

**Approved Minutes
Open Session
Of the Mayor and Council of the Borough of Princeton
November 7, 2007
Regular Meeting
Open Session 7:30 P.M.**

Present: Council President Margaret Karcher, Councilwoman Winifred Benchley, Councilman David Goldfarb (*arrived 7:45 P.M.*), Councilman Andrew Koontz, Councilman Roger Martindell, Councilwoman Barbara Trelstad, and Mayor Mildred Trotman

Absent: None

Staff Present: Borough Engineer Carl E. Peters, Borough Engineer Christopher M. Budzinski, Assistant Borough Attorney Karen L. Cayci, Assistant Borough Administrator Sandra Webb, Borough Clerk Andrea Lea Quinty

Mayor Trotman called the meeting to order at 7:30 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 November 7, 2007, 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 Trotman asked all present to rise for the salute to the flag.

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

Presented for approval were the minutes of the closed session of August 7, 2007. Mayor Trotman recognized Councilman Martindell for comment, stating the minutes in question contained question nego and stratagy and they requested Borough Attorney's opinion on how to approach prior to release to the public.

Councilman Martindell stated that there is no basis or good reason to withhold closed session minutes from the public and recommended council approval for release of the minutes the public wants to know.

Councilman Koontz stated that a policy going forward would not be expeditious if release required an act of council, and suggested referring the matter to attorney to establish an overall policy.

Mayor Trotman suggested discussion with Borough Attorney to establish policy regarding closed session minutes at the next closed session on November 20.

Councilman Martindell moved to if adopted, disclose minutes to public of the closed session of August 7, 2007, to the public. Hearing no second, Mayor Trotman proclaimed the motion failed.

Presented for approval were the minutes of the open session of October 23, 2007.

Councilman Koontz moved to approve the minutes of the open session October 23, 2007, Councilwoman Benchley seconded and Council approved unanimously five to zero.

Mayor Trotman read **Agenda Item E, Public Presentation**, and asked if anyone present wished to address the Council with an issue not on the agenda.

There were no public presentations.

Mayor Trotman read **Agenda Item F, Correspondence (1) — Traffic Signal at Moore/Wiggins — James Banks, Hillier Properties**

**RESOLUTION 2007-R254
OF THE MAYOR AND COUNCIL OF THE BOROUGH OF PRINCETON**

WHEREAS, on December 8, 2004 the Mayor and Council of the Borough of Princeton approved Resolution 2004-R297 approving the request for release of the performance guarantee covering the public and private improvements in conjunction with the project known as the Moore Street Apartments, but that a reduction of \$2,500.00 be granted with said funds retained as the pro rata share towards the cost of construction of a traffic signal at the intersection of Moore and Wiggins Street as per Developers Agreement dated the 14th day of August, 2001;

WHEREAS, J. Robert Hillier has made formal request for release of remaining \$2,500.00 performance guarantee currently held by the Borough of Princeton for private and public improvements in conjunction with the project known as "Moore Street Apartments" as the project is complete and no warrant for said traffic signal has been requested.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Princeton that the request for release of the performance guarantee covering the public and private improvements in conjunction with the project known as "Moore Street Apartments" be approved with said remaining funds to be released in the amount of **\$2,500.00**

Councilwoman Benchley moved to release the \$2,500 Borough is holding in escrow. Councilwoman Trelstad seconded. Council President Karcher asked about the time frame for releasing escrow funds. Carl Peters, Borough Engineer, replying specifically to site plan and traffic signal improvements at Wiggins and Moore stated that the proposed work will not be done in the immediate future and return of the money is appropriate.

Mr. Banks noted that the development agreement did not *require* a deposit payment and that Hillier made such bond in good faith four years ago.

If warrant is proved, Hillier has pledged to pay within 10 days of being notified as noted in correspondence to Carl Peters and noted in developers agreement.

Mayor Trotman called the question. Council voted to approve six to zero.

Mayor Trotman read **Agenda Item F, Correspondence (2) — Pine Street Park.**

Mayor Trotman announced that she had pulled Pine Street Park from the agenda with the intent to discuss it at a future date.

