

TOWNSHIP COMMITTEE MEETING  
May 27, 2014

The Township Committee meeting of the Township of Cranbury was held at 6:30 p.m. in the Town Hall Meeting Room. Answering present to the roll call were Township Committee members: David Cook, Glenn Johnson, Daniel Mulligan, Jay Taylor and Mayor Susan Goetz. Also present were Denise Marabello, Township Administrator/Director of Finance; and Kathleen Cunningham, Municipal Clerk/Assistant Administrator. Mayor Goetz led in the salute to the flag, and Ms. Cunningham gave the following Open Public Meetings Act statement:

In accordance with Section 5 of the Open Public Meetings Act, it is hereby announced and shall be entered into the minutes of this meeting that adequate notice of this meeting has been provided:

- (1) Posted on December 4, 2013 on the Bulletin Board of the Municipal Office at 23-A North Main Street, Cranbury, New Jersey and remains posted at that location.
- (2) Communicated to the Cranbury Press, Home News Tribune and Trenton Times on December 4, 2013.
- (3) Filed on December 4, 2013 at the Cranbury Municipal Office, 23-A North Main Street, Cranbury, New Jersey, posted on the Township's web site and remains on file for public inspection.
- (4) Sent to those individuals who have requested personal notice.
- (5) Notice of the meeting time change was communicated to the Cranbury Press, Home New Tribune and Trenton Time, posted on the Bulletin Board and posted on the Township's web site on May 21, 2014.

Resolution

On a motion by Mr. Mulligan, seconded by Mr. Johnson and unanimously carried, the following Resolution was adopted by vote:

Ayes:	(Cook	Abstain: (None
	(Mulligan	Absent: (None
	(Johnson	
	(Taylor	
	(Goetz	
Nays	(None	

Cranbury Township Resolution # R 05-14-063

RESOLUTION TO CLOSE MEETING TO THE PUBLIC

BE IT RESOLVED, by the Township Committee of the Township of Cranbury, Middlesex County, New Jersey as follows:

The general nature of the subject to be discussed in this session is as follows:

----- "N.J.S.A. 10:4-12b (5) (Land Acquisition): Discussion of possible land acquisition.

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Cranbury Township Resolution # R 05-14-063  
(Continued)

It is unknown at this time precisely when the matters discussed in this session will be disclosed to the public. Matters involving contract negotiations or the acquisition of land will be disclosed upon conclusion of the negotiations or upon approval of the acquisition. Matters involving personnel will be disclosed when the need for confidentiality no longer exists. Matters concerning litigation will be announced upon the conclusion of trial or settlement of that litigation or when the need for confidentiality no longer exists.

On a motion by Mr. Mulligan, seconded by Mr. Taylor, and unanimously carried, the meeting returned to Open Session at 7:02 p.m.

Regular Township Committee Minutes of May 12, 2014

On motion by Mr. Johnson, seconded by Mr. Taylor and unanimously carried, the Regular Township Committee Minutes of May 12, 2014 were adopted.

Closed Session Minutes of May 12, 2014

On motion by Mr. Taylor, seconded by Mr. Johnson and unanimously carried, the Closed Session Minutes of May 12, 2014 were adopted.

Reports and Communications

--Mayor

Mayor Goetz reported the Memorial Day Parade was great. She stated the "Downtown Beautification Project" is now complete, although there are some punch list items that still need to be addressed. Mayor Goetz reported another Downtown Grant has been received, and discussions will be underway to determine how the Phase III monies will be used.

Mayor Goetz and Ms. Marabello met with the consultant hired to look at the dredging of Brainerd Lake. Samplings were taken from the Lake, and the consultant's report was optimistic. Mayor Goetz stated the dredged materials will not be clean enough to be spread out on farmland or in parks. The consultant will come back with some recommendations and pricing for three (3) options: removing the material out of Cranbury, the material staying in Cranbury, or the price in five (5) or ten (10) years of not doing anything at all now. Mayor Goetz stated there is a possible site in Cranbury; however, the material will need to be "de-watered," which means the materials would first be spread out to dry.

Mayor Goetz reported a letter was received from a Monroe resident who is concerned about a serious pothole on Wycoffs Mill and Brickyard Roads. Ms. Marabello will follow up on the pothole.

