

TOWNSHIP COMMITTEE MEETING
March 8, 2010

The regular meeting of the Township Committee of the Township of Cranbury was held at 7:00 p.m. in the Town Hall Meeting Room. Answering present to the roll call were: Township Committee members: Winthrop Cody, David Cook, Richard Stannard, James Taylor and Mayor David Stout. Also present were: Kevin Van Hise, Esquire, Attorney; Christine Smeltzer, Administrator and Kathleen R. Cunningham, Clerk. Mayor Stout 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 3, 2009 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 3, 2009.
- (3) Was filed on December 3, 2009 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, and
- (4) Sent to those individuals who have requested personal notice.

Special Township Committee Budget Meeting minutes of February 20, 2010

On motion by Mr. Cody, seconded by Mr. Cook and unanimously carried the Special Township Committee Budget Meeting minutes of February 20, 2010 were adopted.

Regular Township Committee Meeting minutes of February 8, 2010

On motion by Mr. Cody, seconded by Mr. Cook and unanimously carried the Regular Township Committee minutes of February 8, 2010 were adopted.

Closed Session Township Committee Meeting minutes of February 8, 2010

Ms. Cunningham, Clerk, announced the Closed Session minutes will not be released to the public until such time as the issues are resolved.

On motion by Mr. Cody, seconded by Mr. Cook and unanimously carried the Closed Session minutes of February 8, 2010 were adopted.

Reports and Communications

—Mayor

Mayor Stout reported on February 24th he had attended the "Mayors' Annual Legislative Day" in Trenton and there were a number of speeches given by incoming appointees as well as members of the Legislature. D.E.P. Commissioner Bob Martin spoke about improvements in the regulatory process, particularly as it pertains to the process of getting permits from D.E.P. The appointed Acting D.C.A. Commissioner, Lori Grifa spoke about COAH and Governor Christie spoke and gave his, what is now becoming, "jump off a cliff with me" speech which Mayor Stout indicated was very engaging and informative. The two interesting comments the Governor made were regardless of what the Mayors hear, the Municipal Aid will not stay level this year due to the State not having the funds. Mayor Stout reported it was unclear what the Governor was referring to, whether it was CMPTRA or energy receipt monies; however, on the 16th of March when he gives his budget address, this issue will be announced. Mayor Stout reported the Governor is clearly "engaging COAH on the battlefield".

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Reports and Communications (Continued)

--Mayor (cont'd)

Mayor Stout reported he had received, from the County Freeholder Board, a request to fill out a survey for shared services and asked that copies be made for the Township Committee members and Department Heads to fill out. The survey will be discussed at the next Township Committee meeting on March 22nd as a Work Session. The Township completed a survey in 2007 and that survey should be attached to the new one.