Mayor Trotman read **Agenda Item G, Report (1a) — Crosswalk Improvement Plan — Resolution 2007-R255** as follows:

**Resolution 2007-R255
Of the Mayor and Council of the Borough of Princeton
Concerning Crosswalks on Princeton Borough Streets**

Whereas according to the US Census, more than one third of Princeton Borough residents walk to work, a figure that is more than ten times the statewide average of 3.1 percent, and

Whereas a 2002 Borough Police survey found that most residents most often expressed concern about the speed of cars and trucks on roads in the Borough and threats to the safety of people walking or cycling on or near the roads, and

Whereas the Traffic and Transportation Committee surveyed Borough residents in 2004 about their experiences as pedestrians and asked them to recommend strategies the Borough might take to improve conditions for pedestrians in Princeton, and

Whereas, after Princeton residents identified heavily trafficked barrier roads and poor crosswalks as two powerful disincentives to walking in the Borough, the Borough asked the New Jersey Department of Transportation to help inventory crosswalks throughout the Borough and to make recommendations about ways in which to improve the safety of pedestrians who cross Borough roads, and

Whereas the NJDOT awarded Princeton Borough a grant to develop a “CROSSWALK IMPROVEMENT PLAN”, which supported preparation of a report by PB Americas based on information gathering and analysis conducted on pedestrian conditions in the Borough in 2006 and 2007, and

Whereas the Crosswalk Improvement Plan has now been delivered to Borough Council for its consideration and the consultants and NJDOT have presented their findings to the Council assembled,

Let it therefore be resolved that:

- the Princeton Borough Council gratefully acknowledges NJDOT’s support of this work, commends PB Americas for an excellent, ground-breaking report, and thanks those Princeton residents who worked with the consultants as part of the project Steering Committee, and
- the Princeton Borough Council agrees to incorporate into its capital improvement planning process regular improvement and construction of Borough crosswalks consulting the Crosswalk Improvement Plan, and
- the Princeton Borough Council agrees that certain projects particularly highlighted in the report and under Borough control should receive prompt attention by the Borough Engineer:
 - improving safety of the Mercer Street crossing near Nassau Street,
 - improving safety of crossings on the Robeson/Wiggins/Hamilton corridor,
 - improving crosswalk lighting and adding reflectors at high volume pedestrian locations across the Borough so that crosswalks and the pedestrians using them are more readily visible to motorists at night.

Councilwoman Benchley reported that Borough received a grant from New Jersey Department of Transportation (NJDOT) for a crosswalk study. She introduced Pam Lebeau, consultant to NJDOT, and Bill Revere of NJDOT.

Ms. LeBeau introduced her colleague Andrew Smith, who provided the field research. Ms. LeBeau detailed specific areas investigated by her team such as all 365 marked crosswalks, pedestrian crashes over a three-year period, and priority locations with a view toward making the entire Borough truly walkable.

Ms. LeBeau listed Borough-wide recommendations including curb ramps for people with disabilities and pedestrian-oriented lighting at intersections. She addressed reducing encroachment of on-street parking near crosswalks. A chief goal is to standardize crosswalk styles to improve drivers' recognition that pedestrians may be present.

Councilman Koontz raised questions: Spring Street at Witherspoon and "yield to pedestrians" signs on Witherspoon. How can existing crosswalks become more visible and effective? Ms. LeBeau replied that the issue is one of policy (not cost), relocating some parking spots and improving lighting. Yield-to-pedestrians signs are problematic for ambulances on Witherspoon Street. Timed red lights be beneficial but must be studied, then with a information campaign.

Sandy Soloman, Chair of the Traffic and Transportation Committee pointed out that the resolution for Borough crosswalks can be amended to incorporate them into the capital planning process (the blueprint to become a *guide* rather than a *necessity*). For issues on Bayard Lane (state highway), Ms. Soloman proposed going directly to New Jersey to pursue the vision plan with pedestrian islands, median treatments, and so forth.

Councilwoman Benchley suggested submitting a formal application to NJDOT for funds for the vision plan on Bayard.

Council President Karcher stated a need to educate drivers with signs at the entrances to the Borough warning that local cars stop for pedestrians.

Ms. LeBeau clarified that most significant pedestrian accidents occur outside crosswalks; walkers are less likely to be hit in crosswalks and less likely to be badly hurt. To be safe, crosswalks must be placed where motorists will expect pedestrians, where people are walking and where drivers can see them and be able to stop safely at the prevailing speed.

Councilman Goldfarb wondered about the benefit of countdown timers. Mr. Bill Revere replied that they eliminate crossers' confusion by giving more information and provide awareness to drivers that pedestrians are near. He said that countdown timers are now the standard throughout New Jersey.

