



PRINCETON
MAYOR AND COUNCIL OF PRINCETON
AGENDA • APRIL 3, 2017

Regular Meeting

Main Council Room

6:00 PM

400 Witherspoon Street, Princeton, NJ 08540

I. STATEMENT CONCERNING NOTICE OF MEETING

II. ROLL CALL

III. 6:00 P.M. CLOSED SESSION

1. 17-111 Resolution Closed Session

2. Litigation - Affordable Housing Declaratory Judgement Action Update

IV. 7:00 P.M. OPEN SESSION

V. POLICE HONOR GUARD TO POST COLORS

VI. PLEDGE OF ALLEGIANCE

VII. POLICE PROMOTIONS & SWEARING IN

1. 17-112 Resolution Authorizing the Promotion of Christopher Tash to Lieutenant

2. 17-113 Resolution Authorizing the Promotion of Ben Gering to Sergeant

3. 17-114 Resolution Authorizing the Promotion of Thomas Lagomarsino to Sergeant

4. 17-115 Resolution Authorizing the Promotion of Officer Leonard Thomas to Corporal

VIII. PROCLAMATION

1. National Public Safety Telecommunicators Week April 9-15, 2017

IX. ANNOUNCEMENTS

X. COMMENTS FROM THE PUBLIC FOR ITEMS NOT ON THE AGENDA

XI. REPORTS

XII. 2017 MUNICIPAL BUDGET

1. Public Hearing on Amendment to 2017 Municipal Budget

2. 17-116 Resolution Adopting the 2017 Municipal Budget

XIII. PRESENTATION AND DISCUSSION

1. 2017 Capital Budget Requests

XIV. ORDINANCE PUBLIC HEARINGS

1. 2017-13 An Ordinance By The Municipality Of Princeton Granting A Thirty-Foot Wide Utility Easement To PSE&G on Block 12.01 Lot 22 (One Monument Drive) in the Vicinity of the Bayard Lane Driveway for a sum of \$5,000.00
2. 2017-14 An Ordinance by the Municipality of Princeton Concerning Alarm System Registration Fees and Amending Section 2-118 of the "Code of the Township of Princeton, New Jersey, 1968"

XV. ORDINANCE INTRODUCTIONS

1. 2017-16 An Ordinance by the Municipality of Princeton Accepting the Dedication for Open Space Purposes of a ±7.526-Acre Parcel Abutting the Herrontown Woods Arboretum (Public Hearing April 24, 2017)
2. 2017-17 An Ordinance by the Municipality of Princeton Concerning Litter and Littering and Amending the "Code of the Borough of Princeton, New Jersey, 1974" and the "Code of the Township of Princeton, New Jersey, 1968 (Public Hearing April 24, 2017)
3. 2017-18 An Ordinance by the Municipality of Princeton Concerning Overnight Parking and Applicable Permit Criteria, and Amending the "Code of the Borough of Princeton, New Jersey, 1974" and "Code of the Township of Princeton, New Jersey, 1968." (Public Hearing April 24, 2017)

XVI. RESOLUTIONS

1. 17-117 Resolution Authorizing a Professional Services Agreement with Shirley M. Bishop, P.P., LLC, 2017 Consultant, Affordable Housing Program, Not to Exceed \$38,500.00
2. 17-118 Resolution Authorizing a Professional Services Agreement with PCH Development Corp., to serve as Princeton's Administrative Agent for its Affordable Housing Program, Not to Exceed \$34,576.00
3. 17-119 Resolution Authorizing a Professional Services Agreement with Keith Childs Masonry in Connection with the Stony Brook Bridge Project, Not to Exceed \$19,800.00

XVII. CONSENT AGENDA

1. Payment of Bills and Claims
2. 17-120 Resolution Terminating Agreement with Open Door Valet of Princeton, NJ

3. 17-121 Resolution Supporting the Passage of the Equality Act and Requesting Congress to Pass the Equality Act to Ensure that Federal Civil Rights Laws Are Fully Inclusive of Protections on the Basis of Sexual Orientation, Gender Identity, and Sex
4. 17-122 Resolution Authorizing a Professional Services Agreement with Community Grants, Planning and Housing for Preparation of Trust Fund Monitoring Report, Not to Exceed \$6,000.00
5. 17-123 Resolution Approving Firefighter Membership Application for Robert Ruixiang Liu
6. 17-124 Resolution Approving the Placement of a Banner over Washington Road as Requested by the Princeton Triangle Club for November 6, 2017 to November 13, 2017

XVIII. CLOSED SESSION (CONTINUATION OF ABOVE IF NECESSARY)

XIX. ADJOURNMENT



Mayor and Council

400 Witherspoon Street
Princeton, NJ 08540

Meeting: 04/03/17 06:00 PM
Department: Clerk

RESOLUTION 17-111

Resolution Closed Session

RESOLUTION
OF THE MAYOR AND COUNCIL
OF PRINCETON

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

BE IT RESOLVED by the Mayor and Council of Princeton:

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.

The general nature of the subject or subjects to be discussed in said session are as follows:

Litigation - Affordable Housing Declaratory Judgement Action Update

The matters discussed will be made public when the need for confidentiality no longer exists.

I, Kathleen K. Brzezynski, Clerk of Princeton, do hereby certify that the above is a true copy of a resolution adopted by the Mayor and Council of Princeton at a meeting held April 3, 2017.

Kathleen K. Brzezynski, Clerk



Mayor and Council

400 Witherspoon Street
Princeton, NJ 08540

Meeting: 04/03/17 06:00 PM
Department: Clerk

AGENDA ITEM

Litigation - Affordable Housing Declaratory Judgement Action Update



Mayor and Council

400 Witherspoon Street
Princeton, NJ 08540

Meeting: 04/03/17 06:00 PM
Department: Police Department

RESOLUTION 17-112

Resolution Authorizing the Promotion of Christopher Tash to Lieutenant

WHEREAS, Princeton pursuant to N.J.S.A. 40A:14-118 has created and established the Princeton Police Department; and

WHEREAS, Princeton has provided for the Princeton Police Department a line of authority relating to the police function including the ability to promote and appoint officers for said department; and

WHEREAS, Princeton wishes to make a merit-based promotion from within said police department to appoint an officer to the position of Police Lieutenant.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of Princeton as follows:

1. Princeton Police Department Sergeant Christopher Tash is hereby promoted to the position of Police Lieutenant of the Princeton Police Department effective immediately.

Councilperson	Absent	Present	1 st	2 nd	Yea	Nay	Abstain	Disqualified
Ms. Butler								
Ms. Crumiller								
Ms. Howard								
Mr. Liverman								
Mr. Miller								
Mr. Quinn								
Mayor Lempert								

I, Kathleen K. Brzezynski, Municipal Clerk of Princeton, do hereby certify that the above is a true copy of a resolution adopted by the Mayor and Council of Princeton at a meeting held April 3, 2017.

Kathleen K. Brzezynski, Municipal Clerk

ATTACHMENTS:

- 2017recommendationmemorandum (DOCX)



Municipality of Princeton

*Witherspoon Hall
400 Witherspoon Street
Princeton, NJ 08540*

Princeton Police Department

Telephone: (609) 921-2100

Nicholas K. Sutter

Chief of Police

MEMORANDUM

DATE: February 23, 2017

TO: Marc Dashield, Administrator

FROM: Nicholas Sutter, Chief of Police

RE: Police Department Promotions

As per our conversation at the meeting of Mayor and Council on February 13, 2017, I am preparing this memorandum to recommend promotions to fill vacancies created by the retirements of Sgt. Christopher Quaste and Lt. Robert Toole. To reiterate, these promotions will not increase the overall personnel strength of the department nor will they create new supervisory positions, they are replacing existing positions that are vacant and critical to the day to day supervision of the police department.

The Promotional Process

As you are aware, the police department conducted promotional processes for the positions of Lieutenant, Sergeant and Corporal and generated eligibility lists that became effective January 15, 2016 and expire January 15, 2018. The processes were conducted in strict accordance with approved department policy. In summary, there were three phases to the processes.

Phase I of the process was the supervisory evaluation phase that consisted of 40% of the total score. In this phase, immediate supervisors of the candidates were formally convened (Sergeants for promotion to Corporal and Sergeant and Lieutenants for promotion to Lieutenant). Each candidate's resume was formally reviewed and each candidate was thoroughly discussed by the supervisors. At the end of the discussion, each candidate was ranked. The average scores were calculated and weighted at 40%.

Phase II of the process was a formal interview with standardized questions. At the end of the interviews the candidates were ranked against each other by each member of the interview panel, the average scores were calculated and weighted at 50%. Finally, each officer's longevity was ranked in accordance with the policy and weighted at 10%. Each officer was ranked and placed on an eligibility list, highest score to lowest score, which per policy shall remain active for two years from the date of origination (January 15, 2016).

As a result of these processes, I am making the following recommendations in accordance with the active eligibility list:

Lieutenant

Sergeant Christopher Tash promoted to Lieutenant

Sergeant

Corporal Ben Gering promoted to Sergeant
Patrol Officer Thomas Lagomarsino promoted to Sergeant

Corporal

Patrol Officer Leonard Thomas promoted to Corporal

*Detective Annette Henderson was first on the eligibility list for Corporal but has declined the position via written letter to my attention



Mayor and Council

400 Witherspoon Street
Princeton, NJ 08540

Meeting: 04/03/17 06:00 PM
Department: Police Department

RESOLUTION 17-113

Resolution Authorizing the Promotion of Ben Gering to Sergeant

WHEREAS, Princeton pursuant to N.J.S.A. 40A:14-118 has created and established the Princeton Police Department; and

WHEREAS, Princeton has provided for the Princeton Police Department a line of authority relating to the police function including the ability to promote and appoint officers for said department; and

WHEREAS, Princeton wishes to make a merit-based promotion from within said police department to appoint an officer to the position of Police Sergeant.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of Princeton as follows:

1. Princeton Police Department Corporal Ben Gering is hereby promoted to the position of Police Sergeant of the Princeton Police Department effective immediately.

Councilperson	Absent	Present	1 st	2 nd	Yea	Nay	Abstain	Disqualified
Ms. Butler								
Ms. Crumiller								
Ms. Howard								
Mr. Liverman								
Mr. Miller								
Mr. Quinn								
Mayor Lempert								

I, Kathleen K. Brzezynski, Municipal Clerk of Princeton, do hereby certify that the above is a true copy of a resolution adopted by the Mayor and Council of Princeton at a meeting held April 3, 2017.

Kathleen K. Brzezynski, Municipal Clerk



Mayor and Council

400 Witherspoon Street
Princeton, NJ 08540

Meeting: 04/03/17 06:00 PM
Department: Police Department

RESOLUTION 17-114

Resolution Authorizing the Promotion of Thomas Lagomarsino to Sergeant

WHEREAS, Princeton pursuant to N.J.S.A. 40A:14-118 has created and established the Princeton Police Department; and

WHEREAS, Princeton has provided for the Princeton Police Department a line of authority relating to the police function including the ability to promote and appoint officers for said department; and

WHEREAS, Princeton wishes to make a merit-based promotion from within said police department to appoint an officer to the position of Police Sergeant.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of Princeton as follows:

1. Princeton Police Department Officer Thomas Lagomarsino is hereby promoted to the position of Police Sergeant of the Princeton Police Department effective immediately.

Councilperson	Absent	Present	1 st	2 nd	Yea	Nay	Abstain	Disqualified
Ms. Butler								
Ms. Crumiller								
Ms. Howard								
Mr. Liverman								
Mr. Miller								
Mr. Quinn								
Mayor Lempert								

I, Kathleen K. Brzezynski, Municipal Clerk of Princeton, do hereby certify that the above is a true copy of a resolution adopted by the Mayor and Council of Princeton at a meeting held April 3, 2017.

Kathleen K. Brzezynski, Municipal Clerk



Mayor and Council

400 Witherspoon Street
Princeton, NJ 08540

Meeting: 04/03/17 06:00 PM
Department: Police Department

RESOLUTION 17-115

Resolution Authorizing the Promotion of Officer Leonard Thomas to Corporal

WHEREAS, Princeton pursuant to N.J.S.A. 40A:14-118 has created and established the Princeton Police Department; and

WHEREAS, Princeton has provided for the Princeton Police Department a line of authority relating to the police function including the ability to promote and appoint officers for said department; and

WHEREAS, Princeton wishes to make a merit-based promotion from within said police department to appoint an officer to the position of Police Corporal.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of Princeton as follows:

1. Princeton Police Department Officer Leonard Thomas is hereby promoted to the position of Police Corporal of the Princeton Police Department effective immediately.

Councilperson	Absent	Present	1 st	2 nd	Yea	Nay	Abstain	Disqualified
Ms. Butler								
Ms. Crumiller								
Ms. Howard								
Mr. Liverman								
Mr. Miller								
Mr. Quinn								
Mayor Lempert								

I, Kathleen K. Brzezynski, Municipal Clerk of Princeton, do hereby certify that the above is a true copy of a resolution adopted by the Mayor and Council of Princeton at a meeting held April 3, 2017.

Kathleen K. Brzezynski, Municipal Clerk



Mayor and Council

400 Witherspoon Street
Princeton, NJ 08540

Meeting: 04/03/17 06:00 PM
Department: Clerk

AGENDA ITEM

National Public Safety Telecommunicators Week April 9-15, 2017

ATTACHMENTS:

- Telecommunicators Week (DOC)

Proclamation

Office of the Mayor Municipality of Princeton

National Public Safety Telecommunicators Week

April 9-15, 2017

WHEREAS the Congress of the United States established the second week of April as National Public Safety Telecommunicators Week; and

WHEREAS the Municipality of Princeton considers the services of the Princeton Communication Officers to be vital to the interest of the community; and

WHEREAS emergencies can occur at any time that require police, fire or emergency medical services; and

WHEREAS when an emergency occurs the prompt response of police officers, firefighters and paramedics is critical to the protection of life and preservation of property; and

WHEREAS the safety of our emergency responders is dependent upon the quality and accuracy of information obtained from citizens who contact the Princeton Police Communications Center; and

WHEREAS, the Princeton Communication Officers are the first and most critical contact our citizens have with emergency services; and

WHEREAS Princeton Communication Officers are the single vital link for our police officers and firefighters by monitoring their activities by radio, providing them information and insuring their safety; and

WHEREAS each Princeton Communication Officer has exhibited compassion, understanding and professionalism during the performance of their job;

NOW, THEREFORE, I, LIZ LEMPert, Mayor and on behalf of Princeton Council declare the week of April 9th through 15th, 2017 to be National Public Safety Telecommunicators Week in Princeton, in honor of the men and women whose diligence and professionalism keep our city and citizens safe.

**GIVEN UNDER MY HAND AND SEAL
THIS 3rd DAY OF APRIL, 2017.**

**Liz Lempert
Mayor**



Mayor and Council

400 Witherspoon Street
Princeton, NJ 08540

Meeting: 04/03/17 06:00 PM
Department: Clerk

AGENDA ITEM

Public Hearing on Amendment to 2017 Municipal Budget

ATTACHMENTS:

- Budget Amendment 2017-106 (DOCX)

PRINCETON
MERCER COUNTY, NEW JERSEY

RESOLUTION 2017-106 TO AMEND
BUDGET

WHEREAS, the local municipal budget for the year 2017 was approved on the 27th day of February, 2017, and;

WHEREAS, the public hearing on said budget has been held as advertised, and;

WHEREAS, it is desired to amend said approved budget;

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of Princeton, County of Mercer, that the following amendments to the approved budget of 2017 be made:

	<u>Ayes</u>	<u>Nays</u>	<u>Abstained</u>
	5	0	None
Recorded Vote			
Crumiller			
Howard			
Liverman			<u>Absent</u>
Miller			Butler
Quinn			
Current Fund		<u>FROM</u>	<u>TO</u>
1. Surplus			
Anticipated		6,000,000.00	6,230,000.00
Total Surplus Anticipated		6,000,000.00	6,230,000.00
3. Miscellaneous Revenues - Section F: Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services - Public & Private Revenues Offset with Appropriations:			
Cops in Shops		2,800.00	0.00
Total Section F: Special Item of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services Public & Private Revenues		734,048.38	731,248.38
Summary of Revenues			
1. Surplus Anticipated (Sheet 4 #1)		6,000,000.00	6,230,000.00
3. Miscellaneous Revenues:			
Total Section F: Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government			

Services - Public & Private Revenues Offset with Appropriations	734,048.38	731,248.38
Total Miscellaneous Revenues	21,038,036.98	21,035,236.98
5. Subtotal General Revenues (Items 1, 2, 3 and 4)	28,182,036.98	28,409,236.98
6. Amount to be Raised by Taxes for Support of Municipal Budget:		
(a) Local Tax for Municipal Purposes Including Reserve for		
Uncollected Taxes	31,643,805.38	31,335,751.38
Total Amount to be Raised by Taxes for Support of Municipal Budget	34,234,814.47	33,926,760.47
Total General Revenues	62,416,851.45	62,335,997.45
General Appropriations (A) Operations within "CAPS"		
Health & Human Services Functions		
Health		
Commission		
Salaries &		
Wages	314,585.00	239,331.00
Other		
Expenses	107,708.00	139,708.00
Unclassified:		
Employee Group Insurance - Other Expenses	4,621,594.00	4,605,200.00
Total Operations {Item 8(A)} within "CAPS"	34,060,838.75	34,001,190.75
Total Operations Including Contingent within "CAPS"	34,060,838.75	34,001,190.75
Detail:		
Salaries & Wages	17,219,675.75	17,144,421.75
Other Expenses (Including Contingent)	16,841,163.00	16,856,769.00
(H-1) Total General Appropriations for Municipal Purposes within "CAPS"	38,147,338.75	38,087,690.75
Operations - Excluded from "CAPS"		
Group Insurance for Employees	18,406.00	0.00
Total Other Operations - Excluded from "CAPS"	8,200,656.00	8,182,250.00
Public and Private Programs Offset by Revenues		
Cops in Shops	2,800.00	0.00
Total Public and Private Programs Offset by Revenues	744,048.38	741,248.38
Total Operations - Excluded from "CAPS"	8,944,704.38	8,923,498.38
Detail:		
Salaries & Wages	488,583.00	485,783.00
Other Expenses	8,456,121.38	8,437,715.38
(H-2) Total General Appropriations for Municipal Purposes Excluded from "CAPS"	21,354,377.29	21,333,171.29
(O) Total General Appropriations Excluded from "CAPS"	21,354,377.29	21,333,171.29
(L) Subtotal General Appropriations {Items (H-1) and (O)}	59,501,716.04	59,420,862.04
9. Total General Appropriations	62,416,851.45	62,335,997.45

BE IT FURTHER RESOLVED, that two (2) certified copies of this resolution be filed forthwith in the Office of the Director of the Division of Local Government Services for his certification of the 2017 local municipal budget so amended.

It is hereby certified that this is a true copy of a resolution amending the budget, introduced 27th day of March 2017.

Certified by me _____
Delores A. Williams, Deputy Municipal Clerk



Mayor and Council

400 Witherspoon Street
Princeton, NJ 08540

Meeting: 04/03/17 06:00 PM
Department: Finance

RESOLUTION 17-116

Resolution Adopting the 2017 Municipal Budget

ATTACHMENTS:

- Section 2 Adoption Resolution (PDF)

SECTION 2 - UPON ADOPTION FOR YEAR 2017

(Only to be included in the Budget as Finally Adopted)

RESOLUTION

Be it Resolved by the Mayor and Council of the Municipality of Princeton, County of Mercer that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of:

- (a) \$ 31,335,751.38 (Item 2 below) for municipal purposes, and
- (b) \$ 0.00 (Item 3 below) for school purposes in Type I School Districts only (N.J.S. 18A:9-2) to be raised by taxation and,
- (c) \$ 0.00 (Item 4 below) to be added to the certificate of amount to be raised by taxation for local school purposes in Type II School Districts only (N.J.S. 18A:9-3) and certification to the County Board of Taxation of the following summary of general revenues and appropriations.
- (d) \$ 1,190,014.00 (Sheet 43) Open Space, Recreation, Farmland and Historic Preservation Trust Fund Levy
- (e) \$ 2,591,009.09 (Item 5 below) Minimum Library Levy

RECORDED VOTE
(Insert last name)

Ayes



Nays



Abstained



Absent



1. General Revenues

SUMMARY OF REVENUES

Surplus Anticipated	08-100	\$ 6,230,000.00
Miscellaneous Revenues Anticipated	13-099	\$ 21,035,236.98
Receipts from Delinquent Taxes	15-499	\$ 1,144,000.00
2. AMOUNT TO BE RAISED BY TAXATION FOR MUNICIPAL PURPOSES (Item 6(a), Sheet 11)	07-190	\$ 31,335,751.38
3. AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE I SCHOOL DISTRICTS ONLY:		
Item 6, Sheet 42	07-195	\$ 0.00
Item 6(b), sheet 11 (N.J.S. 40A:4-14)	07-191	\$ 0.00
Total Amount to be Raised by Taxation for Schools in Type I School Districts Only		0.00
4. To Be Added TO THE CERTIFICATE FOR AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE II SCHOOL DISTRICTS ONLY:		
Item 6(b), Sheet 11 (N.J.S. 40A:4-14)	07-191	\$ 0.00
5. AMOUNT TO BE RAISED BY TAXATION MINIMUM LIBRARY LEVY		
	07-192	2,591,009.09
Total Revenues	13-299	\$ 62,335,997.45

SUMMARY OF APPROPRIATIONS

2017

5. GENERAL APPROPRIATIONS	xxxxxxx	xxxxxxxxxx.xx
Within "CAPS"	xxxxxxx	xxxxxxxxxx.xx
(a&b) Operations Including Contingent	34-201	\$ 34,001,190.75
(e) Deferred Charges and Statutory Expenditures - Municipal	34-209	\$ 4,086,500.00
(g) Cash Deficit	46-885	\$ 0.00
Excluded from "CAPS"	xxxxxxx	xxxxxxxxxx.xx
(a) Operations - Total Operations Excluded from "CAPS"	34-305	\$ 8,923,498.38
(c) Capital Improvements	44-999	\$ 350,000.00
(d) Municipal Debt Service	45-999	\$ 11,376,156.91
(e) Deferred Charges - Municipal	46-999	\$ 683,516.00
(f) Judgements	37-480	\$ 0.00
(n) Transferred to Board of Education for Use of Local Schools (N.J.S. 40:48-17.1 & 17.3)	29-405	\$ 0.00
(g) Cash Deficit	46-885	\$ 0.00
(k) For Local District School Purposes	29-410	\$ 0.00
(m) Reserve for Uncollected Taxes (Include Other Reserves if Any)	50-899	\$ 2,915,135.41
6. SCHOOL APPROPRIATIONS - TYPE I SCHOOL DISTRICTS ONLY (N.J.S. 40A:4-13)	07-195	\$ 0.00
Total Appropriations	34-499	\$ 62,335,997.45

It is hereby certified that the within budget is a true copy of the budget finally adopted by resolution of the Governing Body on the 3rd day of April, 2017. It is further certified that each item of revenue and appropriation is set forth in the same amount and by the same title as appeared in the 2017 approved budget and all amendments thereto, if any, which have been previously approved by the Director of Local Government Services.

Certified by me this 3rd day of April, 2017

_____, Clerk.

Signature



Mayor and Council

400 Witherspoon Street
Princeton, NJ 08540

Meeting: 04/03/17 06:00 PM
Department: Clerk

AGENDA ITEM

2017 Capital Budget Requests

ATTACHMENTS:

- Capital Projects Presentation (DOCX)

2017 CAPITAL PROJECTS (DEPARTMENT PRIORITIES)

<u>Department</u>	<u>Priority</u>	<u>Item</u>	<u>Description</u>	<u>2017 Priority</u>	<u>2017 Request</u>	<u>Grants</u>	<u>Adjusted Total</u>
Emergency Services	1	Technology Software & Laptop Computers	Replace / Upgrade	33,000.00			33,000.00
Engineering	1	Walnut Lane	Mill / Overlay / Sidewalks	700,000.00		(255,000.00)	445,000.00
Fire	1	SCBA Pack & Cylinder Replacement	Replace Outdated SCBA Packs & Expired Cylinders per OSHA	103,000.00			103,000.00
Infrastructure	1	Harrison Street Facility - Improvements / upgrades	Improvements to remain in existing facilities	349,800.00			349,800.00
Infrastructure	1	8 Clearview Avenue	Purchase units from PFARS	480,000.00			480,000.00
Infrastructure	1	14 Clearview Avenue	Purchase units from PFARS	470,000.00			470,000.00
IT	1	Cyber Security Intrusion Detection		20,000.00			20,000.00
Police	1	Secondary Weapon Standardization	Within 1-2 Years	25,000.00			25,000.00
Recreation	1	Mary Moss Sprayground		451,490.00		(267,660.00)	183,830.00
Recreation	1	Geo Technical Evaluation of Community Park South		150,000.00			150,000.00
Library	1	Carpet Replacement	Final carpet replacement for floors 1 & 3	29,000.00			29,000.00

2017 CAPITAL PROJECTS (DEPARTMENT PRIORITIES)

<u>Department</u>	<u>Priority</u>	<u>Item</u>	<u>Description</u>	<u>2017 Priority</u>	<u>2017 Request</u>	<u>Grants</u>	<u>Adjusted Total</u>
Emergency Services	2	Fire Inspection & Investigation Equipment	Replacement & New Purchases	7,500.00			7,500.00
Engineering	2	Cherry Valley Road (Cherry Hill - Jefferson's Curve)	Widening / Drainage	350,000.00			350,000.00
Fire	2	Turnout Gear / Repair	Replace Retired Gear per NFPA	35,000.00			35,000.00
Infrastructure	2	John Street Facility - Improvements / upgrades	Improvements to remain in existing facilities	649,000.00			649,000.00
IT	2	SAN Storage Unit		20,000.00			20,000.00
Library	2	Video Surveillance System	Upgrades for 1 & 3 floor	150,000.00			150,000.00
Police	2	Ballistic Vests	Within 1-2 Years	7,000.00			7,000.00
Recreation	2	General Park Maintenance Improvement.& Replacement	Open Space	20,000.00			20,000.00
Emergency Services	3	Replace / Repair Portable Radios	Replace / Upgrade	5,500.00			5,500.00
Engineering	3	Harrison Street SRTS Traffic Signals Design	Design & Construction	400,000.00		(300,000.00)	100,000.00
Fire	3	Fire Equipment	Replacement & New Purchases	92,000.00			92,000.00
Infrastructure	3	Ash Tree Removal & / or Treatment		350,000.00			350,000.00

2017 CAPITAL PROJECTS (DEPARTMENT PRIORITIES)

<u>Department</u>	<u>Priority</u>	<u>Item</u>	<u>Description</u>	<u>2017 Priority</u>	<u>2017 Request</u>	<u>Grants</u>	<u>Adjusted Total</u>
Police	3	Sirens, Lights, etc. for Police Vehicles	Equipment for Vehicles	20,000.00			20,000.00
IT	3	PC Replacement – 5 Yr. Rotation		65,000.00			65,000.00
Recreation	3	CP North Amphitheatre Stage Improvements		14,500.00			14,500.00
Library	3	Technology Replacements and Upgrades	Replace Public and Staff Computers, tablets & printers	35,000.00			35,000.00
Emergency Services	4	Turnout Gear / Repair	Replace Retired Gear per NFPA	7,500.00			7,500.00
Engineering	4	Bike Share		296,000.00		(196,000.00)	100,000.00
Fire	4	SCBA Pack & Cylinder Replacement	Repair	30,000.00			30,000.00
Infrastructure	4	Trash Truck Replacement, 25 CU YD	Replace 2001 Volvo WX (PW - #49)	180,000.00			180,000.00
Recreation	4	Shade Structure for Smoyer Playground (Repairs to Foundation / Footers)		8,800.00			8,800.00
Library	4	Furniture Replacement		30,000.00			30,000.00
Engineering	5	Infrastructure Repairs	Annual Improvements	550,000.00			550,000.00
Fire	5	Pager Replacement	Replace / Upgrade / Repair	13,700.00			13,700.00

2017 CAPITAL PROJECTS (DEPARTMENT PRIORITIES)

<u>Department</u>	<u>Priority</u>	<u>Item</u>	<u>Description</u>	<u>2017 Priority</u>	<u>2017 Request</u>	<u>Grants</u>	<u>Adjusted Total</u>
Recreation	5	Storage Shed		6,500.00			6,500.00
Library	5	Restroom Upgrades Sinks/Counters	Existing Sinks Too Small to be Functional	10,000.00			10,000.00
Infrastructure	5	5/7 Yard Dump Truck with Plow and Sander	Replace 1999 International 7400 (PW #25)	140,000.00			140,000.00
Engineering	6	Inlet Repairs	Repairs	100,000.00			100,000.00
Library	6	Security Card Access		12,000.00			12,000.00
Infrastructure	6	Signs and Traffic Paint (replacement and general maintenance)	General Replacement and Maintenance of Street Signs and Traffic Paint	21,000.00			21,000.00
Recreation	6	Smoyer Garden Plot Fence Improvements		1,800.00			1,800.00
Engineering	7	Bikeway and Pedestrian Improvements	Annual Improvements	560,000.00			560,000.00
Infrastructure	7	Witherspoon Building - HVAC - Heating Improvements (Boiler, Piping & Controls)	System Repair & Upgrade	50,000.00			50,000.00
Recreation	7	Miscellaneous Park Lighting Improvements (Lots & Safety Lights)		5,500.00			5,500.00
Engineering	8	US Route 206/Valley Road (PFARS) Signal Installation		250,000.00			250,000.00

**2017 CAPITAL PROJECTS
(PROJECTS MOVED TO FUTURE YEARS)**

<u>Department</u>	<u>Item</u>	<u>2017 Request</u>
Infrastructure	Other DPW Facility Repairs	11,000.00
Infrastructure	Garage Equipment	12,000.00
Recreation	Winter Turf Blankets for Athletic Fields	11,500.00
IT	Equipment Rack's Witherspoon Server Room	10,000.00
Engineering	Henry (Witherspoon - Moore)	400,000.00
Engineering	Jefferson (Moore - Franklin)	300,000.00
Engineering	Moore (Jefferson - Franklin)	300,000.00
Engineering	Henry (Moore - Jefferson)	125,000.00
Infrastructure	DPW Equipment	8,500.00
Recreation	CP South Drainage Improvements	9,250.00
Engineering	All Saints Road	350,000.00
Infrastructure	Safety Equipment	4,500.00
Infrastructure	Witherspoon Building - Electrical Upgrades for Emergency Power	50,000.00

<u>Department</u>	<u>Item</u>	<u>2017 Request</u>
Infrastructure	Witherspoon Firehouse - repairs	25,000.00
Infrastructure	Other Firehouse Repairs	24,000.00
Infrastructure	General yearly repairs	18,000.00
Fire	Mobile & Portable Radios	21,000.00
Engineering	Snowden (Franklin - Overbrook)	1,000,000.00
Engineering	Carriage Way, Potter's Run (Heatherstone)	400,000.00
Engineering	Ridgeview Road	300,000.00
Engineering	Nassau Street (Vandeventer - Witherspoon) Streetscape	250,000.00
Engineering	Traffic Calming & Rectangular Rapid Flashing Beacons	200,000.00
Engineering	Linestriping and Signage Improvements	80,000.00
Engineering	Document Scanning	50,000.00
Engineering	Mount Lucas (Stuart Road East - Poor Farm Road)	50,000.00
Engineering	Hinds Plaza	50,000.00

**2017 CAPITAL PROJECTS
(PROJECTS MOVED TO FUTURE YEARS)**

<u>Department</u>	<u>Item</u>	<u>2017 Request</u>
Engineering	Tax Maps	25,000.00
Infrastructure	Witherspoon / Monument Building Repairs	131,000.00
Engineering	GIS Mapping	50,000.00
Infrastructure	Wheel Loader 2 1/2 Yard Bucket	210,000.00
Infrastructure	Tractor & Road Side Mower	175,000.00
Infrastructure	Trash Truck, 25 CU YD Requested in 2016	165,000.00
Infrastructure	Shade Tree - Spring / Fall Planting	100,000.00
Infrastructure	Monument Hall - Replace / repair front steps & back patio	100,000.00
Infrastructure	2/3 Yard Dump Truck w/ Plow and Sander	75,000.00
Infrastructure	Toro Groundsmaster Tractor with mowing & snow removal equipment	60,000.00
Infrastructure	Pick up Truck Replacement	38,000.00
Infrastructure	"Free B" Bus	150,000.00

<u>Department</u>	<u>Item</u>	<u>2017 Request</u>
IT	Phone System Replacement	50,000.00
IT	L-3 Mobile Vision DVR & Picture SW	40,000.00
IT	Server Replacements	40,000.00
IT	Printer Replacements	20,000.00
IT	MDT Cellular Modems	20,000.00
IT	Police Radios	15,000.00
IT	Network Hardware & Software	15,000.00
IT	Fiber Upgrades	10,000.00
IT	Camera Project, WH, Harrison St Garage, Spring St Garage, Pool & Recreation	10,000.00
IT	Firewall	10,000.00
IT	Touch Screen Monitors (Police)	3,000.00
IT	Ipads	3,000.00

**2017 CAPITAL PROJECTS
(PROJECTS MOVED TO FUTURE YEARS)**

Department	Item	2017 Request
IT	Furniture for Training Room	15,000.00
IT	Carpet for Office	5,000.00
IT	Upgrade Main Meeting Room Audio Visual Equipment	10,000.00
IT	POE Switch Upgrades	15,000.00
Library	Replace & Upgrade Chiller for Cooling System	488,161.00
Police	Body Worn Cameras	250,000.00
Police	Communications Center Upgrades	50,000.00
Police	Traffic Variable Message Signs (2)	25,000.00
Police	Firing Range Repair/Renovation	10,000.00
Police	Firearm Repairs/Replacements	10,000.00
IT	Mobile Data Terminals	45,000.00
IT	911 System Update	40,000.00

Notes 1: Items shaded with red type are item department ranked as a priority however funding ran out prior to reaching the project

Note 2: Item highlight in blue requires additional discussion



Mayor and Council

400 Witherspoon Street
Princeton, NJ 08540

Meeting: 04/03/17 06:00 PM
Department: Clerk

ORDINANCE

**2017-13 An Ordinance By The Municipality Of Princeton Granting A
Thirty-Foot Wide Utility Easement To PSE&G on Block 12.01 Lot 22
(One Monument Drive) in the Vicinity of the Bayard Lane Driveway for
a sum of \$5,000.00**

ATTACHMENTS:

- 2017-13 Intro Ord (DOCX)
- Exhibit A - Survey (PDF)

Ordinance #2017- 13

AN ORDINANCE BY THE MUNICIPALITY OF PRINCETON GRANTING A THIRTY-FOOT WIDE UTILITY EASEMENT TO PSE&G ON BLOCK 12.01 LOT 22 (ONE MONUMENT DRIVE) IN THE VICINITY OF THE BAYARD LANE DRIVEWAY FOR A SUM OF \$5,000.00

WHEREAS, the Municipality of Princeton is the owner of Block 12.01, Lot 22, a property along Route 206; and

WHEREAS, Public Service Electric and Gas Company, (hereinafter PSE&G), has requested that the Municipality convey an easement across a portion of Block 12.01, Lot 22 to facilitate its installation of underground utilities; and

WHEREAS, it is in the best interests of the citizens of the Municipality to provide the easement to PSE&G.