-- Members of Committee

Mr. Taylor reported on "Buildings and Grounds" that he had recently met with Ms. Smeltzer, Jerry Thorne, Director of Public Works and Greg Farrington, Construction Official concerning various issues. One of the issues discussed was the walkway outside the police station as the sidewalk is cracking and in major need of repair. Mr. Taylor reported in the Capital Budget it was estimated the cost to be approximately \$16,600 however, with Public Works' employees to help, the existing sidewalk can be removed and then brought to recycling to save money. Mr. Taylor reported quotes are in the process of being obtained and the final cost may end up being approximately \$ 10,000.00. Mr. Taylor reported at the old Fire House there is a bilko door made of wood which is rotting and will need to be replaced. The cost for a new door is approximately \$500.00 to \$800.00 and with installation costs should be approximately \$2,000.00. The monies saved on the police walkway could cover the cost of the door. Mr. Taylor reported the Construction Department issued a total of 35 permits during the month of February amounting to a total of \$3,161.00. There were 100 inspections with 13 certificates of approval for residents and nine (9) approvals for non-residents. Mr. Taylor reported he had met with the Fire Official and one of the issues discussed was addresses on warehouses for fire and emergency services. He stated there are some regulations in the Township's Code, calling for letters 12" maximum however, if a warehouse is 45 feet tall 12" is not adequate. Mr. DiStasio is presently checking with South Brunswick for a sample ordinance they adopted for warehouses. Public Works sent Mr. Taylor its report; however, he has not had a chance to go over the report with Ms. Scott. The salt for the snowstorm on February 25-26th amounted to \$4,110.00. The overtime hours were approximately 18 hours amounting to \$4,600.00. At the end of February at the Cranbury Brook Pump Station there was a need for a new meter which will cost around \$ 5,000.00. One of the Public Works vehicles needing repairs and the estimated quote to repair the vehicle will be approximately \$ 2,714.60 which is under budget. Mr. Taylor met with the Fire Company on March 1st and discussed the calls list for the month of February. There were 13 calls; seven (7) calls were during the day and he reported Public Works staff is to be congratulated for answering 100% of the calls. Mr. Taylor stated there is a total of \$500.00 for the year in fines for false alarms that were issued and recommended the monies go to the Fire Company. Mr. Taylor reported he had recently attended the Fire Company's Award Banquet with Mr. Cook. The "Service Awards" were as follows: Jamie Paxton and Jeremy Watkins-5 years, Sam DiStasio-25 years, Bob Allen-30 years, Richard W. Zimmer, Sr.-40 years, Carl Liedtke-70 years and Judson Hagerty-77 years. The top responders for 2010 were: Jeremy Watkins-173 calls, Charlie Smith-144 calls, Bob Allen-122 calls, Tim Norland-109 calls, Gary Buck-98 calls and Todd Kearney-98 calls and the 2010 Top call takers were: Tom Hagerty-138 calls and George Epp-118 calls. At the First Aid Squad there were 54 calls for the month of February. Township Committee members Mr. Cody, Mr. Cook, Mr. Stannard and Mr. Taylor were in attendance. The Service Awards were as follows: Kim Irving-10 years, Jim Jurgens-15 years, Ann Smith-15 years and Charlie Smith-15 years. Top Responders were: Jon Rosenberg-125 calls, Gene McDermott-102.5 calls, Charlie Smith-101.5 calls, Gary Buck-99 calls and John Nicols-88 calls. Mr. Taylor stated he and Mr. Stannard had discussed proposing the Township honor individuals by adopting resolutions for those members of both the Fire Company and First Aid Squad who have 15 years for First Aid and every 10 after and 20 years for Fire with a resolution every 10 after. The Township Committee unanimously agreed.

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Reports and Communications (Continued)
-- Members of Committee (cont'd)

Mr. Cook reported today there was supposed to be a Committee hearing in Trenton on Senator Lesniak's Bill S-1. Mr. Cook arrived in Trenton only to find the meeting had been canceled. Mr. Cook reported a memo was received by the Township today from the Township's COAH Consultant regarding COAH as it presently affects the Township. The Consultant, Clarke Caton Hintz, reported there was an impact study that was released recently stating COAH's growth assessment formula is not appropriate for the number of units that COAH has assessed the State's various municipalities with. Mr. Cook stated the memo specifically addresses COAH reporting the number of projected housing units from 2004-2018 was 269,448 and Rutgers came up with 202,142. The real difference if it is broken down on the employment side the employment number during the period of 2004-2018 according to COAH is 790,465 and Rutgers came up with a negative of 14,000. Mr. Cook stated the proposed amendments discussed to be made to Senator Lesniak's bill, a definition is being suggested to be added defining what meeting COAH's obligations or being compliant is (naming the number of units). Mr. Cook reported he is the liaison to the Township Engineer, Mr. Bill Tanner, Van Cleef Engineering, and recently had met with Mr. Tanner. Mr. Tanner stated he is on board with any outstanding engineering issues and any items the Township needs to wrap up from the former engineer and is willing to be part of the transition team. Mr. Cook reported Mr. Tanner also had met with him, Linda Scott, Denise Marabello and Christine Smeltzer. At the meeting Mr. Tanner indicated he is the Township Engineer for Rocky Hill. One of the services Rocky Hill provides as part of the municipal tax is garbage pickup (curbside). Mr. Cook stated he personally uses Midco however, some residents use Waste Management and Central Jersey. He stated his bill is \$150.00 every three (3) months for two (2) pickups per week. Mr. Tanner indicated Rocky Hill garbage service is put out to bid and presently pay \$130/per resident for the year. Mr. Cook indicated the Township will investigate and get more information. Mr. Cook suggested the question be placed on the next General Election ballot (in November) as a referendum question to the Township's residents.