Sue Bishop of the Steering Committee mentioned that yellow lights say, "Run!," but countdown timers provide the reality for crossers. She emphasized that Council must address Witherspoon Street traffic safety. She requested a crosswalk near the bus stop at Harrison Street and Spruce Circle.

Phyllis Teitlebaum, Traffic and Transportation Committee and Steering Committee, raised good reasons to improve pedestrian access: Good health for all citizens by walking 30 minutes per day plus global warming reduction with fewer cars on the road.

Councilman Martindell passed along to Sandy Soloman material submitted from William Sword regarding flag system used in Idaho.

Mayor Trotman closed the public portion.

Councilwoman Benchley moved to approve Resolution 2007-R255 with Ms. Solomans revised wording for the second bullet. Councilwoman Trelstad seconded. Councilman Martindell suggested some simplifying language and clarifying punctuation. Mr. Peters pointed out that some named streets are not in the Borough's jurisdiction. Mayor Trotman called the question and Borough Council approved unanimously. Mayor Trotman proclaimed the motion passed.

Mayor Trotman read **Agenda Item I, New Business (1b) — Resolution 2007-R256** as follows:

**Resolution 2007 R-256
Of the Mayor and Council of the Borough of Princeton Concerning
Crosswalks across State Roads in Princeton Borough**

Whereas according to the US Census, more than one third of Princeton Borough residents walk to work, a figure that is more than ten times the statewide average of 3.1 percent, and

Whereas the Borough Traffic and Transportation Committee surveyed residents in 2004 about their experiences as pedestrians and asked them to recommend strategies the Borough might take to improve conditions for pedestrians in Princeton, and

Whereas, after Princeton residents identified heavily trafficked barrier roads and poor crosswalks as two powerful disincentives to walking in the Borough, the Borough asked the New Jersey Department of Transportation to help inventory crosswalks throughout the Borough and to make recommendations about ways in which to improve the safety of pedestrians who cross Borough roads, and

Whereas the NJDOT awarded Princeton Borough a grant to develop a "Crosswalk Improvement Plan" which supported preparation of a report by PB Americas based on information gathering and analysis conducted on pedestrian conditions in the Borough in 2006 and 2007, and

Whereas the Crosswalk Improvement Plan has now been delivered to Borough Council for its consideration and the consultants and NJDOT have presented their findings to the Council assembled, and

Whereas two state roads, Nassau Street (Route 27) and Bayard Lane and Stockton Street (Route 206) comprise two of Princeton Borough's main streets, identified by residents as barriers to safe pedestrian mobility every day, and

Whereas Bayard Lane and Stockton Street (Route 206) separate a substantial portion of Borough residents from such pedestrian magnets as the downtown area, Princeton University, the train station and other community institutions such as churches and the senior center, and is one of the town's main roads, and

Whereas Nassau Street (Route 27) is Princeton Borough's main street with the central business district on one side and Princeton University on the other, both of these areas that generate a substantial proportion of Princeton's pedestrian activity, and

Whereas the Crosswalk Improvement Plan offers suggestions to improve substantially the safety of pedestrian crossings of state roads in Princeton Borough,

Let it therefore be resolved that:

- the Princeton Borough Council gratefully acknowledges NJDOT for its support of this work, commends PB Americas for an excellent, ground-breaking report, and thanks those Princeton residents who worked with the consultants as part of the project Steering Committee, and
- the Princeton Borough Council asks the NJDOT to incorporate into its capital improvement planning regular improvement and construction of crosswalks on Bayard, Stockton (Route 206), and Nassau (Route 27) in consultation with the Crosswalk Improvement Plan and the Princeton Borough government, including the following identified actions:
 - **On Bayard Lane (Route 206)**
 - to fund installation of a sidewalk north of Hodge Road
 - to fund installation of pedestrian islands between Hodge Road and Leigh Streets
 - to adjust the timing of the pedestrian signal based on a study of the crosswalk at Bayard/Stockton/Nassau (Routes 206 and 27)
 - **On Nassau Street (Route 27)**
 - to consider installation of an All-Red or Leading Pedestrian Phase at the Witherspoon intersection and improve crosswalk aesthetics
 - to fund increased visibility of the Tulane Street crosswalk
 - to consider installation of an All-Red or Leading Pedestrian Phase at the Washington Road/Vandeventer Street intersection
 - to fund creation of a crosswalk at Murray Place
 - to improve lighting at the Pine Street crosswalk
 - to retime signals at Chestnut Street and Olden Street
 - to fund a study of ways to provide gateway treatment and other traffic calming strategies at the eastern entrance to Princeton Borough
 - **On Stockton Street (Route 206)**
 - to improve crosswalks, ramps, and pedestrian signal heads at the Elm Road crosswalk; and
- the Princeton Borough Council also asks the NJDOT to undertake general improvements necessary to the safety of Princeton residents and to the integrity of the town:
 - to install pedestrian countdown timers where they do not now exist on major crosswalks in the Borough,
 - to install missing curb ramps at crucial intersections,
 - to address all identified gaps in crosswalk coverage in Princeton Borough—including identified gaps on Bayard (Route 206) near Boudinot Street, on Stockton (Route 206) west of Hibben Road, and on Nassau (Route 27) east of Markham Road, and
 - to make crosswalks on Bayard, Stockton (Route 206), and Nassau (Route 27) more visible at night; and finally