--Township Committee

On the Brainerd Lake Dam and Bridge Project, Mr. Cook reported work has continued after the Change Order for the additional work (large cavity discovered under the spillway and Bridge) was approved by the County Freeholders. Mr. Cook stated the cavity was estimated to be 70 cubic yards; however, the cavity was actually 56 cubic yards and has been filled. Mr. Cook stated the spillway has been graded and stoned. Rebar and internal aspects of the spillway are being installed so the actual spillway and dam can be poured.

After finding this one cavity, Mayor Goetz asked how we know there are not others? Mr. Cook stated the area was inspected and additional probes were used to determine there were no other significant cavities.

Mr. Cook stated the Township is looking for a new vendor for the railing. The specifications for the railing are what have already been approved. He stated on Friday night there was a small fuel spill, and

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Reports and Communications (Continued)

--Township Committee

(Mr. Cook cont'd.)

he and Fire Chief Michael Kervan waited for the Middlesex Hazmat Team to arrive. A clean up company came and contained and cleaned up the spill. Mr. Cook reported the veneering of the east and west sides of the Dam will begin this Thursday.

Mr. Mulligan reported the Parks Commission and Recreation Board will work together to acknowledge the 50<sup>th</sup> Anniversary of Village Park during the July 5<sup>th</sup> fireworks. Mr. Mulligan asked that a Resolution be done to commemorate the Anniversary and that the Mayor and/or Township Committee members be present to acknowledge the event.

Mr. Mulligan inquired if the Department of Public Works was able to work on the flag pole. Ms. Marabello stated Public Works has been focusing on getting the Town ready for the Parade. Mr. Mulligan stated Public Works believes they can do the work themselves since no lead paint is involved. Ms. Cunningham, Clerk, was able to obtain an American flag from Congressman Rush Holt, which will be flown over the Capitol and then presented to Cranbury Township

Mr. Mulligan stated a North Main Street resident approached him about lowering the speed limit on North Main Street. Mr. Mulligan stated he is in favor of pursuing the lower speed limit. Mr. Taylor stated the lower speed limit was suggested years ago; however, cars come off Route 130 at 55 mph, and a gradual reduction of speed to 40 mph is necessary before the speed is further reduced to 25 mph. Mr. Taylor suggested asking Chief Rickey Varga before approaching the County.

On the "Safe Routes to School" Project, Mr. Mulligan stated there is a lot of bureaucracy involved with the paperwork, and asked Ms. Marabello to provide additional information. Ms. Marabello stated the Project will not happen this summer due to the additional requirements. Concerning the additional Township parking spaces in the Witt's parking lot, Ms. Marabello stated work has begun on the Island and parking should be available in two (2) weeks. Ms. Marabello stated Ms. Nancy Witt will contact her concerning the posting of signs and the actual opening date.

Mr. Mulligan provided an update on the Public Works budget, stating everything looks fine and there were no extreme repairs incurred.

Mr. Taylor stated he walked South Main Street with a representative from Van Cleef Engineering to look at the curbs damaged by the last County repaving project. Mr. Taylor stated he walked with Township Engineer, Bill Tanner, last year to look at the same curbs, and he asked Ms. Marabello if Mr. Tanner was paid last year, and did not to pay the firm again for the same inspection this year. Mr. Taylor stated the longer it takes the County to repair the roads, the less accountable they become. Ms. Marabello stated the County told Mr. Tanner they would come to repair some of the curbs when they are doing other work in the area. Mr. Cook stated Mr. Tanner is working with the County to get dates when they County plans to do projects in the Township. Mayor Goetz stated the Township needs a commitment from the County. She stated suggestions were made that the Beautification Grant be used for curb repairs; however, unfortunately the Grant specifies the funds be restricted to the commercial district.

Mr. Johnson reported he attended a Library Facilities meeting, where the focus of the meeting was on the specifics of the interior of the new Library. The outside of the building has not yet been designed; however, Mr. Johnson stated the architect understands the building facade will need to "fit" in the Township.

Agenda Additions/Changes

Ms. Cunningham reported there were no additions or changes to the Agenda.

