

TOWNSHIP COMMITTEE MEETING
July 13, 2009

The regular meeting of the Township Committee of the Township of Cranbury was held at 6:00 p.m. for the purpose of going into Closed Session. The regular portion of the meeting started at 7:00 p.m. in the Town Hall Meeting Room. Answering present to the roll call were: Township Committee members: Winthrop Cody, Thomas F. Panconi, Jr., Richard Stannard and Mayor Pari Stave. Mr. Stout was absent. Also present were: Trishka Waterbury, Esquire, Attorney; Cathleen Marcelli, Engineer; Christine Smeltzer, Administrator and Kathleen R. Cunningham, Clerk. Mayor Stave 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 1, 2008 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 1, 2008.
3. Was filed on December 1, 2008 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.

Ms. Cunningham stated, a notice of the time change for the meeting had been sent and posted on July 9, 2009.

Resolution

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

Ayes: (Cody	Abstain: (None
(Panconi	Absent: (Stout
(Stannard	
(Stave	

Nays: (None

Cranbury Township Resolution # R 07-09-092

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:

- "NJSA 10:4-12b(5)/Matters involving the potential purchase of real property with public funds: Discussion of right of first refusal with respect to certain property;

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(Continued)

- NJSA 10:4-12b(6)/Tactics and techniques utilized in protecting the safety and property of the public and investigations of violations or possible violations of the law: Review of pending enforcement and potential enforcement actions related to zoning violations;
- NJSA 10:4-12b(7)/Pending or anticipated litigation nor contract negotiations and matters falling within the attorney-client privilege: Review of proposed options for resolving outstanding items stemming from the acquisition of 'Wright South' and use of escrow monies for same."

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: July 13, 2009

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

Ayes: (Cody	Abstain: (None
(Panconi	Absent: (Stout
(Stannard	
(Stave	

Nays: (None

Regular Committee Minutes of June 22, 2009

On motion by Mr. Cody, seconded by Mr. Stannard and unanimously carried (with Mr. Stout absent), the Regular Minutes of June 22, 2009 were adopted.

Closed Session Minutes of June 22, 2009

On motion by Mr. Stannard, seconded by Mr. Cody and unanimously carried (with Mr. Stout absent), the Closed Session Minutes of June 22, 2009 were adopted. Ms. Cunningham, Clerk noted that the set of minutes was not being released to the public until such time as the issues are resolved.

Reports and Communications

--Mayor

Mayor Stave reported she had attended on Sunday the dedication of a new plaque at the commemorating the "Cranberry Mills Gristmill's House" which is presently the Township's Historical and Preservation Society's History Center. She invited residents to look at it as the plaque has a "long and fascinating text" about what was located on the site. It is also the site of the Gristmill's stone which was purchased as part of the Township's Tercentennial in 1997 and is a lovely addition to historic Cranbury. She added the presentation was very well done and representatives of the Middlesex County Cultural and Heritage Commission and Assemblywoman Linda Greenstein was there as well.

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Reports and Communications (Continued)

--Mayor (cont'd)

Mayor Stave also reported Audrey Smith, Bill Bunting and she have had two (2) meetings, one with the New Jersey Barn Company for the erection of the Parsonage Barn on the former Updike Property in the "Updike Barn Park". Mayor Stave stated the project is progressing quite well and the Township is very fortunate at this time that the Historical Society has resources they can draw from (including a grant given by Bill Bunting's mother for the purpose of historic preservation and also monies from Cranbury Landmarks.) She stated they are proceeding with an objective to have the barn elements re-erected (not the cladding or the roof) hopefully by October 17th which is the date of the Historical Society's Historic House Tour which this year features some homes that have barns. Mayor Stave stated the Historical Society is going to use this opportunity to have an awareness of barns in the Township with a barn-raising, a fundraising effort.

--Members of Committee

Mr. Panconi reported he had his monthly meeting with the Fire Company on Sunday. For the month of June they had responded to 25 calls; 11 during the day and 14 during the evening. Ten (10) were false alarms and three (3) of those would apply to the Township's new ordinance concerning fines to contractors. Mr. Panconi then asked that the Fire Company come up to discuss with the Township Committee the fire siren issue:

Mr. Charles Smith, 141 Plainsboro Road, and Mr. Michael Kervan, 4 Brainerd Drive, both members of the Cranbury Fire Company, stated they were here this evening to discuss the re-location of the fire siren that was on the water tower. The water tower was recently taken down by New Jersey American Water. Ms. Stave asked if the Fire Company has determined a new location and have studies yet been done to determine if the apparatus can support the siren. Mr. Kervan responded Mr. Farrington, Construction Official, is presently looking at a new type of siren which will be able to have several tones and accommodate the First Aid as well. Ms. Smeltzer, Township Administrator, indicated New Jersey American Water has offered to contribute \$5,000 towards the purchase of a new siren. Mr. Panconi asked if the water company is under any obligation to do any re-location or help the Township. Ms. Smeltzer explained their Director of Community Affairs went to the corporate office and they have offered to pay \$5,000. She explained with the original Bill of Sale there was no mandate stating they had to do anything once the tower came down. Mr. Smith reported the siren in the Village area is important as it alerts residents who are driving, that fire engines will be exiting the fire house shortly, as well as alerting firemen who live in the area. Mr. Kervan reported many towns (Hightstown Borough, West Windsor Township, Monroe Township, Colonial in Hamilton Township and Millstone Township), in the surrounding area are still using sirens. Mr. Stannard asked if the offer was an opening offer. Ms. Smeltzer offered to call New Jersey American Water to see if they could make a better offer. Ms. Stave suggested the Fire Company hold a neighborhood meeting at the Fire House to alert the neighbors that the siren will be closer to them. Mr. Panconi stated Mr. Farrington, Construction Official, has information on the new type of siren. Mr. Smith indicated the siren for the First Aid calls has not been working as well as it had been and perhaps it could be incorporated with the new siren and added that siren is physically located on top of the Fire House. Mayor Stave stated the Township will be willing to work with the Fire House on how the balance of the cost of a new siren is obtained.