Mr. Cody reported the Zoning Board had conducted another hearing on the Buy-Rite (AVN Holdings, LLC) application to build a hotel, restaurant and wine shop at its present site. There will be a third hearing at the May Zoning Board meeting. Mr. Cody also reported "Jet-USA" had come before the Development Review Committee ("DRC") to discuss expanding their present worship facility located on Dey Road. The Master Plan subcommittee had an organizational meeting will have an Agenda for its next meeting. He stated the Township Committee and Zoning Board members will meet with the public and go through what the subcommittee's plans will be. Mr. Cody explained the present Master Plan is good however, there are "pockets of information" the subcommittee may want to review and possibly change.

Mr. Cody also reported the computer subcommittee, consisting of himself, Rob Diamond and Dan Mulligan, are looking at the computer backup plan and servers for both the Township and Police Department as well as servicing and doing things more efficiently.

Agenda Additions/Changes
There were none.

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Ordinance
Second Reading

Cranbury Township Ordinance # 02-10-01

A motion to enter an Ordinance entitled, "Cranbury Township Ordinance # 02-10-01, AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK", was presented for second reading and final adoption. The Ordinance was published in the Cranbury Press, posted on the Township Bulletin Board and copies were available to the public. The Mayor opened the public hearing on the Ordinance. No one present wished to speak, so the hearing was declared closed. On motion by Mr. Cody, seconded by Mr. Stannard, the Ordinance was adopted by a vote:

Ayes: (Cody	
(Cook	Abstain: (None
(Stannard	Absent: (None
(Taylor	
(Stout	

Nays: (None

Resolution

Mr. Cody explained the following resolution is a formalization of what the Township Committee had discussed at its last meeting concerning its Route 130-D site for affordable housing; how many units the Township wants to build and committing to acquire property in September to build the second family site; 32 units at the Route 130-D site and 54 units at the future family site. Mr. Cody stated the Township still needs to follow COAH's rules until something changes.

On motion offered by Mr. Stannard, seconded by Mr. Cody, the following resolution was adopted by vote:

Ayes: (Cody	
(Cook	Abstain: (None
(Stannard	Absent: (None
(Taylor	
(Stout	

Nays: (None

Cranbury Township Resolution # R 03-10-036

TOWNSHIP OF CRANBURY
MIDDLESEX COUNTY, NEW JERSEY

A RESOLUTION REGARDING THE COUNCIL ON AFFORDABLE HOUSING'S GRANT OF
CONDITIONAL THIRD ROUND SUBSTANTIVE CERTIFICATION
AND SATISFACTION OF THE TERMS THEREOF

WHEREAS, in December 2008, the Township of Cranbury petitioned the Council on Affordable Housing ("COAH" or "Council") for substantive certification of its adopted Housing Element and Fair Share Plan ("Plan" or "2008 Plan") pursuant to COAH's regulations set forth at N.J.A.C. 5:96-1.1 et seq. and 5:97-1.1 et seq.; and

WHEREAS, on December 18, 2009, COAH staff issued a Compliance Report regarding the Township's petition and Plan, in which it recommended that the Council grant conditional

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substantive certification of said Plan; and

Cranbury Township Resolution # R 03-10-036
(Continued)

WHEREAS, on January 13, 2010, the Council adopted Resolution #57-18 granting conditional Third Round substantive certification to the Township; and

WHEREAS, said Resolution and COAH's Compliance Report established the following three conditions to be addressed by the Township in order to receive final substantive certification:

- Identification of the specific number of family rental units to be constructed on the site referred to in the Plan as the "Route 130 D Site", and identification of the specific number of units to be built on the site identified in the Plan as the "100% Family Affordable" site;
- Submission of a revised implementation schedule accelerating the acquisition of the future Family Affordable site to September 2010 and the start of construction on the future family site to January 2012; and
- Submission of a revised spending plan reflecting the above two conditions;

and

WHEREAS, the Township must satisfy the above three conditions by March 15, 2010;
and