NOW, THEREFORE, BE IT ORDAINED by the Princeton Council as follows:

Section 1. Grant of Easement to PSE&G. The Municipal Council hereby authorizes the granting of a permanent 30 foot wide utility easement over, under and through a portion of Block 12.01, Lot 22 as more particularly described on Exhibit A, attached herewith and made a part hereof, to PSE&G. The conveyance shall be for Five Thousand Dollars (\$5,000.00) and other good and valuable consideration.

Section 2. Execution of Documentation. The Mayor, Clerk and Municipal Attorney be and hereby are authorized to prepare and execute such documents as may be reasonably required to effect the conveyance of the utility easement to PSE&G.

Section 3. Repealer. All ordinances and resolutions or parts thereof inconsistent with this ordinance are repealed.

Section 4. Severability. If any section, paragraph, subsection, clause or provision of this ordinance shall be adjudged by the courts to be invalid, such adjudication shall apply only to the section, paragraph, subsection, clause or provision so adjudged and the remainder of this ordinance shall be valid and enforceable.

Section 5. Effective Date. This ordinance shall take effect upon final adoption and publication in accordance with law.

STATEMENT OF PURPOSE: This ordinance authorizes Princeton to grant an easement over municipal property to PSE&G.

The foregoing ordinance was introduced at a meeting of the Mayor and Council of Princeton held on March 13, 2017 and will be further considered for final passage after a public hearing thereon at a meeting of said Mayor and Council to be held at the Princeton Municipal Complex, 400 Witherspoon Street on April 3, 2017 which begins at 7:00 p.m.

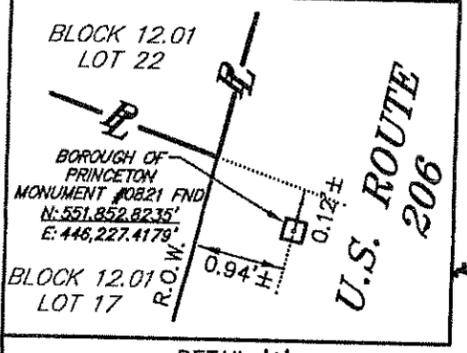


Kathleen K. Brzezynski
Municipal Clerk

EXHIBIT "A"
(SURVEY)

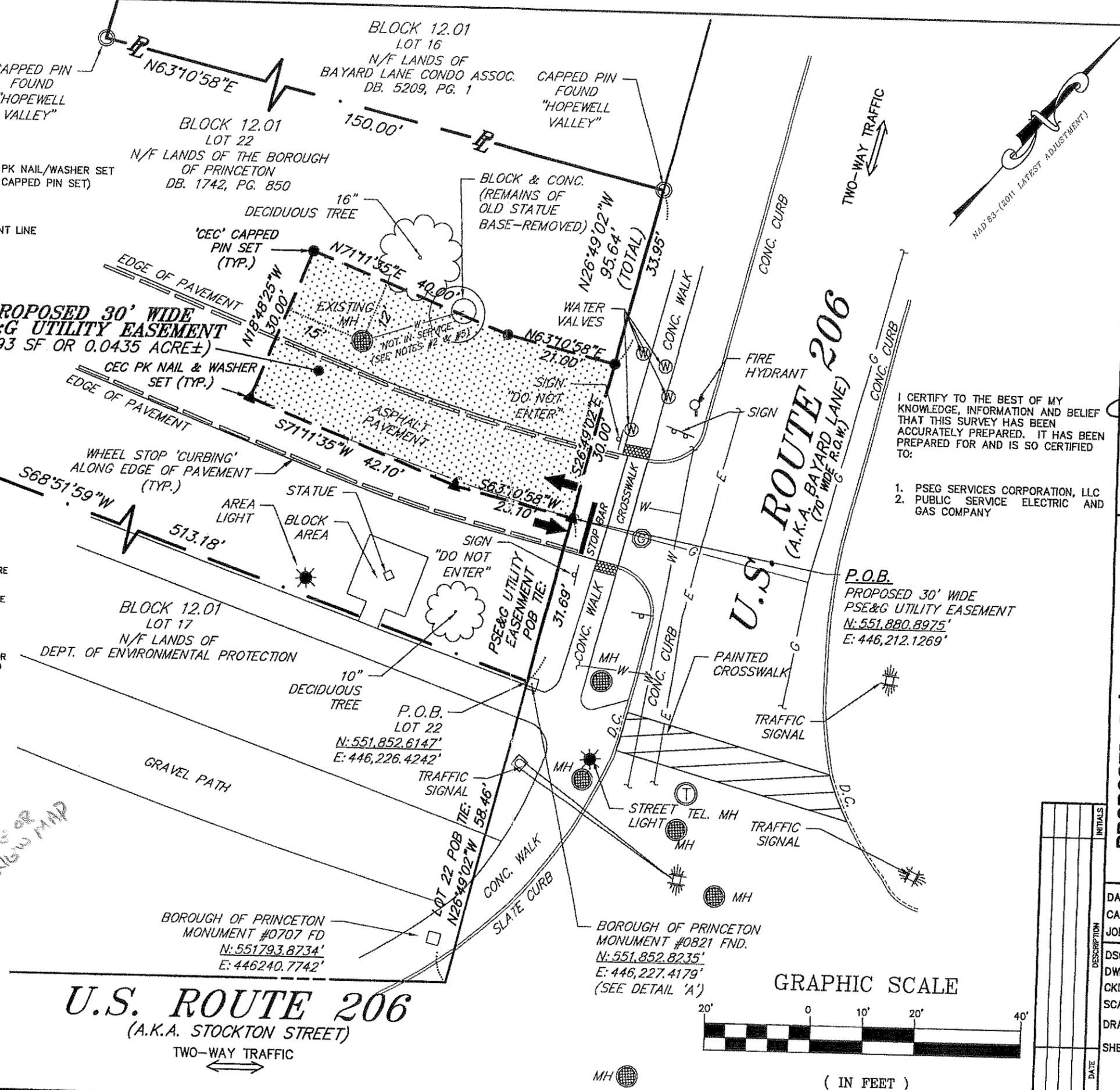
LEGEND

- (NOTE: NOT ALL ITEMS MAY APPEAR ON THIS SURVEY)
- FH FIRE HYDRANT
 - UNKNOWN MANHOLE
 - WV WATER VALVE
 - SIGN(S)
 - GAS VALVE
 - INLET
 - UTILITY POLE
 - CAPPED IRON PIN FOUND
 - PSE&G EASEMENT (CARROLL ENG. PK NAIL/WASHER SET)
 - PSE&G EASEMENT (CARROLL ENG. CAPPED PIN SET)
 - PROPERTY LINE
 - RIGHT-OF-WAY LINE
 - PROPOSED PSE&G UTILITY EASEMENT LINE
 - E.O.P.
 - D.C.
 - DETECTABLE WARNING PAD
 - TRAFFIC ARROW



- NOTES:**
- PROPERTY KNOWN AS BLOCK 12.01, PORTION LOT 22.
 - THE LOCATION OF UNDERGROUND UTILITIES AS SHOWN HEREON ARE APPROXIMATE. LOCATIONS, TYPES AND SIZES ARE BASED ON UTILITY MARK-OUTS, ABOVE GROUND STRUCTURES ALONG WITH ASSOCIATED APPURTENANCES THAT WERE VISIBLE AND ACCESSIBLE FOR FIELD OBSERVATIONS AS WELL AS FROM AVAILABLE INFORMATION COMPILED FROM EXISTING DRAWINGS AND REFERENCES, ETC. AS LISTED HEREON. NO WARRANTY OR GUARANTEE IS EXPRESSED OR IMPLIED THAT UNDERGROUND UTILITIES ARE IN THEIR EXACT LOCATIONS INDICATED OR FULLY COMPRISE ALL SUCH UTILITIES IN THE AREA, EITHER IN SERVICE OR ABANDONED. PRIOR TO ANY SITE EXCAVATION ALL UNDERGROUND UTILITIES MUST BE VERIFIED AS TO THEIR EXACT PHYSICAL LOCATION, SIZE, DEPTH AND TYPE BY THE PROPER UTILITY COMPANIES AND/OR THEIR REPRESENTATIVES.
 - THIS PLAN IS BASED ON INFORMATION PROVIDED BY A SURVEY PREPARED IN THE FIELD BY CARROLL ENGINEERING CORPORATION AND OTHER REFERENCE MATERIAL AS LISTED HEREON.
 - BOROUGH OF PRINCETON MONUMENTS #0707, 0749 AND 0821 FOUND (NOTE: BOROUGH MONUMENTS ARE NOT COINCIDENT TO PROPERTY CORNERS FOR BLOCK 12.01, LOT 22).
 - PER THE BOROUGH OF PRINCETON ENGINEERING DEPARTMENT 09-25-2012: THE EXISTING MANHOLE, WATERLINE AND ASSOCIATED APPURTENANCES PREVIOUSLY SERVING THE FORMER FOUNTAIN/ STATUE (REMOVED) ARE NO LONGER IN SERVICE.

- REFERENCES:**
- THE OFFICIAL TAX ASSESSOR'S MAP OF THE BOROUGH OF PRINCETON, MERCER COUNTY, NEW JERSEY, SHEET #12.
 - MAP ENTITLED "BOUNDARY SURVEY OF PRINCETON BOROUGH HALL, LOT 22 IN BLOCK 12.01, SITUATE IN BOROUGH OF PRINCETON, MERCER COUNTY, NEW JERSEY". PREPARED BY HOPEWELL VALLEY ENGINEERING, P.C., DATED 1/24/1995.
 - MAP ENTITLED "PARKING STUDY, PRINCETON BORO HALL AREA PLAN, BOROUGH OF PRINCETON, MERCER COUNTY, NEW JERSEY". PREPARED BY JOHN M. WEST, PRINCETON BOROUGH ENGINEER, DATED MAY 2012.
 - MAP ENTITLED "NEW JERSEY DEPARTMENT OF TRANSPORTATION, CONSTRUCTION PLAN, ROUTE 206 (1953), SECTION 12E, SECTION 13F". PREPARED BY PICKERING, COURTS & SUMMERSON, INC., DATED 9/2/1994.
 - MAP ENTITLED "10-02 BAYARD LANE SIDEWALK IMPROVEMENTS, CONSTRUCTION PLAN, BOROUGH OF PRINCETON, MERCER COUNTY, NEW JERSEY". PREPARED BY CHRISTOPHER M. BUDZINSKI, PRINCETON BOROUGH ENGINEER, DATED 4/20/2010.



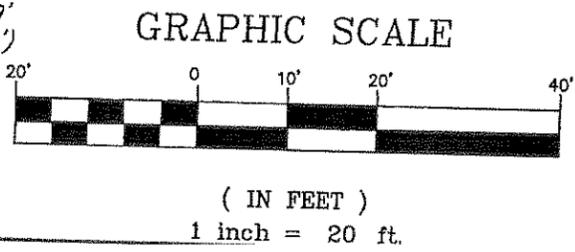
I CERTIFY TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF THAT THIS SURVEY HAS BEEN ACCURATELY PREPARED. IT HAS BEEN PREPARED FOR AND IS SO CERTIFIED TO:

- PSEG SERVICES CORPORATION, LLC
- PUBLIC SERVICE ELECTRIC AND GAS COMPANY

Howard C. Lopshire
HOWARD C. LOPSHIRE
PROFESSIONAL LAND SURVEYOR
NJ LIC. NO. 24GS02680300
DATE: 9/27/2012

PROPOSED 30' WIDE PSE&G UTILITY EASEMENT
PUBLIC SERVICE ELECTRIC & GAS COMPANY
PROJECT NO. 12051
SITUATED IN
BLOCK 12.01, PORTION LOT 22
BOROUGH OF PRINCETON
MERCER COUNTY, NEW JERSEY
PREPARED FOR
PSEG SERVICE CORPORATION
80 PARK PLAZA, T6
CITY OF NEWARK, ESSEX COUNTY, NEW JERSEY

DATE:	9/27/2012
CADD FILE:	12-5590-000.DWG
JOB NO:	12-5590-000
DSG BY:	-
DWN BY:	CR
CKD BY:	HCL
SCALE:	1"=20'
DRAWER NUMBER:	-
SHEET:	1 OF 1 SHEETS
DRAWING NUMBER:	400.4302



Carroll Engineering
105 Raider Boulevard · Suite 206
Hillsborough, NJ 08844
Phone: (908) 874-7500 Fax: (908) 874-5762
Certificate of Authorization: #24GA27952100
CORPORATE OFFICE:
949 Easton Road · Warrington, PA 18976
Phone: (215) 343-5700 Fax: (215) 343-0875
OTHER OFFICES:
630 Freedom Business Center · Third Floor
King of Prussia, PA 19406
Phone: (610) 489-5100
101 Lindenwood Drive · Suite 225 · Malvern, PA 19355
Phone: (484) 875-3075
www.carrollengineering.com
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W:\HILLSBOROUGH\WINDOWS\12-5590 PSEG Bayard Lane\000\Cad\12-5590-000.dwg Sep 27, 2012 11:44am hlopshire



Mayor and Council

400 Witherspoon Street
Princeton, NJ 08540

Meeting: 04/03/17 06:00 PM
Department: Clerk

ORDINANCE

**2017-14 An Ordinance by the Municipality of Princeton Concerning
Alarm System Registration Fees and Amending Section 2-118 of the
“Code of the Township of Princeton, New Jersey, 1968”**

ATTACHMENTS:

- 2017-14 Intro Ord (DOCX)

Ordinance #2017-14

AN ORDINANCE BY THE MUNICIPALITY OF PRINCETON CONCERNING ALARM SYSTEM REGISTRATION FEES AND AMENDING SECTION 2-118 OF THE “CODE OF THE TOWNSHIP OF PRINCETON, NEW JERSEY, 1968”

BE IT ORDAINED by the Princeton Council as follows:

Section 1. Section 2-118 of the “Code of the Township of Princeton, New Jersey, 1968,” which sets forth alarm system registration fees, is hereby amended by decreasing the registration fee for burglar alarm systems and fire alarm systems from one hundred dollars (\$100.00) to twenty-five dollars (\$25.00), and by decreasing the registration fee for combination fire alarm/burglar alarm systems from two hundred dollars (\$200.00) to fifty dollars (\$50.00), as follows (deletions are in brackets [thus]; additions are underlined thus):

Sec. 2-118. Alarm system registration fees.

Burglar alarm	\$[100] <u>25.00</u>
Fire alarm	\$[100] <u>25.00</u>
Combination fire alarm/burglar alarm	\$[200] <u>50.00</u>
Failure to register	\$50.00
False alarm (after one):	
2 false alarms	\$200.00
3 false alarms	\$300.00
4 false alarms	\$400.00
5 or more, plus response costs if more than 10	\$500.00
Intentional false alarm	\$200.00-\$500.00
Failure to install as required by law	\$100.00

Section 2. All ordinances and resolutions or parts thereof inconsistent with this ordinance are repealed to the extent of such inconsistency.

Section 3. This ordinance shall take effect upon its passage and publication, as provided by law, and shall be applicable within the entire Municipality of Princeton and shall become a part of the new Princeton Code once completed and adopted.

The purpose of this ordinance is to decrease the registration fees for burglar alarm systems and fire alarm systems from \$100.00 every two years to \$25.00 every two years, and to decrease the registration fee for combination burglar/fire alarm systems from \$200.00 every two years to \$50.00 every two years.

The foregoing ordinance was introduced at a meeting of the Mayor and Council of Princeton held on March 13, 2017 and will be further considered for final passage after a public hearing thereon at a meeting of said Mayor and Council to be held at the Princeton Municipal Complex, 400 Witherspoon Street on April 3, 2017 which begins at 7:00 p.m.



Kathleen K. Brzezynski
Municipal Clerk



Mayor and Council

400 Witherspoon Street
Princeton, NJ 08540

Meeting: 04/03/17 06:00 PM
Department: Clerk

ORDINANCE

2017-16 An Ordinance by the Municipality of Princeton Accepting the Dedication for Open Space Purposes of a ±7.526-Acre Parcel Abutting the Herrontown Woods Arboretum (Public Hearing April 24, 2017)

ATTACHMENTS:

- Ordinance accepting open space dedication (DOCX)
- Ord Exh A&B (PDF)

Ordinance # 2016-16

**AN ORDINANCE BY THE
MUNICIPALITY OF PRINCETON
ACCEPTING THE DEDICATION
FOR OPEN SPACE PURPOSES OF A
±7.526-ACRE PARCEL ABUTTING
THE HERRONTOWN WOODS
ARBORETUM**

WHEREAS, on February 18, 2016, the Princeton Planning Board granted preliminary and final major subdivision approval to Snowden Development, LLC for a seven-lot cluster residential subdivision to be constructed on a cul-de-sac off of Snowden Lane, as more particularly shown on a certain plat entitled “Final Subdivision Plan, Block 3001, Lots 1&2, Tax Map Sheet 30, Municipality of Princeton, Mercer County, New Jersey” prepared by Taylor Wiseman & Taylor (Samuel S. Previterra, NJPLS), dated March 22, 2017 (“Subdivision Plan”); and

WHEREAS, the approved subdivision includes a ±7.526-acre parcel of open space, shown on the Subdivision Plan as Block 3001, Proposed Lot 1.09; and

WHEREAS, as a condition of the approvals granted on February 18, 2016, the Planning Board required the developer to offer this open space to the Princeton Council for dedication; and

WHEREAS, Snowden Development, LLC has made the required offer; and

WHEREAS, the referenced open space abuts the Herrontown Woods Arboretum and would provide additional public access to the same; and

WHEREAS, the Princeton Council finds that accepting the dedication of the referenced open space will further the public health, safety, and general welfare;

NOW, THEREFORE, BE IT ORDAINED by the Princeton Council as follows:

1. There is hereby accepted the dedication by Snowden Development, LLC a New Jersey limited liability company, having an address of 7163 Wendover Drive, Princeton, New Jersey 08540, of a ± 7.526 -acre parcel proposed to be designated on the Princeton tax maps as Block 3001, Lot 1.09, as more particularly set forth in the legal (metes and bounds) description attached hereto as Exhibit "A" and also shown on a certain plat entitled "Final Subdivision Plan, Block 3001, Lots 1&2, Tax Map Sheet 30, Municipality of Princeton, Mercer County, New Jersey" prepared by Taylor Wiseman & Taylor (Samuel S. Previterra, NJPLS), dated March 22, 2017, attached hereto as Exhibit "B".

2. The property shall be held for open space purposes and its use shall be limited to passive recreation and conservation.

3. The Mayor, Clerk, Administrator and Attorney are hereby authorized and directed to sign any and all documents and undertake, or cause to be undertaken, any and all acts necessary to effectuate the terms and purposes hereof.

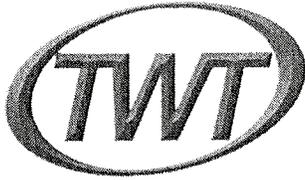
Kathleen Brzezynski, Clerk

Liz Lempert, Mayor

Ordinance Introduced: _____, 2017

Ordinance Adopted: _____, 2017

STATEMENT OF PURPOSE: The purpose of this Ordinance is to accept for open space purposes the dedication by Snowden Development, LLC of a ± 7.526 -acre parcel abutting the Herrontown Woods Arboretum.



Taylor Wiseman & Taylor

ENGINEERS | SURVEYORS | SCIENTISTS

124 Gaither Drive, Suite 150, Mt. Laurel, NJ 08054

856-235-7200 phone 856-722-9250 fax

www.taylorwiseman.com

#05971

DESCRIPTION PROPERTY

BLOCK 3001, PROPOSED LOT 1.09

OPEN SPACE

MUNICIPALITY OF PRINCETON

MERCER COUNTY

NEW JERSEY

ALL THAT CERTAIN tract or parcel of land situate and lying in the Municipality of Princeton, County of Mercer, State of New Jersey being more particularly bounded and described as follows:

BEGINNING AT A POINT on the westerly right-of-way line of Snowden Lane and being the southeasterly property corner of proposed Block 3001 Lot 1.09 having a concrete monument marking said corner, said point being 25' from the centerline of said Snowden Lane as shown on a plan entitled "Final Subdivision Plan, Block 3001 Lots 1 & 2, Tax Map Sheet 10, Municipality of Princeton, Mercer County, New Jersey" prepared by Taylor, Wiseman & Taylor dated June, 2015, last revised 12/13/16 and from said beginning point runs; thence running the following courses and distances,

1. Along said Lot 1.09 North $69^{\circ}12'28''$ West a distance of 1376.46 feet to a concrete monument; thence,
2. North $37^{\circ}08'12''$ East, a distance of 257.20 feet to a concrete monument; thence,
3. North $70^{\circ}00'14''$ East, a distance of 243.86 feet to a concrete monument; thence,
4. South $71^{\circ}43'46''$ East, a distance of 204.62 feet to a point; thence,
5. North $45^{\circ}00'21''$ East, a distance of 1.90 feet to a rebar; thence,
6. South $69^{\circ}41'17''$ East, a distance of 20.00 feet to a rebar; thence
7. South $69^{\circ}11'16''$ East, a distance of 381.18 feet to a point being the northwesterly corner of Proposed Lot 1.03; thence,
8. Along said proposed lot 1.03 South $70^{\circ}08'50''$ West, a distance of 84.33 to a point being the mutual corner of said Lot 1.03 and Proposed Lot 1.04; thence,
9. Along said Proposed lot 1.04 South $30^{\circ}46'01''$ West, a distance of 82.32 feet to a point; thence,
10. Still along Proposed Lot 1.04 and Proposed Lot 1.05 South $20^{\circ}47'32''$ West, a distance of 199.51 feet to a point; thence,
11. Still along Proposed Lot 1.05 South $38^{\circ}11'21''$ East, a distance of 98.78 feet to a point; thence,

DEDICATION ORDINANCE EXHIBIT A



12. Still along Proposed Lot 1.05 South 70°05'56" East, a distance of 109.96 feet to a point on the westerly line of Proposed Lot 1.06; thence,
13. Along Said Proposed Lot 1.06 South 20°47'32" West, a distance of 15.34 feet to point; thence,
14. Still along Proposed Lot 1.06 South 69°12'28" East, a distance of 108.39 feet to a point; thence,
15. Still along Proposed Lot 1.06 North 72°22'12" East, a distance of 65.18 feet to a point; thence,
16. Still along Proposed Lot 1.06 North 20°47'32" East, a distance of 5.09 to a point being the common corner of Proposed lot 1.06 and Proposed Lot 1.07; thence,
17. Along said Proposed Lot 1.07 South 69°12'28" East, a distance of 81.07 feet to a point; thence,
18. Still along Proposed Lot 1.07 North 20°47'32" East, a distance of 67.30 feet to a point being the southwesterly corner of Proposed Lot 1.08; thence,
19. Along said Proposed Lot 1.08 South 69°12'28" East, a distance of 146.35 feet to a point on the Westerly right-of-way of Snowden Lane; thence,
20. Along said right-of-way South 16°27'24" West, a distance of 130.09 feet to the **POINT AND PLACE OF BEGINNING.**

SAID ABOVE DESCRIBED TRACT OR PARCEL OF LAND, containing with said bounds, 327,813 S.F., or 7.526 Acres of land, more or less.

 3/22/17

Samuel S. Previtera, P.L.S.
NJ Professional Land Surveyor No. 24GS03897600
NJ Certificate of Authorization No. 24GA28032900



Mayor and Council

400 Witherspoon Street
Princeton, NJ 08540

Meeting: 04/03/17 06:00 PM
Department: Clerk

ORDINANCE

2017-17 An Ordinance by the Municipality of Princeton Concerning Litter and Littering and Amending the "Code of the Borough of Princeton, New Jersey, 1974" and the "Code of the Township of Princeton, New Jersey, 1968 (Public Hearing April 24, 2017)

ATTACHMENTS:

- Memo Litter (PDF)
- CHAPTER 14 - Anti Litter (DOCX)
- CHAPTER 14 - Anti Litter Draft - Redlined for 4 3 2017 Meeting (PDF)

MASON, GRIFFIN & PIERSON

A PROFESSIONAL CORPORATION
COUNSELLORS AT LAW

MEMORANDUM

To: Mayor and Council of Princeton

From: Lisa M. Maddox, Esq. *lmm*

Date: March 30, 2017

Re: **Littering Ordinance**

On behalf of the Council's Code Subcommittee I am enclosing for the Mayor and Council's discussion and possible introduction on April 3, 2017 a draft ordinance updating and consolidating the existing provisions of the Borough and Township Codes with reference to littering.

The following provisions of the Codes address littering in public places:

- Article V of Chapter 25 and Sections 28-4 through 28-7.1 (within Chapter 28) of the Borough Code
- Chapter 14, Articles III through V, of the Township Code

The current draft is based on Chapter 14 of the Township Code, although the provisions of the two Codes are similar. Enclosed is a "redlined" version of the proposed changes to Chapter 14 as well. The following summarizes the contents of the draft ordinance and recommended updates, as well as identifies the policy issues necessitating resolution.

Title and Purpose

Chapter 14 of the Township Code is currently entitled "Peddling, Soliciting and Related Activity" and is comprised of two distinct parts. The first part (Article I) regulates peddling and soliciting and the second part (Articles III, IV and VI) regulates littering. One recommendation is to update this title to ensure it specifies that littering is also regulated under this Chapter, such as "Peddling, Soliciting and Regulated Activity; Anti-Littering Regulation."

The draft ordinance begins by adding a new section which articulates the purpose of the municipality's anti-littering regulations; this section is taken from section 28-4(a) of the Borough Code.

¹ Article II is "reserved" and contains no substantive provisions.

MASON, GRIFFIN & PIERSON

A PROFESSIONAL CORPORATION
COUNSELLORS AT LAW

*Princeton Mayor and Council
March 30, 2017
Page 2*

Definitions

The draft uses the definitions from both Codes, consolidates the definitions into a single section and updates the definitions to eliminate duplication and to simplify them.

The existing definitions for *commercial matter/material*, *private property* and *public ways adjacent to private property* in the Codes are identical; these are incorporated into the draft. The Codes' definitions of "litter" differ. The draft retains the definition from the Township Code, which is more concise.

Also included in the draft is the definition of "litter receptacle" from the Borough Code. All other definitions in the draft are retained from current Chapter 14 of the Township Code.

Anti-Littering - Prohibited Acts

Sections 14-16 through 14-21 of the draft ordinance combine the prohibited acts contained in the Borough and Township Codes.

The Borough Code generally prohibits littering on any public or private property and public ways adjacent to private property and from vehicles or boats.

The Township Code only specifically prohibits littering on commercial property, private property and public ways adjacent to private property. There is no specific mention of public places generally or littering from vehicles or boats.

Accordingly, to ensure that littering is broadly prohibited, the draft amends the language to prohibit littering in all areas - commercial, public and private property. In addition, both Codes prohibit the following acts of litter, also incorporated into the draft:

No person shall place or cause to be placed upon, delivered, deposited, thrown upon, left or abandoned within or upon any private property or public ways adjacent to private property in the municipality any garbage, cans, bottles, cartons and other types of refuse or rubbish, or any handbills, advertisements, brochures, flyers, shoppers or other unsolicited commercial matter, printed or otherwise, of every kind or nature whatsoever.

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Importantly, the Codes list exceptions to this prohibition which, consistent with the First Amendment to the United States Constitution, allow the distribution of newspapers, mail, solicited commercial items and certain unsolicited handbills and brochures. These provisions would remain substantively unchanged.

Litter Receptacles in Public Places - Policy Questions

The existing provisions of the applicable Codes require business owners to purchase, maintain and empty litter receptacles in public places adjacent to their businesses. A copy of the current provisions (section 14-19.1 of the Township Code and section 28-7.1 of the Borough Code) is attached.

Our research reflects that current practice throughout the municipality is different from what is stated in both Codes. While a few of the existing receptacles were purchased by private establishments, the vast majority have been purchased by Princeton. Regardless of the party who originally purchased the receptacles, the Department of Public Works maintains all receptacles along the sidewalks and regularly empties them at the municipality's cost. This method ensures that the receptacles are properly and regularly maintained and emptied as necessary.

Proposed section 14-22 of the draft ordinance would only require business owners to provide litter receptacles in buildings held out for public use and sponsors of special events to provide sufficient litter receptacles for their specific events. Otherwise, the provisions requiring business owners to provide litter receptacles along public streets and sidewalks have been removed, as this requirement is inconsistent with current practice.

At this time we respectfully request that the Mayor and Council consider how it wishes to proceed in the future with reference to the public receptacles. The various options include:

1. Continuing the existing practice and adopting the provisions as revised to reflect this practice;
2. Requiring business owners to purchase, maintain and empty litter receptacles at their own cost; or
3. A hybrid of the two, such as requiring business owners to purchase, maintain and empty litter receptacles at their own cost, but offer owners the option of having the

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municipality provide this service (and passing the cost onto owners for the latter).

There are advantages and disadvantages to each option to consider. For instance, the current practice ensures that the public litter receptacles are maintained and emptied as necessary, but this is done at Princeton's sole cost and expense. On the other hand, if responsibility of providing, maintaining and emptying the receptacles is passed onto businesses, the cost to Princeton will be reduced significantly and shifted to business owners. This option would require Princeton to enforce these requirements and raises concern that receptacles may not be maintained and emptied at the same standard as they are now.

Penalties and Enforcement

The draft sets forth penalties for violating the anti-littering provisions. The Township Code includes specific minimum penalties for violating same, whereas the Borough Code indicates that a violator will be subject to the general penalties set forth in section 1-6. As you may recall the general penalties provide for up to a \$2,000.00 fine for each violation. The Subcommittee recommends the inclusion of minimum penalties, but raising these amounts from the current amounts.

The Borough Code currently provides that the police department shall enforce the anti-littering provisions of this chapter. Section 14-26 has been added to retain this requirement and also add that the health department shall also have the authority to enforce same.

Recycling Shed Provisions

A final substantive change to this ordinance is to delete the provisions allowing persons to drop off recycling at the former Township recycling shed at the Princeton Shopping Center; this location is no longer used for this purpose.

Should you have any questions in reference to the above, please do not hesitate to contact me.

Enclosures

cc: Kathleen Brzezynski, Clerk
Marc Dashfield, Administrator
Jeffrey Grosser, Assistant Administrator/Health Officer
Robert Hough, Director of Infrastructure and Operations

Ordinance #2017-17

AN ORDINANCE BY THE MUNICIPALITY OF PRINCETON CONCERNING LITTER AND LITTERING AND AMENDING THE "CODE OF THE BOROUGH OF PRINCETON, NEW JERSEY, 1974" AND THE "CODE OF THE TOWNSHIP OF PRINCETON, NEW JERSEY, 1968."