Agenda Additions/Changes

Ms. Cunningham, Clerk, announced that due to the Library Board of Trustees discussing the possible PNC Bank building acquisition, under the Work Session, item c, was being postponed until the Township Committee meeting of July 27, 2009. Also, one of the Closed Session Items, "NJSA 10:4-12b(5)/Matters involving the potential purchase of real property with public funds: Discussion of right of first refusal with respect to certain property," would be discussed at the end of the meeting.

TOWNSHIP COMMITTEE MEETING
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Ordinances
First Reading

Cranbury Township Ordinance 07-09-11

An Ordinance entitled, "Cranbury Township Ordinance 07-09-11, AN ORDINANCE OF THE TOWNSHIP OF CRANBURY, IN MIDDLESEX COUNTY, NEW JERSEY, REGULATING THE STOPPING AND STANDING OF VEHICLES AT CERTAIN DESIGNATED SECTIONS OF LIBERTY WAY AND HALF ACRE ROAD, was introduced for first reading. On motion by Mr. Stannard, seconded by Mr. Cody, the Ordinance was passed on first reading by vote:

Ayes: (Cody	Abstain: (None
(Panconi	Absent: ((Stout
(Stannard	
(Stave	

Nays: (None

Public Hearing: July 27, 2009

**TOWNSHIP OF CRANBURY
COUNTY OF MIDDLESEX, STATE OF NEW JERSEY**

WHEREAS, Liberty Way is a municipal roadway, extending through the Township from Station Road (County Route 615) to South River Road (County Route 535) within the Township's borders; and

WHEREAS, Half Acre Road is a municipal roadway, extending through the Township from NJ Route 130 to the municipal border of Monroe Township within the Township's borders; and

WHEREAS, Cranbury Township Police Department has requested that the Township Committee establish no stopping and standing zones on said municipal roadways, so as to address a continuing situation involving the parking of tractor-trailers thereon, which causes traffic hazards for motorists; and

WHEREAS, the Township Engineer has investigated the circumstances and has concluded that no stopping and standing zones on the identified roadways are in the best interests of the public and approves of such action and the erection of the appropriate signage therefore;

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

Section 1. The Township hereby establishes that no person shall stop or stand a vehicle at any time on any of the streets or parts of streets described below:

<u>Name of Street</u>	<u>Sides</u>	<u>Location</u>
Liberty Way	Both	Station Road to South River Road
Half Acre Road	Both	New Jersey State Highway Route 130 to Monroe Township Border

TOWNSHIP COMMITTEE MEETING
July 13, 2009

Cranbury Township Ordinance 07-09-11
(Continued)

Section 2. The Municipal Clerk shall forward a certified copy of this ordinance and all supporting documentation to the Middlesex County Department of Engineering and the New Jersey Department of Transportation.

Section 3. This ordinance will take affect upon its passage and publication, as required by law.

Ordinance
First Reading

Cranbury Township Ordinance 07-09-12

An Ordinance entitled, "Cranbury Township Ordinance 07-09-12, AN ORDINANCE OF THE TOWNSHIP OF CRANBURY IN MIDDLESEX COUNTY, NEW JERSEY, REGULATING THE STOPPING OR STANDING OF VEHICLES AT CERTAIN DESIGNATED SECTIONS OF COUNTY ROUTE 614/PROSPECT PLAINS ROAD; COUNTY ROUTE 535/SOUTH RIVER ROAD; AND COUNTY ROUTE 615/STATION ROAD", was introduced for first reading. On motion by Mr. Cody, seconded by Mr. Stannard, the Ordinance was passed on first reading by vote:

Ayes: (Cody	Abstain: (None
(Panconi	Absent: (Stout
(Stannard	
(Stave	

Nays: (None

Public Hearing: July 27, 2009

WHEREAS, County Route 614, also known as Prospect Plains Road, is a Middlesex County roadway, extending through the Township from South River Road (County Route 535) to the municipal border with Monroe Township; and

WHEREAS, County Route 535, also known as South River Road, is a Middlesex County roadway, extending through the Township from NJ Route 130 to Pleasant Hill Road; and

WHEREAS, County Route 615, also known as Station Road, is a Middlesex County roadway, extending through the Township from NJ Route 130 to the municipal border with Monroe Township; and

WHEREAS, the Cranbury Township Police Department has requested that Township Committee establish no stopping or standing zones on said Middlesex County roadways, so as to address a continuing situation involving the parking of tractor-trailers thereon, which causes traffic hazards for motorists; and

WHEREAS, the Township Engineer has investigated the circumstances and concludes that the creation of no-stopping and no-standing zones on the identified roadways are in the best interests of the public and approves of such action and erection of the appropriate signage therefore;

TOWNSHIP COMMITTEE MEETING
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Cranbury Township Ordinance 07-09-12
(Continued)

WHEREAS, the Cranbury Township Police Department has discussed this situation with the Middlesex County Department of Engineering, who is in agreement with the corrective action set forth herewith;

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

Section 1. The Township hereby establishes that no persons shall stop or stand a vehicle at anytime on any part of the following streets or parts of streets described below:

<u>Name of Street</u>	<u>Sides</u>	<u>Location</u>
Prospect Plains Road (County Route 614)	Both	South River Rd. to Monroe Township border
South River Road (County Route 535)	Both	New Jersey State Highway Route 130 to Pleasant Hill Road
Station Road (County Route 615)	Both	New Jersey State Highway Route 130 to Monroe Township border

Section 2. The Municipal Clerk shall forward a certified copy of this ordinance and all supporting documentation to the Middlesex County Department of Engineering and the New Jersey Department of Transportation.

Section 3. This ordinance will take affect upon its passage and publication, as required by law.