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

1. The preamble to this Resolution is hereby incorporated as if fully restated herein.
2. In satisfaction of Condition V.i of COAH's Compliance Report, the Township hereby determines that the site identified in the 2008 Plan as the "Route 130D Site) will accommodate 32 family rental units, and the site identified in the 2008 Plan as the "100% Affordable Family" site will accommodate at least 51 family rental units. Table 23 of the Township's 2008 Plan accordingly shall be and is hereby revised as set forth in Section 1 of the attached dated March 4, 2010 from Township Affordable Housing Consultant Mary Beth Lonergan to the Council on Affordable Housing ("March 4 Letter").
3. In satisfaction of Condition V.ii of COAH's Compliance Report, the Township hereby further determines that acquisition of the "100% Affordable Family" site will be accelerated to September 2010, and construction of the units on said site will begin by January 2012, for occupancy in 2013. Table 24 of the Township's 2008 Plan accordingly shall be and is hereby revised as set forth in section 2 of the above-referenced March 4 Letter.
4. In satisfaction of Condition V.iii of COAH's Compliance Report, the spending plan contained in the 2008 Plan shall be amended as set forth in section 3 of the above-referenced March 4 Letter.
5. The Township Clerk is hereby authorized and directed to cause a certified copy of the within Resolution and March 4 Letter to be submitted to the Council on Affordable Housing no later than March 15, 2010, together with such other correspondence or documentation as may be necessary and proper to effectuate the terms hereof.

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Resolution
Consent

On motion offered by Mr. Cook, seconded by Mr. Stannard, the following Consent Agenda Resolutions were adopted by vote:

Ayes: (Cody
(Cook
(Stannard
(Taylor
(Stout

Abstain: (None
Absent: (None

Nays: (None

Cranbury Township Resolution # R 03-10-038

Mr. Taylor asked what the monies from the grant were going to be used for and Mr. Wahlers, Turnpike Tree subcommittee indicated it will be used to replace diseased trees in the Township.

**NOTE: THIS RESOLUTION HAD TO BE SCANNED AND IS AT THE END OF THE MINUTES
AS ADDENDUM A**

Cranbury Township Resolution # R 03-10-039

WHEREAS, the Tax Collector has determined that the February quarterly tax payment was paid twice, once by the Closing Attorney or Title Company and the Old lender which resulted in an overpayment of (1) 2010 Property taxes,

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Cranbury that the following overpayment be refunded:

Block	Lot	Name	Amount
20.01	1	First American Real Estate	\$2287.89
20.11	1	Tax Service	\$1650.69
		Refunds Unit DFW 4-3	
		1 First American Way	
		Westlake, Texas 76262	
		Total	\$3938.58

Payment of Bills Discussion

Mr. Cody requested the payment of bills resolution be considered separately as he had a few questions on some of the invoices. He referenced the Hatch Mott MacDonald bills; there is over \$25,000 in charges for an engineer sitting full-time for inspections at the Griggs Tract site at \$130.00 per hour. Mr. Cody asked if the Township authorized these costs for curb inspections. Mayor Stout explained the Township authorized the implementation of the grant which would include those costs. Mr. Cook stated this is what is known as "a full-on inspection" and it does appear there was liberty taken with the grant even though all the grant monies were not spent. Mr. Cook stated as the liaison to the Township Engineer, this will not happen in the future. The project will be approved by the Township Committee and introduced by the Township Engineer with costs, etc. and there will be accountability. Mr. Taylor requested the Township clarify these charges with Hatch Mott MacDonald. Mr. Taylor questioned the Township being charged for the

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Payment of Bills Discussion (Continued)

former Engineer, Ms. Marcelli, speaking with The Cranbury Press. Mr. Taylor researched with the reporter from The Cranbury Press how long the interviews last and was told usually 5-10 minutes. Mr. Taylor asked if research was done on the questions as the charge is for one (1) hour. Mayor Stout stated the Township needs to make it clear going forward the professionals are not allowed to speak with The Cranbury Press and then charge the Township for doing so. Mayor Stout asked Ms. Marabello, Finance Director, how this affects the Township getting monies for the grant. Ms. Marabello responded if the Township does not pay Hatch Mott MacDonald then the Township will not get the monies back from the grant. She indicated Hatch Mott MacDonald had recently submitted their final bill. Ms. Marabello explained when Ms. Marcelli applied for the grant she estimated her firm's cost of the project at that time. Ms. Smeltzer recommended, going forward, the Township should also get guidelines from the agency giving the Township the grant and what their expectations are.