- the Princeton Borough Council is concerned that the condition of crosswalks and crosswalk lighting in many places on Bayard, Stockton (Route 206), and Nassau (Route 27) is dangerous to the safety of pedestrians and asks the Mayor within two months to request an appointment with NJDOT to set up an action plan and a timetable for needed improvements.

Councilwoman Trelstad moved to approve Resolution 2007-R256, and Councilwoman Benchley seconded. Councilman Martindell suggested similar simplifying language and clarifying punctuation. Borough Council approved unanimously.

Councilwoman Benchley stressed the need to fund improved lighting at crosswalks. Mayor Trotman will ask Robert Bruschi, Borough Administrator, to report on the topic at a future Council meeting.

Mayor Trotman read **Agenda Item H, Old Business (1) — Public Hearing and Adoption: Ordinance 2007-26 A REFUNDING BOND ORDINANCE OF THE BOROUGH OF PRINCETON, IN THE COUNTY OF MERCER, NEW JERSEY PROVIDING FOR THE ADVANCE REFUNDING OF CERTAIN PARKING UTILITY IMPROVEMENT BONDS, SERIES 2003, APPROPRIATING \$11,700,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$11,700,000 PARKING UTILITY REFUNDING BONDS OF THE BOROUGH FOR FINANCING THE COST THEREOF.**

Councilman Goldfarb read by title and moved to adopt Ordinance 2007-26; Councilman Martindell seconded. Ms. Webb explained that the ordinance permits but does not require refunding of certain bonds.

Councilman Martindell stated the propriety of passing the ordinance in 2007 for possible action January 2008.

Councilwoman Benchley requested opinions on timing from volunteer Borough citizens who are experts in finance. Councilman Martindell cited Mark Alexandridis as one such citizen.

Hearing no further comment from Council, Mayor Trotman opened the public hearing. Seeing no one, she closed the public hearing.

Mayor Trotman called for a roll call vote. Borough Clerk called the roll. Council members Karcher, Benchley, Goldfarb, Koontz, Martindell, and Trelstad voted in the affirmative. Mayor Trotman proclaimed the ordinance adopted.

Mayor Trotman read **Agenda Item I, New Business (1) — Resolution 2007-R257** as follows:

**RESOLUTION 2007-R257
OF THE MAYOR AND COUNCIL OF THE BOROUGH OF PRINCETON
APPROVING UPGRADE OF EXISTING PAYMENT PROCESSING EQUIPMENT
AND SOFTWARE FOR THE SPRING STREET MUNICIPAL PARKING GARAGE**

WHEREAS, the Borough of Princeton wishes to upgrade its parking garage credit card system and;

WHEREAS, PSX 708 Terminal Way, Kennett Square, PA has the proprietary software that is needed to upgrade the parking garage's credit card system and;

WHEREAS, the parking garage credit card system upgrade costs \$59,735.00 and the appropriate monies are provided in the Capital Fund Budget for the Parking Garage Credit Card Upgrade in the amount of \$26,500.00 and in the Parking Garage Other Expense budget in the amount of \$33,235.00 as provided by the attached availability of funds from the Chief Financial Officer and;

NOW THEREFORE BE IT RESOLVED that the Mayor and Borough Council of the Borough of Princeton authorize the Borough Administrator to purchase the parking garage credit card system upgrade for the Public Works Department from PSX.

Councilman Koontz moved to approve Resolution 2007-R257, and Councilman Goldfarb seconded. Assistant Administrator Sandra Webb explained the importance of the upgrade (losing hundreds of dollars every day) and reported that there is a six- to eight-week lead time for conversion.