Ordinance
First Reading

Cranbury Township Ordinance 07-09-13

An Ordinance entitled, "Cranbury Township Ordinance 07-09-13, AN ORDINANCE OF THE TOWNSHIP OF CRANBURY IN MIDDLESEX COUNTY, NEW JERSEY AMENDING CHAPTER 130, "STREETS & SIDEWALKS," TO ADD NEW ARTICLE V THERETO CONCERNING CERTAIN TRAFFIC CONTROLS FOR STREET AND SIDEWALK MAINTENANCE", was introduced for first reading. On motion by Mr. Stannard, seconded by Mr. Cody, the Ordinance was passed on first reading by vote:

Ayes: (Cody	Abstain: (None
(Panconi	Absent: (Stout
(Stannard	
(Stave	

Nays: (None

Public Hearing: July 27, 2009

**TOWNSHIP OF CRANBURY
COUNTY OF MIDDLESEX, STATE OF NEW JERSEY**

TOWNSHIP COMMITTEE MEETING
July 13, 2009

Cranbury Township Ordinance 07-09-13
(Continued)

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

Section 1. Chapter 130 of the code of the Township of Cranbury ("Code"), entitled "Streets and Sidewalks," is hereby amended by adding thereto NEW Article V, "Traffic Controls for Street and Highway Construction and Maintenance Operations," which shall read as follows:

ARTICLE V
Traffic Controls for Street and Highway Construction and Maintenance Operations

§130-30. Adoption of Manual.

- A. The Township Committee finds and declares that problems of traffic control occur when traffic must be moved through or around road or street construction, maintenance operations and utility work, above or below ground which requires blocking the roadway or obstructing the normal flow of traffic; and that such obstructions are or can become dangerous when not properly controlled. In order to better promote the public health, safety, peace and welfare, it is necessary to establish controls and regulations directed to the safe and expeditious movement of traffic through construction and maintenance zones and to provide safety for the work forces performing these operations.
- B. The Township of Cranbury, in the County of Middlesex, State of New Jersey, does hereby adopt the current Manual on Uniform Traffic Control Devices, 2003 Edition, and all supplements and amendments thereto, hereafter known as "MUTCD" except as hereby supplemented and amended, as it controls and regulates whenever construction, maintenance operations or utility work obstructs the normal flow of traffic. Any person, contractor or utility who fails to comply with the provisions of MUTCD while performing such work is in violation of this article.

§130-31. Preconstruction meeting.

- A. It shall be the responsibility of the person, contractor or public utility, wishing to conduct work on, under, above or along a public right-of-way, to contact the Traffic Safety Officer of the Cranbury Township Police Department in order to arrange a preconstruction meeting to submit plans for the safe movement of traffic during such period of work. Any person, contractor or utility who fails to comply with this section prior to the start of such work or whose plans are not approved by the Traffic Safety Officer of the Cranbury Township Police Department is in violation of this section.
- B. Public utilities conducting routine maintenance work need not comply with the preconstruction meeting requirement.

§130-32. Emergency contact phone numbers.

TOWNSHIP COMMITTEE MEETING
July 13, 2009

Cranbury Township Ordinance 07-09-13
(Continued)

The person, contractor or utility shall provide the Traffic Safety Officer with at least two emergency contact phone numbers to be called in case of emergency problems at the construction or maintenance site prior to the start of any work. If, for any reason, emergency contacts cannot be reached or if the emergency contact person does not respond within a reasonable period of time to a call from the Police Department to correct a hazardous condition, the Township may respond to correct such hazardous condition. The reasonable fees for such emergency services by the Township shall be charged to the person, contractor or utility responsible for such condition.

§130-33. Time limits.

- A. There shall be no construction, maintenance operations or utility work under, above, on or along any public right-of-way in the Township before the hour of 9:00 a.m. or after the hour of 4:00 p.m. or on weekends or holidays.
- B. This time limit may be adjusted or modified by the Traffic Safety Officer to permit work before 9:00 a.m. or after 4:00 pm. Or on weekends or holidays, if it is determined by the Traffic Safety Officer that the construction or maintenance operations would not substantially delay or hinder traffic or cause a safety or health hazard.

§130-34. Road closings and detours.

Road closings and/or traffic detours shall not be permitted unless approved by the Traffic Safety Officer of the Cranbury Township Police Department.

§130-35. Traffic directors.

Traffic directors shall be posted at all construction or maintenance sites when determined by the Traffic Safety Officer that same are necessary to provide for the safe and expeditious movement of traffic and pedestrians.

§130-36. Stop work.

The Traffic Safety Officer of the Cranbury Township Police Department shall have the authority to stop work, including the removal of equipment and vehicles, stored materials within the street right-of-way, backfilling of open excavations and/or other work, in order to abate any nuisance, traffic delay and/or safety hazard or for any violation of this article.

§130-37. Emergency repair work.

- A. In the case of emergency repair work where the construction, maintenance operations or emergency utility work must be performed that will obstruct, interfere or detour traffic on any roadway within the Township, the person, contractor or utility performing such operation shall notify the Cranbury Township Police Department of such emergency operation. The person, contractor or utility shall disclose the nature of the emergency, location and hours of operation.

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Cranbury Township Ordinance 07-09-13
(Continued)

- B. All emergency construction and maintenance operations shall be performed with full regard to safety and to keep traffic interference to a minimum. During such emergency repair work, the person, contractor or utility shall comply with the provisions of the MUTCD.

§130-38. Violations and penalties.

- A. Any person, contractor or utility who commits a violation of this article shall, upon conviction thereof, for a first offense pay a fine of not less than \$100 nor more than \$500; for a second offense upon conviction thereof, pay a fine of not less than \$250; and for a third subsequent offense, upon conviction thereof, pay a fine of not less than \$500.
- B. A separate offense shall be deemed committed on each day during or on which a violation occurs or continues.

Section 2. This ordinance will take affect upon its passage and publication, as required by law.

Resolutions
Consent Agenda

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

Ayes: (Cody	Abstain: (None
(Panconi	Absent: (Stout
(Stannard	
(Stave	

Nays: (None

Cranbury Township Resolution # R 07-09-087

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

Cranbury Township Resolution # R 07-09-088

RESOLUTION OF THE TOWNSHIP OF CRANBURY, NJ

A RESOLUTION AUTHORIZING THE RELEASE OF A PERFORMANCE GUARANTEE FOR
BLUE ROOSTER

WHEREAS, Blue Rooster has requested the release 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 June 29, 2009 (attached hereto as "Exhibit A") recommended that the following performance guarantee be released;

Cash	\$ 12,791.00
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TOWNSHIP COMMITTEE MEETING
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Cranbury Township Resolution # R 07-09-088
(Continued)

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";
2. It hereby authorizes the release 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. Blue Rooster
- d. Township Attorney

Cranbury Township Resolution # R 07-09-089

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 2009 in the sum of \$6,000.00 which item is now available as a revenue from State of New Jersey pursuant to the provision of statute, and

Section 2

BE IT FURTHER RESOLVED that a like sum of \$6,000.00 is hereby appropriated under the caption Over the Limit Under Arrest.