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Public Comment – for Agenda Items

Mayor Goetz opened the meeting to public questions and comments for items on the Agenda.  
There being no comments, the Mayor closed the public portion of the meeting.

Ordinance  
First Reading

CRANBURY TOWNSHIP ORDINANCE # 05-14-06

An Ordinance entitled, CRANBURY TOWNSHIP ORDINANCE # 05-14-06 – “AN ORDINANCE OF THE TOWNSHIP OF CRANBURY, MIDDLESEX COUNTY, NEW JERSEY, AMENDING VARIOUS CHAPTERS OF THE CODE OF THE TOWNSHIP OF CRANBURY TO REFLECT CHANGES MADE TO CERTAIN FEES CHARGED” was introduced for First Reading. On motion by Mr. Taylor, seconded by Mr. Johnson, the Ordinance was passed on First Reading by vote:

Ayes:	(Cook (Johnson (Mulligan (Taylor (Goetz	Abstain: (None Absent: (None
Nays:	(None	

Second Reading: June 9, 2014 at 7:00 p.m.

WHEREAS, various chapters of the Code of the Township of Cranbury (“Code”) references fees charged; and

WHEREAS, certain fees need to be amended;

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Cranbury, Middlesex County, New Jersey as follows:

1. The recitals contained in the foregoing preamble are incorporated herein a fully restated.
2. The following Sections of the Code of the Township of Cranbury (“Code”) are hereby amended as follows (additions are underlined; deletions are in [brackets]):

Chapter 82. FEES

**§ 82.1 Government Records**

C. Fee schedule. The fees for copies of government records shall be:

- (1) [Photocopies of records: The charge will be the Township of Cranbury’s actual cost, per the schedule maintained in the Municipal Clerk’s Office.]

Photocopies of records: The charge will be the prescribed State charge for copies (Under the Open Public Records Access Statute). For any records maintained at the Township’s off-site archival vendor, there will be a per carton charge to the requestor for said carton. This fee will be based on the prevailing fees charged to the Township by the off-site archival vendor at the time of the request. This fee schedule will be maintained by the Municipal Clerk’s Main Office and shall be on file at all times.

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CRANBURY TOWNSHIP ORDINANCE # 05-14-06  
(Continued)

Chapter 113. PEDDLING AND SOLICITING FEES

**§ 113.5 Fees**

- A. Registration fee. At the time the application is filed, a [fee of \$75] \$75 money order shall be paid to the Township Clerk to cover the cost of processing the application and investigating the facts stated therein.
- B. [Two money orders or certified checks must accompany the application form. One should be made out to New Jersey State Police, SBI, in the amount of \$18, and the other to Cranbury Township in the amount of \$57.] No registration or license fee shall be required from any charitable or religious organization exempt from the payment of taxes under the regulations of the Internal Revenue Service.
- [C. No registration or license fee shall be required from any charitable or religious organization exempt from the payment of taxes under the regulations of the Internal Revenue Service.]

Chapter 76. DEVELOPMENT FEES

§ 76-17. Stenographer, transcripts.

- A. [The Planning Board shall provide a stenographer at all of its meetings to record the proceedings thereof.] The municipal agency shall provide for the verbatim recording of the proceedings by either a stenographer or mechanical or electronic means at the applicant's expense.
- [B. Any person requesting a transcript of the recorded proceedings of the Planning Board or the Zoning Board of Adjustment shall pay a fee of \$1 per page of the transcription.]

Resolutions

Consent Agenda

Mayor Goetz asked the Township Committee if there were any questions or comments on the Consent Agenda, or if any Resolutions should be addressed separately. Mr. Taylor inquired why the Performance Guarantee for the Chinmaya Mission was being reduced. Ms. Marabello stated a certain percentage of the work has been completed and inspected so some monies are returned. Mr. Mulligan asked for an explanation on the Tax Sale Certificate, and Ms. Marabello stated a tax lien was redeemed so the Tax Collector has to return the premium. A motion was made by Mr. Johnson, seconded by Mr. Taylor and unanimously carried, the following Resolutions were passed by vote:

Ayes:	(Cook	Abstain:	(None
	(Johnson	Absent:	(None
	(Mulligan		
	(Taylor		
	(Goetz		

Nays: (None

Cranbury Township Resolution # R 05-14-064

NOW, THEREFORE, BE IT RESOLVED, by the Township of Cranbury that all bills and claims as audited and found to be correct be paid.