Mr. Taylor questioned the \$300 per month to a kennel for taking stray cats and asked if the Township can investigate having a "Shared Services Agreement" with another town. Mayor Stout reported a few years ago, the Township actually tried to find an alternative kennel or town that would do Shared Services and there were none. Ms. Smeltzer recommended having Mr. Thorne check every year to see if there is an alternative. Mayor Stout recommended listing this item on the recently received Shared Services Survey from the County.

Mayor Stout asked what specific engineering bills the members of the Township Committee do not want paid. Ms. Marabello indicated there are two (2) Griggs Road invoices and she will not pay them. Mayor Stout stated the Township Committee needs to have a resolution on this issue by the next meeting.

Resolution

On motion offered by Mr. Taylor, seconded by Mr. Cody, the following resolution was adopted by vote (deleting the two (2) invoices discussed on the Griggs Tract Project) for Hatch Mott MacDonald:

Ayes: (Cody	
(Cook	Abstain: (None
(Stannard	Absent: (None
(Taylor	
(Stout	

Nays: (None

Cranbury Township Resolution # R 03-10-037

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

Reports from Township Staff and Professionals

Police Chief Edward Kahler gave his monthly report for February, 2010. Chief Kahler reported there were 93 summonses issued---11 were for speeding, two (2) for cell phone violations. Expenditures from highest to lowest were: Special Details, Shift Extensions and Investigations. He reported Preliminary Damage Assessment (PDS) forms have been submitted to the County Office of Emergency Management in order to recoup a portion of the costs related to the recent snow storms. Chief Kahler added, he had attended an Office of Emergency Management (OEM) meeting this afternoon and it was reported everything is before FEMA. The Traffic Bureau reported 19 crashes in February. The snow and ice conditions of late have caused a jump in the

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Reports from Township Staff and Professionals (Continued)
Chief Edward Kahler (cont'd)

number of motor vehicle crashes and disabled vehicles. The Detective Bureau had 16 investigations 10 of which were closed. Chief Kahler reported Mr. Robert Scott Conklin, 43, of Jackson, New Jersey, was arrested on February 26, 2010, for burglary. The burglary took place on January 19, 2010, and involved a McKnight Court home. The Cranbury Township Police Department Detective Bureau is investigating the case. Mr. Conklin is currently being held at the Mercer County Adult Correction Center. He reported Mr. Zachary A. Kensil, 22, of Dayton, New Jersey was arrested on February 26, 2010, for burglary. The burglary took place at the Aetna building. The five-story building was searched with the help of the K-9 units from Hightstown, Robbinsville and West Windsor. Officers from Hightstown, Plainsboro, New Jersey State Police, South Brunswick, Monroe and the Middlesex County Sheriff's Department assisted. Mr. Kensil is being held at the Middlesex County Adult Correction Center. Chief Kahler reported he is in the process of scheduling CERT meetings and training. The bicycle patrols did not go out during the month of February and the vehicle mileage was 9,791 (not including the construction vehicles borrowed). There were 11 arrests during the month of February; D.W.I.-4, Assault-0, Burglary-2, Theft-1, Warrants-3 and CDS (Drugs)-1. Chief Kahler stated his officers and detectives were extremely busy in February. Despite the blizzards, burglary investigations and the usual calls, our officers managed to handle all their assignments in a professional manner. Cub Scout Pack 52 presented the Cranbury Township Police Department with a commendation during their annual blue and gold dinner. Mr. Cook asked if the warrants were served to residents of Cranbury or persons passing through the Township. Chief Kahler responded some individuals are those who are pulled over and stopped and others are warrants issued by the Cranbury Court. Mr. Taylor asked how many individuals have signed up for the upcoming CERT class. Chief Kahler responded there is no class scheduled yet and most likely there will be one scheduled during the summer months.