WHEREAS, the Borough of Princeton and Township of Princeton pursuant to the provisions of the New Jersey Municipal Consolidation Act, *N.J.S.A. 40:43-66.35* consolidated as Princeton on January 1, 2013; and

WHEREAS, pursuant to *N.J.S.A. 40:43-66.64*, the Princeton Council on January 1, 2013 adopted a Resolution continuing in effect Ordinances of the former Borough of Princeton and the former Township of Princeton as a new Code for Princeton is prepared; and

WHEREAS, the Princeton Council's Code Subcommittee has reviewed and consolidated portions of Chapters 25 and 28 of the "Code of the Borough of Princeton, New Jersey, 1974" and portions of Chapter 14 of the "Code of the Township of Princeton, New Jersey, 1968" pertaining to litter and littering; and

WHEREAS, the Princeton Council wishes to adopt said Code revisions which will become a part of the new Princeton Code at a future date.

NOW, THEREFORE, BE IT ORDAINED by the Princeton Council as follows:

Section 1. Sections 25-39 through 25-45 within Article V of Chapter 25 of the "Code of the Borough of Princeton, New Jersey, 1974" ("Borough Code") are hereby repealed.

Section 2. Sections 28-4 through 28-7.1 within Article I of Chapter 28 of the Borough Code are hereby repealed.

Section 3. Sections 14-14 through 14-26 within Articles III, IV and V of Chapter 14 of the "Code of the Township of Princeton, New Jersey, 1968" ("Township Code") are hereby repealed.

Section 4. Revisions to Chapter 14 of the Township Code as set forth on Exhibit A attached hereto and made a part hereof are hereby adopted to set forth provisions governing litter and littering, and to replace the aforementioned sections of the Borough Code and the Township Code.

Section 5. All ordinances and resolutions or parts thereof inconsistent with this Ordinance are repealed.

Section 6. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portion thereof.

Section 7. The provisions of this Ordinance and the attached Chapter 14 shall be applicable within Princeton upon final adoption and shall become a part of the new Princeton Code once completed and adopted.

Kathleen K. Brzezynski, Clerk

Liz Lempert, Mayor

Ordinance Introduced:

Ordinance Adopted:

This ordinance is part of the ongoing process of merging and harmonizing the code provisions of former Princeton Borough and former Princeton Township into a new code for the consolidated municipality of Princeton. It consolidates and updates the requirements and regulations regarding litter and littering in the municipality.

EXHIBIT A

CHAPTER 14. PEDDLING, SOLICITING AND RELATED ACTIVITY; ANTI-LITTERING REGULATION.

Article II. Anti-Littering Regulation.

Sec. 14-14. Purpose.

The purpose of this article is to establish requirements to control littering in Princeton, so as to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.

Sec. 14-15. Definitions.

As used in this article, the word or phrases shall have the meanings indicated unless otherwise required by the context:

Commercial matter or material. Any printed or written matter, any sample or device, dodger, circular, leaflet, pamphlet, paper, booklet or any other printed or otherwise reproduced original or copy of any matter of literature which, while containing reading matter other than advertising matter, is predominantly and essentially an advertisement and is distributed or circulated for advertising purposes or for the private benefit and gain of any person so engaged as advertiser or distributor.

Commercial premises. A building or buildings or any part thereof, and the lot or tract of land upon which the building or buildings are situated, where commercial activity of any kind takes place. Commercial activity shall include, but is not limited to, automobile service stations; stores for retail sales; liquor stores; taverns and inns; restaurants, including, but not limited to, drive-in restaurants, snack bars, hot dog, hamburger, and ice cream stands; professional activities, including, but not limited to medical, dental, legal, architectural, accounting; personal services, including, but not limited to real estate, insurance, barber shops, hairdressers, repair shops of all kinds, shopping centers; and amusements, including, but not limited to, movies, skating rinks, bowling alleys, whether part of a shopping area or not.

Garbage. The animal and vegetable and other organic wastes resulting from the handling, preparation, cooking and consumption of food or other products.

Litter. Garbage, refuse, and rubbish, as defined herein, and all other waste material, such as chemical, building and automobile shop, which is discarded or thrown or deposited as herein prohibited.

Litter receptacle. A container suitable for the depositing of litter.

Occupant. Any person having actual possession of the premises or any part thereof.

Operator. Any person having charge, care or control of the premises or any part thereof, whether with or without the consent of the owner.

Owner. Any person who, alone or jointly or severally with others, shall have legal or equitable title to any premises, with or without accompanying actual possession thereof; or shall have charge, care of control of any premises as owner or agent of the owner, or as fiduciary, administrator, administratrix, trustee, receiver or guardian of the estate or as mortgagee in possession was obtained. Any person who is a lessee subletting or reassigning any part or all of any premises shall be deemed to be a co-owner with the lessor and shall have joint responsibility over the portion of the premises subject or assigned by said lessee.

Private property. Any dwelling or structure, whether or not occupied, and any yard, grounds, sidewalk, wall, fence, driveway, porch, steps, vestibule or mailbox belonging to or appurtenant to such dwelling or structure.

Public ways adjacent to private property. The areas between the edge of the pavement or traveled portion of a highway, street or road, whether or not curbed, and the adjacent private property line, and all areas used for any public park, playground, municipal building or other installation, including driveways, parking areas, walks, paths and other public ways thereupon.

Refuse. All putrescible and non-putrescible solid wastes (except body wastes), including but not limited to garbage and rubbish.

Rubbish. Non-putrescible solid wastes, consisting of both combustible and non-combustible waste, such as paper, wrappings, cigarettes, cardboard, tin cans, yard clippings, leaves, wood, glass, bedding, crockery and similar materials, except natural fall of leaves and needles left undisturbed.

Sec. 14-16. Acts of litter prohibited.

No person shall place upon, deposit, throw upon, leave or abandon upon any commercial, private or public property located within the municipality any litter, other than in a litter receptacle.

Whenever any litter is thrown or discarded or allowed to fall from a vehicle or boat, the operator or owner, or both, of the vehicle or boat shall also be deemed to have violated this section.

Sec. 14-17. Duty to keep commercial premise sanitary.

Occupants, owners, and/or operators of commercial premises within the municipality shall be responsible for removing litter from the sidewalks, walkways, pedestrian areas and parking areas during every day the premises are open for business. The areas shall be swept or otherwise cleaned as often as is necessary to maintain it free of litter.

Sec. 14-18. Removal of litter from commercial premises.

Every owner, operator and/or occupant of commercial premises shall have the duty and responsibility of providing sufficient and suitable litter receptacles with tightfitting covers for receiving and holding litter; and the litter receptacles shall be maintained in a manner, with the cover in place so as to avoid the creation of a nuisance.

Sec. 14-19. Additional acts prohibited.

No person shall place or cause to be placed upon, delivered, deposited, thrown upon, left or abandoned within or upon any private property or public ways adjacent to private property in the municipality any garbage, cans, bottles, cartons and other types of refuse or rubbish, or any handbills, advertisements, brochures, flyers, shoppers or other unsolicited commercial matter, printed or otherwise, of every kind or nature whatsoever.

Sec. 14-20. Exceptions.

The provisions of section 14-19 shall not be applicable to the delivery of:

(a) Mail, parcels or packages by and in accordance with the rules of the United States Postal Service.

(b) Parcels, packages and materials by vendors organized for such purposes, and those delivered by vendors where ordered by or on behalf of the owner or occupant of the recipient premises.

(c) Newspapers and other publications and periodicals that are solicited or subscribed to by the owner or occupant of the recipient premises, provided that such material is placed firmly in a receptacle designed for such purpose, or there being no such receptacle, is tightly secured or packaged so as to prevent blowing or scattering upon the recipient premises or adjacent areas.

(d) Unsolicited and unsubscribed newspapers, publications and other periodicals that are wholly or partially of a commercial nature, provided that such material is placed firmly in a receptacle designed for such purpose, or there being no such receptacle is tightly secured or packaged so as to prevent blowing or scattering upon the recipient premises or adjacent areas.

(e) Laundry, dry cleaning, dairy, bakery and similar food products, and commercial product sampling, by agreement with or invitation of the owner or occupant of the recipient premises.

(f) Solicitation cards, brochures and flyers by duly authorized bona-fide non-profit charitable organizations, including, but not limited to, United Fund, American Red Cross, religious, educational, medical and volunteer police, fire and ambulance organizations, provided that such material is tightly secured or packaged and placed in such manner as not to blow or scatter upon the recipient premises or adjacent areas.

(g) Non-commercial handbills of a political or other nature whose distribution is protected by constitutional rights of free speech, provided that such handbills are tightly secured or packaged in such manner as not to blow and scatter upon the recipient premises or adjacent areas.

Sec. 14-21. Objection to delivery of unsolicited, commercial publications.

The owner or occupant of any property within the municipality shall have the right, at any time, in writing, either by certified mail or in person, to transmit to the local office of the publisher and/or distributor of any unsolicited or unsubscribed newspapers, publications or other periodicals that are wholly or partially of a commercial nature, a notice of objection to the continued delivery of any such unsolicited and unsubscribed material. Such notice of objection shall clearly identify the property to which the continued delivery of any such unsolicited or unsubscribed material is objected. Any publisher and/or distributor who receives said notice of objection, shall comply with said notice within fourteen days of receipt of said notice and shall discontinue the delivery of the objected to material to the property identified by said notice. Such notice of objection shall continue in effect until revoked, and it shall be deemed a violation of this article for any person, including, but not limited to, a publisher and/or distributor to deliver, continue to deliver or cause to be delivered any such unsolicited and unsubscribed material to the property of any such objecting owner or occupant.

To facilitate cooperative action with regard to violations as herein described, any owner or occupant of any property within the municipality who has transmitted written notice of objection as provided for herein to the publisher and/or distributor, may file a copy of said notice and all subsequent correspondence pertaining to said notice with the municipal clerk, who will maintain a file of such correspondence for public inspection. Said municipal clerk files are to be kept current by removing therefrom any correspondence which is more than three years old.

Sec. 14-22. Placement and servicing of litter receptacles in public places.

Litter receptacles shall be required in the following areas:

- (a) In buildings held out for use by the public, including schools, government buildings, and railroad and bus stations; parks; all street vendor locations; self-service refreshment areas; construction sites; gasoline service station islands; shopping centers; parking lots; boat moorage and fueling stations; boat launching areas; public and private piers operated for public use; beaches and bathing areas;
- (b) At any and all special events to which the public is invited, including sporting events, parades, carnivals, circuses, and festivals.

The owners of the above mentioned places or the sponsors of the above-mentioned events, as the case may be, shall be responsible for providing and servicing the receptacles at such times and in such a manner that clean and adequate storage in the receptacles is maintained at all times.

Sec. 14-23. Separate violations.

Each violation of the provisions of this article shall be deemed a separate violation whether it shall occur on the same day or on succeeding days.

Sec. 14-24. Violations and penalties.

Any person, firm or corporation violating any provisions of this article shall be liable in the municipal court for fines as follows:

- (a) For the first violation, a fine of not less than one hundred dollars.
- (b) For a second violation, a fine of not less than two hundred dollars.
- (c) For a third violation, a fine of not less than three hundred dollars.
- (d) For each subsequent violation within one year of the date of the first violation, a fine of not less than five hundred dollars.

Sec. 14-25. Severability.

Every section or provision of this article shall be deemed a separate provision to the extent that if any portion shall be declared invalid, such determination shall not affect the remaining parts of this ordinance, which shall remain in force and effect to the extent severable.

Sec. 14-26. Enforcement.

This article shall be enforced by the police department and/or health department of the municipality of Princeton.

CHAPTER 14. PEDDLING, SOLICITING AND RELATED ACTIVITY; ANTI-LITTERING REGULATION.

Article II. Anti-Littering Regulation.

Article III. Littering Commercial Property.

Sec. 14-14. Purpose.

The purpose of this article is to establish requirements to control littering in Princeton, so as to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.

Sec. 14-15. Definitions.

As used in this article, the word or phrases shall have the meanings indicated unless otherwise required by the context:

Commercial matter or material. Any printed or written matter, any sample or device, dodger, circular, leaflet, pamphlet, paper, booklet or any other printed or otherwise reproduced original or copy of any matter of literature which, while containing reading matter other than advertising matter, is predominantly and essentially an advertisement and is distributed or circulated for advertising purposes or for the private benefit and gain of any person so engaged as advertiser or distributor.

Commercial premises. A building or buildings or any part thereof, and the lot or tract of land upon which the building or buildings are situated, where commercial activity of any kind takes place. Commercial activity shall include, but is not limited to, automobile service stations; stores for retail sales; liquor stores; taverns and inns; restaurants, including, but not limited to, drive-in restaurants, snack bars, hot dog, hamburger, and ice cream stands; professional activities, including, but not limited to medical, dental, legal, architectural, accounting; personal services, including, but not limited to real estate, insurance, barber shops, hairdressers, repair shops of all kinds, shopping centers; and amusements, including, but not limited to, movies, skating rinks, bowling alleys, whether part of a shopping area or not.

Garbage. The animal and vegetable and other organic wastes resulting from the handling, preparation, cooking and consumption of food or other products.

Litter. Garbage, refuse, and rubbish, as defined herein, and all other waste material, such as chemical, building and automobile shop, which, ~~if is discarded or~~ thrown or deposited as herein prohibited, ~~creates or is likely to create a danger to public health, safety and welfare.~~

Litter receptacle. A container suitable for the depositing of litter.

~~Occupant.~~ Any person having actual possession of the premises or any part thereof.

Operator. Any person having charge, care or control of the premises or any part thereof, whether with or without the consent of the owner.

Owner. Any person who, alone or jointly or severally with others, shall have legal or equitable title to any premises, with or without accompanying actual possession thereof; or shall have charge, care or control of any premises as owner or agent of the owner, or as fiduciary, administrator, administratrix, trustee, receiver or guardian of the estate or as mortgagee in possession was obtained. Any person who is a lessee subletting or reassigning any part or all of any premises shall be deemed to be a co-owner with the lessor and shall have joint responsibility over the portion of the premises subject or assigned by said lessee.

~~(b) — *Private property.* Any dwelling or structure, whether or not occupied, and any yard, grounds, sidewalk, wall, fence, driveway, porch, steps, vestibule or mailbox belonging to or appurtenant to such dwelling or structure.~~

~~—(c)— *Public ways adjacent to private property.* The areas between the edge of the pavement or traveled portion of a highway, street or road, whether or not curbed, and the adjacent private property line, and all areas used for any public park, playground, municipal building or other installation, including driveways, parking areas, walks, paths and other public ways thereupon.~~

 Refuse. All putrescible and non-putrescible solid wastes (except body wastes), including but not limited to garbage and rubbish.

 Rubbish. Non-putrescible solid wastes, consisting of both combustible and non-combustible waste, such as paper, wrappings, cigarettes, cardboard, tin cans, yard clippings, leaves, wood, glass, bedding, crockery and similar materials, except natural fall of leaves and needles left undisturbed.

Sec. 14-165. Acts of litter prohibited ~~on commercial premises.~~

 No person shall place upon, deposit, throw upon, leave or abandon upon any commercial, private or public property premises located within the municipality township ~~any garbage, cans, bottles, cartons, litter, other than in a litter receptacle refuse or rubbish of every kind of nature whatsoever.~~

Whenever any litter is thrown or discarded or allowed to fall from a vehicle or boat, the operator or owner, or both, of the vehicle or boat shall also be deemed to have violated this section.

Sec. 14-176. Duty to keep commercial premise sanitary.

 Occupants, owners, and/or operators of commercial premises within the township municipality shall be responsible for removing litter, ~~garbage, refuse, rubbish~~ from the sidewalks, walkways, pedestrian areas and parking areas during every day the premises are open

for business. The areas shall be swept or otherwise cleaned as often as is necessary to maintain it free of litter, ~~garbage, refuse, rubbish, spillage, or other debris.~~

Sec. 14-187. Removal of refuse-litter from commercial premises.

Every owner, operator and/or occupant of commercial premises shall have the duty and responsibility of providing sufficient and suitable litter receptacles with tightfitting covers for receiving and holding litter, ~~garbage, refuse and rubbish~~; and the litter receptacles shall be maintained in a manner, with the cover in place so as to avoid the creation of a nuisance.

Article IV. Littering.

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Sec. 14-18. Definitions.

~~As used in this article, the words or phrases shall have the meanings indicated unless otherwise required by the context:~~

~~(a) Commercial Any printed or written matter, any sample or device, dodger, circular, leaflet, pamphlet, paper, booklet or any other printed or otherwise reproduced original or copy of any matter of literature which, while containing reading matter other than advertising matter, is predominantly and essentially an advertisement and is distributed or circulated for advertising purposes or for the private benefit and gain of any person so engaged as advertiser or distributor.~~

~~(b) Private property. Any dwelling or structure, whether or not occupied, and any yard, grounds, sidewalk, wall, fence, driveway, porch, steps, vestibule or mailbox belonging to or appurtenant to such dwelling or structure.~~

~~(c) Public ways adjacent to private property. The areas between the edge of the pavement or traveled portion of a highway, street or road, whether or not curbed, and the adjacent private property line, and all areas used for any public park, playground, municipal building or other installation, including driveways, parking areas, walks, paths and other public ways thereupon.~~
(Ord. No. 1017, § 1.)

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Sec. 14-19. Additional aActs of litter prohibited.

No person shall place or cause to be placed upon, delivered, deposited, thrown upon, left or abandoned within or upon any private property or public ways adjacent to private property in the ~~township~~ municipality any garbage, cans, bottles, cartons and other types of refuse or rubbish, or any handbills, advertisements, brochures, flyers, shoppers or other unsolicited commercial matter, printed or otherwise, of every kind or nature whatsoever.

~~**Sec. 14-19.1. Placement and Servicing of litter receptacles in public places.**~~

~~Litter receptacles shall be required in the following areas:~~

=

~~(a) Along sidewalks used by pedestrians in active retail commercially zoned areas at a minimum of one quarter mile intervals;~~

~~(b) In buildings held out for use by the public, including schools, government buildings, and railroad and bus stations; parks; drive-in restaurants; all street vendor locations; self-service refreshment areas; construction sites; gasoline service station islands; shopping~~

~~centers; parking lots; campgrounds and trailer parks; marinas; boat moorage and fueling stations; boat launching areas; public and private piers operated for public use; beaches and bathing areas;~~

~~(e) At any and all special events to which the public is invited, including sporting events, parades, carnivals, circuses, and festivals.~~

~~The proprietors of the above mentioned places or the sponsors of the above mentioned events, as the case may be, shall be responsible for providing and servicing the receptacles at such times and in such a manner that clean and adequate storage in the receptacles is maintained at all times.~~

Sec. 14-20. Exceptions.

The provisions of section 14-19 shall not be applicable to the delivery of:

(a) Mail, parcels or packages by and in accordance with the rules of the United States Postal Service.

(b) Parcels, packages and materials by vendors organized for such purposes~~by and in accordance with the rules of the United Parcel Service and Railway Express Agency or other utility licensed or regulated for such purposes~~, and those delivered by vendors where ordered by or on behalf of the owner or occupant of the recipient premises.

(c) Newspapers and other publications and periodicals that are solicited or subscribed to by the owner or occupant of the recipient premises, provided that such material is placed firmly in a receptacle designed for such purpose, or there being no such receptacle, is tightly secured or packaged so as to prevent blowing or scattering upon the recipient premises or adjacent areas.

(d) Unsolicited and unsubscribed newspapers, publications and other periodicals that are wholly or partially of a commercial nature, provided that such material is placed firmly in a receptacle designed for such purpose, or there being no such receptacle is tightly secured or packaged so as to prevent blowing or scattering upon the recipient premises or adjacent areas.

(e) Laundry, dry cleaning, dairy, bakery and similar food products, and commercial product sampling, by agreement with or invitation of the owner or occupant of the recipient premises.

(f) Solicitation cards, brochures and flyers by duly authorized bona-fide non-profit charitable organizations, including, but not limited to, United Fund, American Red Cross, religious, educational, medical and volunteer police, fire and ambulance organizations, provided that such material is tightly secured or packaged and placed in such manner as not to blow or scatter upon the recipient premises or adjacent areas.

(g) Non-commercial handbills of a political or other nature whose distribution is protected by constitutional rights of free speech, provided that such handbills are tightly secured

or packaged in such manner as not to blow and scatter upon the recipient premises or adjacent areas.

Sec. 14-21. ~~___~~—Objection to delivery of unsolicited, commercial publications.

The owner or occupant of any property within the ~~township-municipality~~ shall have the right, at any time, in writing, either by certified mail or in person, to transmit to the local office of the publisher and/or distributor of any unsolicited or unsubscribed newspapers, publications or other periodicals that are wholly or partially of a commercial nature, a notice of objection to the continued delivery of any such unsolicited and unsubscribed material. Such notice of objection shall clearly identify the property to which the continued delivery of any such unsolicited or unsubscribed material is objected. Any publisher and/or distributor who receives said notice of objection, shall comply with said notice within fourteen days of receipt of said notice and shall discontinue the delivery of the objected to material to the property identified by said notice. Such notice of objection shall continue in effect until revoked, and it shall be deemed a violation of this article for any person, including, but not limited to, a publisher and/or distributor to deliver, continue to deliver or cause to be delivered any such unsolicited and unsubscribed material to the property of any such objecting owner or occupant.

To facilitate cooperative action with regard to violations as herein described, any owner or occupant of any property within the ~~township-municipality~~ who has transmitted written notice of objection as provided for herein to the publisher and/or distributor, may file a copy of said notice and all subsequent correspondence pertaining to said notice with the ~~township-municipal~~ clerk, who will maintain a file of such correspondence for public inspection. Said ~~township-municipal~~ clerk files are to be kept current by removing therefrom any correspondence which is more than three years old.

Sec. 14-~~22~~19.1. ~~Placement and s~~Servicing of ~~litter~~litter receptacles in public places.

Litter~~Litter~~ receptacles shall be required in the following areas:

(a) — Along sidewalks used by pedestrians in active retail commercially-zoned areas at a minimum of one quarter mile intervals;

(a~~b~~) In buildings held out for use by the public, including schools, government buildings, and railroad and bus stations; parks; ~~drive in restaurants~~; all street vendor locations; self-service refreshment areas; construction sites; gasoline service station islands; shopping centers; parking lots; ~~campgrounds and trailer parks~~; marinas; boat moorage and fueling stations; boat launching areas; public and private ~~pieers~~ operated for public use; beaches and bathing areas;

(b~~e~~) At any and all special events to which the public is invited, including sporting events, parades, carnivals, circuses, and festivals.

The ~~proprietor~~owners of the above mentioned places or the sponsors of the above-mentioned events, as the case may be, shall be responsible for providing and servicing the

receptacles at such times and in such a manner that clean and adequate storage in the receptacles is maintained at all times.

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Sec. 14-232. Separate violations.

Each violation of the provisions of this article shall be deemed a separate violation whether it shall occur on the same day or on succeeding days.

Sec. 14-243. Violations and penalties.

Any person, firm or corporation violating any provisions of this article shall be liable in the municipal court for fines as follows:

- (a) For the first violation, a fine of not less than fifty-one hundred dollars.
- (b) For a second violation, a fine of not less than one-two hundred dollars.
- (c) For a third violation, a fine of not less than one-three hundred fifty dollars.
- (d) For each subsequent violation within one year of the date of the first violation, a fine of not less than two-five hundred fifty dollars.

Sec. 14-254. Severability.

Every section or provision of this article shall be deemed a separate provision to the extent that if any portion shall be declared invalid, such determination shall not affect the remaining parts of this ordinance, which shall remain in force and effect to the extent severable.

Sec. 14-26. Enforcement.

This article shall be enforced by the police department and/or health department of the municipality of Princeton.

Article V. Littering Recycling Shed.

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Sec. 14-25. Acts of litter prohibited.

~~—No person shall place upon, deposit, throw upon or leave any newspapers or glass at the Princeton Township recycling shed located within the Princeton Township shopping center unless said shed is open to accept said newspapers and glass. All depositing and leaving of newspapers or glass shall be left by any person inside the shed and secured in such a fashion so as to prevent littering.~~

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Sec. 14-26. Violations and penalties.

~~—Any person who shall violate section 14-25 shall be liable to a maximum fine and imprisonment as provided for in section 1-6 of this Code.~~



Mayor and Council

400 Witherspoon Street
Princeton, NJ 08540

Meeting: 04/03/17 06:00 PM
Department: Clerk

ORDINANCE

2017-18 An Ordinance by the Municipality of Princeton Concerning Overnight Parking and Applicable Permit Criteria, and Amending the “Code of the Borough of Princeton, New Jersey, 1974” and “Code of the Township of Princeton, New Jersey, 1968.” (Public Hearing April 24, 2017)

ATTACHMENTS:

- Memo for Overnight Parking 4-3-17 (DOCX)
- No overnight parking ordinance for 4 3 2017 (DOCX)



Municipality of Princeton

*Witherspoon Hall
400 Witherspoon Street
Princeton, NJ 08540-3496*

*Office of the Engineer
Telephone (609)921-7077
Facsimile (609) 688-2026*

*DEANNA STOCKTON, P.E., C.M.E.
Municipal Engineer
dstockton@princetonnj.gov*

MEMORANDUM

DATE: March 30, 2017
TO: Marc D. Dashield, Administrator
FROM: Deanna Stockton, P.E., C.M.E., Municipal Engineer
RE: Overnight Parking Ordinance Amendment

Attached for introduction by Princeton Council is an amendment to the former Borough Code Sections 19-20 and 19-22 and the former Township Code Sections 11-19.4 through 11-19.8. This ordinance seeks to do the following:

- Clarify the limits of former Borough streets subject to no overnight parking.
- Harmonize the overnight parking permit regulations.
- Provide criteria for reduced parking permit fees.

The former Township Residential Parking District (RPD) was originally put in place to safeguard the former Township streets in the Witherspoon Jackson neighborhood from long-term parking by Princeton Hospital employees. Each June, the municipal clerk sends annual permits free of charge to each of the approximately 200 property owners in the RPD; this year, 370 permits have been sent. There is no application process, nor criteria to be met. Owners with a driveway are sent one permit per dwelling; owners without a driveway are sent 2 permits per dwelling unit. The permits are transferrable and the vehicle license plate is not put on record. Additionally, the holder of this permit is not only allowed to park overnight, they are also exempt from the daytime 2-hour parking limit.

Provided below is a comparison of the former Borough overnight permits and the former Township Residential Parking District permit:

	Former Borough Overnight	Former Township Residential
Permitted Locations	Zones R1,R2,R3,R4 – on the street you reside	Leigh, Birch, Race, John (R-9)
Number of Permits Issued	1 permit per dwelling unit without off-street parking	2 permits per dwelling unit without off-street parking 1 permits per dwelling unit with off-street parking

	Former Borough Overnight	Former Township Residential
Charge	\$30 / Quarter	\$0
Valid Time Period	Quarter	1 year
Permitted Hours	6:00 pm – 9:00 am	11:00 pm – 8:00 am and daytime exemption from 2 hour parking

The attached ordinance amendment contains the following modifications:

- The former Borough Code Section 19-20 (d) which allowed one hour of parking within the 2 am to 6 am prohibition has been deleted.
- A new code section 19-22 (g) has been added for “No Parking 2 am to 6 am”.
The new code section maintains the on-street overnight (2 am to 6 am) parking prohibition that existed in the former Borough, and designates the subject streets by name, with limits if appropriate.
- No change is proposed for those former Borough streets that were subject to a 2 am to 8 am parking prohibition under Section 19-22 (e).
- The portion of Battle Road, Springdale Road and Olden Lane within the former Borough will be subject to a 2 am to 10 am parking prohibition (former Township Code Section 11-14) as exists for that portion of the same roadways in the former Township.
- Effective January 1, 2018, the former Township Residential Permit District (RPD) will be governed by the following rules:
 - Residents must apply for a parking permit, provide proof of residency, and provide vehicle registration.
 - Residents must pay \$30/quarter (or the current fee at the time of application) for the permit.
 - The permits are non-transferrable and license plate numbers must be on record.
 - When a property within the former Township RPD is sold, it becomes subject to the former Borough parking permit criteria which becomes the Princeton criteria through this ordinance.

While Princeton Council previously considered other variations in the overnight parking boundary (leave it as is / former Borough boundary, modify the edges of the existing boundary to be contiguous with roadways, expand it to encompass the entire municipality), the current proposal provides a transparent accounting of the roadways subject to the prohibition and provides equal treatment of residents who require parking permits. The effective date of January 1, 2018 provides the Clerk’s Office with time to notify the former Township permittees of the need to register and pay a permit fee.

If you have any questions or require additional information, please contact me at your earliest convenience.

Ordinance #2017-18

AN ORDINANCE BY THE MUNICIPALITY OF PRINCETON CONCERNING OVERNIGHT PARKING AND APPLICABLE PERMIT CRITERIA, AND AMENDING THE “CODE OF THE BOROUGH OF PRINCETON, NEW JERSEY, 1974” AND “CODE OF THE TOWNSHIP OF PRINCETON, NEW JERSEY, 1968.”

WHEREAS, the Borough of Princeton and Township of Princeton pursuant to the provisions of the New Jersey Municipal Consolidation Act, *N.J.S.A.* 40:43-66.35 consolidated as Princeton on January 1, 2013; and

WHEREAS, pursuant to *N.J.S.A.* 40:43-66.64, the Princeton Council on January 1, 2013 adopted a Resolution continuing in effect Ordinances of the former Borough of Princeton and the former Township of Princeton as a new Code for Princeton is prepared; and

WHEREAS, the Council’s Code Subcommittee, in consultation with the Engineering Department, recommends the adoption of updated provisions governing overnight parking in the consolidated municipality; and

WHEREAS, the Princeton Council wishes to adopt said Code revisions which will become a part of the new Princeton Code at a future date.

NOW, THEREFORE, BE IT ORDAINED by the Princeton Council as follows:

Section 1. Subsection 19-20(d) of the “Code of the Borough of Princeton, New Jersey, 1974” (“Code”), governing overnight parking, is hereby DELETED.

Section 2. Section 19-22 of the Code, entitled “No parking zones,” is hereby amended by adding a NEW section (g) as follows:

Sec. 19-22. No parking zones.

(g) No parking between 2:00 A.M. and 6:00 A.M.

(1) No person shall park a vehicle between the hours of 2:00 A.M. and 6:00 A.M. on any day on any portion of the following streets (entire length, both sides) or parts of streets (as may be specifically identified) without a permit:

Aiken Avenue

Alexander Street, from Mercer Street South to 620 feet south of the centerline of the University Place/Alexander Street roundabout.

Allison Road

Armour Road

Bainbridge Street

Bank Street

Birch Avenue

Boudinot Street

Branch Avenue

Campbelton Circle

Campbelton Road

Cedar Lane, from Route NJ 27 (Nassau Street) to Prospect Avenue.

Chambers Street

Chambers Terrace

Charlton Street

Chestnut Street

Cleveland Lane

Dickinson Place

Edgehill Street

Edwards Place

Erdman Avenue

Evelyn Place

Ewing Street, from North Harrison Street to Franklin Avenue.

Fisher Avenue

Forester Drive

Franklin Avenue, south side, from Tee-Ar Place to 400 feet east of the east curb line of Walnut Lane.

Franklin Avenue, north side, from Tee-Ar Place to Walnut Lane.

Franklin Avenue, from Witherspoon Street to Moore Street.

Green Street

Greenview Avenue

Hamilton Avenue

Harriet Drive

Harris Road

Harrison Street North, from Franklin Avenue to Route NJ 27 (Nassau Street).

Harrison Street, from Route NJ 27 (Nassau Street) to Prospect Avenue.

Hawthorne Avenue

Hibben Road

Hodge Road

Honor Lane

Houghton Road

Hulfish Street

Humbert Street

Hunter Road

Ivy Lane

Jefferson Road

John Street

Lafayette Road

Leavitt Lane, from Hamilton Avenue to Erdman Avenue.

Leigh Avenue

Library Place

Lilac Lane

Lincoln Court

Linden Lane, from Route NJ 27 (Nassau Street) to Franklin Avenue.

Lovers Lane

Lytle Street

Maclean Street

Madison Street

Maple Street

Markham Road, from Sergeant Street to Patton Avenue.

Mercer Street, from Lovers Lane to Route NJ 27 (Nassau Street).

Moore Street

Moran Avenue

Morven Place

Murray Place, from Aiken Avenue to Prospect Avenue.

North Tulane Street

Olden Street

Orchard Circle

Palmer Square East

Palmer Square South

Palmer Square West

Park Place

Patton Avenue

Paul Robeson Place

Pelham Street

Pine Street

Princeton Avenue, from Aiken Avenue to Prospect Avenue.

Prospect Avenue, from Riverside Drive West to Washington Road.

Quarry Street

Race Street

Riverside Drive West, from Route NJ 27 (Nassau Street) to Prospect Avenue.

Robert Road

Roper Lane

Scott Lane

Sergeant Street

Shirley Court

Snowden Lane, from Route NJ 27 (Nassau Street) to Franklin Avenue.

South Tulane Street

Spring Street

Spruce Street

Stanley Avenue

Sturges Way

Sylvia Beach Way

Tee-Ar Place

University Place

Vandeventer Avenue

Walnut Lane, from Hamilton Avenue to Guyot Road.

Washington Road, from Route NJ 27 (Nassau Street) to Ivy Lane.

Westcott Road

Wiggins Street

William Street

Wilson Road, from Westcott Road to Westerly Road.

Wilton Street, from Sergeant Street to Patton Avenue.