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CRANBURY TOWNSHIP # R 05-14-065

RESOLUTION PROVIDING FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE  
IN THE MUNICIPAL BUDGET OF THE TOWNSHIP OF CRANBURY  
PURSUANT TO N.J.S.A. 40A:4-87 (CHAPTER 159, P.L. 1948)

WHEREAS, N.J.S.A. 40A: 4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any County or Municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of an item of appropriation for equal amount,

Section 1

NOW, THEREFORE, BE IT RESOLVED that the Township Committee hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2014 in the sum of \$300,000.00 which item is now available as a revenue from the State of New Jersey pursuant to the provision of statute, and

Section 2

BE IT FURTHER RESOLVED that a like sum of \$300,000.00 is hereby appropriated under the caption "Downtown Beautification Phase III"

Section 3

BE IT FURTHER RESOLVED that a copy of the Resolution, certified by the Township Clerk to be a true copy forwarded to each of the following:

- (a) Director of the Division of Local Government Services
- (b) Township Chief Financial Officer

CRANBURY TOWNSHIP # R 05-14-066

RESOLUTION PROVIDING FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE  
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WHEREAS, said Director may also approve the insertion of an item of appropriation for equal amount,

Section 1

NOW, THEREFORE, BE IT RESOLVED that the Township Committee hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2014 in the sum of \$4,000.00 which item is now available as a revenue from the State of New Jersey pursuant to the provision of statute, and

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CRANBURY TOWNSHIP # R 05-14-066  
(Continued)

Section 2

BE IT FURTHER RESOLVED that a like sum of \$4,000.00 is hereby appropriated under the caption "Click It or Ticket"

Section 3

BE IT FURTHER RESOLVED that a copy of the Resolution, certified by the Township Clerk to be a true copy forwarded to each of the following:

- (a) Director of the Division of Local Government Services
- (b) Township Chief Financial Officer

Cranbury Township Resolution # R 05-14-067

WHEREAS, a Tax Sale was held in the Township of Cranbury on October 24, 2013; and,

WHEREAS, US Bank as Custodian for Crestar Capital paid \$18,00.00 as a premium to obtain Tax Sale Certificate #13-00005 on Block 33 Lot 11 and,.

WHEREAS, the Tax Sale certificates have been redeemed, the holder is entitled to a refund of the premium paid to obtain said certificate,

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Cranbury, that a refund in the amount of \$18,000.00 be paid to US Bank as Custodian for Crestar Capital.

Cranbury Township Resolution # R 05-14-068

A RESOLUTION AUTHORIZING THE REDUCTION OF A  
PERFORMANCE GUARANTEE FOR CHINMAYA MISSION

WHEREAS, by letter dated January, 2014 has requested the reduction of their performance guarantee previously posted with the Township in accordance with Planning Board approval and

WHEREAS, the Township Engineer has, in a letter dated May 20, 2014 (attached hereto as "Exhibit A") recommended that the performance guarantee be reduced and the amount that shall be **released** is as follows:

Cash Deposit	\$ 101,244.00
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WHEREAS, the amount that shall be **retained** until all bonded items are complete as follows:

Cash Deposit	\$ 423,679.80
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NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Cranbury as follows:

1. It has reviewed, agrees with and hereby accepts all recommendations of the Township Engineer as set forth in "Exhibit A".

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Cranbury Township Resolution # R 05-14-068  
(Continued)

2. It hereby authorizes the reduction of performance guarantees set forth in the Township Engineer's letter referenced above.
3. The Township hereby accepts the public improvements, if any so designated pursuant to the Planning Board's approval.

BE IT FURTHER RESOLVED that a copy of this Resolution, certified by the Township Clerk to be a true copy and forwarded to each of the following:

- (a) Township Engineer
- (b) Township Director of Finance
- (c) Chinmaya Mission
- (d) Township Attorney

Reports from Township Staff and Professionals

There were no Reports from Township Staff and Professionals.

-- Administrator's Report

Ms. Marabello stated she had nothing to report.