Work Session

a). Discussion Concerning Cranbury Historical & Preservation Society's Request to Use Cranbury Township Logo

Mr. Mark Berkowsky, Cranbury Historical & Preservation Society, presented and discussed with the Township Committee a proposed Township flag. Mr. Berkowsky asked the Township Committee to approve the flag as the "Official Township flag". The Township Committee approved the design of the flag and a motion was made by Mr. Cody, seconded by Mr. Cook and unanimously carried to accept the flag as the Official Cranbury Township Flag. Mr. Taylor announced the Township Committee members will all contribute their own funds to purchase one \$50.00 flag.

b). Discussion Concerning Various Engineering Projects and Assignment of Same

Mayor Stout led the discussion explaining the Township Administrator had received a letter from the former Township Engineer with a list of projects she was working on. The Township Committee reviewed the list and determined which items the new Township Engineer should take over. Mr. Cook reported he had spoken with the new Township Engineer, Mr. Tanner, this evening and he indicated he would be agreeable to working on the projects the Township wants him to, however, if he is brought in on a particular project that is almost completed, it may not be as cost-effective to do so. The Township Committee unanimously agreed the only project the former Engineer should work on is the "Sanitary Sewer Study Project".

c). Discussion of Cranbury Township's Possible Participation in the Preservation of the "Kurek Farm"

Ms. Smeltzer, Township Administrator, reported she had received a telephone call from

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Work Session (Continued)

c). Discussion of Cranbury Township's Possible Participation in the Preservation of the "Kurek Farm" (cont'd)

the County Agriculture Board asking, since the Township has had a change in the governing bodies members, the Township Committee review again if it wishes to participate in the preservation of the Kurek Farm. She stated previously the Township Committee had asked the County Agriculture Board if there could be paths along the stream for public enjoyment and they had responded it was not possible due to the property being used as a farm and various chemicals will be used. Mr. Dietrich Wahlers, 33 Hagerty Lane, asked what the alternative is and if the owner would sell to a developer should the Township decide not to participate. The Township Committee members unanimously approved to table this discussion until it can get a better understanding of what the alternatives are and what the zoning is for the parcel.

d). Discussion of Town Hall Operating Hours

Mayor Stout led the discussion explaining the Township has been considering changing Town Hall's operating hours to be more "resident friendly". Mayor Stout stated employees would still work the same number of hours however would have a modified schedule to perhaps include evening hours for the convenience of the residents and be able to close Town Hall for one day to save costs on heating, etc. He recommended the Township consider it. Mr. Taylor recommended getting figures from PSE&G as to what the savings will be to shut the building down for one day. Mr. Taylor also stated there may be child-care issues for employees and other items as well. The members of the Township Committee unanimously agreed in performing a feasibility study to determine if this would be worthwhile. Mr. Richard Kallan, 10 Wynnewood Drive, requested the Township Committee consider if a holiday falls on a Thursday, the Township would be closed for two (2) days as opposed to one (1) day. Mr. Dave Mauger, 26 Griggs Road, stated he is in support of the Township trying the idea on a trial basis during the summer months. Mr. Josh Kohut, 19 Ryan Road, stated he had an opportunity to visit Town Hall last week with his son to get a building permit as he has a few days off a week however; evening hours would be very helpful. Mayor Stout stated the Township will discuss the issue with the employees to determine how best their offices function and discuss the idea again.

Reports from Township Boards and Commissions

Human Services Board

Ms. Phyllis Bialor

Ms. Phyllis Bialor, 12 Park Place Circle, and a member of the Human Services Board and Program Coordinator for the Cranbury Senior Center, stated she has some points she would like to make regarding the Senior Center. Ms. Bialor stated the senior citizens of Cranbury are being shortchanged by the Township's 2010 Budget. She reported the reduction of the Human Services Budget is disproportionate and unwarranted. She indicated the attendance at Senior Center Programs has continually been at room capacity since the beginning of 2009 and increasing demand for existing programs. Ms. Bialor reported more programs have been added, including seated exercise, meeting group and Mah Jongg. She requested the Township make additional funds available to support the Senior Center. Ms. Bialor stated a 50% reduction seems to be extreme and if the Township does not allocate any additional funds, the natural consequence of such a cut is severe curtailment of Senior Center programs, such as the seated exercise for the Township's less mobile citizens, speakers and programs of interest to senior citizens as well as the sense of community the events build. She added these reductions will lead to discouragement and de-motivation of the volunteer staff. She reported the ability to serve the seniors depends on the volunteers and without them the Senior Center will not have any programs. Ms. Bialor stated if any seniors have complaints concerning these cuts, they will be referred to the Township Committee; perhaps Mr. Cody as the liaison to the Human Services Board. Ms. Marabello, Finance Director, explained the Budget was broken out into two (2)