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:

TOWNSHIP COMMITTEE MEETING
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Cranbury Township Resolution # R 07-09-089
(Continued)

- (a) Director of the Division of Local Government Services
- (b) Township Auditor
- (c) Director of Finance

Cranbury Township Resolution # 07-09-090

RESOLUTION AUTHORIZING THE EXECUTION OF AN ENCROACHMENT AGREEMENT WITH KAMLESH AND BINA SHAH FOR THE INSTALLATION AND OPERATION OF A WATER LINE WITHIN A TOWNSHIP RIGHT OF WAY ALONG LIBERTY WAY IN THE TOWNSHIP OF CRANBURY, STATE OF NEW JERSEY.

BE IT RESOLVED, by the Township Committee of the Township of Cranbury, County of Middlesex, State of New Jersey, that the Township is authorized to enter into an encroachment agreement with Kamlesh and Bina Shah for the installation and operation of a private water line in the Township's right of way along Liberty Way to provide water service to their property, designated as Lot 20.02, Block 7 (Cranbury Township Tax Map 2003), in the Township of Cranbury, County of Middlesex, State of New Jersey; and

FURTHER, BE IT RESOLVED, that the Mayor and Clerk are authorized and directed to execute the encroachment agreement.

Cranbury Township Resolution # R 07-09-091

TOWNSHIP OF CRANBURY
COUNTY OF MIDDLESEX

WHEREAS, on June 24, 2002, Cranbury Township (Resolution # 06-002-105) entered into a Shared Services Agreement with the Monroe Township Municipal Utilities Authority to provide all regular and emergency administration and maintenance for the Township of Cranbury's Sewer System; and

WHEREAS, the Monroe Township Utilities Authority recently was absorbed by Monroe Township; and

WHEREAS, Monroe Township has submitted a proposed agreement to provide all regular and emergency administration and maintenance for Township of Cranbury's Sewer System for the period July 1, 2009 to June 30, 2010; and

WHEREAS, Monroe Township has proposed a 1.6% annual increase in the rate for sewer system administration and maintenance;

WHEREAS, the Township Administrator has reviewed the terms of the shared services agreement and find that the terms are reasonable and the shared services is beneficial to Cranbury Township; and

WHEREAS, the Township Administrator is recommending to the Township Committee that the agreement be approved;

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Cranbury, that the July 1, 2009 to June 30, 2010 shared services agreement with Monroe Township for sewer system administration and maintenance is hereby approved.

TOWNSHIP COMMITTEE MEETING
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Reports from Township Staff and Professionals
Chief Ed Kahler

Police Chief Ed Kahler gave his monthly report to the Township Committee. Chief Kahler reported for the month of June, 2009 there were 133 summonses issued. 15 of those summonses were for speeding and 23 cell phone violations. Expenditures, highest to lowest were shift coverage, schools and training and prisoner transports. Two (2) officers completed their training to operate the Alcotest breath testing device.

Chief Kahler also reported the Department had received a check in the amount of \$ 423.00 from its telephone service provider as the telephone system had failed back in May. Reports by Bureau: Traffic Bureau—There were 18 crashes in June and he stated he has nothing else to report other than the usual summertime radar patrols to keep the speeders in check, etc. Detective Bureau—there were 20 new investigations of which 16 were closed. They investigated two (2) vehicle burglaries gas thefts and domestic violence complaints. CERT—there was a CERT meeting in June to discuss the upcoming July 5th fireworks. Other Comments: The bicycle patrol was out five (5) times during the month, vehicle mileage was 12,918 miles. Seven (7) arrests were made for Driving While Intoxicated, one (1) for theft, five (5) warrants. Chief Kahler reported Matt Mikula has been working on his Eagle Scout Project converting a previous storage area to a disaster shelter at the Police Station and commended him for the work he has done. Chief Kahler also reported Mr. Stannard asked for clarification on Cranbury Township Ordinance 07-09-13 which was being introduced this evening. In particular, Mr. Stannard referenced Page - 2-, Section **§130-31**. “Preconstruction meeting” and the term “Traffic Officer”. Chief Kahler indicated that language was incorrect and it should read Township Police Chief. Ms. Waterbury, Esquire, Township Attorney, stated the Ordinance will be revised for the next meeting and because the change was insignificant, there is no need to re-advertise it.

Mr. Cody asked about the alert the Police Chief sent out recently regarding “suspicious” individuals knocking on residents’ doors asking for directions to restaurants, etc. and and/or if they need their driveway paved. While one person is talking to the homeowner, the other will go around to the back and enter the home. Chief Kahler stated residents need to be made aware and the police are keeping a lookout for them.

Reports from Township Officials and Staff
Ms. Smeltzer, Township Administrator

Ms. Smeltzer, Township Administrator, gave updates on the Cheney Property and Bauder issues:

The Cheney Property Issue

Mr. Cheney has continually been cleaning up the property. The Zoning Officer recommended Mr. Cheney be allowed to display his trucks that he has for sale on his property (facing Old Trenton Road) as the Cheneyes are trying to sell the property and it would be very helpful to him to get rid of the trucks. Mayor Stave asked Ms. Smeltzer to convey this information to the Four Seasons at Cranbury Homeowners’ Association since the residents were the ones to originally complain. Ms. Jane Elias, President of the Association thanked the Township for addressing the Cheney issue and agreed it is being cleaned up. She asked that the “cow pool” which is leaning against the building be removed. Mayor Stave stated residents should be following a process of letting the Township Administrator, Ms. Smeltzer, know of any problems or issues in the future so they can get a direct response and will not have to attend a meeting. She stated Ms. Smeltzer can dispatch the Zoning Officer, Mr. Graydon to the site. Mr. Graydon has a long history of working with the residents and a very good “bedside manner”. Mayor Stave stated it is often helpful to go through these channels and thanked Ms. Elias and Mr. Colombo for bringing the matter to the Township’s attention.