Witherspoon Lane

Witherspoon Street, from Route NJ 27 (Nassau Street) to Birch Avenue.

Section 3. Subsection 19-31(a) of the Code, entitled “Overnight parking on certain streets,” is hereby amended as follows (additions are underlined and deletions are [bracketed]):

Sec. 19-31. Parking permits.

- (a) Overnight parking on certain streets.

(1) Eligibility.

a. Bona fide residents of Princeton [Borough] who meet the following criteria are eligible to apply for an overnight parking permit to park on [borough]municipally-controlled streets:

1. They reside in dwelling units that are located in the R1, R2, R3, [and] R4 and R-9 districts. A dwelling unit for the purpose of this section shall be defined as a building, or entirely self-contained portion thereof, [containing complete housekeeping facilities for only one family, including any domestic servants employed on the premises, and having no cooking, food preparation or sanitary facilities in common with other dwelling units and no common and closed space, other than vestibules, entrances, porches, laundry, heating and air conditioning rooms and equipment] providing complete, independent living facilities for one or more persons living as a single housekeeping unit, including permanent provisions for living, sleeping, eating, cooking and sanitation. This definition shall not include a [boarding house, convalescent home, dormitory, fraternity, sorority house,] hotel, motel or other guest house [or similar home and other similar building or secondary residence]. In addition, multi-family dwelling structures that contain ten or more units are specifically excluded from this definition.

2. On-site parking on the premises of the applicant is physically impossible due either to physical restrictions of the property and/or restrictions imposed under [borough]municipal ordinance.

3. The dwelling unit of the applicant is in compliance with all applicable local, county and state laws or ordinances and is not the subject of zoning approvals that require the owner to provide parking.

4. A resident of the dwelling unit which is located on state or county roads, private streets or streets of another municipality is not eligible for an overnight parking permit.

b. Exceptions. The following categories of residents shall be exempted from the eligibility requirements as set forth above for the issuance of an overnight parking permit, and in accordance with the following, shall be able to apply for parking permits to park on municipal streets:

1. Bona fide residents of the Princeton [Borough] Housing Authority's Hageman Homes Project[shall be exempted from the eligibility requirements as set forth above for issuance of an overnight parking permit]. Upon application to the [borough]municipal clerk, and the payment of the appropriate fee [of thirty dollars per quarter], the clerk shall be authorized to issue to the verified resident an overnight parking permit.

2. Current owners of record having fee title to any property with a dwelling unit thereon within the “residential permit parking district” established by section 11-19.5 of the “Code of the Township of Princeton, New Jersey, 1968,” subject to satisfaction of the requirements of this subsection. Upon application to the municipal clerk, verification of ownership and payment of the appropriate fee, the clerk shall be authorized to issue to the owner one overnight parking permit if the property has off-street parking or two overnight parking permits if the property does not have off-street parking. No more than one overnight parking permit (if the property has off-street parking) or two overnight parking permits (if the property does not have off-street parking) shall be given per dwelling unit in the “residential permit parking district”. The owner or tenant of any business operating or other non-residential use within the above-referenced “residential permit parking district” with or without off-street parking shall not be

eligible to receive overnight parking permits hereunder. All remaining provisions in sections 11-19.4 through 11-19.8 of the “Code of the Township of Princeton, New Jersey, 1968” not otherwise regulating parking between the hours of 2:00 A.M and 6:00 A.M. shall remain in full force and effect, to the extent not inconsistent herewith. The intent of the exception is to enable persons owning property with a dwelling unit in the “residential permit parking district,” as of January 1, 2018, to have the ability to receive one overnight parking permit if the property has off-street parking or two overnight parking permits if the property does not have off-street parking. This exception shall not apply to persons who take ownership of a property after January 1, 2018; those subsequent owners and residents shall only be authorized to purchase overnight parking permits in accordance with section 19-31(a)(1)a. above.

(2) Application for parking.

a. A bona fide resident of Princeton [Borough] who meets the above-described criteria may make application to the [borough] municipal clerk in writing on forms supplied by the [borough] clerk for a permit to allow overnight parking between the hours of 6:00 P.M. and 9:00 A.M. Prior to the issuance of a permit by the [borough] clerk, the zoning officer shall verify that the premises in question meet the requirements set forth in this section. Upon the zoning officer's verification to the clerk, the clerk shall provide identification to the applicant. This form of identification shall be affixed to the driver's side, side rear window of the vehicle. Except as may otherwise be provided above, [T]the permits shall be issued quarterly[, beginning April 1, 1991]. Application for an overnight parking permit shall be accompanied by payment of a fee of thirty dollars per quarter, except as may otherwise be provided below. The clerk is authorized to reissue a duplicate form of identification on reasonable proof by the applicant that same has not been lost or destroyed under intentional act of the applicant. Such permit shall not be transferable.

The permit fee for the following categories of residents shall be fifteen dollars per quarter: residents who participate in the Pharmaceutical Assistance to the Aged and Disabled (PAAD) program; residents who receive General Assistance (WorkFirst NJ); residents who participate in the Temporary Assistance for Needy Families (TANF) program; residents who receive Medicaid; residents who qualify as Disabled Military Veterans; residents who live in Housing and Urban Development (HUD) housing; and residents who receive assistance through Mercer County's Low Income Home Energy Assistance Program (LIHEAP). Residents seeking a reduced fee shall verify their qualifications for same at the time of applying for a permit with the clerk's office.

b. Except as may otherwise be provided above, o[O]nly one overnight parking permit shall be issued for each dwelling unit. Holders of overnight parking permits will be entitled to park overnight only on the [borough] street on which they reside, unless modified by a permit condition, and may park in any legal parking spot on the particular street. An exception to this requirement may be granted by mayor and council to permit a physically disabled resident to park on an adjacent street when such a resident lives on a street that does not permit any overnight parking. The mayor and council may also grant an exception to this requirement when the factual circumstances support permitting a resident to park on an adjacent street to the street on which the resident lives, and when necessary to further the intent of this subsection.

(3) This section does not replace or modify requirements otherwise established under Princeton [Borough] Ordinances for on-site parking. The availability of overnight parking permits may not be used to satisfy any parking requirements set forth elsewhere in the Princeton [Borough] Ordinances.

(4) Declaration of snow emergency.

a. Whenever snow has fallen and the snow is such that it covers the street or highway, [an emergency shall exist and] no vehicle shall be permitted to park overnight on [borough] municipal streets regardless of whether the person holds a permit for overnight parking. This parking prohibition will remain in effect after the snow has ceased and until the snow has been plowed sufficiently and to the extent that parking will not interfere with the normal flow of traffic or impede the passage of [fire apparatus]emergency vehicles. During this period of parking prohibition, holders of overnight parking permits, issued pursuant to this chapter, may park overnight in municipal parking yards.

Section 4. All ordinances and resolutions or parts thereof inconsistent with this Ordinance are repealed.

Section 5. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portion thereof.

Section 6. This Ordinance shall take effect on January 1, 2018. The provisions of this Ordinance shall be applicable within Princeton upon taking effect and shall become a part of the new Princeton Code once completed and adopted.

Kathleen Brzezynski, Clerk

Liz Lempert, Mayor

Ordinance Introduced:

Ordinance Adopted:

This ordinance is part of the ongoing process of merging and harmonizing the code provisions of former Princeton Borough and former Princeton Township into a new code for the consolidated municipality of Princeton. This ordinance updates the provisions of

both the former Township and Borough in reference to overnight parking on municipal streets by: deleting the provision allowing parking up to one hour between 2 a.m. and 6 a.m., specifying which streets parking is prohibited between 2 a.m. and 6 p.m. and designating where parking is permitted between 2 a.m. and 6 p.m. by residents with permits purchased through the clerk's office. This ordinance also allows existing owners in the former Township's "Residential Parking Permit District" to receive two permits when the property does not have on-street parking, but requires subsequent owners thereof to comply with the new provisions of the ordinance. The ordinance goes into effect on January 1, 2018.



Mayor and Council

400 Witherspoon Street
Princeton, NJ 08540

Meeting: 04/03/17 06:00 PM
Department: Clerk

RESOLUTION 17-117

Resolution Authorizing a Professional Services Agreement with Shirley M. Bishop, P.P., LLC, 2017 Consultant, Affordable Housing Program, Not to Exceed \$38,500.00

WHEREAS, there exists a need for professional planning services in order to assist Princeton and its Housing Board in connection with the implementation of the Princeton Affordable Housing Program for 2017; and

WHEREAS, the Princeton Housing Board at their meeting on November 7, 2016 unanimously voted to recommend that Shirley M. Bishop, PP continue as Princeton's Affordable Housing Consultant for 2017; and

WHEREAS, the New Jersey Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq. requires that a resolution authorizing the award of a contract for "Professional Services" without competitive bidding must be publicly advertised.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of Princeton as follows:

1. The Mayor and Clerk of Princeton are hereby authorized and directed to enter into an agreement on behalf of Princeton with Shirley M. Bishop, PP, LLC, 100 Overlook Drive, Floor 2, Princeton, New Jersey 08540 in order to have Ms. Bishop serve as a planning consultant to Princeton for 2017 with regard to the Princeton Affordable Housing Program for a sum not to exceed \$13,500.00 for routine services and an additional \$25,000, if necessary, for litigation support services.
2. This contract is being awarded without competitive bidding as a professional services contract under the provisions of the New Jersey Local Public Contracts Law because

- a service will be rendered or performed by a person or persons authorized by law to practice a recognized profession and whose practice is regulated by law.
3. Notice of this action shall be published in the Princeton Packet as required by law within ten (10) days of its passage.

CERTIFICATION

I, Kathleen K. Brzezynski , Clerk of Princeton, do hereby certify that the foregoing Resolution was adopted by the Princeton Mayor and Council at its regular meeting held on the 3rd day of April, 2017.

Kathleen K. Brzezynski
Princeton Municipal Clerk

ATTACHMENTS:

- SBmemo with exhibits (PDF)
- PSA.BISHOP 2017 (DOC)

MASON, GRIFFIN & PIERSON

A PROFESSIONAL CORPORATION
COUNSELLORS AT LAW

MEMORANDUM

To: Mayor and Council of Princeton

From: Edwin W. Schmierer, Esq.
Assistant Municipal Attorney



Date: March 24, 2017

Re: Shirley M. Bishop, P.P.: Proposed 2017 Resolution and Professional Services Agreement

Shirley M. Bishop, P.P., has submitted a letter expressing her interest to continue as the Affordable Housing Planning Consultant for Princeton for 2017. The Princeton Housing Board has voted unanimously to recommend to the Mayor and Council that Ms. Bishop continue as the Princeton Affordable Housing Consultant for this year.

To this end, I have drafted and attach hereto a proposed Resolution and 2017 Professional Services Agreement. I note that the requested sum of \$13,500.00 for routine services for 2017 is \$11,500.00 less than that which was authorized by Princeton in Ms. Bishop's 2016 contract. The contingency for litigation support services is also \$5,000.00 less than the 2016 contract.

We would appreciate very much if you would consider this request at your earliest possible convenience.

EWS/haf

cc: *via Electronic Mail:*

Marc Dashfield, Administrator

MASON, GRIFFIN & PIERSON

A PROFESSIONAL CORPORATION
COUNSELLORS AT LAW

March 24, 2017

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Kathy Brzezynski, Municipal Clerk

Deanna Stockton, Municipal Engineer

Alvin McGowan, Chair, Princeton Housing Board

Maureen Fullaway, Affordable Housing Coordinator

Sandra Webb, CFO

Gary DeBlasio

EXHIBIT A

SHIRLEY M. BISHOP, P.P., LLC
Housing and Planning Consulting

100 Overlook Drive, Floor 2
Princeton, New Jersey 08540

Tel: (609) 844-7720
Fax: (609) 844-7722
Email: Shirleymbishop@aol.com

November 1, 2016

Christy Peacock
Affordable Housing Coordinator
400 Witherspoon Street
Princeton, NJ 08540

Re: Professional Services Agreement

Dear Ms. Peacock:

I would be most interested in continuing to serve as the housing consultant for Princeton's housing plan, fair share plan, spending plan and development fee ordinance and assist in the preparation and implementation of Princeton's Third Round affordable housing obligations.

The purpose of this letter is to confirm both my interest in continuing to provide planning services to you and my fee arrangement.

My municipal hourly fee continues to be \$165.00 per hour for all preparation, meetings and travel time. Printing, express mail, fax charges and other out-of-pocket expenses will be charged at direct cost. All bills are payable upon receipt. Invoices are forwarded monthly.

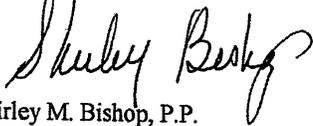
I would budget \$13,500 for regular planning work, with a contingency clause in an amount not to exceed \$25,000 if that becomes necessary due to the actions of the Courts or the Legislature.

I trust that these terms are satisfactory. Unless I hear from you to the contrary, I shall await a Professional Services Contract.

Of course, should you have any questions or comments regarding either the services I will continue to provide or the fee arrangement, please do not hesitate to call me.

I look forward to hearing from you and continuing to work with Princeton in this planning endeavor.

Sincerely,

A handwritten signature in cursive script, appearing to read "Shirley Bishop".

Shirley M. Bishop, P.P.

C: The Honorable Liz Lempert
Edwin Schmierer, Esq.
Marc Dashield, Administrator

EXHIBIT B.

AFFIRMATIVE ACTION/ EQUAL EMPLOYMENT GOAL COMPLIANCE
ATTACHMENT

for

PROCUREMENT AND SERVICE CONTRACTS, INCLUDING
PROFESSIONAL SERVICES AGREEMENTS

Pursuant to N.J.A.C. 17:27-3.5(a)1 and 4.3(a)1, each vendor (also referred to herein as "contractor") shall submit to the Authority (also referred to as "public agency" or "agency"), after notification of award but prior to execution of a goods and services contract with the Authority, one of the following three documents:

- (1) Appropriate evidence that the contractor is operating under an existing Federally approved or sanctioned affirmative action program; or
- (2) A certificate of employee information report approval, issued in accordance with N.J.A.C. 17:27-4; or
- (3) An employee information report (Form AA302) provided by the Division and distributed to the Authority to be completed by the contractor, in accordance with N.J.A.C. 17:27-4. A contractor shall not be eligible to submit nor shall the Authority accept an employee information report unless the contractor certifies and agrees to the following: The contractor, where appropriate, certifies that he or she has never before applied for a certificate of employee information report in accordance with rules promulgated by the Treasurer pursuant to N.J.S.A. 10:5-31 et seq., as amended and supplemented from time to time; and agrees to submit immediately to the Division a copy of the employee information report.

A contractor shall not enter into a binding subcontract with a subcontractor unless the subcontractor has submitted to said contractor one of the three documents listed above.

During performance of this contract, the contractor agrees as follows:

A. The contractor or subcontractor, where applicable, will not discriminate against any employee or applicant for employment because of age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex. Except with respect to affectional or sexual orientation and gender identity or expression, the contractor will ensure that equal employment opportunity is afforded to such applicants in recruitment and employment, and that all employees are treated during employment, without regard to their age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex. Such equal employment opportunity shall include, but not be limited to the following: employment, upgrading, demotion, or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including

apprenticeship. The contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided by the public agency compliance officer setting forth provisions of this nondiscrimination clause.

B. The contractor or subcontractor, where applicable will, in all solicitations or advertisements for employees placed by or on behalf of the contractor, state that all qualified applicants will receive consideration for employment without regard to age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex.

C. The contractor or subcontractor, where applicable, will send to each labor union or representative or workers with which it has a collective bargaining agreement or other contract or understanding, a notice, to be provided by the agency contracting officer, advising the labor union or workers' representative of the contractor's commitments under this act and shall post copies of the notice in conspicuous places available to employees and applicants for employment.

D. The contractor or subcontractor, where applicable, agrees to comply with any regulations promulgated by the Treasurer, pursuant to N.J.S.A. 10:5-31 et seq., as amended and supplemented from time to time and the Americans with Disabilities Act.

E. The contractor or subcontractor agrees to make good faith efforts to afford equal employment opportunities to minority and women workers consistent with:

(1) Good faith efforts to meet targeted county employment goals established in accordance with N.J.A.C. 17:27-5.2; or

(2) Good faith efforts to meet targeted county employment goals determined by the Division, pursuant to N.J.A.C. 17:27-5.2.

F. The contractor or subcontractor agrees to inform in writing its appropriate recruitment agencies including, but not limited to, employment agencies, placement bureaus, colleges, universities, labor unions, that it does not discriminate on the basis of age, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex, and that it will discontinue the use of any recruitment agency which engages in direct or indirect discriminatory practices.

G. The contractor or subcontractor agrees to revise any of its testing procedures, if necessary, to assure that all personnel testing conforms with the principles of job-related testing, as established by the statutes and court decisions of the State of New Jersey and as established by applicable Federal law and applicable Federal court decisions;

H. In conforming with the targeted employment goals, the contractor or subcontractor agrees to review all procedures relating to transfer, upgrading, downgrading and layoff to ensure that all such actions are taken without regard to age, creed, color, national origin, ancestry,

marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex, consistent with the statutes and court decisions of the State of New Jersey, and applicable Federal law and applicable Federal court decisions.

I. The contractor and its subcontractors shall furnish such reports or other documents to the Division of Contract Compliance and EEO as may be requested by the Division from time to time in order to carry out the purposes of these regulations, and public agencies shall furnish such information as may be requested by the Division of Contract Compliance and EEO for conducting a compliance investigation pursuant to Subchapter 10 of the Administrative Code (N.J.A.C. 17:27).

As required by N.J.S.A. 10:2-1 ("Discrimination in employment on public works; contract provisions; set-aside programs"), the contractor agrees as follows:

A. In the hiring of persons for the performance of work under this contract or any subcontract hereunder, or for the procurement, manufacture, assembling or furnishing of any such materials, equipment, supplies or services to be acquired under this contract, no contractor, nor any person acting on behalf of such contractor or subcontractor, shall, by reason of race, creed, color, national origin, ancestry, marital status, gender identity or expression, affectional or sexual orientation or sex, discriminate against any person who is qualified and available to perform the work to which the employment relates;

B. No contractor, subcontractor, nor any person on his behalf shall, in any manner, discriminate against or intimidate any employee engaged in the performance of work under this contract or any subcontract hereunder, or engaged in the procurement, manufacture, assembling or furnishing of any such materials, equipment, supplies or services to be acquired under such contract, on account of race, creed, color, national origin, ancestry, marital status, gender identity or expression, affectional or sexual orientation or sex;

C. There may be deducted from the amount payable to the contractor by the Authority, under this contract, a penalty of \$50.00 for each person for each calendar day during which such person is discriminated against or intimidated in violation of the provisions of the contract; and

D. This contract may be canceled or terminated by the Authority, and all money due or to become due hereunder may be forfeited, for any violation of this section of the contract occurring after notice to the contractor from the Authority of any prior violation of this section of the contract.

EXHIBIT 1 C.

BUSINESS REGISTRATION & SALES & USE TAX ADDENDUM

P.L. 2004, c.57 (N.J.S.A. 52:32-44) imposes the following requirements on contractors and subcontractors that knowingly provide goods or perform services for a contractor fulfilling this contract:

A. Proof of Contractor's Business Registration

The contractor must provide a copy of its business registration certificate issued by the Department of the Treasury or such other form or verification that the contractor is registered with the Department of the Treasury. Proof of business registration must be submitted no later than at the time of execution of this contract.

B. Proof of Subcontractors' Business Registration

The contractor shall not enter into any contract with a subcontractor under this contract unless the subcontractor first provides proof of valid business registration to the contractor. Also, if the contractor subcontracts any of the work:

1. The contractor shall provide written notice to its subcontractors of the responsibility to submit proof of business registration to the contractor. Subcontractors through all tiers of the project must provide written notice to their subcontractors to submit proof of business registration, and subcontractors shall collect such proofs of business registration.
2. The contractor shall forward copies of proof of the subcontractors' business registrations to the contracting agency.
3. The contractor shall maintain and submit to the contracting agency a list of subcontractors and their addresses that may be updated from time to time during the course of the contract performance.
4. Before final payment is made by the contracting agency under this contract, the contractor shall submit to the contracting agency a complete and an accurate list of all subcontractors, along with their proof of business registration (if not previously provided), used in fulfillment of the contract. If no subcontractors were used, the contractor shall attest to same prior to final payment.

A contractor or subcontractor who fails to provide proof of business registration or provides false information of business registration shall be liable for a penalty of \$25 for each day of violation, not to exceed \$50,000 for each proof of business registration not properly provided under a contract with a contracting agency.

C. Sales and Use Tax

For the term of this contract, the contractor and each of its affiliates shall collect and remit to the Director of the Division of Taxation in the Department of the Treasury the use tax due pursuant to the "Sales and

Use Tax Act," P.L. 1966, c.30 (C.54:32B-1 et seq.) on all their sales of tangible personal property delivered into this State.

In the event the contractor subcontracts any of its work, the contractor shall include within its subcontracts the requirement that, for the term of this contract, the subcontractor and each of its affiliates shall collect and remit to the Director of the Division of Taxation in the Department of the Treasury the use tax due pursuant to the "Sales and Use Tax Act," P.L. 1966, c.30 (C.54:32B-1 et seq.) on all their sales of tangible personal property delivered into this State.

Information on the law and its requirements is available by calling (609) 292-9292.

EXHIBIT D.

NEW JERSEY "LOCAL UNIT PAY-TO-PLAY LAW" COMPLIANCE

POLITICAL CONTRIBUTION DISCLOSURE

This Agreement has been awarded to Mason, Griffin & Pierson, PC based on the merits and abilities of Mason, Griffin & Pierson, PC to provide the goods or services as described herein. This Agreement was not awarded through a "fair and open process" as that phrase is defined in *N.J.S.A. 19:44A-20.7*. As such, Mason, Griffin & Pierson, PC hereby certifies that Mason, Griffin & Pierson, PC (including persons and other business entities having an interest in CONTRACT/CONSULTANT as defined by *N.J.S.A. 19:44A-20.7*) has neither made a contribution, that is reportable pursuant to the Election Law Enforcement Commission pursuant to *N.J.S.A. 19:44A-1 et seq.* (*i.e.*, in excess of \$300.00), in the one (1) year period preceding the award of this Agreement that would, pursuant to P.L. 2004, c.19 affect its eligibility to perform this Agreement, nor will it make a reportable contribution during the term of this Agreement to any municipal committee of a political party if a member of that political party is serving in an elective public office of the municipality when the Agreement is awarded, or to any candidate committee of any person serving in an elective public office of the municipality when the Agreement is awarded.

2017

PRINCETON

PROFESSIONAL SERVICES AGREEMENT

THIS AGREEMENT, entered into this 3rd day of April 2017, by and between **PRINCETON**, a municipal corporation in the County of Mercer and State of New Jersey, having its principal offices located at 400 Witherspoon Street, Princeton, New Jersey 08540 (hereinafter referred to as ("**PRINCETON**") and **SHIRLEY M. BISHOP, P.P., LLC**, a consulting firm, located at 100 Overlook Center, Floor 2, Princeton, New Jersey 08540 (hereinafter referred to as "**CONSULTANT**").

WITNESSETH:

WHEREAS, PRINCETON requires professional planning and affordable housing consulting services in connection with the implementation of its Affordable Housing Program, providing advice to the Princeton Housing Board and participating in the implementation of **PRINCETON's** Mt. Laurel compliance program; and

WHEREAS, PRINCETON has adopted a Resolution authorizing the award of a Contract for Professional Services to **CONSULTANT** without competitive bidding as permitted by *N.J.S.A. 40A:11-1 et seq.*

NOW, THEREFORE, IT IS AGREED by and between **PRINCETON** and **CONSULTANT**, as follows:

1. **PRINCETON** hereby continues to retain **CONSULTANT** for the calendar year of 2017 to serve as **PRINCETON's** Planning and Affordable Housing Consultant for its Affordable Housing Program and for the Princeton Housing Board, as well as for consultation

concerning the implementation of **PRINCETON's** Mt. Laurel compliance program and litigation involving same.

2. **PRINCETON** agrees to compensate **CONSULTANT** at the rate of \$165.00 per hour for a sum not to exceed \$13,500.00 for regular work planning, and a contingency amount for a sum not to exceed \$25,000.00, if necessary, due to the actions of the New Jersey Superior Court, or the Legislature for a total of \$38,500.00.

3. **CONSULTANT's** services shall be performed as requested by the Municipal Housing Liaison (**MHL**) or the chair of the Princeton Housing Board. Specifically, **CONSULTANT** will assist **PRINCETON** and its Housing Board with the implementation of the Princeton Affordable Housing Program. **CONSULTANT** shall consult with **PRINCETON** concerning its Third Round Fair Share Obligation; attend Princeton Housing Board meetings as requested by the Chairperson; assist with the analysis, review and update of said Board's rules and regulations; assist the Municipal Attorney before the New Jersey Superior Court, if necessary, concerning its affordable housing Fair Share Plan and such additional tasks associated with the Princeton Affordable Housing Program as may be assigned within budgetary appropriations by **PRINCETON** as set forth in the **CONSULTANT's** proposal dated November 1, 2016 attached as Exhibit A.

4. **PRINCETON** and **CONSULTANT** hereby incorporate by reference the attached affirmative action/non-discrimination regulations Exhibit B.

5. **CONSULTANT** shall furnish to **PRINCETON's** Chief Financial Officer her New Jersey Business Registration Certificate per Exhibit C.

6. **CONSULTANT** agrees to adhere to the requirements of the New Jersey Local Unit' Pay-to-Play Act, *N.J.S.A. 19:44A-20.7* per attached Exhibit D and Princeton Pay-to-Play regulations.

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals, the day and date first written above.

ATTEST:

PRINCETON

Kathleen K. Brzezynski
Municipal Clerk

By: _____
Liz Lempert, Mayor

WITNESS:

SHIRLEY M. BISHOP, P.P., LLC



RESOLUTION 17-118

Resolution Authorizing a Professional Services Agreement with PCH Development Corp., to serve as Princeton's Administrative Agent for its Affordable Housing Program, Not to Exceed \$34,576.00

WHEREAS, there exists a need for continued Administrative Agent services pursuant to N.J.A.C. 5:96-18.1 *et seq.* to assist with the management of affordable housing rental units which are a part of the Princeton Affordable Housing Program; and

WHEREAS, the Princeton Housing Board has reviewed a proposal from the PCH Development Corp. ("PCH") for said services for 2017 and as a result voted on December 13, 2016 to recommend to the Mayor and Council that PCH continue as the Administrative Agent for the Princeton Affordable Housing Program; and

WHEREAS, Princeton has a Qualified Purchasing Agent and may, therefore, award a contract without competitive bids pursuant to N.J.S.A. 40A:11-3(c) if the contract amount does not exceed \$40,000.00 annually; and

WHEREAS, the PCH proposal for Administrative Agent services does not exceed \$34,576.00.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of Princeton as follows:

1. The Mayor and Clerk of Princeton are hereby authorized and directed to enter into an agreement with PCH to have said PCH continue to serve as the Administrative Agent for the Princeton Affordable Housing Program for the calendar year 2017. Said agreement shall not exceed \$34,576.00 for the calendar year. The agreement authorized by this resolution is on file with the municipal clerk and may be inspected during regular office hours.
2. A notice of the award of this contract shall be published in the Princeton Packet as required by law within ten (10) days of the adoption of this resolution.

CERTIFICATION

I, Kathleen Brzezynski, Clerk of Princeton, do hereby certify that the foregoing Resolution was adopted by the Princeton Council at its regular meeting held on the 3rd day of April, 2017.

Kathleen
Brzezynski, Clerk

ATTACHMENTS:

- PCH Memo (PDF)
- PCH Exhibit (PDF)
- PCH 2017 agreement (DOC)

MASON, GRIFFIN & PIERSON

A PROFESSIONAL CORPORATION
COUNSELLORS AT LAW

MEMORANDUM

To: Mayor and Council of Princeton

From: Edwin W. Schmierer, Esq., Assistant Municipal Attorney



Date: March 30, 2017

Re: PCH Development Corporation: Affordable Housing Administrative Agent 2017

N.J.A.C. 5:96-18.1 authorizes the appointment of Administrative Agents ("AA") to assist with the management and implementation of Municipal Affordable Housing Programs.

PCH Development Corporation ("PCH") has served as the Princeton AA since the creation of the consolidated Princeton in 2013. Prior to 2013, PCH served as the AA for a number of years for the former Borough of Princeton Affordable Housing Program.

The Princeton Housing Board recommends the reappointment of PCH for 2017 to continue to serve as the Princeton AA. The Board felt that PCH had the experience and expertise primarily dealing with affordable rental units in the Princeton Community to continue to serve as the Princeton's AA.

The Princeton Housing Board, therefore, solicited a proposal from PCH to continue as Princeton's AA for 2017. The annual fee for the PCH services would remain at \$34,576.00 or the same fee charged in 2016. Bilingual services will be provided on an as-needed basis as was done in 2016.

MASON, GRIFFIN & PIERSON

A PROFESSIONAL CORPORATION
COUNSELLORS AT LAW

March 30, 2017

Page 2

Pursuant to *N.J.S.A.* 40A:11-9(b), Princeton has a Qualified Purchasing Agent (CFO, Sandy Webb). This means that the maximum bidding threshold for 2017 is \$40,000.00. Consequently, the PCH contract for AA services does not have to be bid under the provisions of the New Jersey Local Public Contracts Law, *N.J.S.A.* 40A:11-1 *et seq.* As indicated above, the proposed PCH contract for AA services for 2016 falls below this bidding threshold.

The Princeton Housing Board, therefore, recommends that PCH be reappointed as the 2017 AA. I have, therefore, prepared and attach hereto a proposed resolution and agreement for your consideration. We would appreciate your considering this matter at a future governing body meeting.

EWS/haf
Encls.

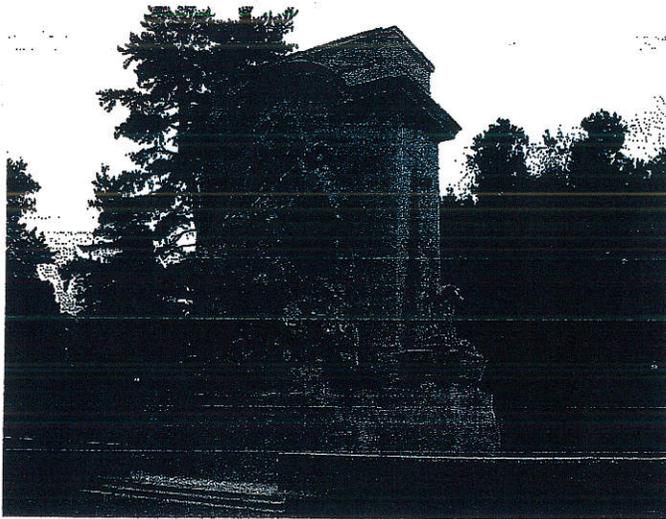
cc: Marc Dashield, Administrator (via electronic mail w/encls.)
Kathleen Brzezynski, Clerk (via electronic mail w/encls.)
Alvin McGowan, Chair, Princeton Housing (via electronic mail w/encls.)
Gary DeBlasio, Corner House (via electronic mail w/encls.)
Maureen Fullaway, Affordable Housing Coordinator

Response to Request for Proposal
For
Affordable Housing
Administrative Agent Services

Municipality of Princeton



November 15, 2016



Princeton Community Housing

Provides, manages & advocates for affordable housing

www.princetoncommunityhousing.org

EXHIBIT A.

Administrative Agent Services Proposal

Executive Summary

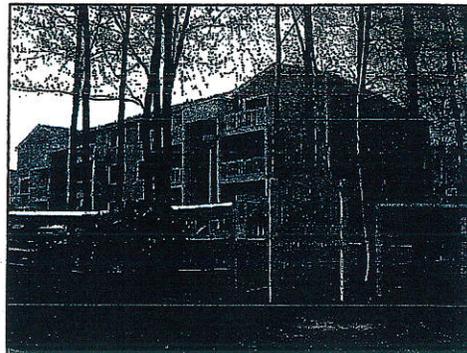
PCH Development Corporation (PCHDC) appreciates the opportunity to provide a response to Princeton's request for proposals for 2017 Administrative Agent services for Princeton's affordable rental housing inventory. These services will include, in general, affirmative marketing, maintaining waiting lists of qualified applicants, income certification as well as oversight and enforcement of affordability controls. A more comprehensive description of the scope of services to be provided is included in the Scope of Work section below.

PCHDC has served as the Administrative Agent for the former Princeton Borough's affordable rentals since February 2011. PCHDC is uniquely qualified to provide Princeton with the highest quality services in the most cost effective manner, given 1) our experience in successfully providing Administrative Agent services in Princeton; 2) the depth and expertise of our staff; 3) our accessible location in Monument Hall in Princeton; 4) our history of collaboration with the Municipality as well as with other partner housing and social services organizations in Princeton; and 5) our long standing commitment to and collaborative accomplishments in expanding affordable housing opportunities in Princeton.

