. This salary discussion is a lot larger than just putting \$ 19,000.00 dollars into a line item. The truth is that many good and decent Residents of Princeton may actually want to serve on Council. But the cost of serving is just not within their means. I have spoken to Parking attendants, nursery school asst. teachers and servers at restaurants that if the salary or stipend was increased may consider in the future running for office. We cannot sit here and because some of us have been blessed financially not see that by continuing to limit the stipend we are creating a system where only a certain financial class of people can join. I have stated to my council members that if I was asked to comment to any other Towns in New Jersey that where considering Consolidation. I would advise them never to

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cut the stipend or salary just to look good in the public eye. I would advise them to consider all ramifications of a massive salary reduction. To look at the effect the cut would have on others? Look at what message is being sent to people of lesser means that may want to run for office? To look at how cutting A sitting public council person salaries can show a since of disrespect, degrading and devalue of that person. We should not be in the business of holding people down but placing them up. I do not think that Princeton residents are that petty that they want me or anyone else to have to this position because we can afford to serve. I will end by looking what Councilman Simon has always done and that is to look at the numbers. My current salary is a little over \$ 500.00 dollars a month. If you look at the minimum hours I give to the community a week. Lets take 20 hours a week which is low. So lets say we divide 80 hours (for the Entire Month) into the \$550.00 that gives any hourly wage of \$ 6.80 cent per hour. What is the minimum wage today? I know you don't take this job for the financial compensation. I am aware of that. You also need to realize that with consolidation the work has doubled. More time for the community Issues will be needed. I am not asking for a handout. I will continue to serve to the best of my ability. I am asking for my council members to please support this salary adjustment and lets move on. We have so many other Issues to deal with ... "

14-140 Resolution Adoption of the 2014 Municipal Operating & Capital Budget

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

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

A motion was made by Mr. Liverman, seconded by Ms. Miller. Mayor Lempert asked for a roll call vote which Councilmembers Howard, Crumiller, Miller, and Liverman voted in affirmative and Councilmembers Butler and Simon voting nay. Mayor Lempert proclaimed the resolution adopted.

RESOLUTION

14-141 Establishment of IT Governance Council

The motion was made by Mr. Simon to approve the resolution, seconded by Ms. Butler, and the vote was carried unanimously by those councilmembers present.

14-142 NJDOT Lane Use Restriction, Route 206

The motion was made by Mr. Simon to approve the resolution, seconded by Ms. Crumiller, and the vote was carried unanimously by those councilmembers present.

14-143 Appointing An Insurance Fund Commissioner and A Alternate Insurance Fund Commissioner to Serve on the Mid Jersey Municipal Joint Insurance Fund

The motion was made by Ms. Crumiller to approve the resolution, seconded by Mr. Miller, and the vote was carried unanimously.

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CLOSED SESSION

A motion to enter into closed session was made by Ms. Crumiller, seconded by Mr. Liverman, and the vote was carried unanimously by those present.

14-162 CLOSED SESSION RESOLUTION

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/Personnel/Litigation
 - Thompson Land Property
 - Potential Acquisition of Flood-Prone Property
 - IT Shared Services
 - Avalon Bay
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

Mayor and Council discussed the Board and Commission and Mr. Kiser discussed the potential acquisition of flood-prone property.

There being no further business the meeting was adjourned at 11:20 pm.

Delores A. Williams
Assistant to the Clerk

PRINCETON, NEW JERSEY

GOVERNMENT ENERGY AGGREGATION & DEMAND RESPONSE

May 12, 2014

Presented by:

William Harla Esq. & Ryan Scerbo Esq.

DeCotiis, FitzPatrick & Cole, LLP

And

Kenny Esser

Gabel Associates



DECOTIIS
DeCotiis, FitzPatrick & Cole, LLP

AGENDA

- Government Energy Aggregation (GEA)
 - What is GEA?
 - Legal Authority
 - GEA Process
 - Case Studies
- Demand Response
 - What is Demand Response?
 - Feasibility Determination
 - Procurement Process
 - Case Study
- Questions
- Next Steps

What is GEA?

- GEA is a program which allows a municipality to reduce its residents energy costs by aggregating residents in a large pool of customers and procuring a third party energy supplier to provide electricity at a cost below utility provided electricity.

Legal Authority

- NJSA 48:3-93.1
- NJ Board of Public Utilities Regulations

GEA Process

- Ordinance Adoption
- Retain Legal and Consulting Team
- Public Outreach / Education
- Procurement documents must be reviewed by Board of Public Utilities and Division of Rate Counsel
- Procure third party energy supplier
- Contract award and execution

GEA Process

- Important Points
 - Local Utility will continue to provide delivery and billing services
 - Consumer Protections
 - Residents may opt out of the Program at any time
 - Business may opt in
 - Legal and consulting fees are recovered in the procurement process

Case Studies

- Plumsted Township – 14% Savings
- Toms River – 11% Savings
- Montgomery – 8.5% Savings
- Monroe Township – 15% Savings
- West Orange – 8% Savings
- Lambertville & West Amwell Township – 10% Savings

What is Demand Response?

- Electricity consumers can realize revenue and energy savings by reducing their electric consumption at certain times.
- A program known as “Demand Response” pays electricity consumers to curtail their electric use. Demand Response is administered by the PJM Interconnect, the regional electricity transmission organization that serves New Jersey, 12 other states and the District of Columbia.
- Under the Demand Response program, an electricity consumer may employ simple methods, such as raising the thermostat on an air conditioner so that it does not run as frequently, or reducing lighting when short-term wholesale market prices increase, or during a PJM grid emergency.

Feasibility Determination

- Peak Load Contributions (PLCs)
 - Several days each year when the customer experiences its highest energy consumption
 - Utilized by local utilities to determine capacity / transmission charges for the next year
 - The higher the PLCs the greater opportunity there is for Demand Response

Procurement Process

- Procurement of curtailment service provider (CSP) services
- Competitive contracting request for proposals as a concession
- Price and other factors considered
- Possible to aggregate local government facilities
- All professional fees are included as part of the RFP process and are reimbursed to the municipality as PJM payments are made to the CSP

Case Study

- Mercer County Improvement Authority sponsored and administered a Demand Response RFP
- Mercer County Community College – two year Demand Response contract generating over \$100,000 in Demand Response payments for the College and the Mercer County Improvement Authority

Questions / Next Steps

- **Proposals**
- **Outreach for GEA**
- **Feasibility Determination Demand Response**
- **Determine path forward**

Contact Information

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