--Assistant Administrator's Report

Ms. Cunningham reported Election apps are now on line, which give access to links for information on elections, printing out forms, and locations of polling sites. Ms. Cunningham stated next Tuesday, June 3<sup>rd</sup>, is Election Day. District 1 will vote in the Boy Scout Room and Districts 2 and 3 will vote in the Senior Center. The polls will be open from 6:00 a.m. to 8:00 p.m.

Mr. Taylor stated he wanted to congratulate Mayor Goetz on a wonderful speech on Memorial Day. Mayor Goetz stated it is a huge honor to give that speech.

Public Comment

The Mayor opened the meeting to public questions and comments. Mr. Gerry Ricciardi, Jersey Central Power & Light, stated he is a resource for the Township. He stated even though JCP&L services only 242 meters in Cranbury, the Township is still important to them. He stated JCP&L is doing infrastructure projects (not necessarily in the Township) that directly improve the benefits to the Township. Mr. Ricciardi stated JCP&L is building a new transmission line down Route 33 into the substation in Hightstown. He reported that new line will free up other lines to provide power to satisfy the ever-increasing demand for electricity. There was discussion about rights-of-way and the progress of their project. Mr. Ricciardi stated this project goes through three (3) counties: Monmouth, Middlesex, and Mercer. He told the Township Committee to contact him anytime there is an outage. He recommended the Township use their website as a source of information. JCP&L will continue to send updates whenever necessary. Mayor Goetz thanked Mr. Ricciardi for coming to the meeting.

Mr. James Fahey, Station Road, commended the Township Committee and all involved on the "Downtown Beautification Project." He stated the Project looks great and is a big improvement. He stated Cranbury is a "quality of life town." However, he is concerned about the old trees and the new trees growing into the wires in 10 to 15 years. Mayor Goetz stated the Subcommittee worked very closely with the Shade Tree Commission, and the trees selected are designed to grow under the wires. Mr. Fahey advocated removing the poles and wires. Mayor Goetz stated there was discussion about removing the poles; however the cost was prohibitive and the Grant is designated for sidewalks. There was additional discussion about the safety, cost savings and aesthetics of not having poles.



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Public Comment (Continued)

Mr. Mulligan stated he supports the idea of removing the poles; however the Township has to look at the bigger picture of finances for such items as open space, dredging of the Lake and affordable housing. Mr. Fahey agreed stating all of those items preserve the character of Cranbury, and removing the poles would not only preserve but also improve the Township.

Mr. Richard Kallan, Wynnewood Drive, stated 45 years ago when he moved to Wynnewood, it would have cost \$3,000 per house to put the wires underground. Mr. Kallan stated it is unrealistic financially for the Township to remove the poles.

Mayor Goetz stated the Township Committee is in agreement the Township would look better without poles and wires; however, nothing can be done without additional outside funding. The Committee agreed if funding becomes available, the Township will pursue it.

There being no further comments, the Mayor closed the public portion of the meeting.

Mayor's Notes

Mayor Goetz suggested another Special Meeting be scheduled since the discussion in tonight's Closed Session was not completed. It was decided the Special Meeting would be held on Monday, June 2<sup>nd</sup> at 7:00 p.m. in the Town Hall Meeting Room.

Mayor Goetz reported she and Chief Varga will be holding another "Coffee at Teddy's" on Saturday, May 31<sup>st</sup> from 7:00 to 9:00 a.m. She invited residents to come ask questions or discuss their concerns. The information will be posted on the Township's website and on Channel 3. Mayor Goetz stated since the Chief will not be available, she will alternate other Township officials to sit with her during the summer.

Mr. Mulligan referred back to the upcoming Special Meeting, and asked if any professionals needed to attend. It was suggested the Township Attorney attend; however, Mr. Cook stated it would be helpful having someone attend who has experience with these types of transactions.

Mr. Taylor stated he would like Ms. Marybeth Lonergan come in to update the Township Committee on COAH. Ms. Marabello stated Ms. Lonergan will discuss COAH as a Work Session item at the June 23<sup>rd</sup> meeting.

On a motion by Mr. Johnson, seconded by Mr. Taylor and unanimously carried, the meeting adjourned at 8:15 p.m.

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Kathleen R. Cunningham, RMC  
Municipal Clerk