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Reports from Township Boards and Commissions (Continued)
Human Services Board
Ms. Phyllis Bialor (cont'd)

categories; Programs and Senior Center. She reported the Township Committee made the decision to leave the Program Budget intact and to delete the Senior Center budget as those funds were put in place for specific costs when the Senior Center was started. Mr. Cody stated the Township Committee had left the Programs Budget the same amount as 2009's Budget. Ms. Bialor stated the seated exercise program, which seems to be very popular, is over 1,500/year at once a week and there has recently been requests to conduct it twice a week. Mr. Cody suggested getting in touch with the Library as they have offered to help with various Township programs. Ms. Bialor indicated the Library has offered to pay for one program. Ms. Catherine Frohbieter, Cranbury Neck Road, suggested the Senior Center ask for donations towards the cost of lunches. The Township Attorney, Mr. Van Hise, will check if donations would be allowed. Mayor Stout thanked Ms. Bialor for her comments and stated the Township Committee certainly appreciates Reports from Township Boards and Commissions the programs the Senior Center provides however, the Township is in difficult times and had to make a lot of cuts to the budget to keep the tax rate stable. Ms. Bialor asked if the Senior Center is allowed to conduct fund raisers. Mr. Van Hise indicated he will also check on this question. Mayor Stout recommended getting an answer on the issue of being able to collect a nominal fee or receive donations.

Public Comment

The Mayor opened the meeting to public questions and comment. Ms. Catherine Frohbieter, Cranbury Neck Road, asked who is responsible for the frontage of the Updike property across from her home as last spring and over the winter she had picked up three big bags of garbage. In addition the grass has not been cut in a very long time and she asked who is responsible for mowing the grass. Mayor Stout responded the Township will find out who has the right-of-way (it may be the County) and get back to her. Ms. Frohbieter reported last year she and her husband installed a fence at the back of their property and the Township Engineer billed the Township \$250.00 for engineering services and asked what engineering services are required for fencing. The attorney billed the Township \$750.00. What does an attorney do for a backyard fence. Mayor Stout responded if it was a variance request the charges would have resulted because of the request. Ms. Frohbieter indicated they did have to request a variance.

Mr. Arthur Hasselbach, Route 130, stated he is against the firm of Hatch Mott MacDonald being re-appointed to the Planning and Zoning Boards. He reported over the years there has been a lot of expense Cranbury Township has had to absorb due to Hatch Mott MacDonald's mistakes. He added the Township had to pay to rectify decisions made by Hatch Mott MacDonald and when he was on the Township Committee he questioned a lot of the bills as Mr. Cody is now questioning. Mr. Hasselbach suggested Hatch Mott MacDonald should meet the rate of the Township's Engineer, VanCleaf Engineering or not have the firm represent the Planning and Zoning Boards. Mr. Hasselbach stated the Township is trying to cut expenses and maintaining the firm goes against the intent of cutting costs. There being no further comments, the Mayor closed the public part of the meeting.

Resolution

On motion offered by Mr. Taylor, seconded by Mr. Cook, the following resolution was adopted by vote:

Ayes: (Cody	
(Cook	Abstain: (None
(Stannard	Absent: (None
(Taylor	
(Stout	

Nays: (None

TOWNSHIP COMMITTEE MEETING
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Cranbury Township Resolution # R 03-10-040

TOWNSHIP OF CRANBURY
COUNTY OF MIDDLESEX

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 open space acquisition";

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

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.

Date: March 8, 2010

On motion by Mr. Stannard, seconded by Mr. Taylor and unanimously carried, the meeting returned to Open Session:

Ayes: (Cody	
(Cook	Abstain: (None
(Stannard	Absent: (None
(Taylor	
(Stout	

Nays: (None

Mayor Stout asked Mr. Cody, as he had brought up the computer subcommittee earlier, if the Township Committee had formally approved the subcommittee and who was on it. Mayor Stout stated there are only two (2) ways a subcommittee can be formed, either appointment by the Mayor or by approval of the entire Township Committee. Mayor Stout stated if the Township Committee wishes to have a subcommittee it needs to go through the process (per the Township's Code). Mayor Stout added this subcommittee needs to be forward looking and fix items that need to be fixed.