Princeton Community Housing Background

Since its founding in 1967, Princeton Community Housing has developed and currently manages 466 units of rental housing in Princeton for people with low and moderate incomes. Princeton Community Housing and its affiliate nonprofit entities support the growth, development and management of affordable housing in the Princeton area. These entities include:

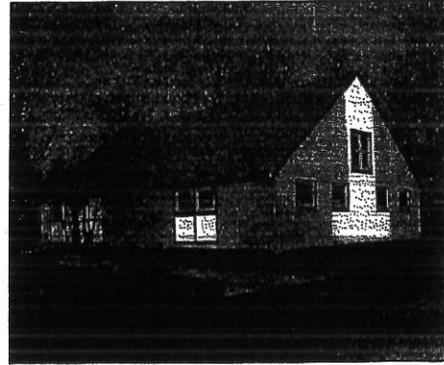
- Griggs Farm, Inc. owns 70 family rental inclusionary units at the **Griggs Farm** community on Cherry Valley Road in Princeton, consisting of one and two-bedroom apartments and three-bedroom townhouses. Opened in 1989, the Griggs Farm community combines a total of 280 privately owned, market rate townhouses, moderate income sales units, and low income rental units.



Griggs Farm



- PCV Group, Inc. is the managing General Partner of Princeton Community Village Associates L.P., the owner of 238 low and moderate income rental units for families ranging in size from one-bedroom apartments at Holly House to four-bedroom townhouses at **Princeton Community Village** on Bunn Drive in Princeton.



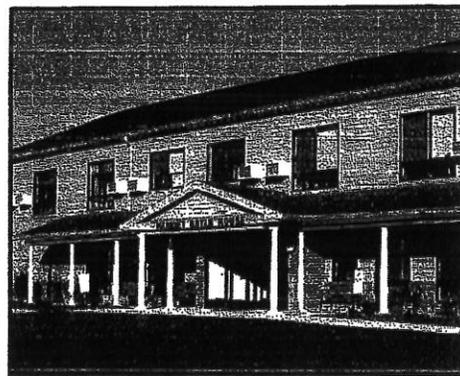
Clubhouse, Princeton Community Village

- Elm Court, Inc. owns 88 units consisting of 66 one-bedroom apartments and 22 studios at **Elm Court** on Elm Road in Princeton, serving low and moderate income elderly residents and mobility impaired persons of all adult ages.



Elm Court

- Elm Court II, Inc. owns 67 one-bedroom apartments at **Harriet Bryan House**, adjacent to Elm Court and serving very low income elderly residents.



Harriet Bryan House



- PCH Homes, Inc., is the ownership entity for free-standing homes in Princeton that are acquired and converted to affordable rental properties; we currently have a total of 3 homes, serving low and moderate income households.
- Princeton Community Housing, Inc. raises and distributes funds for all Princeton Community Housing communities and mission related affordable housing initiatives.
- PCHDC is the property management company for all communities and the free standing homes listed above. In addition to managing units that PCH and its affiliates own, PCHDC currently manages 5 very low and low income apartments for Princeton at 100 Leigh Avenue and 10 low and moderate income condominiums of individual ownership at Shirley Court and Maclean Street.
- In addition to PCHDC's Administrative Agent (AA) services to the former Princeton Borough since 2011, PCHDC also currently provides AA services for the following towns/properties listed below:
 - Township of Hopewell: Affordable Sales Program at "Brandon Farms," including 146 sales, and 1 accessory rental apartment;
 - American Campus Communities: Princeton University's "Merwick-Stanworth" housing, including initial and ongoing leasing of 16 completed affordable rentals and the initial and ongoing leasing of 40 additional units to be completed in summer 2016;
 - Princeton University: "135 Bayard St." in Princeton, including initial and ongoing lease up of 4 units;
 - Avalon Princeton: Avalon Bay's project to include initial and ongoing leasing of 56 affordable rentals to be built and ready for occupancy starting August 2016.

As an Administrative Agent, PCHDC complies with the NJ Fair Housing Act and promotes the principles of the Federal Fair Housing laws. As an active member of the Affordable Housing Professionals of NJ (AHPNJ) and the Housing and Community Development Network of New Jersey (HCDNNJ), PCHDC is able to remain informed and participate in dialogue regarding all state and federal housing issues and regulation changes.

Please visit <http://www.princetoncommunityhousing.org> for more information about the organization.



Qualifications and Experience

As the current Administrative Agent for the rental units for the Municipality of Princeton, PCH's staff has consistently demonstrated a professional approach and provided the experience and knowledge to effectively and efficiently navigate and fulfill the requirements and responsibilities associated with providing administrative services set forth in the Uniform Housing Affordability Controls (UHAC), N.J.A.C. 5:80 – 26.14, 26.15 and 26.16, as same may be amended from time to time, as well as any applicable rulings by the New Jersey Superior Court in the case captioned: In the Matter of the Application of the Municipality of Princeton in Mercer County, Petitioner, Docket No. MER-L-1550-15. The full range of these requirements and responsibilities are outlined in detail in the Scope of Work section below.

PCHDC will provide the administrative agent services via the full time staff outlined below:

- **Arnaz Yousafzai, Property Manager**, has been the designated Administrative Agent for Princeton's (former Borough) affordable rentals since February 2011 and will continue to serve as the primary day to day contact person; Arnaz has been with PCHDC since 2009. Arnaz is responsible for overseeing the review and certification for all Princeton affordable rental applications. In addition to her current Administrative Agent duties for Princeton, Arnaz manages seventy affordable rental units at Griggs Farm and the Homeowner's Association for Shirley Court and Maclean Street Condominiums. Arnaz also oversees other PCH staff who provide AA services to Princeton's Affordable Rental Program, Hopewell Township's Affordable Sales Program, Merwick Stanworth's affordable rentals and AvalonPrinceton's affordable rentals.

Prior to joining PCHDC, Arnaz worked in a leadership role for another Administrative Agent that was serving several counties in New Jersey. Arnaz has extensive experience working collaboratively with applicants and municipal officials in regard to the rental application process. She has completed coursework toward the COAH certification and will continue to attend continuing education opportunities in the field as they are offered. Arnaz received a B.A. in Urban Studies/Planning from Rutgers University.

- **Necall Durrant, Assistant Property Manager**, has been with PCHDC since 2012 and joined the PCHDC property management/administrative agent team in January 2014. Necall will work collaboratively with Arnaz and Princeton and be primarily responsible for regular communication with applicants regarding eligibility, application processing and execution of lease documents. Necall has more than 20 years of extensive experience and accomplishments in project management and customer service functions.
- **Olga Shishkina, Administrative Agent and Property Management Assistant**, has been with Princeton Community Housing since June 2015. Olga assists in the day to day



Administrative Agent duties for Princeton's affordable rentals, such as application intake and follow-up and also assists in the marketing of units as they come available. Olga has a B.S. in Mathematics from Higher School of Economics, Moscow.

- **Ed Truscelli, Executive Director**, will supervise all aspects of the Administrative Agent services provided to Princeton and will work with staff to prepare and deliver required or requested reports, attend meetings and, as requested, assist in the preparation of the Municipality's affordable housing budget. In addition to serving as the Executive Director for Princeton Community Housing since 2012, Ed served as President of the Hopewell Township Affordable Housing Corporation from 2001-2013 and collaborated with the Housing Liaison and Administrative Agents there during that time to ensure the Township's faithful compliance with the Uniform Housing Accessibility Controls. Ed also serves as a leader and trustee for other nonprofit affordable housing and community development groups in New Jersey, such as the Housing and Community Development Network of NJ, and is familiar with Council on Affordable Housing (COAH) and UHAC requirements. Ed is a graduate of Columbia University and earned a Master of Architecture degree from the University of Virginia.

Scope of Work

PCHDC will provide Princeton with Administrative Agent services for a total of approximately 37 rental units (see Table 1 below), as described in the request for proposal from the Affordable Housing Liaison and in accordance with the duties and responsibilities set forth in the current Uniform Housing Affordability Controls (UHAC), N.J.A.C. 5:80 – 26.14, 26.15 and 26.16, as same may be amended from time to time, as well as any applicable rulings by the New Jersey Superior Court in the case captioned: In the Matter of the Application of the Municipality of Princeton in Mercer County, Petitioner, Docket No. MER-L-1550-15. This includes affirmative marketing and administering the affordability controls for these existing units.

As the Administrative Agent, PCHDC will, in general, ensure that all affordable units are rented to income eligible low and moderate income households and that all restrictions are enforced throughout the term of their affordability.

In summary, we propose to perform the following tasks for the Princeton affordable rentals:

- Maintain affordability guidelines as established by COAH (or its designee).
- Carry out the provisions of the Uniform Housing Affordability Controls manual.
- Handle affirmative marketing for the units.
- Review, certify and randomly select tenants for available units.
- Conduct interviews, credit and background checks, as applicable.
- Maintain a wait list/database of eligible applicants.
- Communicate with applicants in writing in reference to eligibility or non-eligibility.



- Maintain complete files on each restricted unit.
- Communicate all information between respective parties for the rental of units, including owners and property managers, as required.
- Adjust rents annually according to COAH regulations.
- Provide annual reports to COAH, as requested.
- Send quarterly narrative/financial reports, as needed to the Princeton Affordable Housing Board.
- Assist in the compilation of a budget for the Administrator, as requested.
- Assist the Housing Board in creating a written operating manual, as set out in the UHAC or applicable rules for administering controls.

Fee Structure

The total annual fee for the full range of Administrative Agent services noted above and in the RFP is a not to exceed amount of \$34,576.

This total annual fee includes a base Administrative Agent component of \$30,000 to be billed on a monthly basis at \$2500 per month and a bilingual application assistance component in an amount not to exceed \$4,576, to be billed on an occurrence basis at an amount not to exceed \$381.33 per month.

The bilingual application assistance component is included at the request of the Municipal Housing Liaison (MHL) to provide Spanish speaking capability at PCHDC at a scope to complement the capability which is currently offered by the municipal housing office.

PCHDC will provide bilingual (English/Spanish) application assistance for a maximum of eight (8) hours a week or four (4) hours/day for two (2) days a week.

PCHDC and the MHL will monitor both bilingual activity and applicant needs and report to the Princeton Housing Board at the regular monthly meetings. PCHDC, the MHL and the Housing Board will jointly determine adjustments, if any, that may be necessary to the bilingual application assistance component as more information on demand for bilingual capability is gathered.

The above fees do not include any work pertaining to new units that may be developed in Princeton.

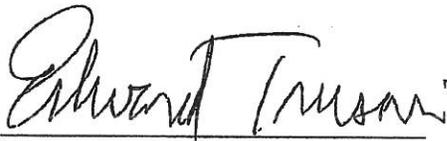
As the Administrative Agent, PCHDC will work collaboratively and to its full capacity with Princeton's MHL and the Housing Board, ensuring that all affordable rentals are managed and monitored in the most efficient and organized manner and in accordance with all applicable standards.



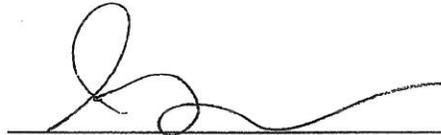
Thank you for the opportunity to present this proposal. Please contact us at your convenience if you have any questions or need any other information.

We look forward to speaking with you.

Sincerely,



Edward Truscelli, Executive Director



Arnaz Yousafzai, Property Manager, Admin. Agent



EXHIBIT "B"

**AFFIRMATIVE ACTION/ EQUAL EMPLOYMENT GOAL COMPLIANCE
ATTACHMENT**

for

**PROCUREMENT AND SERVICE CONTRACTS, INCLUDING
PROFESSIONAL SERVICES AGREEMENTS**

Pursuant to N.J.A.C. 17:27-3.5(a)1 and 4.3(a)1, each vendor (also referred to herein as "contractor") shall submit to Princeton (also referred to as "public agency" or "agency"), after notification of award but prior to execution of a goods and services contract with Princeton, one of the following three documents:

- (1) Appropriate evidence that the contractor is operating under an existing Federally approved or sanctioned affirmative action program; or
- (2) A certificate of employee information report approval, issued in accordance with N.J.A.C. 17:27-4; or
- (3) An employee information report (Form AA302) provided by the Division and distributed to Princeton to be completed by the contractor, in accordance with N.J.A.C. 17:27-4. A contractor shall not be eligible to submit nor shall Princeton accept an employee information report unless the contractor certifies and agrees to the following: The contractor, where appropriate, certifies that he or she has never before applied for a certificate of employee information report in accordance with rules promulgated by the Treasurer pursuant to N.J.S.A. 10:5-31 et seq., as amended and supplemented from time to time; and agrees to submit immediately to the Division a copy of the employee information report.

A contractor shall not enter into a binding subcontract with a subcontractor unless the subcontractor has submitted to said contractor one of the three documents listed above.

During performance of this contract, the contractor agrees as follows:

A. The contractor or subcontractor, where applicable, will not discriminate against any employee or applicant for employment because of age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex. Except with respect to affectional or sexual orientation and gender identity or expression, the contractor will ensure that equal employment opportunity is afforded to such applicants in recruitment and employment, and that all employees are treated during employment, without regard to their age, race, creed, color, national origin, ancestry, marital status, affectional

or sexual orientation, gender identity or expression, disability, nationality or sex. Such equal employment opportunity shall include, but not be limited to the following: employment, upgrading, demotion, or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided by the public agency compliance officer setting forth provisions of this nondiscrimination clause.

B. The contractor or subcontractor, where applicable will, in all solicitations or advertisements for employees placed by or on behalf of the contractor, state that all qualified applicants will receive consideration for employment without regard to age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex.

C. The contractor or subcontractor, where applicable, will send to each labor union or representative or workers with which it has a collective bargaining agreement or other contract or understanding, a notice, to be provided by the agency contracting officer, advising the labor union or workers' representative of the contractor's commitments under this act and shall post copies of the notice in conspicuous places available to employees and applicants for employment.

D. The contractor or subcontractor, where applicable, agrees to comply with any regulations promulgated by the Treasurer, pursuant to N.J.S.A. 10:5-31 et seq., as amended and supplemented from time to time and the Americans with Disabilities Act.

E. The contractor or subcontractor agrees to make good faith efforts to afford equal employment opportunities to minority and women workers consistent with:

- (1) Good faith efforts to meet targeted county employment goals established in accordance with N.J.A.C. 17:27-5.2; or
- (2) Good faith efforts to meet targeted county employment goals determined by the Division, pursuant to N.J.A.C. 17:27-5.2.

F. The contractor or subcontractor agrees to inform in writing its appropriate recruitment agencies including, but not limited to, employment agencies, placement bureaus, colleges, universities, labor unions, that it does not discriminate on the basis of age, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex, and that it will discontinue the use of any recruitment agency which engages in direct or indirect discriminatory practices.

G. The contractor or subcontractor agrees to revise any of its testing procedures, if necessary, to assure that all personnel testing conforms with the principles of job-related testing, as established by the statutes and court decisions of the State of New Jersey and as established by applicable Federal law and applicable Federal court decisions;

H. In conforming with the targeted employment goals, the contractor or subcontractor agrees to review all procedures relating to transfer, upgrading, downgrading and layoff to ensure that all such actions are taken without regard to age, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex, consistent with the statutes and court decisions of the State of New Jersey, and applicable Federal law and applicable Federal court decisions.

I. The contractor and its subcontractors shall furnish such reports or other documents to the Division of Contract Compliance and EEO as may be requested by the Division from time to time in order to carry out the purposes of these regulations, and public agencies shall furnish such information as may be requested by the Division of Contract Compliance and EEO for conducting a compliance investigation pursuant to Subchapter 10 of the Administrative Code (N.J.A.C. 17:27).

As required by N.J.S.A. 10:2-1 ("Discrimination in employment on public works; contract provisions; set-aside programs"), the contractor agrees as follows:

A. In the hiring of persons for the performance of work under this contract or any subcontract hereunder, or for the procurement, manufacture, assembling or furnishing of any such materials, equipment, supplies or services to be acquired under this contract, no contractor, nor any person acting on behalf of such contractor or subcontractor, shall, by reason of race, creed, color, national origin, ancestry, marital status, gender identity or expression, affectional or sexual orientation or sex, discriminate against any person who is qualified and available to perform the work to which the employment relates;

B. No contractor, subcontractor, nor any person on his behalf shall, in any manner, discriminate against or intimidate any employee engaged in the performance of work under this contract or any subcontract hereunder, or engaged in the procurement, manufacture, assembling or furnishing of any such materials, equipment, supplies or services to be acquired under such contract, on account of race, creed, color, national origin, ancestry, marital status, gender identity or expression, affectional or sexual orientation or sex;

C. There may be deducted from the amount payable to the contractor by Princeton, under this contract, a penalty of \$50.00 for each person for each calendar day during which such person is discriminated against or intimidated in violation of the provisions of the contract; and

D. This contract may be canceled or terminated by Princeton, and all money due or to become due hereunder may be forfeited, for any violation of this section of the contract occurring after notice to the contractor from Princeton of any prior violation of this section of the contract.

Exhibit "C"

BUSINESS REGISTRATION AND SALES AND USE TAX REQUIREMENTS

P.L. 2004, c.57 (N.J.S.A. 52:32-44) imposes the following requirements on all bidders and subcontractors that knowingly provide goods or perform services for the successful bidder in fulfilling this contract:

- A. At the time of bidding, the bidder must provide a copy of its business registration certificate issued by the Department of the Treasury or such other form or verification that the bidder is registered with the Department of the Treasury, along with copies of the bidder's listed subcontractors' business registration certificates issued by the Department of the Treasury or such other forms or verifications that the listed subcontractors are registered with the Department of the Treasury.
- B. The successful bidder shall not enter into any contract with a subcontractor under this contract unless the subcontractor first provides proof of valid business registration to the successful bidder. Also, if the successful bidder subcontracts any of the work:
 1. The successful bidder shall provide written notice to its subcontractors of the responsibility to submit proof of business registration to the successful bidder. Subcontractors through all tiers of the project must provide written notice to their subcontractors to submit proof of business registration, and subcontractors shall collect such proofs of business registration.
 2. The successful bidder shall forward copies of proof of the subcontractors' business registrations to the contracting agency.
 3. The successful bidder shall maintain and submit to the contracting agency a list of subcontractors and their addresses that may be updated from time to time during the course of the contract performance.
 4. Before final payment is made by the contracting agency under this contract, the successful bidder shall submit to the contracting agency a complete and an accurate list of subcontractors, along with their proof of business registration (if not previously provided), used in the fulfillment of the contract. If no subcontractors were used, the successful bidder shall attest to same prior to final payment.
- C. A contractor or subcontractor who fails to provide proof of business registration or provides false information of business registration shall be liable for a penalty of \$25 for each day of violation, not to exceed \$50,000 for each proof of business registration not properly provided under a contract with a contracting agency.
- D. For the term of this contract, the successful bidder and each of its affiliates shall collect and remit to the Director of the Division of Taxation in the Department of the Treasury the use tax due pursuant to the "Sales and Use Tax Act," P.L. 1966, c.30 (C.54:32B-1 et seq.) on all their sales of tangible personal property delivered into this State.
- E. In the event the successful bidder subcontracts any of its work, said bidder shall include within its subcontracts the requirement that, for the term of this contract, the subcontractor and each of its affiliates shall collect and remit to the Director of the Division of Taxation in the Department of the Treasury the use tax due pursuant to the "Sales and Use Tax Act," P.L. 1966, c.30 (C.54:32B-1 et seq.) on all their sales of tangible personal property delivered into this State.

Information on the law and its requirements is available by calling (609) 292-9292.

EXHIBIT D

NEW JERSEY "LOCAL UNIT PAY-TO-PLAY LAW" COMPLIANCE

Political Contribution Disclosure

This Agreement has been awarded to CONTRACTOR/CONSULTANT based on the merits and abilities of CONTRACTOR/CONSULTANT to provide the goods or services as described herein. This Agreement was not awarded through a "fair and open process" as that phrase is defined in *N.J.S.A. 19:44A-20.7*. As such, CONTRACTOR/CONSULTANT hereby certifies that CONTRACTOR/CONSULTANT (including persons and other business entities having an interest in CONTRACT/CONSULTANT as defined by *N.J.S.A. 19:44A-20.7*) has neither made a contribution, that is reportable pursuant to the Election Law Enforcement Commission pursuant to *N.J.S.A. 19:44A-1 et seq.* (*i.e.*, in excess of \$300.00), in the one (1) year period preceding the award of this Agreement that would, pursuant to P.L. 2004, c.19 affect its eligibility to perform this Agreement, nor will it make a reportable contribution during the term of this Agreement to any municipal committee of a political party if a member of that political party is serving in an elective public office for Princeton when the Agreement is awarded, or to any candidate committee of any person serving in an elective public office for Princeton when the Agreement is awarded.

2017

AGREEMENT

This agreement made this 3rd day of April, 2017 by and between Princeton, a municipal corporation of the State of New Jersey, 400 Witherspoon Street, Princeton, New Jersey, 08540 (hereinafter referred to as "**PRINCETON**") and PCH Development Corporation, 1 Monument Drive, Princeton, New Jersey, 08542 (hereinafter referred to as "**PCH**").

WITNESS

WHEREAS, PRINCETON requires the continued services of an Administrative Agent for its affordable housing program; and

WHEREAS, the PRINCETON Housing Board solicited and received proposals to serve as the Administrative Agent for the calendar year 2017 for the **PRINCETON** Affordable Housing Program; and

WHEREAS, having reviewed said proposals, the PRINCETON Housing Board on December 13, 2016 has recommended to the Mayor and Council that **PCH** be appointed to continue to serve as the Administrative Agent for the calendar year 2017.

NOW THEREFORE in consideration of the mutual promises set forth hereinbelow, **PRINCETON** and **PCH** agree as follows:

1. **PRINCETON** hereby appoints **PCH** as its Administrative Agent for the **PRINCETON** Affordable Housing Program for the calendar year 2017 for a sum not to exceed \$34,576.00.

2. **PCH** hereby accepts said appointment and agrees to serve as the **PRINCETON** administrative agent for its affordable housing program for the calendar year 2017.

3. The nature and scope of services to be provided by **PCH** to **PRINCETON** as administrative agent are set forth in the **PCH** proposal dated November 15, 2016, a copy of which is attached hereto as Exhibit A and made a part hereof.

4. All work performed by **PCH** as Administrative Agent shall be coordinated through the **PRINCETON** Municipal Housing Liaison.

5. The parties hereby incorporate by reference the attached affirmative action/non-discrimination Exhibit B.

6. **PCH** agrees to file with the **PRINCETON** Chief Financial Officer its New Jersey Business Registration Certificate as required by *N.J.S.A. 52:32-44 et seq.* as per Exhibit C, attached.

7. **PCH** agrees to comply with all of the requirements of the New Jersey Local Unit Pay-to-Play law pursuant to Exhibit D, attached.

IN WITNESS WHEREOF, the parties have hereunto set their hand and seal the day and date first written above.

ATTEST:

**PRINCETON, a municipal corporation of
the State of New Jersey**

Kathleen Brzezynski, Clerk

By:_____
Liz Lempert, Mayor

PCH Development Corporation

By:_____
Edward Truscelli, Executive Director



RESOLUTION 17-119

Resolution Authorizing a Professional Services Agreement with Keith Childs Masonry in Connection with the Stony Brook Bridge Project, Not to Exceed \$19,800.00

WHEREAS, the Municipality of Princeton desires to retain the services of a mason consultant, Keith Childs Masonry, for purposes of the following services related to the Stony Brook Bridge Project:

- A. Assisting the Princeton Historic Preservation Commission (HPC) and work in conjunction with the State Office of Historic Preservation (SHPO) to review and approve stone samples and test panels both at the quarry and on-site; and
- B. Coordinating and working with the contract masons of all working shifts, the project supervisor, and others to maintain consistency and quality control of work performed; and
- C. Attending and participating in meetings on- and off-site pertinent to the project; and
- D. Coordinating with HPC and SHPO on the progress and status of the project; and
- E. Perform any other tasks necessary as a consultant to HPC as outlined in Rich Boornazian, Commissioner for Natural and Historic Resources letter of June 28, 2016 and the adopted NJ Historic Sites Council's Resolution number HSC-2016-376; and

WHEREAS, Keith Childs Masonry has provided a proposal to Princeton for purposes of performing said services for the not to exceed contract amount of \$19,800.00; and

WHEREAS, Princeton may award a contract for these services without a "fair and open process" as defined by P.L. 2004, c.19, the Local Unit Pay-to-Play Law since the amount of said contract does not exceed the bidding threshold of N.J.S.A. 40A:11-3(c); and Keith Childs Masonry has completed and filed with Princeton the required Campaign Contributions Affidavit pursuant to N.J.S.A. 19:44A-20.8, Certification Regarding Political Contributions pursuant to N.J.S.A. 19:44A-20.26 and affidavit pursuant section 2-87 of the Princeton Code (collectively, the "Pay-to-Play Forms"); and

WHEREAS, the agreement shall be for an amount not to exceed \$19,800.00, as more specifically detailed in Keith Childs Masonry proposal dated March 28, 2017 and HPC's Resolution adopted on January 5, 2017; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available to pay for said services; and

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

- 1. The Mayor and Clerk are hereby authorized and directed to execute an agreement with Keith Childs Masonry for a sum not to exceed \$19,800.00, consistent with this Resolution; and
- 2. The agreement is awarded without competitive bidding since the amount of the contract does not exceed the bidding threshold under N.J.S.A. 40A:11-3(c).

3. The term of the agreement shall be until completion of the related portions of the Stony Brook Bridge Project which HPC is authorized to review and comment as outlined in the Rich Boornazian, Commissioner for Natural and Historic Resources letter of June 28, 2016 and the adopted NJ Historic Sites Council's Resolution number HSC-2016-376 (attached).
4. A copy of this Resolution, the Pay-to-Play Forms and the agreement shall be placed on file in the Office of the Clerk.
5. A notice of this action shall be published in the official newspaper as required by law.

ADOPTED:

I hereby certify this is a true copy of a Resolution adopted by the Princeton Council at its meeting held on the 3rd day of April, 2017.

Kathy Brzezynski
Municipal Clerk

ATTACHMENTS:

- k.childs - PSA- Agreement to ProfessionalService_032717-draft (DOCX)
- Childs memo and proposal (PDF)
- Stony Brook Bridge Project-hire a consultant-RESOLUTION_010517-final2-scan (PDF)
- K.Childs-RESUME_010817 (DOCX)
- DEP letter _062816_NJDOT signed_070716_NJ Historic Sites Resolution_adopted_061616-scan (PDF)

AGREEMENT FOR PROFESSIONAL SERVICES

THIS AGREEMENT ("Agreement" or "agreement") entered into this 3rd day of April 2017 by and between PRINCETON, a municipal corporation of the state of New Jersey, 400 Witherspoon Street, Princeton, New Jersey, 08540 (hereinafter referred to as "PRINCETON") and Keith Childs Masonry, 934 Sunset Drive, Blue Bell, PA 19422 (hereafter referred to as "CONSULTANT").

WITNESS

WHEREAS, PRINCETON desires to obtain masonry services in connection with consulting for the Princeton Historic Preservation Commission concerning repairs to the Stony Brook Bridge Project; and

WHEREAS, on December 22, 2016, CONSULTANT provided a written proposal to PRINCETON for purposes of performing the sought-after services to PRINCETON, a copy of which is attached as Exhibit A hereto; and

WHEREAS, by resolution, the Council awarded an agreement for said services to CONSULTANT without public bidding as authorized by law since the amount provided for in the agreement is below the bidding threshold of the NJ Local Public Contracts Law (see NJSA 40A: 11-3 (c));

NOW THEREFORE, IT IS AGREED by and between PRINCETON and CONSULTANT as follows:

1. Scope of Services. CONSULTANT shall perform services and other related duties as follows: masonry consultant for the Princeton Historic Preservation Commission for the Stony Brook Bridge Project. The specific tasks involved in these services are more fully set forth in the CONSULTANT'S proposal, a copy of which is attached hereto as Exhibit A and incorporated herein as if fully restated. Should there be any conflict between the terms of CONSULTANT'S proposal and this Agreement, the terms of this Agreement shall control.
2. Key Personnel. Keith Childs shall be the representative of the consultant primarily performing the services set forth in Exhibit A.
3. Term.
 - a. This Agreement shall become effective on April 3, 2017 and shall terminate on December 31, 2017, subject to the termination provisions set forth in subsection 2b. below.
 - b. The Agreement may be terminated by either party, by giving two (2) months advanced written notice to the other, to the address as set forth on page 1 above.

4. Compensation; Manner of Payment.
 - a. The anticipated cost of CONSULTANT'S services as described herein shall not exceed nineteen thousand and eight hundred dollars (\$19,800.00), subject to annual budgetary appropriations and billed at the rate of \$110.00 per hour.
 - b. CONSULTANT shall bill PRINCETON bi-monthly on municipal vouchers for services rendered and reimbursement for such expenses incurred during the prior month, based on the hourly rates and fees set forth in Exhibit A. CONSULTANT shall give written notice to PRINCETON when the CONSULTANT has billed eighty percent (80%) of the compensation set forth in paragraph 3a.
 - c. PRINCETON agrees to pay CONSULTANT within thirty (30) days of receipt of an audited and approved voucher.
5. Affirmative Action/Equal Employment. The parties hereby incorporate into this Agreement the Affirmative Action/Non-Discrimination addendum per the attached Exhibit B.
6. Business Registration & Sales and Use Tax. The parties hereby incorporate into this Agreement the Business Registration and Sales and Use Tax addendum per the attached Exhibit C.
7. Political Contributions.
 - a. This Agreement has been awarded to CONSULTANT based on the merits and abilities of CONSULTANT to provide the goods or services as described herein. This Agreement was not awarded through a "fair and open process" as that phrase is defined in N.J.S.A. 19:44A-20.7. As such, CONSULTANT hereby certifies that CONSULTANT (including persons and other business entities having an interest in CONSULTANT, as defined by N.J.S.A. 19:44A-20.7) has neither made a contribution, that is reportable pursuant to the Election Law Enforcement Commission pursuant to N.J.S.A. 19:44A-1 et seq. (i.e., in excess of \$300.00), in the one (1) year period preceding the award of this Agreement that would, pursuant to P.L. 2004, c.19, affect its eligibility to perform this Agreement, nor will it make a reportable contribution during the term of this Agreement to any municipal committee of a political party if a member of that political party is serving in an elective public office of the municipality of PRINCETON when the Agreement is awarded, or to any candidate committee of any person serving in an elective public office of the municipality of PRINCETON when the Agreement is awarded.

- b. In accordance with section 2-87 of the Princeton Code, CONSULTANT shall not make or solicit any contribution of money, or pledge of a contribution, including in-kind contributions, or loans, to a municipal campaign committee or fund of any candidate for, or holder of, a public office within PRINCETON having ultimate responsibility for the award of this Agreement, or campaign committee financially supporting such candidate or officeholder, or to any political action committee (PAC) that engages in the support of municipal elections and/or municipal parties, or to any PRINCETON or Mercer County party committee, between the time of first communications between that business entity and PRINCETON regarding this Agreement and the later of the termination of negotiations or the completion of the Agreement.
- c. CONSULTANT is advised of the responsibility to file an annual disclosure statement on political contributions with the New Jersey Election Law Enforcement Commission (ELEC) pursuant to N.J.S.A. 19:44A-20.27 (P.L. 2005, c.271, §3) if CONSULTANT receives contracts in excess of \$50,000 from public entities in a calendar year. It is CONSULTANT responsibility to determine if filing is necessary. Additional information on this requirement is available from ELEC at (888) 313-3532 or www.elec.state.nj.us.

8. Insurance; Hold Harmless.

- a. Prior to commencing work, CONSULTANT shall furnish PRINCETON with a Certificate of Insurance as evidence that it has procured such commercial, automobile, workers' compensation, employer's and professional liability insurance coverage as is customary for the type and scope of services to be rendered under this Agreement. PRINCETON, and its officers, employees, agents and consultants, shall be listed as additional insured on such policies.
- b. CONSULTANT shall defend, indemnify and hold harmless PRINCETON, its officers, employees, agents and consultants from any and all claims, suits, actions, damages or costs, of any nature whatsoever, whether for personal injury, property damage or other liability, arising out of or in any way connected with the CONSULTANT'S acts or omissions, or those of its officers, employees, agents and consultants, in connection with this Agreement.

9. Complete Agreement. This Agreement and any attachments hereto or incorporated by reference represents the entire contract between the parties and shall take precedence over all other prior or existing understandings or agreements, if any, whether oral or written.

IN WITNESS WHEREOF, the parties have set their hand and seal the day and date first written above.

ATTEST:

**PRINCETON, a municipal corporation of
the State of New Jersey**

Kathleen Brzezynski, Municipal Clerk

By: _____
Liz Lempert, Mayor

By: _____

Keith Childs
Keith Childs Masonry

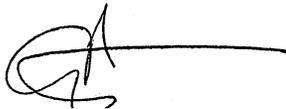
MASON, GRIFFIN & PIERSON

A PROFESSIONAL CORPORATION
COUNSELLORS AT LAW

MEMORANDUM

To: Mayor and Council of Princeton

From: Edwin W. Schmierer, Esq.
Assistant Municipal Attorney



Date: March 28, 2017

Re: Historic Preservation Commission: Recommendation for Agreement for Masonry Consultant for Stony Brook Bridge Project

The NJDOT is gearing up for the repair work to the Stony Brook Bridge on Route 206. Understanding the historical significance of the bridge, the Princeton Historic Preservation Commission ("HPC") adopted a resolution on January 5, 2017 recommending that a masonry specialist be retained by Princeton to check on the masonry work to be done on the bridge. Elizabeth Kim, CLA, Historic Preservation Officer obtained a proposal from Keith Childs Masonry to undertake and complete this work for a sum not to exceed \$19,800.00.