There being many open questions regarding Resolution 2007-R257, Council tabled the resolution pending answers from Wayne Carr, Director of Public Works and Robert Bruschi, Borough Administrator on November 20, 2007.

Mayor Trotman read **Agenda Item I, New Business (2) — Resolution 2007-R258** as follows:

**RESOLUTION 2007-R258
OF THE MAYOR AND COUNCIL OF THE BOROUGH OF PRINCETON
GOVERNING BODY CERTIFICATION OF THE ANNUAL AUDIT**

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the Annual Report of Audit for the year 2006 has been filed by a Registered Municipal Accountant with the Borough Clerk pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and,

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and,

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled "Comments and Recommendations, and,

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations, as evidenced by the group affidavit form of the governing body attached hereto; and,

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and,

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE BE IT RESOLVED, That the Mayor and Council of The Borough Of Princeton, hereby states that it has complied with the promulgation of the Local Finance Board of the State of New Jersey dated July 30, 1968 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

Councilman Martindell moved to approve Resolution 2007-R258, and Councilwoman Benchley seconded.

Mayor Trotman called for a roll call vote. Borough Clerk called the roll. Council members Karcher, Benchley, Goldfarb, Koontz, Martindell, and Trelstad voted in the affirmative. Mayor Trotman proclaimed the motion carried.

Mayor Trotman read **Agenda Item I, New Business (3) — Resolution 2007-R259** as follows:

**RESOLUTION 2007-R259
OF THE MAYOR AND COUNCIL OF THE BOROUGH OF PRINCETON
APPROVING THE CORRECTION ACTION PLAN
FOR THE 2006 AUDIT REPORT**

WHEREAS, N.J.S.A. 40A:5-4 requires the Governing Body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, the 2006 annual audit of the Borough of Princeton contained a recommendation requiring action; and

WHEREAS, the Chief Financial Officer in accordance with the requirements promulgated by the New Jersey Division of Local Government Services, Local Finance Notice 1992-15 and Single Audit Act, U.S. Office of Management and Budget Circular A-128, and New Jersey Office of Management and Budget Circular Letter 87-11, has developed a plan to address the recommendation listed by the Auditor.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Princeton that the Corrective Action Plan for the 2006 Annual Municipal Audit, hereto attached, is hereby approved and accepted.

Councilman Goldfarb moved to approve Resolution 2007-R259, and Councilman Koontz seconded.

Councilman Goldfarb wanted the correction action plan to guarantee that audit comments are recognized and corrected in future years.

Mayor Trotman called for a roll call vote. Borough Clerk called the roll. Council members Karcher, Benchley, Goldfarb, Koontz, Martindell, and Trelstad voted in the affirmative. Mayor Trotman proclaimed the resolution approved.

Mayor Trotman read **Agenda Item I, New Business (4 - 8) — Resolutions 2007-R260, 2007-R261, 2007-R262, 2007-R263, and 2007-R264** as follows:

**RESOLUTION 2007-R260
OF THE MAYOR AND COUNCIL OF THE BOROUGH OF PRINCETON
TO ESTABLISH A DEDICATED TRUST BY RIDER –
DISPOSAL OF FORFEITED PROPERTY**

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonable accurate estimates in advance, and

WHEREAS, N.J.S.A. 40A:4-39 allows municipalities to receive amounts for Disposal of Forfeited Property pursuant to P.L. 1986, C. 135); and

WHEREAS, N.J.S.A. 40A:4-39 provides that the Director of the Division of Local Government Services may approve expenditures of monies by dedication by rider,

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Princeton, County of Mercer, State of New Jersey as follows:

1. The Mayor and Council hereby request permission of the Director of Local Government Services to pay expenditures for the purposes above as per N.J.S.A. 40A:4-39.
2. The Borough Clerk of The Borough of Princeton is hereby directed to forward two certified copies of this resolution to the Director of the Division of Local Government Services.

**RESOLUTION 2007-R261
OF THE MAYOR AND COUNCIL OF THE BOROUGH OF PRINCETON
TO ESTABLISH A DEDICATED TRUST BY RIDER –
TAX SALE PREMIUMS**

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonable accurate estimates in advance, and

WHEREAS, N.J.S.A. 40A:4-39 allows municipalities to receive amounts for Tax Sale Premiums; and

WHEREAS, N.J.S.A. 40A:4-39 provides that the Director of the Division of Local Government Services may approve expenditures of monies by dedication by rider,

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Princeton, County of Mercer, State of New Jersey as follows:

1. The Mayor and Council hereby request permission of the Director of Local Government Services to pay expenditures for the purposes above as per N.J.S.A. 40A:4-39.
2. The Borough Clerk of The Borough of Princeton is hereby directed to forward two certified copies of this resolution to the Director of the Division of Local Government Services.