TOWNSHIP COMMITTEE MEETING
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Reports from Township Officials and Staff (Continued)
Ms. Smeltzer, Township Administrator (cont'd)

The Bauder/ Walias Issue

In October, 2006, Dr. and Mrs. Walia installed a fence without approval, with resulting soil disturbance and clearing of the conservation easements, and the family's (Dr. and Ms. Walia) Attorney, David Orron, Esquire, responded to the Notices of Violation which were issued by Mr. Graydon. A site meeting with Dr. and Mrs. Walia, Mr. Orron, Richard Price, Township Planner and Cathleen Marcelli, Township Engineer, took place on November 20, 2006. At that time the Walias were directed to make application to the Zoning Board of Adjustment for the fence (which had been already installed) and to hire a certified landscaper. The Walias filed their application with the Zoning Board of Adjustment on December 1, 2006, and the fence variance was also discussed at a Development Review Committee meeting held on January 4, 2007. The Zoning Board approved the variance with conditions on May 2, 2007 and a report was submitted, dated June 14, 2007 from the Walia's Certified Landscape Architect and transmitted to Scott Levy, the Township's Landscape Consultant. Mr. Levy replied to the correspondence on April 20, 2008. Mr. Richard Preiss, Township Planner, responded on September 20, 2008, the Walia's Certified Landscaper responded on October 20, 2008 and Mr. Orron indicated in an e-mail, dated December 2008, the family had hired Glenwood Landscape Designs to perform restoration of the conservation easement and in accordance with Dan Dobromilsky, approved the plan. It was noted Mr. Dobromilsky would oversee the work. On January 30, 2009 Mr. Orron sent an e-mail to Mr. Graydon, Zoning Officer, reporting the re-planting of the conservation easement area on the property had been completed in accordance with the approved plan (he attached a copy of a letter dated December 22, 2008 from the Walia's Certified Landscape Consultant certifying completion of the work). At that time Mr. Orron requested to have a scheduled re-inspection of the property to formally close out the pending Notice of Violation. Ms. Marcelli stated at that time Mr. Graydon contacted her to confirm all of the re-planting in the conservation easement had been completed. However, the planting along the fence line was not completed due to wet conditions this spring. The Walias had indicated to Mr. Graydon they will be re-planting that area in the fall of this year in compliance with the Zoning Board's "Conditions of Approval".

Mr. William Bauder, Petty Road, stated he would like to speak on the issue. Mayor Stave stated before he began, she wanted to point out Ms. Smeltzer, Township Administrator, had tried to reach him on several occasions this past week and asked Mr. Bauder if he had called her back. Ms. Smeltzer responded Mr. Bauder e-mailed her yesterday (Sunday, July 26, 2009). Mayor Stave reported it would be the Township Committee's preference that he try to work the issues out with Ms. Smeltzer.

Mr. Bauder reported for more than two (2) years he has come before the Township Committee and contacted the Township Administrator to try to resolve the issue with the Walias and as of today, most of the issues have not been met that are outlined in the Conditions of Approval from the Zoning Board. Mayor Stave responded it is the Township Committee's understanding the conditions are being met, and to be reasonable, as indicated previously, this is not a good planting time for the Walias (due to heavy rains this spring). She reminded Mr. Bauder they will do the re-planting of the area in the fall. Mr. Bauder raised his concern with the Walias installing a fence that is not visible to them. However, the neighbors are able to see the fence and it is illegal. Ms. Waterbury, Esquire, Township Attorney, responded the Walias did in fact go before the Zoning Board and obtain the approval for the fence; hence it is not illegal and they are in the process of completing all of the conditions (planning to do the re-planting of the remaining area in the fall). Mayor Stave asked Mr. Bauder if he has tried to speak with the Walias in a "neighborly

TOWNSHIP COMMITTEE MEETING
July 13, 2009

Reports from Township Officials and Staff (Continued)
Ms. Smeltzer, Township Administrator (cont'd)

The Bauder/ Walias Issue(cont'd)

fashion" to ask them to do the plantings on Mr. Bauder's side of the fence. Mr. Bauder stated he had.

Reports from Township Boards and Commissions (Continued)
Library Board

Before Kirstie Venanzi, President, Cranbury Library Board of Trustees gave her presentation, Mayor Stave gave a brief history on the PNC Bank building issue:

The Township Committee met on the issue with a large public meeting in the School Cafeteria almost one year ago, and it was the sentiment at the time that the Township did not have enough information at hand to make a decision and had other pressing priorities with COAH. Since then a lot has changed, and the property is still on the market. She added the Township should hear what they have to say and to entertain the notion that this is a property for sale in the center of the Town that could have many advantages to us should we acquire it. Mayor Stave then asked Ms. Venanzi, President of the Library Board to speak.