I have, therefore, prepared and attach hereto a proposed resolution and agreement retaining Keith Childs Masonry to serve as a masonry consultant for Princeton as the Stony Brook Bridge work progresses.

We would appreciate your considering authorizing this agreement at your meeting on April 3, 2017.

EWS/haf

cc: via Electronic Mail:

MASON, GRIFFIN & PIERSON
A PROFESSIONAL CORPORATION
COUNSELLORS AT LAW

March 28, 2017

Page 2

Marc Dashield, Administrator (w/encls.)

Kathy Brzezynski, Municipal Clerk (w/encls.)

Deanna Stockton, P.E., Municipal Engineer (w/encls.)

Julie Capozzoli, Chair HPC (w/encls.)

Elizabeth Kim, CLA, HPC Officer (w/encls.)



Keith Childs

Masonry

Proposal submitted to: Municipality of Princeton

Address: 400 Witherspoon Street

Princeton NJ 08540

Date: 12/22/16

934 Sunset Drive

Blue Bell, PA. 19422

215-906-5944

kchildsmason@gmail.com

Proposal Specification: Rt 206 Stony brook Bridge Project

B

1. Consultant for historic stonework preservation.
2. A not to exceed cost of \$19,800.00 which includes, travel time, site time (including but not limited to inspection of masonry/ stonework; working project masons; and coordination with project supervisors, Princeton HPC and HPO), and on and off site meetings.
3. The above fee is based on 180 hours at \$110.00 per hour.
4. Biweekly invoices will be submitted to the Princeton Historic Preservation Office.

Labor and Material:

Authorized Signature:

Acceptance of Contract: The above fee specifications, and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payment will be made as outlined above.

Acceptance of contract signature _____

Date of Acceptance _____

**PRINCETON HISTORIC PRESERVATION COMMISSION
RESOLUTION**

**SUPPORTING THE REQUEST FOR FUNDING
TO HIRE A CONSULTANT
TO ASSIST THE HISTORIC PRESERVATION COMMISSION
ON NJDOT'S ROUTE 206 STONY BROOK BRIDGE AND FLOODPLAIN PROJECT
SITUATED IN THE MUNICIPAL ZONING OVERLAY MAP
AS PRINCETON BATTLEFIELD AND STONY BROOK SETTLEMENT HISTORIC
DISTRICT**

WHEREAS, the Princeton Historic Preservation Commission ("HPC") is responsible for preserving, enhancing, and safeguarding the heritage of Princeton by preserving the resources within the community that reflect elements of historic significance; and

WHEREAS, the HPC is also responsible to promote the conservation of historic sites and districts, open space, and energy resources through the preservation of historic structures, features, sites, and valuable natural resources and to facilitate their appropriate use or reuse in Princeton; and

WHEREAS, the HPC further is responsible to manage change to historic sites and historic preservation districts by encouraging sensitive alterations and/or new construction; and

WHEREAS, the HPC was aware of the damage to parapet of the stone masonry Route 206 Stony Brook Bridge on February 22, 2016; and

WHEREAS, the Route 206 Stony Brook Bridge falls within Princeton's Overlay Zoning Map and designated Princeton Battlefield and Stony Brook Settlement Historic District, is individually eligible and listed on the New Jersey and National Register of Historic Places as a contributing resource to the Princeton Battlefield/Stony Brook Village District, falls within the Kings Highway (Upper Road, Lincoln Highway) Historic District, and is a National Landmark; and

WHEREAS, through numerous meetings with the New Jersey Department of Transportation (NJDOT), State Historic Office of Preservation (SHPO), NJ Historic Sites Council (HSC), and the Historic Preservation Commission, discussions took place and presentations were made by NJDOT and their consultants for their proposed design for the Route 206 Stony Brook Bridge and the adjacent Floodplain Bridge project; and

WHEREAS, HPC at many of its monthly meetings from February through November 2016 discussed the historic Route 206 Stony Brook Bridge as part of NJDOT's project which includes the reconstruction of the Route 206 Stony Brook Bridge, the adjacent Floodplain Bridge, and the stabilization of the ruins of the Worth Mill; and

WHEREAS, HPC at its meetings on June 20, 2016, July 18, 2016, and October 17, 2016 discussed the importance to hire a consultant and skilled mason familiar with historic masonry arch bridges to represent HPC in many matters of the design and reconstruction of the historic Route 206 Stony Brook masonry bridge; and

WHEREAS, HPC recommends that Keith Childs of Keith Childs Masonry be retained as a consultant to assist HPC with the following concerning regarding the NJDOT Route 206 Stony Brook Bridge project:

- A. Assist and work with HPC and SHPO to review and approve stone samples and test panels both at the quarry and on site; and
- B. Coordinate and work with the masons of all working shifts of the project to maintain consistency and quality control; and
- C. Attend and participate in meetings on- and off-site pertinent to the project; and
- D. Coordinate with the HPC and SHPO on the progress and status of the project; and

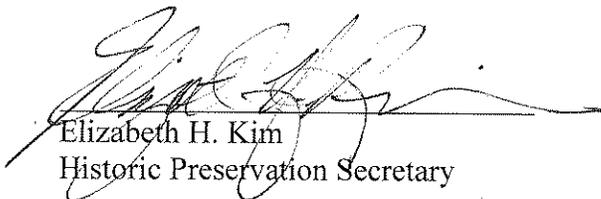
WHEREAS, HPC requests authorization for a sum not to exceed \$19,800.00 to assist HPC to work with the project masons, monitor the masonry work for quality control, and coordinate with HPC, SHPO, NJDOT and their consultants, as it relates to the improvements to the Route 206 Stony Brook Bridge.

NOW THEREFORE BE IT RESOLVED by the Princeton Historic Preservation Commission as follows:

1. Recommends to the Mayor and Council of Princeton authorizing to retain Keith Childs of Keith Childs Masonry as a consultant to assist the Commission with the appropriate improvements to the Route 206 Stony Book Bridge as approved with mitigation by the NJ Sites Council letter of June 28, 2016.
2. To further recommend a sum not to exceed \$19,800.00 be made available to the Commission for said consultant.

CERTIFICATION

The undersigned secretary to the Princeton Historic Preservation Commission does hereby certify that the foregoing resolution was considered and adopted by the Commission at its regular meeting held on the 5th day of January, 2017.


Elizabeth H. Kim
Historic Preservation Secretary

Keith Childs Masonry

934 Sunset Drive, Blue Bell, PA 19422 | 215-906-5944 | kchildsmason@gmail.com

Profile

Keith Child Masonry specializes in reproduction and restorative stone work. Known for quality craftsmanship, Keith's work can be found on many historic homes, preservation sites, and new additions that have an approach to period architecture. Keith seamlessly transitions old and new by applying his knowledge of classic masonry techniques and use of solid stone. Since 1990, Keith Childs has been recognized for his dedication to historic preservation and conservation.

Experience

HISTORIC RESTORATION | FRENDELL BUILDING COMPANY | PRESENT

- Extensive stone restoration and renovation on an 18th century private residence in Downingtown, PA.

WASHINGTON CROSSING HISTORIC PARK | WASHINGTON CROSSING, PA | PRESENT

- Awaiting State approval to build reproduction stone beehive oven on the historic property of the Thompson-Neely House.

POTTSGROVE MANOR | POTTSOWN, PA | NOVEMBER 2016

- Listed on U.S. National Register of Historic Places. Masonry repairs to Pottsgrove Manor, chimney repointing project, and restoration to gable end of the mansion.

PETER WENTZ FARMSTEAD | LANSDALE, PA | 2005-2015

- Listed on U.S. National Register of Historic Places. Built stone smoke house, stone foundation for wood shed, rebuilt chimney for historic summer kitchen.

MERCER MUSEUM LOG HOUSE | DOYLESTOWN, PA | 2014

- Repair and restoration to stone chinking of the museum log house.

PRIVATE RESIDENCE | BAXTER CONSTRUCTION | 2014- 2015

- Extensive stone restoration work on home designed by R. Brognard Okie in Princeton, N.J. Built reproduction 3-car stone garage to match architecture of historic home.

HORSHAM FRIENDS MEETING HOUSE | HORSHAM, PA | 2010

- Listed on U.S. National Register of Historic Places. Restoration and repointing of ashlar sandstone on entire Quaker Meeting House.

PRIVATE RESIDENCE | WORCESTER, PA | 2007

- Reproduction of stone carriage house/guest quarters. Built stone bridge for car passage over stream.

PRIVATE RESIDENCE | FRENDELL BUILDING COMPANY | 2006

- Reproduction of 18th century stone farmhouse in Frenchtown, N.J.



HPO Project # 04-0271
HPO- F2016-148-Prod

State of New Jersey

MAIL CODE 501-04B

DEPARTMENT OF ENVIRONMENTAL PROTECTION

NATURAL & HISTORIC RESOURCES

HISTORIC PRESERVATION OFFICE

P.O. Box 420

Trenton, NJ 08625-0420

TEL. (609) 984-0176 FAX (609) 984-0578

CHRIS CHRISTIE
Governor

KIM GUADAGNO
Lt. Governor

BOB MARTIN
Commissioner

June 28, 2016

Tina M. Shutz, Environmental Specialist 4
Bureau of Landscape Architecture and Environmental Solutions
New Jersey Department of Transportation
1035 Parkway Avenue
P.O. Box 600
Trenton, New Jersey 08625-0600

**RE: Mercer County, Municipality of Princeton
US Route 206 Bridges over Stony Brook
Replacement of Str. #1129-155 (Floodplain Bridge)
Rehabilitation of Str. # 1129-154 (Stone Arch Bridge)**

Dear Ms. Shutz:

I am writing concerning your application for authorization for the US Route 206 over Stony Brook project which is located within the Princeton Battlefield Addendum, Princeton Battlefield/Stony Brook Village Historic District, and Kings Highway Historic District. In accordance with the New Jersey Register of Historic Places Act, the Historic Preservation Office (HPO) presented the Application to the New Jersey Historic Sites Council (HSC) at its June 16, 2016 meeting. I have taken into account the recommendation made by the Council and am adopting their resolution number HSC-2016-376 (attached).

I hereby authorize the US Route 206 over Stony Brook project with the following mitigating conditions:

1. Prior to construction, the bridges (both Stone Arch and Floodplain) and their setting shall be recorded to Historic American Engineering Record (HAER) Level III standards. Prior to construction, the Worth's Mill Ruin and its setting shall be recorded to Historic American Engineering Record (HAER) Level I standards. In all cases, the recordation will compile and present information from primary and secondary sources relevant to understanding and illustrating the history of the area.

Copies of the completed recordation will be distributed to appropriate repositories, such as, but not limited to, the Municipality of Princeton, the Princeton Battlefield Society, the

Princeton Historical Society, Rutgers University Library, the New Jersey State Archives, HPO, and others as identified in consultation HPO with staff.

2. The new Floodplain Bridge will be designed for compatibility with the surrounding historic districts and resources in terms of size, scale, materials, color, and finishes. It shall incorporate a Texas Type C412 parapet. Final plans and specifications will be submitted to the HPO for review and approval in consultation with the Princeton Historic Preservation Commission.
3. The source of any new stone procured for construction shall be approved by the HPO in consultation with the Princeton Historic Preservation Commission.
4. Existing stonework on both bridges shall be carefully disassembled in order to reuse the stone. The salvaged stone will be used to face the substructure of the new Floodplain Bridge and the rebuilt parapets and spandrel walls of the Stone Arch Bridge respectively. If sufficient stone of each bridge is not available to accomplish this, stone which replicates the pattern, color and texture of the extant stone will be obtained from an alternate source. The stone veneer will be a minimum of 4 to 6 inches wide and will be laid up with a historically appropriate, soft lime based mortar. A 2 inch wide soft lime-based mortar buffer shall be installed between the stone veneer and the structural concrete to absorb any differences in thermal dynamic expansion rates.
5. During construction, a minimum of two test panels for stone facing shall be constructed:
 - A test panel no less than 6-feet by 8-feet in size, of the stone work for the Stone Arch Bridge
 - A test panel no less than 8-feet by 10-feet in size, of the stone work for the Floodplain BridgeTest panels will be available for on-site review and approval by HPO staff in consultation with the Princeton Historic Preservation Commission. Stone texture, stone color, stone size, pattern of stones, mortar color, mortar texture, mortar joint profile, mortar joint width, and quality of workmanship will all be considered for approval. If a panel is rejected, a new panel shall be constructed, and so on, until approval is received.
6. Rather than introduce rip rap into the project area, NJDOT and their consultants shall provide a permanent type of topsoil stabilization matting which can possibly establish vegetation to the eroding bank area just north of the intersection of Quaker Road.
7. A condition assessment and preservation/stabilization plan for Worth's Mill ruin shall be developed by a professional who meeting the Secretary of the Interior's Professional Qualification Standards in Conservation (<https://www.nps.gov/history/local->

[law/gis/html/quals.html](#)), prior to the advertisement of the project. The goal of the plan shall be to design a long term structural stabilization of the Worth's Mill Ruin to be implemented as part of the bridge rehabilitation project. A draft will be submitted to the HPO for review and approval. Following approval by HPO, in consultation with the Princeton Historic Preservation Commission, the plan shall be implemented by NJDOT prior to close-out of the construction contract for the larger project.

8. All work shall be designed to minimize ground disturbance to the maximum extent possible thereby avoiding impacts on archaeological deposits.
9. Archaeological monitoring and documentation for archaeological resources shall be accomplished during project implementation for all phases of the project involving ground disturbance, including during the bridge deck fill removal for the Stone Arch Bridge, the abutment reconstructions for the Floodplain Bridge, and any ground disturbing activities or stabilization activities within Worth's Mill or its water power systems (raceways).
10. NJDOT shall submit a draft plan to the Historic Preservation Office (HPO) for the archaeological monitoring and documentation prepared by a professional archaeologist and consistent with the *Secretary of the Interior's Standards and Guidelines for Archaeology and Historic Preservation*. This plan shall include: an outline of the responsibilities of all parties with respect to the archaeological monitoring including: A) full contact information for the archaeologist; B) specification of the number of days prior to project implementation that the archaeologist will be notified that the project is about to proceed; C) a chain of command identifying the individual(s), such as the project site officials and archaeological consultant, with the authority to require work cessations in areas where archaeological deposits are encountered; and D) the duration of work cessations in the event that archaeological features are discovered during construction. The plan shall also include provisions for weekly updates to NJDOT and the HPO, a formal process for New Jersey and National Register eligibility assessment of any identified archaeological resources, and provisions for archaeological data recovery, as needed.
11. NJDOT shall submit this monitoring and documentation plan to the HPO for review and approval 45 days in advance of construction.
12. NJDOT, in consultation with the archaeological consultant for the project, shall prepare a section in the plans and specifications for the archaeological monitoring and documentation during construction. The plans and specifications shall reference the plan for archaeological documentation; include the outline of the responsibilities of all parties with respect to the archaeological monitoring; information on the historical importance of potential remains; and delineation of which sections will be subject to archaeological monitoring and documentation. The plans and specifications shall also state that all archaeological resources

shall be monitored and documented during construction, and that the contractor will be held responsible for restoring or mitigating any damaged resources in accordance with the Secretary of the Interior's Standards.

13. NJDOT shall submit that portion of the project plans and specifications to the HPO for review and approval 45 days in advance of construction.
14. Upon HPO acceptance of the archaeological documentation plan and the project plans and specifications, NJDOT's archaeological consultant shall implement the approved plan for archaeological documentation. All work shall be conducted in accordance with *The Secretary of the Interior's Standards and Guidelines for Archaeology and Historic Preservation, 1983*.
15. NJDOT shall submit a report of the archaeological documentation to the HPO for review and approval within 60 days of the completion of archaeological fieldwork. Reports of archaeological survey results should conform to the Requirements for Archaeological Survey Reports – Standards for Report Sufficiency, N.J.A.C. 7:4-8.5. 7. The individual(s) developing archaeological plans, conducting all phases of archaeological survey, and reporting shall meet *the Secretary of the Interior's Professional Qualifications Standards for Archaeology* (48 FR 44738-9). All artifacts from New Jersey and National Register eligible or listed archaeological sites will be analyzed, catalogued, and curated in accordance with the National Park Service Standards, codified as 36 CFR Part 79;
16. Final plans and specifications shall developed by a team including a historic preservation specialist meeting the Professional Qualification Standards in history and/or architectural history and be submitted to HPO staff for review and approval prior to construction bidding.
17. Prior to construction, NJDOT shall consult with HPO staff regarding the selection of any temporary access, laydown, and/or stockpile locations(s) to help minimize potential project effects on archaeological resources. If project effects cannot be avoided, NJDOT shall consult with HPO staff to determine whether a program of phased archaeological survey will be necessary, prior to construction;
18. Due to high traffic volumes, percentage of truck traffic, minimal shoulders, and lack of other pedestrian/bicycle facilities, it would not be prudent to erect interpretive signage in the project area. NJDOT shall consult with HPO staff and the municipality to develop and implement a plan to interpret the history of the Stony Brook crossing to the public.

Please note that, in accordance with N.J.A.C. 7:4-7.2(e)5, you must respond in writing to the conditions within 60 days of the issuance of this letter. If you agree to the conditions specified above, please sign the bottom of this letter in the space provided and return it to the HPO.

Signature at the bottom of the letter will constitute formal acceptance of the conditions of project authorization. If you disagree or fail to respond to the requirements set forth within 60 days, I must, by regulation, deny your application.

Please do not hesitate to contact Andrea Tingey of my staff at (609-984-0539) if you have any questions.

Sincerely,


Rich Boornazian
Assistant Commissioner for
Natural and Historic Resources

cc: Mayor Liz Lempert, Municipality of Princeton, 400 Witherspoon St, Princeton NJ 08540
Princeton Historic Preservation Commission, 400 Witherspoon St, Princeton NJ 08540
Mercer County Cultural and Heritage Commission, McDade Admin Bldg, 640 S Broad St, PO Box 8068,
Trenton, NJ 08650
Preservation New Jersey, PO Box 7815, West Trenton, 08628
Archaeological Society of NJ, c/o NJ State Museum, Bureau of Archaeology & Ethnology, 205 State St,
PO Box 530, Trenton NJ 08625-0530
Izzy Kasdin, Executive Director, Historical Society of Princeton, 354 Quaker Rd, Princeton NJ 08540
Crossroads of the American Revolution, 101 Barrack St, Trenton NJ 08608
Princeton Battlefield Society, PO Box 7645, Princeton NJ 08543
Certified Private Property Owner List (attached)

By signing this letter, the New Jersey Department of Transportation accepts the conditions of authorization outlined above, in accordance with the New Jersey Register of Historic Places Act, Chapter 4, laws of 1970 and N.J.A.C. 7:4-7.2(e)5.

 (Benvest Patel, Project Manager)
For New Jersey Department of Transportation

7/7/16
Date

NEW JERSEY HISTORIC SITES COUNCIL
RESOLUTION # 2016-376

NAME OF PROPERTY ON STATE REGISTER OF HISTORIC PLACES Princeton Battlefield Addendum
Princeton Battlefield/Stony Brook Village HD
Kings Highway HD

COUNTY: Mercer

MUNICIPALITY: The Municipality of Princeton

DATE REGISTERED: 5/12/1972
4/10/1989
10/23/2000

APPLICANT: New Jersey Department of Transportation

WHEREAS, the New Jersey Historic Sites Council, created pursuant to N.J.S.A. 13:1B-15.108 et. Seq., is authorized by N.J.S.A. 13:1B-15.131 to offer advice and recommendations concerning encroachments upon properties listed in the New Jersey Register of Historic Places to the Commissioner of the Department of Environmental Protection; and

WHEREAS, the jurisdiction of the Department of Environmental Protection/Historic Sites Council under the New Jersey Register of Historic Places Act, N.J.S.A. 13:1B-15.131, and its attendant regulation, N.J.A.C. 7:4, concerns the consideration of actions with effects, both direct and indirect, on New Jersey Register of Historic Places listed properties; and

WHEREAS, the New Jersey Department of Transportation (NJDOT) has requested authorization to rehabilitate the Route 206 Bridge over Stony Brook (Str. # 129-155) (a.k.a. Stone Arch Bridge) and replace the Route 206 Bridge over the Stony Brook Floodplain (Str. #1129-154) (a.k.a. Floodplain Bridge) to provide a crossing that safely accommodates current and future traffic demands and meets current design standards; and

WHEREAS, the New Jersey Historic Sites Council conducted an open public meeting on June 16, 2016, pursuant to the requirements of the "Open Public Meetings Act," Chapter 231, Laws of 1975; and

WHEREAS, the New Jersey Historic Sites Council, based on the evidence presented at the public meeting, made the following findings of fact:

1. The Princeton Battlefield Addendum is significant in the areas of Architecture (Quaker Meeting House), Conservation (open space that is significant from a conservation and ecology standpoint and helps convey the Battle), Military, Religion/Philosophy (Quaker Meeting House), and Archaeological Ruins (Worth's Mill). This area was part of the battlefield used to complete maneuvers during the Battle of Princeton on January 3, 1777. The Battle of Princeton culminated 10 of the most successful days of the American War

4. The Worth's Mill was a grist mill built between 1712 and 1715 by Joseph Worth. The mill was located at a strategic road crossing, resulting in both its continued economic prosperity as a major regional grain processing facility and its focus during the 1777 Battle of Princeton. The mill remained within the Worth/Bruere family for almost 200 years until it ceased operation in circa 1906. The deteriorated vacant mill was viewed as a hazard and pulled down in 1914. Remains of Worth's Mill survive today on the cultural landscape as a ruin with a single wall protruding from the ground surface.

The ruin is connected to the northwest wingwall of the Floodplain Bridge, and archaeological remains of the mill foundations and living surfaces survive below grade. The top of the mill wall leans approximately 9-12 inches to the north. A large dead tree and its roots remain embedded in the lower half of the wall on the north side.

Worth's Mill is individually eligible for listing. It is listed as a key contributing resource to the Princeton Battlefield/Stony Brook Village Historic District and as a contributing resource in both the Princeton Battlefield Addendum and the Kings Highway Historic District.

5. The Secretary of the Interior's *Standards for the Treatment of Historic Properties - Standards for Rehabilitation* are the appropriate Standards to use in the evaluation of this undertaking.
6. In accordance with N.J.A.C. 7:4-7.4, the proposed undertaking constitutes an encroachment upon the Princeton Battlefield Addendum, the Princeton Battlefield/Stony Brook Village Historic District, and the King's Highway Historic District. The project will result in the demolition and replacement the Floodplain Bridge, a contributing resource to Kings Highway Historic District. The project will also result in substantial reconstruction of the spandrel walls of the Stone Arch Bridge, a contributing resource to all three districts, including a substantial increase in the height of the parapets, which does not meet the Secretary of the Interior's Standards. The project also has the potential to adversely impact the ruins of Worth's Mill, a contributing resource in all three districts, through vibration or other consequences of such proximate construction activities.
7. The design and construction of this project is being undertaken using 100% state funds. An individual NJDEP-LUR Freshwater Wetlands Permit is required for the project.
8. US Route 206 is a two-lane urban principal arterial on the federally designated National Highway System (NHS), and is a key connection for Route I-95/295 and Route I-287 traffic. It is generally oriented in a north-south alignment. In the project area, the roadway is on a horizontal curve and is in a flat area with downgrades on the approaches of 5.4% from the south and 3.3% from the north. The Average Daily Traffic (ADT) is 15,722 - 4% of which is truck traffic.

The posted speed limit changes within the project limits. At Quaker Road just north of the Stone Arch Bridge, the speed limit is posted at 35 mph and to the south of Quaker Road it is 40 mph.

The crossing is used by both NJTransit service and school bus routes.

- Alternative No. 5 – Arch Saddle with Interior Structural Walls: This alternative offers the best rehabilitation plan while maintaining the historic integrity of the structure. Therefore, this alternative is recommended by NJDOT.
12. The following concepts to address the substandard parapets on the Stone Arch Bridge were also considered:
- Alternative A – Reconstruction/Rehabilitation In-Kind: This alternative was not pursued because it is unsuitable to redirect traffic and does not meet any level of crashworthiness.
 - Alternative B – Steel Bridge Railing in Front of Substandard Parapet: This Alternative involves installing a concrete curb inside of the parapets, and mounting a tubular steel railing on top of the curb. This would reduce the roadway width by plus/minus two feet. In order to fit the steel railing system on the Stone Arch Bridge and provide a 26-foot out-to-out reduced roadway width, the roadway alignment needs to be changed from the existing condition. A tangent section of highway is needed across the Stone Arch Bridge to match the existing stone parapet alignment because there is no space to vary the shoulder to account for the existing consistently curved roadway alignment. Just off the bridge, the revised roadway alignment would require tighter curves than the existing to match back into the existing alignment. These tighter curves reduce the safe speed of the roadway. Stopping Sight Distance would also be reduced (360-feet required, 199-feet provided). Therefore, this approach is not recommended.
 - Alternative C – Stone Parapets with Concrete Core: This is the NJDOT recommended alternative because it meets current safety standards for crash worthiness and minimum height and provides an aesthetic barrier system consistent with the historic bridge.
 - Alternative D – Lowering the roadway profile, rather than adding height to the parapets in order to achieve the required parapet height of 2 feet-10 inches: This alternative would require a 20 mph speed limit. However, due to its proximity this also would require lowering the roadway elevation on the Floodplain Bridge, which would result in a reduction of its hydraulic opening, and would increase upstream flood elevations. Therefore, this approach is not recommended.
13. NJDOT's preferred alternative for the Stone Arch Bridge involves strengthening the stone arches with a reinforced concrete arch, or a saddle, and rebuilding the spandrel walls and parapets with a concrete core.

The parapet with the concrete core will be designed to the test level (TL) 4 rating required on the NHS system. This will provide sufficient structural strength to withstand vehicular impact and redirect an errant vehicle back into the roadway rather than permitting it to descend down into the Stony Brook.

The preferred alternative will require design exceptions for the following project elements:

- Stopping sight distance for the vertical sag curve on the south approach;
- Stopping sight distance on a horizontal curve (minimum at northwest corner);
- Superelevation;
- Shoulder width; and
- Bridge width.

- Span Configuration Alternatives: Several span configurations were considered, including a three span option to match the existing conditions, a two span option with one center pier, and a single span configuration with no obstructions in the waterway.
 - Three span: while this mimics the existing configuration, it would require removal of the existing abutments and would increase the potential for damage to the Worth's Mill ruins. This alternative is not recommended.
 - Two span: A two-span configuration would have adverse effects to the existing hydraulic conditions, and is not recommended. Furthermore, the two span configuration adds a pier to the waterway which increases the potential for debris accumulation and contraction scour.
 - Single span: In order to minimize the potential for disturbing the attached stone masonry wing walls from the Stone Arch Bridge at the north abutment and the adjacent Worth's Mill Ruins, NJDOT recommends constructing new abutments in front of the existing north abutment. This will shift construction operations and the associated disturbance of soil further away from the historic structures. This shift in abutment location will constrict the available space and hydraulic opening of the flood channel bridge. The south abutment is recommended to remain in its present location (to avoid the horizontal curve of the roadway). Since the overall hydraulic area between abutments on the Floodplain Bridge is reduced due to the shifting of the north abutment, the single-span configuration is recommended, as it eliminates obstructions in the waterway and helps match the total existing hydraulic opening. This would allow the existing north abutment to remain behind new abutment, substantially decreasing the potential to damage the Worth's Mill ruin and the Stone Arch Bridge. It would also result in a decreased potential to snag storm debris creating an obstruction. This is NJDOT's preferred alternative.
- Aesthetic Alternatives:
 - Substructure
 - Exposed concrete.
 - Stone faced to evoke existing substructure using stone salvaged from the existing bridge substructure. This is NJDOT's recommended alternative.
 - Parapet
 - Solid concrete.
 - Concrete core with stone veneer.
 - 4-bar open steel railing.
 - Concrete barrier with exterior inset forming to evoke an open parapet design. This is NJDOT's recommended alternative.
 - Texas Type C412 (concrete with openings)

18. Accident Data was collected between the period of 2007 through 2013. This information showed that 57 accidents have occurred within the project limits during this time frame.

of U.S. Route 206 over Stony Brook, Princeton Township, Mercer County, New Jersey (April 1990). This report makes the following findings and recommendations:

- Worth's Mill is significant to the districts under Criterion D and contains well preserved archaeological remains of the raceway systems and intact below ground remains of the mill building and 19th-century surfaces. All U.S. Route 206 reconstruction work, while localized, will be taking place within a very archaeologically sensitive setting within the heart of the mill complex and has the potential to adversely affect these deposits;
 - U.S. Route 206 improvements in close proximity to Worth's Mill should avoid and minimize impacts on the architectural remnants and archaeological deposits on the site;
 - Stone Arch Bridge reconstruction work will be adjacent to the mill building ruins and may affect the structural stability and historic integrity of the mill walls as the bridge and mill are physically linked;
 - Any ground disturbance for work on the Floodplain Bridge north abutment may require small-scale archaeological data recovery to clarify the structural relationship(s) between the mill building and the bridge.
 - Construction activities should avoid using the area between the mill and the bridge for any laydown or unnecessary ground disturbing activities; and
 - Secretary of the Interior qualified archaeologist should monitor the removal of the Stone Arch Bridge fill and any modification or ground disturbance to the mill raceway systems.
22. NJDOT has planned to aid in the preservation of the Worth's Mill during construction. Several alternative methodologies to achieve this goal were evaluated:
- Monitoring Plan
 - Wall Bracing System
 - Upper Wall Removal
 - Fill the Gap in the Mill Wall
- NJDOT recommends implementing a monitoring plan and filling the gap in the mill wall.
23. The New Jersey Historic Sites Council made the following recommendations during the conceptual review of the project at their April 22, 2016 meeting:
- Stabilization of the Worth's Mill foundation wall will be necessary.
 - Archaeological consideration and testing of the Stone Arch Bridge fill.
 - Conduct additional consultation with the municipality and other interested parties to continue to receive feedback as project planning progresses.
24. Public Involvement: After mobilizing for the emergency repairs, NJDOT met with NJDEP – Historic preservation Office (HPO) and Princeton Officials including Engineering and the Historic Preservation Officer on February 25, 2016 and March 1, 2016 to discuss the emergency repairs. After completion of the emergency repairs on March 7, 2016, NJDOT provided a concept review for the rehabilitation of the Stone Arch Bridge and the replacement of the adjacent Floodplain Bridge to the Princeton Historic Preservation Commission (HPC). The project was presented as a Concept Review at the April 22, 2016 NJ Historical Sites Council Meeting. A follow up meeting was held with the Princeton HPC on June 13, 2016 to address questions from the letter

Copies of the completed recordation will be distributed to appropriate repositories, such as, but not limited to, the Municipality of Princeton, the Princeton Battlefield Society, the Princeton Historical Society, Rutgers University Library, the New Jersey State Archives, HPO, and others as identified in consultation HPO with staff.

2. The new Floodplain Bridge will be designed for compatibility with the surrounding historic districts and resources in terms of size, scale, materials, color, and finishes. It shall incorporate a Texas Type C412 parapet. Final plans and specifications will be submitted to the HPO for review and approval in consultation with the Princeton Historic Preservation Commission.
3. The source of any new stone procured for construction shall be approved by the HPO in consultation with the Princeton Historic Preservation Commission.
4. Existing stonework on both bridges shall be carefully disassembled in order to reuse the stone. The salvaged stone will be used to face the substructure of the new Floodplain Bridge and the rebuilt parapets and spandrel walls of the Stone Arch Bridge respectively. If sufficient stone of each bridge is not available to accomplish this, stone which replicates the pattern, color and texture of the extant stone will be obtained from an alternate source. The stone veneer will be a minimum of 4 to 6 inches wide and will be laid up with a historically appropriate, soft lime based mortar. A 2 inch wide soft lime-based mortar buffer shall be installed between the stone veneer and the structural concrete to absorb any differences in thermal dynamic expansion rates.
5. During construction, a minimum of two test panels for stone facing shall be constructed:
 - A test panel no less than 6-feet by 8-feet in size, of the stone work for the Stone Arch Bridge
 - A test panel no less than 8-feet by 10-feet in size, of the stone work for the Floodplain Bridge

Test panels will be available for on-site review and approval by HPO staff in consultation with the Princeton Historic Preservation Commission. Stone texture, stone color, stone size, pattern of stones, mortar color, mortar texture, mortar joint profile, mortar joint width, and quality of workmanship will all be considered for approval. If a panel is rejected, a new panel shall be constructed, and so on, until approval is received.
6. Rather than introduce rip rap into the project area, NJDOT and their consultants shall provide a permanent type of topsoil stabilization matting which can possibly establish vegetation to the eroding bank area just north of the intersection of Quaker Road.
7. A long-term preservation/stabilization plan for Worth's Mill shall be developed and implemented. A draft will be submitted to the HPO for review and approval.
8. All work shall be designed to minimize ground disturbance to the maximum extent possible thereby avoiding impacts on archaeological deposits.
9. Archaeological monitoring and documentation for archaeological resources shall be accomplished during project implementation for all phases of the project involving ground disturbance, including during the bridge deck fill removal for the Stone Arch Bridge, the abutment reconstructions for the Floodplain Bridge, and any ground disturbing activities or stabilization activities within Worth's Mill or its water power systems (raceways).