**RESOLUTION 2007-R262
OF THE MAYOR AND COUNCIL OF THE BOROUGH OF PRINCETON
TO ESTABLISH A DEDICATED TRUST BY RIDER –
DONATIONS-ACCEPTANCE OF BEQUESTS AND GIFTS**

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonable accurate estimates in advance, and

WHEREAS, N.J.S.A. 40A:4-39 allows municipalities to receive amounts for Donations – Acceptance of Bequests and Gifts pursuant to N.J.S. 40A:5-29; and

WHEREAS, N.J.S.A. 40A:4-39 provides that the Director of the Division of Local Government Services may approve expenditures of monies by dedication by rider,

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Princeton, County of Mercer, State of New Jersey as follows:

1. The Mayor and Council hereby request permission of the Director of Local Government Services to pay expenditures for the purposes above as per N.J.S.A. 40A:4-39.
2. The Borough Clerk of The Borough of Princeton is hereby directed to forward two certified copies of this resolution to the Director of the Division of Local Government Services.

**RESOLUTION 2007-R263
OF THE MAYOR AND COUNCIL OF THE BOROUGH OF PRINCETON
APPROVING THE PLACEMENT OF A BANNER
AS REQUESTED BY McCARTER THEATRE**

WHEREAS, The McCarter Theatre Center is planning their annual holiday production of "A Christmas Carol" which runs from December 2nd through December 23rd; and

WHEREAS, McCarter has requested permission to install a banner over Washington Road in Princeton with approval of the Office of Community and State Affairs at Princeton University beginning Monday, December 3rd through Monday, December 10th, 2007 to inform the public of the annual holiday production; 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.

**RESOLUTION 2007-R264
OF THE MAYOR AND COUNCIL OF THE BOROUGH OF PRINCETON
APPROVING FIRE DEPARTMENT APPLICATION FOR
MARIO H. ESTRADA**

WHEREAS, Mario H. Estrada has met all requirements of Borough of Princeton Code of Laws, Chapter 14, Section 25(a) through 25(f) as a member of the MERCER ENGINE COMPANY No. 3 and

WHEREAS, the membership application has been reviewed by the municipal officers; and

NOW THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Princeton hereby approve the application for membership to the Office of the Borough Administrator, the Fire Chief and Fire Company.

Councilman Koontz moved to approve Resolutions 2007-R260, 2007-R261, 2007-R262, 2007-R263, and 2007-R264, Councilwoman Benchley seconded, and Borough Council approved unanimously.

Mayor Trotman read **Agenda Item J, Bill List for November 7, 2007 — Resolution 2007-R265** as follows:

**RESOLUTION 2007-R265
OF THE MAYOR AND COUNCIL OF THE BOROUGH OF PRINCETON
APPROVING THE NOVEMBER 7, 2007 BILL LIST**

WHEREAS, Decimus W. Marsh, Chief Financial Officer 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:

November 7, 2007

CURRENT ACCOUNT (7-01)	\$229,192.58
RESERVE ACCOUNT (6-01)	22,789.37
PARKING UTILITY OPERATING FUND (7-05)	10,370.46
PARKING UTILITY OPERATING FUND (6-05)	
AFFORDABLE HOUSING OPERATING ACCT (7-24)	2,009.13
IMPROVEMENT ASSESSMENT (7-11)	
AFFORDABLE HOUSING OPERATING ACCT (6-24)	
CAPITAL ACCOUNT (C-04)	129,426.93
PARKING UTILITY CAPITAL FUND (P-06)	
ESCROW (E-30)	
TRUST FUND (T-13)	52.55
GENERAL INSURANCE (6-14)	
FLEXIBLE SPENDING FUND (5-22)	
MANUAL (6-01)	561,000.00
ASSESSMENT TRUST FUND (5-11)	
GRANT (G-02)	

NOW THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Princeton approve the bill list of November 7, 2007 as presented.

Councilman Koontz moved to approve Resolution 2007-R265, Councilwoman Benchley seconded, and Council approved unanimously.

Councilman Koontz moved to adjourn; Councilwoman Benchley seconded. There being no further business, Mayor Trotman adjourned the open session meeting at 9:30 P.M.

Respectfully submitted,

Andrea Lea Quinty
Borough Clerk