Ms. Venanzi announced the Library had just received the official word from the State Library that the \$18,000 gift to the Township had been approved. Ms. Venanzi also reported the Library's Summer Reading Program has gotten off to a great start and adults and children have pledged to read over the summer. Ms. Venanzi then introduced the other members of the Library Board who were present: Hal Rourke, Vice President; Patti Thomsson, Finance Director; Pam Parsighian, Mayor's Representative and Andre J. Mento, Board Member. Ms. Venanzi reported the Library Board members were here this evening to discuss the PNC bank property to be used as a possible site for a sustainable combined use community center that would include a Library. She stated the Library needs to plan for the future and has an opportunity to look at the PNC bank property. Due to considerable interest in town and from the Board members of the Library, the Board is obligated to complete due diligence to see if this is a viable option. Ms. Venanzi reported the goal to accomplish this is with no increase in taxes. Cranbury Public Library can afford the estimated operating costs of the building and would be able to pay a small amount of debt service. The Library can afford the estimated renovation costs. Ms. Venanzi also reported the Library had recently had a preliminary "floor load" study done with very encouraging results as a large portion of the bank is on a slab. The majority of the building would not need to be reinforced. Ms. Venanzi stated the PNC bank building is a great location for a community center and a library. In addition, it could provide space for senior services, young children's programs, school children and young families and pre-school programs as well. Partners such as the Cranbury Historical and Preservation Society would work with the Library to better serve our Community with such items as archival storage as well as flexible meeting space. Having that location in town will increase foot traffic in town as well as insure public parking while preserving the historic value in the center of town. Ms. Venanzi stated the main reason she was present this evening was to ask the Township Committee to agree to a telephone conversation. The realtor who is handling the PNC bank building indicated a conversation can be arranged between PNC in Pittsburgh and the Mayor to discuss a price on the property. The Library Board is asking if the Mayor could discuss a possibility of a heavily-discounted price or a donation of the property to the town. Ms. Venanzi added she has knowledge of several banks who have donated buildings to towns. In addition, PNC has a "Community Wellness" policy and two (2) of their biggest initiatives have to do with community-based organizations, enhanced educational opportunities and the "Grow up Great Initiative", an investment to improve school readiness among children from birth to age five. Both of these initiatives speak directly to what public libraries accomplish every day. Mayor Stave reported this information is new since last year when the discussion pertained to whether or not the Township should buy the bank. The discussion now is shouldn't we at best

TOWNSHIP COMMITTEE MEETING
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Reports from Township Boards and Commissions (Continued)
Library Board (cont'd)

call them to see if there is a way to acquire it, either as a gift or at some heavily-discounted rate, which would enable the Township to make the acquisition without a great deal of debt, if any, that would affect the tax base. She stated again, the question to the Township Committee is not should we buy the bank but should we pursue the conversation. Mayor Stave asked Ms. Venanzi if anyone else from the Library Board wished to make any remarks. Ms. Thomsson, Finance Director, stated as Finance Director for the past three (3) years, she has kept a close watch on the Library's monies. She would like the Library to take the next step and stated the Library has acted in a conservative and sensible manner in gathering information and had not incurred expenses other than a minor one to have an engineering report done (and only spent \$200.00). Ms. Thomsson asked the Township for its support to engage in a conversation with the Administration of PNC bank. Mr. Hal Rourke, Vice President, stated he had attended a seminar last year at which the speaker indicated the library as becoming the "third place" for people to spend time: the first one being the home, school second and the latest trend seems to be the library. Mr. Rourke added, more and more libraries are being used throughout the Country as a centerpiece. He stated the Board has been looking for buildings that could be used to be joined by community organizations, etc. The bank has the facilities that would meet these needs and acquisition of the bank building would greatly add to the town and is a great opportunity. Ms. Parsighian, Mayor's Representative, stated when she first moved to Cranbury she was very impressed that the School and Library were sharing space. However, since being on the Library Board of Trustees, she has second thoughts about it. Every time the Library receives new books they have to take books out due to a lack of space. In addition, there is presently no written agreement with the Cranbury Board of Education to lease the space (after working on it for many months). Ms. Parsighian also stated the Library would not ask the Township to buy the bank building unless it makes sense. Mr. Andre Mento stated as the newest member of the Board of Trustees (completing his second year) he had the opportunity to see a staff at the Library with total dedication and ability to do a great job. Mr. Mento added the Library can be one of the town's "crown jewels" for its residents and the location could enhance the Library's reputation. Mr. Allen Kehrt, resident and Planning Board Vice-Chairperson stated the last time the Township looked at the Library was when the "Downtown Study" was done which placed a Library next to the tennis courts. He stated he would like to see the Township Committee turn to the Planning Board to start thinking about a Library and look at some of the sites around town that have been discussed over the years. Mr. Kehrt urged everyone to think seriously about the bank building as a possible library site.

Mayor Stave opened up the discussion for Public Comment: Mr. William Kanawyer, Evans Drive, stated the last time he spoke before the Township Committee on this issue he heard several members of the Township Committee express reservations about accumulating any more debt for the Township. He reported he was somewhat disappointed by the opinion. Mr. Kanawyer stated as the Mayor suggested, times have changed, and there are now new circumstances. He hopes that the Township will at least have a conversation with the bank as it is possible it may be a really good bargain. Mr. Kanawyer stated if it is a good bargain, the Township should not miss out on such an opportunity. Mr. Bob Venanzi, Brainerd Drive, stated he was speaking as a Cranbury school student and resident. Public libraries in a downtown center would not only benefit Cranbury's high standards of education, but would also be a benefit for a more viable downtown and help the community. Mr. David Nissen, Evans Drive, stated he supports Mr. Kehrt's suggestion that this issue be considered in a very professional manner at the Planning Board and that the Township Committee support that process, in particular, support that process in the information gathering process that the Library Board suggests. Cranbury decides wisely when a full-fledged responsible discussion of all of the issues is put forward. Mayor Stave stated the Township Committee does need to be concerned with the fiscal side of the issue. The Township Committee is not the Planning body of this Township.

TOWNSHIP COMMITTEE MEETING
July 13, 2009

Reports from Township Boards and Commissions (Continued)
Library Board (cont'd)