Mr. Dietrich Wahlers, 33 Hagerty Lane, Mr. Pete Sockler, 8 Ancil Davison Road and Mr. Kevin White, 81 John White Road, reported the Turnpike Tree Subcommittee has a concept concerning the planting of the trees. Mr. White explained the trees could be donated and also with the guarantee requirement mandated by the Turnpike. He explained D&R Greenway has an interest in the project as they are presently working with an owner who has to move a lot of trees for other reasons and would be interested in facilitating the project. The Township Committee members unanimously expressed a desire to start a dialogue with D&R Greenway. Ms. Smeltzer, Township Administrator, was asked to provide Mr. White with a copy of the letter the Mayor sent to the Turnpike.

TOWNSHIP COMMITTEE MEETING
March 8, 2010

On motion by Mr. Taylor, seconded by Mr. Cook and unanimously carried, the meeting adjourned at 9:15 p.m.

Kathleen R. Cunningham, Clerk

**GRANT AGREEMENT
BETWEEN****TOWNSHIP OF CRANBURY
AND
THE STATE OF NEW JERSEY
BY AND FOR
THE DEPARTMENT OF ENVIRONMENTAL PROTECTION****GRANT IDENTIFIER:****GOVERNING BODY RESOLUTION**

The governing body of Township of Cranbury desires to further the public interest by obtaining a grant from the State of New Jersey in the amount of approximately \$7,000.00 to fund the following project:

2009 Business Stimulus Fund Grant (BSF)

Therefore, the governing body resolves that Kristen H. Hamilton or the successor to the office of Secretary of the Cranbury Township Shade Tree Commission is authorized (a) to make application for such a grant, (b) if awarded, to execute a grant agreement with the State for a grant in an amount not less than \$7,000.00 and not more than \$7,000.00, and (c) to execute ☐ any amendments thereto ☐ any amendments thereto which do not increase the Grantee's obligations.

*The Cranbury Township Committee _____ authorizes and hereby agrees to _____
(print name of Grantee's governing body, e.g., board of chosen freeholders)
match n/a % of the Total Project Amount, in compliance with the match requirements of the agreement. The availability of the match for such purposes, whether cash, services, or property, is hereby certified. n/a % of the match will be made up of in-kind services (if allowed by grant program requirements and the agreement).*

The Grantee agrees to comply with all applicable federal, State, and municipal laws, rules, and regulations in its performance pursuant to the agreement.

Introduced and passed March 8, 2010.

Ayes: 5 Messrs. : Cody, Cook, Stannard, Stout and Taylor
Noes: 0
Absent: 0

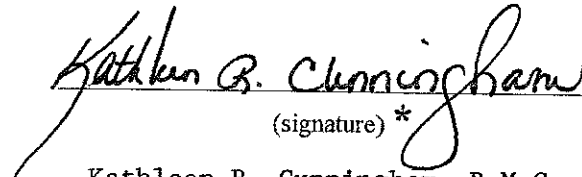
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* The portion of this form between the asterisks should only be completed if matching funds are required under the terms of the agreement. Where in-kind services are allowed and are stipulated by the Grantee, an attachment must be provided and appended hereto, breaking out the in-kind services to be provided by the Grantee.

CERTIFICATION*

I, Kathleen R. Cunningham, ☒ municipal clerk ☐ county clerk ☐ utilities Authority Clerk

☐ (other, specify of The Township of Cranbury certify that this resolution was duly adopted by Cranbury Township Committee at a meeting duly held on the 8th day of March, 2010; that this resolution has not been amended or repealed; and that it remains in full force and effect on the date I have subscribed my signature. **


(signature) *

Kathleen R. Cunningham, R.M.C.

(print name)

Municipal Clerk

(print title)

Date: March 8, 2010

**

* Certification must be signed by an official other than the individual authorized to execute the agreement.

** This date must be no more than sixty (60) days prior to the Grantee's execution of the agreement. If the original certification expires prior to the Grantee's execution, Grantee must submit a currently certified copy of this Attachment C when it returns the executed agreement to the Department.