16. Final plans and specifications shall developed by a team including a historic preservation specialist meeting the Professional Qualification Standards in history and/or architectural history and be submitted to HPO staff for review and approval prior to construction bidding.
17. Prior to construction, NJDOT shall consult with HPO staff regarding the selection of any temporary access, laydown, and/or stockpile locations(s) to help minimize potential project effects on archaeological resources. If project effects cannot be avoided, NJDOT shall consult with HPO staff to determine whether a program of phased archaeological survey will be necessary, prior to construction;
18. Due to high traffic volumes, percentage of truck traffic, minimal shoulders, and lack of other pedestrian/bicycle facilities, it would not be prudent to erect interpretive signage in the project area. NJDOT shall consult with HPO staff and the municipality to develop and implement a plan to interpret the history of the Stony Brook crossing to the public.

MOVED BY: DeCunzo

SECONDED BY: Jones

IN FAVOR: 4

AGAINST: 0

ABSTAIN: 0

The Council's recommendation and Advice are forwarded to the Commissioner of the Department of Environmental Protection. The Commissioner makes a final determination.



Mayor and Council

400 Witherspoon Street
Princeton, NJ 08540

Meeting: 04/03/17 06:00 PM
Department: Clerk

AGENDA ITEM

Payment of Bills and Claims

ATTACHMENTS:

- Bills and Claims(PDF)

List of Bills - Clearing Claims

Meeting Date: 04/03/2017 For bills from 03/28/2017 to 03/30/2017

Vendor	Description	Payment	Check Total
569 - ABLE MECHANICAL INC.	PO 24490 CONTRACT BILLING 3/1/17 THRU 2/28/1	1,476.29	
	PO 24490 CONTRACT BILLING 3/1/17 THRU 2/28/1	2,952.59	4,428.88
2682 - ACCELA, INC. #774375	PO 23747 BLANKET \ SOFTWARE	2,100.00	2,100.00
1574 - AGT BATTERY SUPPLY, L.L.C.	PO 24009 BLANKET / MISCELLANEOUS	2,048.98	2,048.98
2293 - AIR SYSTEMS MAINTENANCE	PO 23883 BLANKET / BUILDINGS REPAIRS & MAINT	596.53	596.53
38 - AMERICAN SEW-VAC CENTER	PO 24015 BLANKET / BUILDING SUPPLIES	73.95	73.95
57 - AT&T	PO 23804 BLANKET - TELEPHONE EXPENSE	38.11	
	PO 24737 MARCH 2017 #05529114 #0305193823 #0	257.72	295.83
1997 - BELLE MEAD CO-OP	PO 24198 BLANKET/HORTICULTURE MATERIALS	499.95	499.95
63 - BISH SALES & SERVICE	PO 23951 BLANKET: EQUIPMENT/PARTS	46.00	46.00
2148 - BOLAND, DAVID	PO 24642 3.13.2017 SNOW STANDBY	222.00	222.00
1765 - BOWEN, LAURALYN	PO 24695 2017 EYEGLASS REIMBURSEMENT, 3/23/2	150.00	150.00
2382 - BROOKES, MARGARET	PO 24645 REIMBURSEMENT TO MARGARET BROOKES F	310.14	310.14
53 - CAMMPS	PO 24019 BLANKET / SEWER	333.26	333.26
93 - CDW GOVERNMENT, INC.	PO 24521 HAVIS CHARGE GUARD SELECT	128.30	128.30
96 - CENTRAL JERSEY WASTE & RECYCLING, I	PO 23852 BLANKET / WASTE REMOV	2,285.00	2,285.00
1905 - CHEMTREAT, INC	PO 24025 BLANKET / MAINTENANCE	480.65	480.65
364 - CINTAS FIRST AID & SAFETY 105	PO 24026 BLANKET / FIRST AID & SAFETY / LD	1,728.90	1,728.90
1994 - CIT-E-NET LLC	PO 24531 CURBSIDE ORGRANICS PROGRAM ACH AND	500.00	500.00
1879 - COMMUNITY GRANTS, PLANNING & HOUSIN	PO 24722 RESOLUTION # 2016-214: TRUST FUND	726.80	726.80
1872 - CONTES BAR/PIZZA	PO 24162 BLANKET - FOOD FIRE DEPARTMENT	30.00	30.00
109 - CONTINENTAL FIRE & SAFETY	PO 24173 BLANKET - GENERAL FIRE EQUIPMENT	138.00	138.00
1051 - DANDREA, ERNEST	PO 24705 1ST QRT 2017 RETIREE MED	2,773.20	2,773.20
1453 - DANIEL DOBROMILSKY & ASSOCIATES	PO 24658 PROFESSIONAL LANDSCAPE ARCHITECT SE	490.00	490.00
137 - DYNAMIC IMAGING SYSTEMS, INC.	PO 24134 MUGSHOT CAMERA FOR POLICE REPLACEME	1,285.70	1,285.70
2757 - DYNAMIC SECURITY, LLC	PO 24530 SOFTWARE SUPPORT FOR EXACQ SOFTWARE	1,140.75	1,140.75
3419 - EDWARD PITTMAN	PO 24696 Return of cash found & turned over	147.00	147.00
152 - FLM GRAPHICS CORPORATION	PO 24396 LIBRARY SOLAR PROJECT - SCAN AND DI	462.00	
	PO 24517 DIGITAL PRINT ON BOND	338.08	
	PO 24588 2017 ORGANIC RENEWAL MAILING	898.25	1,698.33
159 - GANN LAW BOOKS	PO 23790 2017 EDITION- NJ ZONING & LAND USE	129.00	
	PO 23796 2017 NJ POLICE MANUAL	1,256.50	1,385.50
2246 - GENSERVE INC.	PO 24033 BLANKET / REPAIR & MAINTENANCE	1,569.56	1,569.56
1758 - GEORGE'S ROASTERS AND RIBS	PO 24034 BLANKET / COMMUNITY CLEAN UP	143.25	143.25
2326 - GOLDMAN, A.J.	PO 24636 3.13.2017 SNOW STANDBY	246.00	246.00
168 - GPANJ, INC.	PO 24576 REGISTRATION FOR ROBERTA CASS AND L	70.00	70.00
170 - GRAINGER	PO 23854 BLANKET / GENERAL SUPPLIES	902.34	902.34
172 - GREATER MERCER TMA	PO 23689 RESOLUTION 2016-358	7,595.25	
	PO 23689 RESOLUTION 2016-358	7,267.50	14,862.75
2361 - GRIGGS FARM	PO 24503 47 BILLIE ELLIS LN HOA FEES FEB 201	392.43	392.43
1707 - HENDERSON, MICHAEL	PO 24738 1ST QRT RETIREE MED 2017 BALABCE	2,413.00	2,413.00
1702 - HERC RENTALS INC.	PO 24252 BLANKET - TRUCK RENTAL DEER MGM'T P	1,236.32	1,236.32
185 - HERMITAGE PRESS INC.	PO 24304 BLANKET	785.00	785.00
191 - HOME DEPOT/GEFC	PO 23855 BLANKET / GENERAL SUPPLIES	1,116.66	1,116.66
894 - HVIDDOCK, DAVE	PO 24716 2017 EYEGLASS REIMBURSEMENT, 3/27/2	150.00	150.00
193 - HYDRA-NUMATIC SALES COMPANY	PO 24038 BLANKET / PUMPING STATION	297.75	297.75
452 - INSTITUTE FOR ADVANCED STUDY	PO 24700 INSTITUTE FOR ADVANCED STUDY -BLOOM	326.77	326.77
2826 - IPPOLITO, AFROULA	PO 24687 REMBURSEMENT FOR BALANCE OF COST FO	35.00	35.00
201 - JAMMER DOORS	PO 24039 BLANKET / REPAIRS & MAINTENANCE	1,450.00	1,450.00
3359 - JETSAM HAULING LLC	PO 23858 BLANKET / GARBAGE & TRASH REMOVAL	1,363.24	1,363.24
663 - JOHNSON, THOMAS R.	PO 24640 3.13.2017 SNOW STANDBY	246.00	246.00
212 - JOSEPH J. NEMES & SONS, INC.	PO 23950 BLANKET/ MACHINE & EQUIPMENT PARTS	16.21	16.21
2903 - KYOCERA DOCUMENT SOLUTIONS	PO 23738 BLANKET \ SERVICES	513.00	513.00
227 - LANGUAGE LINE SERVICES	PO 24397 BLANKET - TELEPHONE	74.80	74.80
1581 - LOWES	PO 24708 MATERIALS - PARKS #4577	396.88	
	PO 24710 10-INCH TABLE SAW #4577	265.05	661.93
379 - MAGIC TOUCH CONSTRUCTION CO IN	PO 24103 BLANKET / REPAIRS & MAINTENANCE	4,169.09	4,169.09
1570 - MAJESTIC OIL COMPANY	PO 23857 BLANKET / MOTOR FUELS	6,746.90	6,746.90
3044 - MANDRIKOV, DAVID KOLET	PO 24638 3.13.2017 SNOW STANDBY	222.00	222.00
1558 - MASON, GRIFFIN & PIERSON	PO 24262 RESOLUTION # 2017-33	27,256.70	
	PO 24429 AFFORDABLE HOUSING ATTORNEY	9,044.21	36,300.91
3404 - MAZZA MULCH, INC.	PO 24723 RESOLUTION # 2017-78	20,327.71	20,327.71
282 - MERCER COUNTY IMPROV AUTHORITY	PO 23860 BLANKET / TRASH & RECYCLING /	17,021.85	17,021.85
283 - MERCER COUNTY PROSECUTOR'S	PO 24726 To return Body Camera Grant to Merc	15,000.00	15,000.00

List of Bills - Clearing Claims

Meeting Date: 04/03/2017 For bills from 03/28/2017 to 03/30/2017

Vendor	Description	Payment	Check Total
289 - MGL PRINTING SOLUTIONS	PO 24053 PARKING PERMITS, DOG LICENSE, VARIO	2,058.45	
	PO 24597 1099 MISC FORMS AND ENVELOPES	143.80	2,202.25
295 - MILLER, PORTER & MULLER	PO 24204 RESOLUTION # 2017-7	1,443.00	1,443.00
2873 - MORTON SALT, INC	PO 23861 BLANKET / ROAD REPAIRS & MAINTENANC	18,939.05	18,939.05
2938 - MRA INTERNATIONAL, INC	PO 24506 HP NOTEBOOK BATTERY	133.97	133.97
1472 - NEW JERSEY ANALYTICAL LABORAT	PO 24609 SEWER CONTRACTED SERVICES	635.00	635.00
1033 - NEW JERSEY AMERICAN WATER	PO 24684 T-BASIN ACCT 1018220014903001	545.32	545.32
343 - NEW JERSEY LEAGUE OF MUNICIPALITIES	PO 24097 NEW JERSEY CONFERENCE OF MAYORS 201	70.00	70.00
334 - NEW JERSEY PLANNING OFFICIALS	PO 24071 NJPO CLASSES - LOUISE WILSON (3/1)	160.00	160.00
330 - NEW JERSEY WATER ENVIRONMENT	PO 24299 COLLECTION SYSTEMS CLASS ON MARCH 7	228.00	228.00
1032 - NJ AMERICA WATER - HYDRANT	PO 24724 400 WITHERSPOON ST #1018-2100237201	54,822.04	54,822.04
2266 - NORTHSTAR VETS LLC	PO 22634 BLANKET/ANIMAL SERVICES	902.76	902.76
2134 - OFFICE BASICS INC.	PO 24078 BLANKET / COPY PAPER	799.80	799.80
3418 - OSKVIK, KYLE	PO 24646 3.13.2017 SNOW STANDBY	240.00	240.00
591 - PACKET MEDIA LLC	PO 21899 BLANKET\ADV.	132.15	
	PO 24590 BLANKET/ ADV 2017	21.00	
	PO 24590 BLANKET/ ADV 2017	59.10	
	PO 24699 AD #00261724 THOFT - 82 VALLEY ROAD	153.45	365.70
1336 - PDG CONSTRUCTION LLC	PO 24625 FABRICATE NEW COUNTERTOP FOR ACCESS	1,885.00	1,885.00
564 - PEIRCE EQUIPMENT CO.	PO 24112 BLANKET / EQUIPMENT & MACHINERY PAR	432.98	432.98
3064 - PRECISION TIME SYSTEMS, INC.	PO 24446 SERVICE TO PARKING EQUIPMENT POM RE	1,950.00	
	PO 24446 SERVICE TO PARKING EQUIPMENT POM RE	1,930.00	3,880.00
592 - PRINCETON PUBLIC LIBRARY	PO 24704 2Q17 Balance, including PERS \$275k	750,000.00	
	PO 24703 SHI Int'l Corp. PO 14440	2,710.00	752,710.00
594 - PRINCETON SENIOR RESOURCE CENTER	PO 24725 1st Quarter for Suzanne Patterson C	35,000.00	35,000.00
3159 - PRITT, SAMUEL	PO 24637 3.13.2017 SNOW STANDBY	222.00	222.00
603 - PSE&G CO	PO 24678 CPSOUTH ACCT 6707000918	1,253.05	1,253.05
1582 - RECINOS, EDVIN	PO 24659 REIMBURSEMENT FOR WEATHER RELATED F	25.55	25.55
654 - RENDALL, KYLE	PO 24641 3.13.2017 SNOW STANDBY	246.00	246.00
2049 - REPUBLIC SERVICES #689	PO 23865 BLANKET / RECYCLING	1,043.51	1,043.51
639 - S.A.V.E.	PO 21988 RESOLUTION # 2015-391: ANIMAL BOAR	5,315.00	5,315.00
2933 - SAN MARTIN, DAVID	PO 24643 REIMBURSEMENT FOR HOTEL FOR IAAI CO	466.96	466.96
1272 - SAVALLI, PETER J.	PO 24706 1ST QRTR 2017 MED GAP	2,146.99	2,146.99
1265 - SDI USA, INC.,	PO 24611 TN3270 SOFTWARE RENEWAL FOR POLICE	552.00	552.00
648 - SHERWIN-WILLIAMS	PO 23867 BLANKET / ROAD & BUILDINGS MAINTENA	43.63	43.63
1253 - SHI	PO 24247 CREATIVE SOUND BLASTER HEADSET	138.00	
	PO 24280 HPE PROACTIVE CARE FOR SERIAL CN205	102.00	
	PO 24424 PHILIPPS POCKET MEMO DPM8900 VOICE	1,386.00	1,626.00
3035 - SILVIU NEDELCU PAINTING & REMODELIN	PO 24501 114 BRICKHOUSE CLOSET WALL REPAIR	200.00	200.00
716 - STEVENSON SUPPLY	PO 24113 BLANKET / SUPPLIES & MATERIALS	152.00	152.00
989 - SUBURBAN PROPANE	PO 23868 BLANKET / PROPANE FUEL	174.18	174.18
2906 - SYNATEK, LP	PO 24115 BLANKET / HORTICULTURAL SUPPLIES	78.00	78.00
2648 - THE RED ONION	PO 24602 BLANKET / FOOD & DRUGS	185.00	185.00
811 - TOMALIN, DANIEL	PO 24647 3.13.2017 SNOW STANDBY	120.00	
	PO 24690 REIMBURSEMENT FOR WOOD FOR CRIBBING	181.90	301.90
960 - TRANS UNION RISK	PO 23955 BLANKET/ PROF. SERVICES	223.00	223.00
838 - TRAP ROCK INDUSTRIES, LLC	PO 23533 RESOLUTION # 2016-345: ROAD MATERI	390.40	390.40
1175 - TREASURER STATE OF NEW JERSEY	PO 24720 APPLICATION FEES FOR THE CHERRY VAL	7,000.00	7,000.00
2592 - UNIFIRST CORPORATION	PO 23869 BLANKET / UNIFORMS	2,186.97	
	PO 23869 BLANKET / UNIFORMS	342.64	2,529.61
1635 - US MUNICIPAL SUPPLY INC.	PO 24301 BLANKET / ROAD SIGNS	342.55	342.55
948 - VAN MATER, DAN	PO 24707 REIMBURSEMENT FOR WORK CLOTHES	89.96	89.96
3397 - VARIDSK, LLC	PO 24466 Cube Corner 48"	495.00	495.00
408 - VECTOR SECURITY	PO 23885 BLANKET / BUILDINGS & GROUNDS	4,525.48	4,525.48
28 - VERIZON CABS	PO 23875 BLANKET - TELEPHONE EXPENSE	1,210.48	
	PO 24473 BLANKET - TELEPHONE EXPENSE	205.03	1,415.51
959 - VERIZON WIRELESS	PO 24727 MARCH 2017 #842046190	3,004.81	3,004.81
962 - VERIZON/TRENTON	PO 20832 BLANKET/TELEPHONE	544.98	
	PO 23810 BLANKET - TELEPHONE	1,561.27	2,106.25
973 - VISUAL COMPUTER SOLUTIONS INC.	PO 24633 KIOSK FOR HARRISON STREET GARAGE	2,824.21	2,824.21
974 - VITAL COMMUNICATIONS, INC.	PO 23749 BLANKET / SOFTWARE	844.00	
	PO 24523 NOTICE OF ASSESSMENT POST CARDS AND	1,537.06	2,381.06
1146 - VOIP NETWORKS	PO 23416 MITEL BORDER GATEWAY PACKAGE FOR NI	1,710.00	1,710.00

List of Bills - Clearing Claims

Meeting Date: 04/03/2017 For bills from 03/28/2017 to 03/30/2017

Vendor	Description	Payment	Check Total
2 - W.B MASON	PO 23781 BLANKET - OFFICE SUPPLIES	115.29	
	PO 23879 BLANKET / OFFICE SUPPLIES	183.16	
	PO 23879 BLANKET / OFFICE SUPPLIES	52.59	
	PO 23879 BLANKET / OFFICE SUPPLIES	17.54	
	PO 24464 BLANKET / SUPPLIES	59.94	
	PO 24526 BLANKET / OFFICE SUPPLIES	279.64	
	PO 24527 BLANKET/ OFFICE SUPPLY	104.91	813.07
209 - WAGNER, MATTHEW	PO 24644 REIMBURSEMENT FOR HOTEL FOR IAAI CO	450.29	450.29
1144 - WASHINGTON OAKS HOA	PO 24126 BLANKET - HOA FEES	777.00	777.00
1142 - WATCHUNG SPRING WATER	PO 23722 WATER COOLERS #185528	880.67	880.67
1039 - WILLIAMS SCOTSMAN, INC.	PO 23876 BLANKET / TRAILER RENTAL	904.00	904.00
1049 - WINNER FORD OF CHERRY HILL	PO 22826 RESOLUTION # 2016-253: 2017 FORD F	67,194.00	67,194.00
2872 - XEROX BUSINESS SERVICES LLC	PO 24572 FH CLOUD UPGRADE PER AMENDMENTITEM	1,898.42	
	PO 24573 FH CLOUD ANNUAL CONTRACT PAYMENT YE	5,936.85	7,835.27
1071 - XEROX CORPORATION	PO 23881 BLANKET / MONUMENT HALL PHOTOCOPY	1,903.69	1,903.69
1075 - YARDVILLE SUPPLY COMPANY	PO 23878 BLANKET / SUPPLIES & MATERIALS	182.06	
	PO 23948 BLANKET: SUPPLIES, TOOLS, MATERIALS	68.83	
	PO 24013 BLANKET / SUPPLIES & MATERIALS	149.98	
	PO 24163 BLANKET - TOOLS	57.39	458.26
TOTAL			1,154,384.85

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
01-192-08-105-011	OTHER FEES & PERMITS - PLANNING			338.08	
01-192-16-603-002	MRNA FINANCE			147.00	
01-201-20-105-200	PERSONNEL - OE	4,608.55			
01-201-20-111-200	ADMINISTRATIVE & EXECUTIVE OE	1,698.32			
01-201-20-120-200	MUNICIPAL CLERK OE	2,195.39			
01-201-20-124-200	ACCESS PRINCETON OE	495.00			
01-201-20-125-200	INFORMATION TECHNOLOGY - OE	8,823.72			
01-201-20-130-200	FINANCE ADMINISTRATION OE	427.80			
01-201-20-150-200	ASSESSMENT OF TAXES OE	455.64			
01-201-20-155-200	LEGAL SERVICES & COSTS OE	22,611.86			
01-201-20-155-450	MGP - LITIGATION	2,387.36			
01-201-20-175-200	HISTORIC PRESERVATION COMMITTEE - OE	2,257.48			
01-201-21-180-200	REGIONAL PLANNING BD. - TWP - OE	1,788.01			
01-201-21-185-200	ZONING COSTS - OE	282.45			
01-201-23-220-200	EMPLOYEE GROUP INSURANCE OE	5,220.19			
01-201-25-240-200	POLICE OE	2,127.46			
01-201-25-265-200	FIRE OE	1,669.68			
01-201-25-266-200	FIRE HYDRANT SERVICES OE	54,822.04			
01-201-25-267-200	FIRE FACILITIES OE	1,476.29			
01-201-26-290-200	ROAD REPAIRS & MAINTENANCE OE	22,817.84			
01-201-26-305-200	GARBAGE & TRASH REMOVAL OE	19,428.60			
01-201-26-310-200	PUBLIC BUILDINGS & GROUNDS OE	16,756.67			
01-201-27-330-200	BOARD OF HEALTH OE	77.00			
01-201-27-331-200	SUZANNE PATTERSON CENTER OE	49,862.75			
01-201-27-346-200	JT DRUG ABUSE PROGRAM - TWP - OE	198.97			
01-201-28-370-200	JOINT RECREATION BOARD OE	329.61			
01-201-28-375-200	PARK MAINTENANCE OE	2,761.68			
01-201-29-390-200	JOINT PUBLIC LIBRARY OE	750,000.00			
01-201-31-440-200	TELEPHONE OE	6,352.22			
01-201-31-455-200	SEWER FACILITIES OPERATING OE	5,666.26			
01-201-31-460-200	GASOLINE OE	6,746.90			
01-203-20-125-200	(2016) INFORMATION TECHNOLOGY - OE		1,710.00		
01-203-21-180-200	(2016) REGIONAL PLANNING BD. - TWP - OE		132.15		
01-203-23-220-200	(2016) EMPLOYEE GROUP INSURANCE OE		2,413.00		
01-203-27-340-200	(2016) ANIMAL CONTROL OE		902.76		

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
01-203-31-440-200	(2016) TELEPHONE OE		544.98		
01-203-31-455-200	(2016) SEWER FACILITIES OPERATING OE		635.00		
01-260-05-100	DUE TO CLEARING/CLAIMS			0.00	1,001,168.71
TOTALS FOR	CURRENT FUND	994,345.74	6,337.89	485.08	1,001,168.71
02-213-44-904-301	PRINCETON UNIVERSITY FIRE			1,764.00	
02-213-44-906-301	MERCER COUNTY BODY CAMERA GRANT			15,000.00	
02-213-44-911-301	CLEAN COMMUNITIES			1,041.50	
02-260-05-100	DUE TO CLEARING/CLAIMS			0.00	17,805.50
TOTALS FOR	GRANT FUND	0.00	0.00	17,805.50	17,805.50
04-215-13-021-000-000	VARIOUS CAPITAL IMPROVEMENTS ORD 2013-21			366.57	
04-215-14-025-000-000	Ordinance 2014-25 Various Imprv			7,455.28	
04-215-15-007-000-000	Ordinance 2015-7 Various Imprv			31,936.13	
04-215-16-020-000-000	Ordinance 2016-20 Various Imprv			70,408.61	
04-260-05-100	DUE TO CLEARING/CLAIMS			0.00	110,166.59
TOTALS FOR	GENERAL CAPITAL FUND	0.00	0.00	110,166.59	110,166.59
05-201-02-007-200	PARKING OE	6,021.84			
05-260-05-100	DUE TO CLEARING/CLAIMS			0.00	6,021.84
TOTALS FOR	PARKING UTILITY OPERATING FUND	6,021.84	0.00	0.00	6,021.84
06-215-15-008-300	Ordinance 2015-08 Parking Improvements			1,950.00	
06-260-05-100	DUE TO CLEARING/CLAIMS			0.00	1,950.00
TOTALS FOR	PARKING UTILITY CAPITAL FUND	0.00	0.00	1,950.00	1,950.00
14-260-05-100	DUE TO CLEARING/CLAIMS			0.00	5,315.00
14-400-65-000-000	RESERVE FOR EXPENDITURE			5,315.00	
TOTALS FOR	ANIMAL CONTROL TRUST	0.00	0.00	5,315.00	5,315.00
17-260-05-100	Due To Claims/Clearing			0.00	816.77
17-290-20-000-000	PROFESSIONAL FEES			490.00	
17-290-40-000-000	PERFORMANCE GUARANTEE			76.77	
17-290-50-000-000	INSPECTION FEES			250.00	
TOTALS FOR	ESCROW	0.00	0.00	816.77	816.77
40-201-20-105-200	AFFORDABLE HOUSING BOARD OE	11,140.44			
40-260-05-100	DUE TO CLAIMS/CLEARING			0.00	11,140.44
TOTALS FOR	AFFORDABLE HOUSING UTILITY	11,140.44	0.00	0.00	11,140.44

Total to be paid from Fund 01 CURRENT FUND	1,001,168.71
Total to be paid from Fund 02 GRANT FUND	17,805.50
Total to be paid from Fund 04 GENERAL CAPITAL FUND	110,166.59
Total to be paid from Fund 05 PARKING UTILITY OPERATING FUND	6,021.84
Total to be paid from Fund 06 PARKING UTILITY CAPITAL FUND	1,950.00

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT

	Total to be paid from Fund 14 ANIMAL CONTROL TRUST	5,315.00			
	Total to be paid from Fund 17 ESCROW	816.77			
	Total to be paid from Fund 40 AFFORDABLE HOUSING UTILITY	11,140.44			

		1,154,384.85			

Checks Previously Disbursed

21563	POLAR INC.	LOST	-230.05	3/23/2017

			-230.05	*VOIDED

Total paid from Fund 01 CURRENT FUND	-203.30
Total paid from Fund 05 PARKING UTILITY OPERATING FUND	-26.75

	-230.05

Total for this Bills List: **1,154,384.85**



Mayor and Council

400 Witherspoon Street
Princeton, NJ 08540

Meeting: 04/03/17 06:00 PM
Department: Clerk

RESOLUTION 17-120

Resolution Terminating Agreement with Open Door Valet of Princeton, NJ

WHEREAS, on May 23, 2016, the Municipality of Princeton entered into a License Agreement with Open Door Valet of Princeton, NJ to provide valet parking services; and

WHEREAS, the Agreement authorized a valet parking stand on Witherspoon Street; and

WHEREAS, upon review the following deficiencies were found:

Open Door Valet failed to provide to the Municipality its 8% share of the monthly valet parking revenue

Open Door Valet failed to provide to the Municipality an updated Certificate of Insurance.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Municipality of Princeton, County of Mercer, State of New Jersey, hereby chooses not to renew and terminate its Agreement with Open Door Valet effective immediately.

Councilperson	Absent	Present	1 st	2 nd	Yea	Nay	Abstain	Disqualified
Ms. Butler								
Ms. Crumiller								
Ms. Howard								
Mr. Liverman								
Mr. Miller								
Mr. Quinn								
Mayor Lempert								

I, Kathleen K. Brzezynski, Municipal Clerk of Princeton, do hereby certify that the above is a true copy of a resolution adopted by the Mayor and Council of Princeton at a meeting held April 3, 2017.

Kathleen K. Brzezynski, Municipal Clerk



RESOLUTION 17-121

**Resolution Supporting the Passage of the Equality Act and
Requesting Congress to Pass the Equality Act to Ensure that Federal
Civil Rights Laws Are Fully Inclusive of Protections on the Basis of
Sexual Orientation, Gender Identity, and Sex**

WHEREAS, Princeton has a long history of opposing discrimination on the basis of race, color, religion, national origin, ancestry, disability, age, sexual orientation, gender identity, and sex; and

WHEREAS, it is a uniting principal of our democracy that individuals should be able to fully participate in society. Discrimination undermines both individual and societal stability; and

WHEREAS, lesbian, gay, bisexual, transgender, queer, intersexual, asexual and pansexual people commonly experience discrimination in credit, education, employment, housing, government funded programs, jury service, and public accommodations such as stores, restaurants, health and transportation services; and

WHEREAS, women commonly experience discrimination in government funded programs and public accommodations, including sexual harassment, differential pricing and denial of services in places such as stores, restaurants, health and transportation services; and

WHEREAS, regular and ongoing discrimination contributes to negative social, health and economic outcomes; and

WHEREAS, lesbian, gay, bisexual, transgender, queer, intersexual, asexual and pansexual people experience discrimination in the form of religious refusals; and

WHEREAS, states such as California, Colorado, Connecticut, Delaware, Hawaii, Illinois, Iowa, Maine, Maryland, Minnesota, Nevada, New York, New Mexico, New Jersey, Oregon, Rhode Island, Vermont, and Washington plus the District of Columbia have laws prohibiting discrimination on the basis of sexual orientation, gender identity, and sex in employment, housing, and public accommodations; and

WHEREAS, Members of Congress have carefully crafted a federal solution to discrimination against LGBTQIAP people and women, the Equality Act.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of Princeton, New Jersey, that:

Section 1. As public officials elected to protect the welfare of the Princeton, New Jersey, we find that federal laws fully prohibiting discrimination on the basis of sexual orientation, gender identity, and sex are essential to furthering the wellbeing of the residents and visitors of Princeton.

Section 2. We affirm that LGBTQIAP people and women have a right to live free from discrimination in the core aspects of their lives included but not limited to, employment, education, health, housing, public accommodations, all government funded programs and jury service.

Section 3. We call upon New Jersey Members of Congress, Rep. Bonnie Watson Coleman and Sens. Cory Booker and Robert Menendez to co-sponsor the Equality Act.

Section 4. We call upon Congress to pass the Equality Act to ensure that federal civil rights laws are fully inclusive of protections on the basis of sexual orientation, gender identity and sex. We further call upon New Jersey M

Section 5. We direct the Municipal Clerk to send a copy of this resolution, duly adopted, to Rep. Bonnie Watson Coleman, Senators Cory Booker and Robert Menendez and President Donald J. Trump.

I, Kathleen K. Brzezynski, Municipal Clerk of Princeton, do hereby certify that the above is a true copy of a resolution adopted by the Mayor and Council of Princeton at a meeting held April 3, 2017.

Kathleen K. Brzezynski, Municipal Clerk



RESOLUTION 17-122

**Resolution Authorizing a Professional Services Agreement with
Community Grants, Planning and Housing for Preparation of Trust
Fund Monitoring Report, Not to Exceed \$6,000.00**

WHEREAS, a component of the Princeton Affordable Housing Program involves the collection of affordable housing development fees; and

WHEREAS, Princeton wishes to have a Trust Fund Monitoring Report prepared to account for said funds during 2017; and

WHEREAS, the Princeton Housing Board at its meeting on November 7, 2016 has recommended that Community Grants, Planning & Housing, LLC, continue to provide said services for a sum not to exceed \$6,000; and

WHEREAS, the New Jersey Local Public Contracts Law, *N.J.S.A. 40A:11-1 et seq.* requires that a resolution authorizing the award of a contract for "professional services" without competitive bidding and the contract itself must be available for public inspection.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council as follows:

1. The Mayor and Clerk of Princeton are hereby authorized and directed to enter into a Professional Services Agreement with Community Grants, Planning & Housing, LLC, 101 Interchange Plaza, Suite 301, Cranbury, New Jersey 08512 for a sum not to exceed \$6,000 to undertake and complete the Affordable Housing Trust Fund Monitoring Reports for 2017. The Agreement authorized by this Resolution on file in the Office of the Municipal Clerk and may be inspected during regular office hours.
2. Expenditures for this Affordable Housing Agreement shall be charged to the Princeton Affordable Housing Trust Fund as an administrative expense.

3. A certified true copy of this Resolution shall be furnished upon its adoption to the Princeton Housing Board through the Princeton Affordable Housing Coordinator and to Community Grants, Planning & Housing, LLC.

CERTIFICATION

I, Kathleen K. Brzezynski, Clerk of Princeton does hereby certify that the foregoing Resolution was considered and adopted by the Mayor and Princeton Council at its regular meeting held on the 3rd day of April, 2017.