It makes sense to have the Planning Board review the issue. Ms. Thomsson, Finance Director, stated the Library Board has formed a separate Library foundation because the Library recognizes they will need private funds to support a new library. Ms. Thomsson added the Library Board will be behind the project 100% and it will not be entirely public financing. Mr. Wayne Wittman, 97 South Main Street, former Township Committeeman and Planning Board Member, stated he would not take the building even if it were given to the Township for free as he still has the same concerns he had last year when the Township Committee held the discussion on possible acquisition---there are environmental concerns (there is a very old underground storage tank) as well as with the configuration with its architecture. Mr. Wittman also raised his concern with the building requiring a lot of maintenance in the future. Mr. Wittman reported there is property available (near the new baseball field area) that can support a new "green" design building, is environmentally friendly, and A.D.A. compliant. Mr. Wittman reported there presently is money available for such projects through the Federal Stimulus Plan. Mr. Wittman stated the reason the bank building hasn't sold yet is most likely because it is a mess. If something is newly built, the Township will use it for years and years to come. Mr. Wittman agreed with Mr. Kehrt that it should be heard at the Planning Board and advertised for residents to come and give their concerns. Mr. Dale Smith, 8 Maplewood Avenue and Chairman of the Zoning Board of Adjustment, stated as a retired architect he has some familiarity with the concerns Mr. Wittman has and would like to address them. He said there may be issues with the building, but there is no way a new building can be designed and built for the same amount of money that acquiring and utilizing the bank building would be. Mr. Smith suggested acquiring the building, doing whatever work necessary to be able to get in there and then later on make the extensive renovations. Mr. Smith stated the building is in the right place with parking for the downtown area. The Library in that location could be a real asset to the downtown area and asked that the Township at least consider acquiring it. Mr. Smith raised his concern with traffic issues if a Library were built near the School property. Mr. Mark Berkowsky, resident and architect, stated that he was the Manager and Construction Manager during the time the new police station was being built and suggested he, Mr. Smith and Mr. Kehrt do a feasibility study pro bono for the Township to determine what the numbers would really be. Ms. Jane Elias, Four Seasons resident, stated she strongly urges the Township to make the call to the PNC Bank. Ms. Elias stated having a Library in the center of town would help all of the businesses in town. Ms. Linda Bowker, 5 Bunker Hill, stated not too long ago she heard Mayor Stave indicate the Township does not have \$5,000 to "kick in" for a fire siren system and would like to know how the Township could even consider purchasing the building, even if it were donated. Ms. Bowker also stated she agrees with Mr. Wittman that the building is a "black hole". Mayor Stave responded the right place for the discussion is at the Planning Board. Mr. Mento, Library Board of Trustee member, requested the Township call the bank to ask if the building really is for sale and how it could be acquired. If in fact it seems possible, then take the necessary steps and accept the "gracious offer" to have the feasibility study done pro bono. Mr. Jack Frohbeiter, Cranbury Neck Road, stated he thought at the very least, the Township should have a referendum to determine the sentiment of the residents concerning the possible acquisition of the bank building. Ms. Florence Kettlekamp, Four Seasons resident, stated utility costs for an older building cost far more than a new one. She also requested from the Library Board of Trustees, an article to be written up for The Cranbury Press indicating how much money it receives and exactly how those funds are spent at least once a year. Ms. Venanzi, President, responded the Library is a municipal library and receives an appropriation about \$100 for the average resident in town. That pays to support the Library; covering personnel, books, supplies and operations costs. That fee is mandated and is what the Library has been operating on. She added recently when the Township had the revaluation done the amount went up giving the Library a little above and beyond what they actually needed. At that point, the Library started saving to plan for the future. Ms. Thomsson, Finance Director, stated New Jersey law requires that 1/3 mil be appropriated to fund public libraries and is independent of anything Cranbury residents want to do. Because of

TOWNSHIP COMMITTEE MEETING
July 13, 2009

Reports from Township Boards and Commissions (Continued)
Library Board(cont'd)

the increased value of the real property which includes residential and commercial, it has gone up enormously. Ms. Thomsson reported Cranbury is one of two (2) libraries in the entire State of New Jersey that is not a free-standing library and does not have a lot of the expenses such as rent, utilities, etc. and now has a generous reserve put aside. Mr. Dan Mulligan, 32 Old Cranbury Road, stated it makes sense to have a conversation with the bank; however, the Township should look at all options and look at cost comparisons. He also urged the Township to look at whether or not it makes sense to look at relocating the school library. Mr. Mulligan also stated he feels raising private funds is a great idea because the Township has \$21-million in debt and will be facing additional debt with the cost to repair Brainerd Lake Dam and the Liberty Way Bridge project. He raised his concern with approaching the debt limit, which in turn will affect the Township's bond rating. Mr. Mulligan supports Mr. Berkowsky's idea of doing a cost analysis of the bank building. Mr. Frank Marlowe, 5 North Main Street, stated he feels having a library in the Village area is a wonderful idea, and the parking would also be an asset to the Village area. Mayor Stave then asked for the Township Committee members' comments on whether or not the Township should explore PNC bank's willingness to sell the building at a discounted rate to the Township for less and referring the matter to the Planning Board at the same time. Mr. Cody stated he is always concerned about expenses, costs and a lot of future unknowns. He expressed it is a little premature to start negotiating with the bank at the present time. He is in support of someone putting together (and has not seen one yet) a concrete financial plan for acquiring the bank building, building a new structure on the Wright-South property or staying with the School. Mr. Cody recommended getting some volunteers together to create a plan and put a referendum together to let the residents decide. Mr. Cody stated right now the Township is not in a position to go forward. Mr. Cody stated he agrees with looking at the costs associated with the possible acquisition but not making the phone call. Mr. Stannard stated, until the Township can determine what their plan is, the Township cannot know what their intent is. He recommended having the Planning Board involved and making the telephone call to the bank. Mr. Stannard indicated he thinks a referendum is a great idea to find out if the residents in town are in support of such an idea. Mr. Panconi stated he has not changed his position; however, he does not see a problem with making the phone call. However, the conversation he would like to hear is that the bank is willing to donate the building to the Township and is intrigued with having the architects and the Planning Board looking at it. Mr. Panconi raised his concern about putting a new building on the Wright-South property because of the traffic issue on School House Lane and the costs associated with it and costs to the Township in the future. Mayor Stave confirmed "for the record" that this is a two-pronged decision the Township will make the call and will also bring the matter before the Planning Board for further review.