Kathleen K. Brzezynski
Municipal Clerk

ATTACHMENTS:

- CGPH memo with exhibits (PDF)
- Princeton PSA 2017-CGPH(DOC)

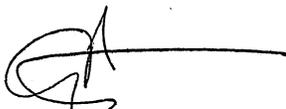
MASON, GRIFFIN & PIERSON

A PROFESSIONAL CORPORATION
COUNSELLORS AT LAW

MEMORANDUM

To: Mayor and Council of Princeton

From: Edwin W. Schmierer, Esq.
Assistant Municipal Attorney



Date: March 24, 2017

Re: Resolution and Professional Services Agreement: Community Grants, Planning and Housing, LLC 2017

Community Grants, Planning and Housing has for a number of years assisted Princeton in the preparation of the annual Affordable Housing Trust Fund monitoring reports. These reports identify the affordable housing development fees collected annually and how they are disbursed. This report and information is vital for the formulation of the Princeton Spending Plan which will be presented to the Court for eventual approval.

Community Grants, Planning and Housing, LLC for a number of years has prepared these annual reports in consultation with Sandra Webb, CFO. The Princeton Housing Board has reviewed the Community Grants, Planning and Housing, LLC proposal to prepare this report for 2017 and unanimously voted to recommend a 2017 Professional Services Agreement for this work. The \$6,000 sum not to exceed is the same for their services since 2014.

I have, therefore, prepared and attach hereto a proposed Resolution and Professional Services Agreement for Community Grants, Planning and Housing, LLC. We would appreciate

MASON, GRIFFIN & PIERSON

A PROFESSIONAL CORPORATION
COUNSELLORS AT LAW

March 24, 2017

Page 2

your considering this request at your earliest convenience.

EWS/haf

cc: via Electronic Mail:

Marc Dashfield, Administrator

Kathy Brzezynski, Municipal Clerk

Deanna Stockton, Municipal Engineer

Alvin McGowan, Chair, Princeton Housing Board

Maureen Fullaway, Affordable Housing Coordinator

Sandra Webb, CFO

Gary DeBlasio

PROFESSIONAL SERVICES PROPOSAL

AFFORDABLE HOUSING TRUST FUND
MONITORING PROPOSAL

PRINCETON

SUBMITTED: NOVEMBER 7, 2016



CGPH

Community Grants, Planning & Housing
Good People. Great Results.™

CGP&H, LLC
101 Interchange Plaza, Suite 301
Cranbury, New Jersey 08512
(609) 664-2769 Ext. 12
info@cgph.net

PROFESSIONAL SERVICES PROPOSAL AFFORDABLE HOUSING TRUST FUND MONITORING

EXECUTIVE SUMMARY

Community Grants, Planning, and Housing, (CGP&H) is a professional planning and full-service affordable housing, administration and implementation firm. We propose to complete the consolidated Affordable Housing Trust Fund Monitoring for Princeton. CGP&H first started providing these services for Princeton Township in 2007 when we successfully resolved COAH findings related to prior monitoring activities. CGP&H has been completing the trust fund monitoring continuously since that time.

Our staff is experienced in all areas of affordable housing planning, monitoring, and administration. CGP&H's staff comprises a team of highly trained professional planners, grant experts, affordable housing administrators, and support staff. CGP&H closely monitors rapidly changing affordable housing rules and their impact on our clients' affordable housing obligations and plans. Randall Gottesman serves on the Affordable Housing Committee of the New Jersey Chapter of American Planning Association (APA) and is a Past President of the Affordable Housing Professionals of New Jersey (AHPNJ), co-chairs its policy committee and remains very active on its Board to this day. Both organizations are very active in the affordable housing policy discussions underway in New Jersey today.

Our current client base consists of approximately 50 municipalities, counties, affordable housing based nonprofit corporations, and for-profit organizations working on specific affordable housing projects. In 2006, the firm was hired by the NJ Council on Affordable Housing (COAH) to develop a procedures manual and workshops on the day-to-day administration of affordable housing units, in compliance with its Uniform Housing Affordability Controls (UHAC), which our staff is also expert in. Our firm was chosen for this important assignment due primarily to our unique combination of experience in affordable housing planning, affordable housing project administration, and project implementation.

SCOPE OF SERVICES AND FEES

CGP&H proposed to complete consolidated trust fund monitoring for Princeton. Upon authorization to proceed, CGP&H will enter all trust fund activity in the on-line CTM system that has not been entered to date in order to bring the monitoring up-to-date. After the monitoring is up-to-date, CGP&H will enter the information on a quarterly basis.

The total cost for the monitoring will not exceed \$6,000 to be billed according the attached fee schedule. We will only bill hourly for the hours incurred. For example, in 2015, we completed similar services for Princeton and the total invoicing was under \$3,000. We have proposed a higher amount in case additional reporting work is required by the Courts.

This scope of work is based on the current affordable housing trust fund requirements and the assumption that Princeton will provide monthly bank statements for the Affordable Housing Trust Fund account, detailed information on all housing expenditures (block, lot, address, date, type of housing expenditure, and amount), detailed information on all income (date, block, lot, address, type of development, and amount), and detailed information on all administrative expenses (type of expense, date, description, and amount).

This scope does not include resolving issues related to the consolidation of the Affordable Housing trust fund accounts such as reconciling differences between the CTM balances and bank statement that predate the reporting period. If these services are requested, we will bill hourly under a separate written authorization to proceed.

EXPERIENCE AND QUALIFICATIONS

CGP&H is the largest, most experienced full-service COAH monitoring, planning and implementation team in New Jersey. Since the creation of the Fair Housing Act and COAH, our professional planners have been helping communities prepare sound Housing Elements and Fair Share Plans that are realistic and achievable. Some of the affordable housing related work that our staff has completed includes:

- Affordable housing unit and trust fund monitoring and compliance;
- Full service administrative agent services;
- Housing Element and Fair Share Plans;
- Market to Affordable Programs;
- Credits Without Controls;
- Accessory Apartment Programs;
- COAH Housing Rehabilitation Programs;
- Affirmative Marketing Plans;
- Income Certification Programs;
- Development Fee Ordinances;
- Payment-In-Lieu Ordinances; and
- Incorporating COAH Compliance into Redevelopment Projects.

In order to provide the best affordable housing planning services, CGP&H closely monitors the affordable housing debate in the legislature as well as affordable housing court decisions. Mr. Gottesman has provided testimony to the State legislature on pending affordable housing legislation, met with Governor's Christie's Affordable Housing Task Force, and continues his volunteer work with the APA and AHPNJ to stay on top of these critical matters, providing input and support whenever applicable.

CGP&H - HOUSING PROGRAMS

 **Administrative Agent Services**

Passaic County

-  Bloomingdale
-  Hawthorne
-  Passaic
-  Wanaque

Warren County

-  Allamuchy
-  Greenwich

Essex County

-  Bloomfield
-  Livingston
-   Maplewood

Union County

-  Roselle Park
-  Union Township

Somerset County

-  Bound Brook
-  Franklin
-  Montgomery
-  Watchung

Mercer County

-   East Windsor

Burlington County

-  Beverly
-  Mount Holly
-  Palmyra
-  Riverside

Camden County

-  Berlin
-  Voorhees

Salem County

-  Pittsgrove

 **Rehabilitation Program**

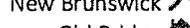
Bergen County

-  Edgewater
-  Glen Rock
-  Lyndhurst
-  Rutherford
-  Wood-Ridge

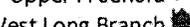
Hudson County

-  Hoboken

Middlesex County

-  Edison
-  Highland Park
-  Milltown
-  New Brunswick
-  Old Bridge
-  Sayreville
-  Woodbridge

Monmouth County

-  Freehold Borough
-  Freehold Township
-  Holmdel
-  Howell
-  Marlboro
-  Upper Freehold
-  West Long Branch

Ocean County

-  Berkeley
-  Manchester
-  Stafford (Manahawkin)

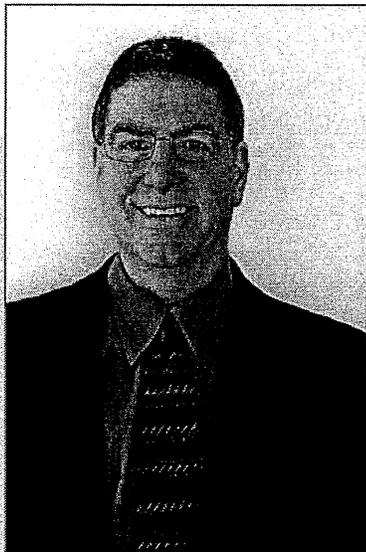
Pennsylvania

Home Improvement Programs
in 23 Municipalities in Lehigh
County, and in Norristown
Township in Montgomery
County



Updated by Community Grants Planning & Housing 11/2/2016





Randall Gottesman, PP
President, CGP&H

35 years of experience in:

- Affordable Housing Planning & Administration
- Housing Rehabilitation Administration
- Grant Writing
- HOME, CDBG, NSP and various other HUD Grant Management & Reporting

Education:

- MCRP Rutgers University
- BA Psychology and Social Welfare, Ohio Wesleyan University

Associations and Licenses

- Affordable Housing Professionals of NJ (AHPNJ), 2006 Founding Member and President 2010-2012
- American Planning Association, New Jersey Chapter since 1981
- Licensed New Jersey Professional Planner since 1983

Randall Gottesman, PP, *President* of CGP&H, is recognized throughout the state for his professional accomplishments. Mr. Gottesman's skills and track record in Affordable Housing administration, planning and implementation of municipally based programs are among the best in the industry. He has written many Operating Manuals and Affirmative Marketing Plans for his clients, and is experienced in every aspect of affordable housing administration. Mr. Gottesman co-authored a supplementary manual to the State's Uniform Housing Affordability Controls, called "Understanding UHAC." That manual is still a major reference document for many Municipal Housing Liaisons, Administrative Agents and others throughout the state.

During his 35-year career, Mr. Gottesman has also been involved in the development of numerous affordable housing projects, the securing of more than \$250 million in state and federal grant funding, and the writing and implementation of more than 200 professional planning documents. Prior to forming CGP&H in 1993, he spent 10 years with a central New Jersey consulting firm where he was responsible for supervising all planning, grant and affordable housing operations.

Mr. Gottesman received his Master's Degree in City and Regional Planning in 1981. He is also a licensed Professional Planner since 1984 (License # 3016). A hallmark of CGP&H's commitment to quality is Mr. Gottesman's involvement in all projects from conception to completion. He cost-effectively provides the benefits of his experience and a team approach to all assignments.

Mr. Gottesman has served on a local community bank's Community Reinvestment Advisory Board. Mr. Gottesman is a member of the American Planning Association, its New Jersey Chapter, and has been a highly active member on its Affordable Housing Committee. He is also a member of the National Low Income Housing Coalition, New Jersey Planning Officials, and the Housing and Community Development Network of New Jersey. In addition, in 2006, Mr. Gottesman worked with other affordable housing professionals to form the Affordable Housing Professionals of New Jersey. This non-profit organization is dedicated to improving statewide the education, ethics, and efficiencies of affordable housing professionals. Mr. Gottesman recently completed three one-year terms as its President and currently remains an active member of the Board. He is also regularly asked to speak at seminars concerning his specialties in affordable housing and grant writing. During his children's formative years, Mr. Gottesman completed three terms on the East Windsor Regional School District, having served two terms as its president.





Megan York, PP, AICP
Vice President, CGP&H

18 years of experience in:

- Affordable Housing Planning and Administration
- Community Planning
- Grant Writing
- HOME, CDBG, NSP and various other HUD Grant Management & Reporting

Education:

- MS Geography, University of Tennessee-Knoxville
- BA History and Geography, Macalester College

Associations and Licenses

- Affordable Housing Professionals of NJ (AHPNJ)
- American Planning Association, NJ Chapter
- Licensed New Jersey Professional Planner
- American Institute of Certified Planners (AICP)
- Montclair Housing Commission

Megan York, Vice President has more than 18 years of experience in affordable housing, planning, grant writing, and community development. At CGP&H, Ms. York has prepared housing elements and fair share plans for municipalities throughout New Jersey and has extensive experience navigating rules and regulations relating to affordable housing in New Jersey. Ms. York currently manages a portfolio of over 2,000 affordable housing owner occupied and rental units in over thirty locations throughout New Jersey. She has also designed and implemented a variety of affordable assistance programs.

Ms. York is dedicated to improving the administration of affordable housing in New Jersey using technology and web-based services to innovate how services are provided. She has overseen the creation of the Affordable Homes New Jersey database, website, and personalized profile services which has transformed how CGP&H manages affordable housing programs.

As a community and neighborhood planner, Ms. York has worked with a variety of governmental entities as well as non-profit groups to identify community needs and develop comprehensive strategies to address those needs. She also assists municipalities and non-profits secure grants for a wide variety of programs including planning grants, infrastructure improvements, public safety initiatives, and education-related grants.

Prior to joining CGP&H, Ms. York was a Senior Planner with Group 70 International, a Honolulu based planning firm specializing in community planning. She began her career at Gregory House Programs, a HIV/AIDS housing provider in Honolulu where she managed all aspects of the affordable housing programs.

Ms. York received her Master's Degree in Urban Geography in 1997 from the University of Tennessee and her Bachelor's Degree in Geography and History from Macalester College in 1994. She is a licensed New Jersey Professional Planner and a certified planner with the American Institute of Certified Planners. She currently serves on the Montclair Housing Commission and she regularly participates in national studies and panels conducted by Grounded Solutions and the Center for Housing Policy on best practices in affordable housing and the administration of inclusionary housing.



David Gerkins, PP, AICP
Vice President, CGP&H

18 years of experience in:

- Grant Writing and Administration
- Site Plan Reviews
- Coordinated Downtown Revitalization Activities
- Writing Professional Planning Documents
- Securing over \$60 Million in funding

Education:

- BS Environmental Science
 Stockton University

Associations and Licenses

- American Planning Association, NJ Chapter
- Licensed New Jersey Professional Planner
- American Institute of Certified Planners (AICP)
- Certified in Fundraising through the University of Indiana's Center on Philanthropy

David Gerkins, *Vice President* has personally secured more than \$60 million in funding, and written and implemented numerous professional planning documents. Prior to his position with CGP&H in 2000, he was with a southern New Jersey engineering firm where he was responsible for all planning and grant operations. He has also been involved in land use planning activities for more than 20 years in the states of New Jersey and Maine. Most relevant to this proposal, Mr. Gerkins has extensive experience with virtually every type of federal and state grant program including Green Acres, county parks and open space, as well as private foundation programs that might be of interest to the Essex County Department of Parks.

As head of the CGP&H Grants department, Mr. Gerkins recognizes the importance of funding research and the necessity to prioritize opportunities for our clients. His grant opportunity analyses are designed to help clients make sound grant application decisions and how best to direct their limited resources. Recognizing that funding availability alone should never guide or influence organizational planning, he always strives to match funding sources to each organization's plan, whether written or envisioned. Mr. Gerkins has successfully secured funding from all of the various sources of giving and grant making, including foundations and corporations, as well as governmental entities. He is also certified in fund-raising through the University of Indiana's Center on Philanthropy.

Mr. Gerkins received his Bachelor's Degree in Environmental Science in 1991. As a New Jersey-licensed (# LI05614) and nationally-certified Professional Planner he has also provided expert testimony on planning and zoning cases throughout the state.

Mr. Gerkins has experience in preparing Master Plan reexaminations and updates, Fair Share Plans, Open Space and Recreation Plans, ordinance revisions, Unified Development Ordinance preparation, redevelopment planning, and site plan review.

Mr. Gerkins is a member of the American Planning Association and its New Jersey Chapter. He has lead seminars and workshops at the national, state and local level on a variety of grant-related issues. He also serves on the Board of the Burlington County Library System Foundation.#



Patrice Loehle, PP
Senior Planner

30+ years of experience in:

- Grant Writing
- Grant Research, Procurement, and Administration
- Municipal Land Use Planning
- Community Development Planning
- HUD Program Compliance

Education:

- MS Urban and Regional Planning, University of Wisconsin, Madison
- BS Geography, Pennsylvania State University

Associations and Licenses

- American Planning Association, NJ Chapter
- Licensed New Jersey Professional Planner

Patrice Loehle, Senior Planner, Grant Administrator

has over 30 years of experience in grant writing and planning with expertise in grant research, procurement and administration and municipal land use and community development planning. At CGPH she is responsible for a large number of grant applications for many of our county and municipal clients every year, with an enviable track record. When necessary, she also assists with the administration of various grant programs, when requested by our clients.

In her previous position Ms. Loehle served as Assistant to the Grants Coordinator for Franklin Township, Somerset County, NJ. She was responsible for the administration of the Township's Community Development Block Grant Entitlement program including the Housing Rehabilitation component. Her accomplishments included bringing the program into compliance with all United States Department of Housing and Urban Development (HUD) mandated requirements for timeliness and reporting including CAPERS and drafting the Action Plan. She was responsible for overseeing financial management and recordkeeping and providing technical assistance to non-profit subgrantees with program implementation. She also prepared and submitted grant applications for the Township to various state and federal agencies.

While working for Charles Nathanson and Associates, P.A., Ms. Loehle prepared dozens of different types of grant applications for the company's public sector clients.

Ms. Loehle began her planning career in New Jersey as an Assistant Planner with the Monmouth County Planning Board focusing on transportation and land use planning. She then served as Planning & Zoning Administrator for Washington Township, Mercer County, NJ. Ms. Loehle received her Bachelor's degree in Geography from Pennsylvania State University-University Park and her Master's degree in Urban and Regional Planning from University of Wisconsin-Madison. She is a New Jersey licensed Professional Planner and is a member of the American Planning Association and its New Jersey Chapter.

Ms. Loehle is a resident of Pennington, NJ and serves as a volunteer and fundraiser for numerous non-profit agencies in Mercer County.

REFERENCES

Since 1993, CGP&H has provided expert affordable housing services throughout the state. Several of these projects are briefly described below and contact information for each is provided:

Mr. John Gural
Borough Administrator
Palmyra Borough
20 West Broad Street
Palmyra, NJ 08065
Telephone: (856) 829-6100
Services: Housing Rehabilitation Services, Grant and Planning Services

Sharon Weiner, Esq.
Municipal Attorney for Livingston Township
Murphy McKeon
51 Route 23 South, PO Box 70
Riverdale, NJ 07457
Telephone: (973) 835-0100
Services: Housing Rehabilitation Services, Affordable Housing Planning Services, and Administrative Agent Services

Mayor Victor DeLuca
Maplewood Township
574 Valley Street
Maplewood, NJ 07040
Telephone: (973) 762-7170
Services: Housing Rehabilitation Services, Affordable Housing Planning Services, and Administrative Agent Services

CGP&H, LLC
2017 FEE SCHEDULE

<u>TITLE</u>	<u>KEY PERSONNEL</u>	<u>HOURLY RATE</u>
Principal-in-Charge	Randall Gottesman	\$180
Vice Presidents	Megan York David Gerken	\$164
Supervisor	Corinne Markulin	\$159
Senior Planners	Patrice Loehle Michelle Lamar	\$159
Inspectors, Cost Estimators & Lead Risk Assessors	Richard Panizzi	\$145
Case Managers & Monitoring Staff	Mary Alice Goss Ximena Calle Katherine Moreno Nicholas Sciortino Linda Zedalis	\$114
Affordable Housing Administrative Assistants	John Burton Alyssa Marchesi Diana Morales Rachel Swallowood Ernestine Spence	\$75

EXHIBIT B

**AFFIRMATIVE ACTION/ EQUAL EMPLOYMENT GOAL COMPLIANCE
ATTACHMENT**

for

**PROCUREMENT AND SERVICE CONTRACTS, INCLUDING
PROFESSIONAL SERVICES AGREEMENTS**

Pursuant to N.J.A.C. 17:27-3.5(a)1 and 4.3(a)1, each vendor (also referred to herein as "contractor") shall submit to Princeton (also referred to as "public agency" or "agency"), after notification of award but prior to execution of a goods and services contract with the Princeton, one of the following three documents:

- (1) Appropriate evidence that the contractor is operating under an existing Federally approved or sanctioned affirmative action program; or
- (2) A certificate of employee information report approval, issued in accordance with N.J.A.C. 17:27-4; or
- (3) An employee information report (Form AA302) provided by the Division and distributed to Princeton to be completed by the contractor, in accordance with N.J.A.C. 17:27-4. A contractor shall not be eligible to submit nor shall Princeton accept an employee information report unless the contractor certifies and agrees to the following: The contractor, where appropriate, certifies that he or she has never before applied for a certificate of employee information report in accordance with rules promulgated by the Treasurer pursuant to N.J.S.A. 10:5-31 et seq., as amended and supplemented from time to time; and agrees to submit immediately to the Division a copy of the employee information report.

A contractor shall not enter into a binding subcontract with a subcontractor unless the subcontractor has submitted to said contractor one of the three documents listed above.

During performance of this contract, the contractor agrees as follows:

A. The contractor or subcontractor, where applicable, will not discriminate against any employee or applicant for employment because of age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex. Except with respect to affectional or sexual orientation and gender identity or expression, the contractor will ensure that equal employment opportunity is afforded to such applicants in recruitment and employment, and that all employees are treated during employment, without regard to their age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex. Such equal employment opportunity shall include, but not be limited to the following: employment, upgrading, demotion, or transfer; recruitment or recruitment advertising; layoff or

termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided by the public agency compliance officer setting forth provisions of this nondiscrimination clause.

B. The contractor or subcontractor, where applicable will, in all solicitations or advertisements for employees placed by or on behalf of the contractor, state that all qualified applicants will receive consideration for employment without regard to age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex.

C. The contractor or subcontractor, where applicable, will send to each labor union or representative or workers with which it has a collective bargaining agreement or other contract or understanding, a notice, to be provided by the agency contracting officer, advising the labor union or workers' representative of the contractor's commitments under this act and shall post copies of the notice in conspicuous places available to employees and applicants for employment.

D. The contractor or subcontractor, where applicable, agrees to comply with any regulations promulgated by the Treasurer, pursuant to N.J.S.A. 10:5-31 et seq., as amended and supplemented from time to time and the Americans with Disabilities Act.

E. The contractor or subcontractor agrees to make good faith efforts to afford equal employment opportunities to minority and women workers consistent with:

- (1) Good faith efforts to meet targeted county employment goals established in accordance with N.J.A.C. 17:27-5.2; or
- (2) Good faith efforts to meet targeted county employment goals determined by the Division, pursuant to N.J.A.C. 17:27-5.2.

F. The contractor or subcontractor agrees to inform in writing its appropriate recruitment agencies including, but not limited to, employment agencies, placement bureaus, colleges, universities, labor unions, that it does not discriminate on the basis of age, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex, and that it will discontinue the use of any recruitment agency which engages in direct or indirect discriminatory practices.

G. The contractor or subcontractor agrees to revise any of its testing procedures, if necessary, to assure that all personnel testing conforms with the principles of job-related testing, as established by the statutes and court decisions of the State of New Jersey and as established by applicable Federal law and applicable Federal court decisions;

H. In conforming with the targeted employment goals, the contractor or subcontractor agrees to review all procedures relating to transfer, upgrading, downgrading and layoff to ensure that all such actions are taken without regard to age, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex, consistent with the statutes and court decisions of the State of New Jersey, and applicable Federal law and applicable Federal court decisions.

I. The contractor and its subcontractors shall furnish such reports or other documents to the Division of Contract Compliance and EEO as may be requested by the Division from time to time in order to carry out the purposes of these regulations, and public agencies shall furnish such information as may be requested by the Division of Contract Compliance and EEO for conducting a compliance investigation pursuant to **Subchapter 10 of the Administrative Code (N.J.A.C. 17:27)**.

As required by N.J.S.A. 10:2-1 (“Discrimination in employment on public works; contract provisions; set-aside programs”), the contractor agrees as follows:

A. In the hiring of persons for the performance of work under this contract or any subcontract hereunder, or for the procurement, manufacture, assembling or furnishing of any such materials, equipment, supplies or services to be acquired under this contract, no contractor, nor any person acting on behalf of such contractor or subcontractor, shall, by reason of race, creed, color, national origin, ancestry, marital status, gender identity or expression, affectional or sexual orientation or sex, discriminate against any person who is qualified and available to perform the work to which the employment relates;

B. No contractor, subcontractor, nor any person on his behalf shall, in any manner, discriminate against or intimidate any employee engaged in the performance of work under this contract or any subcontract hereunder, or engaged in the procurement, manufacture, assembling or furnishing of any such materials, equipment, supplies or services to be acquired under such contract, on account of race, creed, color, national origin, ancestry, marital status, gender identity or expression, affectional or sexual orientation or sex;

C. There may be deducted from the amount payable to the contractor by Princeton, under this contract, a penalty of \$50.00 for each person for each calendar day during which such person is discriminated against or intimidated in violation of the provisions of the contract; and

D. This contract may be canceled or terminated by Princeton, and all money due or to become due hereunder may be forfeited, for any violation of this section of the contract occurring after notice to the contractor from Princeton of any prior violation of this section of the contract.

EXHIBIT C

BUSINESS REGISTRATION & SALES & USE TAX ADDENDUM

P.L. 2004, c.57 (N.J.S.A. 52:32-44) imposes the following requirements on contractors and subcontractors that **knowingly** provide goods or perform services for a contractor fulfilling this contract:

A. Proof of Contractor's Business Registration

The contractor must provide a copy of its business registration certificate issued by the Department of the Treasury or such other form or verification that the contractor is registered with the Department of the Treasury. Proof of business registration must be submitted no later than at the time of execution of this contract.

B. Proof of Subcontractors' Business Registration

The contractor shall not enter into any contract with a subcontractor under this contract unless the subcontractor first provides proof of valid business registration to the contractor. Also, if the contractor subcontracts any of the work:

1. The contractor shall provide written notice to its subcontractors of the responsibility to submit proof of business registration to the contractor. Subcontractors through all tiers of the project must provide written notice to their subcontractors to submit proof of business registration, and subcontractors shall collect such proofs of business registration.
2. The contractor shall forward copies of proof of the subcontractors' business registrations to the contracting agency.
3. The contractor shall maintain and submit to the contracting agency a list of subcontractors and their addresses that may be updated from time to time during the course of the contract performance.
4. Before final payment is made by the contracting agency under this contract, the contractor shall submit to the contracting agency a complete and an accurate list of all subcontractors, along with their proof of business registration (if not previously provided), used in fulfillment of the contract. If no subcontractors were used, the contractor shall attest to same prior to final payment.

A contractor or subcontractor who fails to provide proof of business registration or provides false information of business registration shall be liable for a penalty of \$25 for each day of violation, not to exceed \$50,000 for each proof of business registration not properly provided under a contract with a contracting agency.

C. Sales and Use Tax

For the term of this contract, the contractor and each of its affiliates shall collect and remit to the Director of the Division of Taxation in the Department of the Treasury the use tax due pursuant to the "Sales and

Use Tax Act,” P.L. 1966, c.30 (C.54:32B-1 et seq.) on all their sales of tangible personal property delivered into this State.

In the event the contractor subcontracts any of its work, the contractor shall include within its subcontracts the requirement that, for the term of this contract, the subcontractor and each of its affiliates shall collect and remit to the Director of the Division of Taxation in the Department of the Treasury the use tax due pursuant to the “Sales and Use Tax Act,” P.L. 1966, c.30 (C.54:32B-1 et seq.) on all their sales of tangible personal property delivered into this State.

Information on the law and its requirements is available by calling (609) 292-9292.

EXHIBIT D

NEW JERSEY "LOCAL UNIT PAY-TO-PLAY LAW" COMPLIANCE

Political Contribution Disclosure

This Agreement has been awarded to CONTRACTOR/CONSULTANT based on the merits and abilities of CONTRACTOR/CONSULTANT to provide the goods or services as described herein. This Agreement was not awarded through a "fair and open process" as that phrase is defined in *N.J.S.A.* 19:44A-20.7. As such, CONTRACTOR/CONSULTANT hereby certifies that CONTRACTOR/CONSULTANT (including persons and other business entities having an interest in CONTRACT/CONSULTANT as defined by *N.J.S.A.* 19:44A-20.7) has neither made a contribution, that is reportable pursuant to the Election Law Enforcement Commission pursuant to *N.J.S.A.* 19:44A-1 *et seq.* (*i.e.*, in excess of \$300.00), in the one (1) year period preceding the award of this Agreement that would, pursuant to P.L. 2004, c.19 affect its eligibility to perform this Agreement, nor will it make a reportable contribution during the term of this Agreement to any municipal committee of a political party if a member of that political party is serving in an elective public office of Princeton when the Agreement is awarded, or to any candidate committee of any person serving in an elective public office of Princeton when the Agreement is awarded.

2017

PRINCETON

PROFESSIONAL SERVICES AGREEMENT

THIS AGREEMENT, entered into this 3rd day of April, 2017, by and between **PRINCETON**, a municipal corporation in the County of Mercer and State of New Jersey, having its principal offices located at 400 Witherspoon Street, Princeton, New Jersey 08540 (hereinafter referred to as the "**PRINCETON**") and **COMMUNITY GRANTS, PLANNING & HOUSING, LLC**, located at 101 Interchange Plaza, Suite 301, Cranbury, New Jersey 08512 (hereinafter referred to as "**CGPH**").

WITNESSETH:

WHEREAS, PRINCETON requires the preparation of the Trust Fund Monitoring Report for 2017; and

WHEREAS, PRINCETON has adopted a Resolution pursuant to the provision of the New Jersey Local Public Contracts Law *N.J.S.A. 40A:11-1 et seq.* authorizing the award of a Contract for "Professional Services" without competitive bidding to **CGPH** in order to undertake and complete work.

NOW, THEREFORE, in consideration of the mutual promises set forth herein below, **PRINCETON** and **CGPH** agree as follows:

1. **PRINCETON** hereby retains **CGPH** to prepare **PRINCETON**'s 2017 Trust Fund Monitoring Report as per the **CGPH** proposal dated November 7, 2016 attached as Exhibit A.
2. **PRINCETON** agrees to compensate **CGPH** for its work on the 2017 Trust Funds Monitoring Reports for a sum not to exceed \$6,000.00.
3. **CGPH** agrees to bill **PRINCETON** in accordance with their 2017 services rates.
4. **CGPH** agrees that the key personnel to provide services shall be the following:
Randall Gottesman, P.P. and Megan York.

5. **CGPH** agrees to complete the 2017 Trust Fund Monitoring Report and to deliver same to **PRINCETON's** Affordable Housing Coordinator in a timely fashion.
6. As part of the deliverables by **CGPH** to **PRINCETON**, **CGPH** shall provide to Princeton, through the Affordable Housing Coordinator, the models utilized to complete said Trust Fund Monitoring Report.
7. **CGPH** agrees to comply with the non-discrimination/affirmative action regulations set forth on Exhibit B.
8. **CONSULTANT** shall furnish to **PRINCETON's** Chief Financial Officer its New Jersey Business Registration Certificate per Exhibit C.
9. **CONSULTANT** agrees to adhere to the requirements of the New Jersey "Local Unit Pay-to Play Law" Act, N.J.S.A. 19:44A-20.7 per attached Exhibit D and Princeton Pay-to-Play regulations.

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals, the day and date first written above.

ATTESTED:

PRINCETON

Kathleen K. Brzezynski
Municipal Clerk

By: _____
Liz Lempert, Mayor

**COMMUNITY GRANTS, PLANNING &
HOUSING, LLC**

Witness

Randall Gottesman, P.P., Managing Member



Mayor and Council

400 Witherspoon Street
Princeton, NJ 08540

Meeting: 04/03/17 06:00 PM
Department: Clerk

RESOLUTION 17-123

Resolution Approving Firefighter Membership Application for Robert Ruixiang Liu

WHEREAS, Robert Ruixiang Liu has met all requirements of Borough of Princeton Code of Laws, Chapter 14, Section 25(a) through 25(f) as a member of the Princeton Hook & Ladder; and

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

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

Councilperson	Absent	Present	1 st	2 nd	Yea	Nay	Abstain	Disqualified
Ms. Butler								
Ms. Crumiller								
Ms. Howard								
Mr. Liverman								
Mr. Miller								
Mr. Quinn								
Mayor Lempert								

I, Kathleen K. Brzezynski, Municipal Clerk of Princeton, do hereby certify that the above is a true copy of a resolution adopted by the Mayor and Council of Princeton at a meeting held April 3, 2017.

Kathleen K. Brzezynski, Municipal Clerk



RESOLUTION 17-124

Resolution Approving the Placement of a Banner over Washington Road as Requested by the Princeton Triangle Club for November 6, 2017 to November 13, 2017

WHEREAS, the Princeton Triangle Club wish to announce their fall performance; and

WHEREAS, the Princeton Triangle Club has requested permission to install a banner over Washington Road in Princeton with approval of the Office of Community and Regional Affairs at Princeton University beginning Monday, November 6, 2017 through Monday, November 13, 2017 to advertise this event to the entire Princeton Community; 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 Princeton will be held by Princeton 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.

Councilperson	Absent	Present	1 st	2 nd	Yea	Nay	Abstain	Disqualified
Ms. Butler								
Ms. Crumiller								
Ms. Howard								
Mr. Liverman								
Mr. Miller								
Mr. Quinn								
Mayor Lempert								

I, Kathleen K. Brzezynski, Municipal Clerk of Princeton, County of Mercer, State of New Jersey, do hereby certify that the foregoing is a true copy of a resolution adopted by the Mayor and Council of Princeton its meeting held April 3, 2017.

Kathleen K. Brzezynski
Municipal Clerk