Work Session

a). Discussion by Michael Brennan on Eagle Scout Award Project

Mr. Michael Brennan presented and discussed with the Township Committee his proposal for his Eagle Scout Award Project. Mr. Brennan stated there are two (2) main projects to his project, the first being a fundraiser for a 5K road race, hopefully through the neighborhood of Shadow Oaks. The second component is the actual project which will be a 100 meter strip of track that is two (2) lanes wide located behind the School. Mr. Brennan indicated he has already presented his project to the Board of Education and has obtained its approval. He reported he was present this evening to seek the approval of the Township Committee for his fundraiser because he will be using Township roads for the run itself. He will work with the Cranbury Police to plan a route and the police will also be there for traffic control the day of the race. Mayor Stave asked Mr. Brennan if he has an idea of when he would be doing the race. He indicated mid-August on a Wednesday. Mr. Brennan reported he had already met with the Police Department and they are in support of the project. Mayor Stave asked how much he will need to raise and Mr. Brennan indicated around \$2,600.00. A motion was made by Mr. Panconi, seconded

TOWNSHIP COMMITTEE MEETING
July 13, 2009

Work Session (Continued)

- a). Discussion by Michael Brennan on Eagle Scout Award Project (cont'd)
by Mr. Cody and unanimously carried to approve Mr. Brennan's proposal for his Eagle Scout Award Project.

- b). Presentation by John Ferguson, Middlesex County Office of Emergency Management
Mr. John Ferguson, Assistant Coordinator for the Middlesex County Office of Emergency Management gave a presentation to the Township Committee on the County's Pre-Disaster Mitigation Plan to FEMA. Mr. Ferguson explained the project's history, gave an overview of the hazard mitigation planning as well as an overview of project types such as risk assessment, goals and objectives, and examples of actions.

Updates on Township Projects
There were none.

Public Comment

The Mayor opened the meeting to public questions and comments on those items not on the agenda. Mr. Dietrich Wahlers, 33 Hagerty Lane, asked about one of the items listed on the Closed Session, "NJSA 10:4-12b(6)/Tactics and techniques utilized in protecting the safety and property of the public and investigations of violations or possible violations of the law: Review of pending enforcement and potential enforcement actions related to zoning violations" and specifically asked if "tactics" is proper as it implies there is a problem and it would be valuable to the public to know what the Township's problems are. Ms. Waterbury, Township Attorney, responded she had helped draft the resolution language and it was more a pretty frank discussion between the Zoning Officer and the Township Committee as to how he goes about enforcing some of the violations and could be potentially detrimental to the public if it was held in Open Session. There was no specific problem or issue. Mr. Wahlers referenced the Township passing resolutions in the past and the public does not know who is responsible for their enforcement. In particular, Mr. Wahlers stated the Planning Board had passed a resolution concerning a business located on Route 130 and the owner has completely ignored the requirements of the resolution. Mr. Wahlers stated it sounds like the same problem exists with the Zoning Board. Ms. Waterbury responded in those situations, Ms. Smeltzer, Township Administrator, should be advised, or the Zoning Officer, and if it is not within his jurisdiction, direction will be given to the proper department. Ms. Waterbury added, it depends on the type of resolution adopted as to who follows up on it. Mr. Wahlers suggested the Planning Board in the future identify who is responsible for following up. Ms. Waterbury suggested checking with the Planning Board Attorney.

Mr. Mark Berkowsky, North Main Street, suggested when the new siren is purchased, the Township look into purchasing one that can be used for both the First Aid and Fire Company.

Mr. Panconi asked Ms. Smeltzer to follow up on the concrete in the stream. Mr. Wahlers indicated he has been calling D.E.P. and was told it is not really a high priority. However, they issued a violation to Middlesex County over one year ago (which has been ignored). Mr. Wahlers called the Chief Engineer at Middlesex County (who would not take his call) and he then called a Mr. Holden and he told Mr. Wahlers the County was not going to do anything until it was worked into the plan for the Dam. Mr. Wahlers indicated he has obtained a copy of the Agreement for the Dam and it does not even mention the problem. Mr. Wahlers stated just this afternoon, he called Freeholder Carol Barrett and is awaiting her to get back to him to see if she could put some pressure on the Engineering Department to satisfy D.E.P. Mr. Panconi suggested Mr. Wahlers ask her to come down to look at the site. Mr. Wahlers reported from an environmental standpoint, the piece of concrete increases the speed of the water and then works on the banks below. Mayor Stave offered if her assistance to make a phone call as Mayor to solve the problem.

TOWNSHIP COMMITTEE MEETING
July 13, 2009

Public Comment (Continued)
Mr. Panconi (cont'd)

Mr. Panconi stated a few months ago he had asked who is responsible for the paving of George Davison and was told the Township shares the responsibility (with Cranbury Township responsible for John White Road) with Plainsboro Township. He asked if the paving is in Plainsboro's plans to get it done and that Cranbury Township is doing the required work on its road. Ms. Marcelli, Township Engineer, indicated Cranbury Township is complying with their end of the Agreement and has been doing the required work on John White Road.

Ms. Smeltzer, Township Administrator, reported Jerry Thorne, Public Works Manager, has passed his State exam for certification. There being no further comments, the Mayor closed the public part of the meeting.

Mayor's Notes
There were none.

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

Ayes: (Cody	
(Panconi	Abstain: (None
(Stannard	Absent: (Stout
(Stave	

Nays: (None

Cranbury Township Resolution # R 07-09-092

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:

- "NJSA 10:4-12b(5)/Matters involving the potential purchase of real property with public funds: Discussion of right of first refusal with respect to certain property;
- NJSA 10:4-12b(6)/Tactics and techniques utilized in protecting the safety and property of the public and investigations of violations or possible violations of the law: Review of pending enforcement and potential enforcement actions related to zoning violations;
- NJSA 10:4-12b(7)/Pending or anticipated litigation nor contract negotiations and matters falling within the attorney-client privilege: Review of proposed options for resolving outstanding items stemming from the acquisition of 'Wright South' and use of escrow monies for same."

TOWNSHIP COMMITTEE MEETING
July 13, 2009

Cranbury Township Resolution # R 07-09-092
(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.

Date: July 13, 2009

On motion by Mr. Stannard, seconded by Mr. Cody, the meeting returned to Open Session:

Ayes: (Cody	Abstain: (None
(Panconi	Absent: (Stout
(Stannard	
(Stave	

On motion by Mr. Stannard, seconded by Mr. Cody and unanimously carried the meeting adjourned at 9:31 p.m.

Kathleen R. Cunningham, Clerk