

TOWNSHIP COMMITTEE MEETING
FEBRUARY 13, 2006

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 was: Township Committee members: Richard Stannard, David J. Stout, Pari Stave, Wayne Wittman and Mayor Thomas F. Panconi, Jr. Also present was: Thomas C. Witt, Administrator and Kathleen R. Cunningham, Clerk. Mayor Panconi 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 7, 2005 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 7, 2005.
- (3) Was filed on December 7, 2005 with a Deputy Municipal Clerk at the Cranbury Municipal Office, 23-A North Main Street, Cranbury, New Jersey and remains on file for public inspection, and
- (4) Sent to those individuals who have requested personal notice.

Committee Minutes of January 21, 23 and 30, 2006

On motion by Mr. Wittman, seconded by Mr. Stannard and unanimously carried, with Ms. Stave abstaining on the minutes of January 23rd, the minutes of January 21, 23 and 30th were adopted.

Reports and Communications

--Mayor

Mayor Panconi acknowledged a letter from John Flynn, Administrator for the State Green Acres Program explaining the Program and encouraging municipalities to participate. Mayor Panconi reported he, along with the Administrator, Thomas C. Witt and Township Committeeman David J. Stout on January 30, 2006 met with the County Health Department in reference to the Township's issue with the odors emanating from the ConAgra site. Subsequent to the meeting, the County will be performing "spot monitoring" of the site. In addition, Mr. Witt sent a letter to ConAgra requesting a meeting with them within the next few weeks. Mayor Panconi also reported on Tuesday, January 31, 2006, he had attended the Board of Health meeting to introduce two new members, Dr. John Coumbis and Angela Cook and the new Board of Health Attorney, Ed Konin. In addition on February 5, 2006 he had met with the Cranbury Fire Company to discuss their activities for the month of January, 2006. Present at the meeting were: Chief Sam DiStasio, Charlie Smith and Robert Allen. Mayor Panconi added he would be meeting on a monthly basis with the Fire Company this year. Mayor Panconi stated one of the issues with the Fire Company is the State Incident Report and the fact that the Fire Company was behind in submitting their reports. The Fire Company was originally fourteen months behind and currently only has three months to submit. Mayor Panconi indicated he and Mr. Wittman would be setting up a meeting with the Fire Company shortly to discuss its request for a new pumper/rescue truck. Mayor Panconi also stated the Fire Company had eleven calls for the previous month and next month they will give Mayor Panconi a breakdown on what types of calls were answered for the month. Mayor Panconi reported he had held Mayor's hours the previous Saturday, February 11, 2006 from 8:30 until 10:00 a.m. Mr.

Reports and Communications (Continued)

--Mayor (cont'd)

Thomas Ingegneri had come in to discuss the ongoing construction at The Cranbury Inn.

--Members of Committee

Mr. Stannard reported the Planning Board had met and had received the Township Committee's inquiry regarding what was necessary for the Master Plan, i.e. was there a necessity to do the entire Master Plan this year. The Planning Board indicated it was not necessary and requested the Township Committee provide to the Planning Board a list of those items it deemed priorities. Mr. Stannard indicated he and Mr. Stout would make the recommendations to the Township Committee and once approved by the Committee, give those recommendations to the Planning Board for 2006.

Mr. Wittman reported he and Mark Berkowsky, Cranbury Housing Associates, had met over the past few weeks in reference to going over the preliminary site for the Hagerty C.H.A. site and had scheduled a meeting with several residents on Old Cranbury Road for Thursday, February 16, 2006 to go over the concept plan and get additional feedback.

--Subcommittees

Ms. Stave reported the subcommittee overseeing the design for the "Village Green and base ball field on the Wright South parcel had met earlier in the evening with the consultants to review the final drawings for the grading and fencing of the field and the seeding and structures. Ms. Stave indicated the plan would be presented to the Township Committee soon. The purpose of the meeting was to finalize the specifications so the project could be put out to bid and indicated once the remediation work was successfully completed the work most likely would begin in the Spring.

Agenda Additions/Changes

Ms. Cunningham, Clerk, announced that Work Session, Item a. would be considered first before the Ordinances.

Work Session

a. Report from Police Chief Jay Hansen on Police Department

Police Chief Jay Hansen reported and discussed with the Township Committee, police overtime, bike patrol activity and the status of the violations issued for speeding. In particular, Chief Hansen reported, 136 summonses had been issued for the previous month; 102 of the total had been issued in the Village area of the Township, 39 on Route 130 and 5 East of Route 130. Chief Hansen indicated in the Village area, 76 of the summonses issued had been for speeding violations. The overtime figure for the month of January was \$9,536.92, which was well within the Budget. Chief Hanson reported the bike activity was nil for the month of January due to a lack of personnel. Also discussed was the reporting of street light outages in the Township by the Police Department. Mr. Witt, Administrator, indicated that both he and the Police Department had been calling PSE&G to report the outages, however, in the past few months the response time by PSE&G had been poor. Mayor Panconi asked for a monthly update on the response time. Ms. Stave commended the Chief on enforcement of the "Cranbury Crawl". Chief Hansen also reported there had been a home invasion recently and the Police Department would be

Work Session (Continued)

a. Report from Police Chief Jay Hansen on Police Department (cont'd)

posting a bulletin to residents on the Township's web site, as well as having an article in Friday, February 17th's Cranbury Press.

Ordinances
First Reading

Cranbury Township Ordinance # 02-06-05

An Ordinance entitled, "Cranbury Township Ordinance # 02-06-05, CALENDAR YEAR 2006 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)", was introduced for first reading. On motion by Mr. Stannard, seconded by Ms. Stave, the Ordinance was passed on first reading by vote:

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

Nays: (None

Public Hearing: February 27, 2006

TOWNSHIP OF CRANBURY
COUNTY OF MIDDLESEX

**CALENDAR YEAR 2006
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS
AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)**

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the governing body of the Township of Cranbury in the County of Middlesex finds it advisable and necessary to increase its CY 2006 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the governing body hereby determines that a 1 % increase in the budget for said year, amounting to \$50,075.53 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the governing body hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

Cranbury Township Ordinance # 02-06-05

(Continued)

NOW THEREFORE BE IT ORDAINED, by the governing body of the Township of Cranbury, in the County of Middlesex, a majority of the full authorized membership of this governing body affirmatively

concurring, that, in the CY 2006 budget year, the final appropriations of the Township of Cranbury shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 1 %, amounting to \$50,075.53, and that the CY 2006 municipal budget for the Township of Cranbury be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Approved: Susan Jacobucci, Director

Ordinance
Second Reading

Cranbury Township Ordinance # 01-06-04

A motion to enter an Ordinance entitled, Cranbury Township Ordinance # 01-06-04, BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS OF THE TOWNSHIP OF CRANBURY, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$855,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$812,250 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF", 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. Mr. Witt gave a brief explanation of the Ordinance, stating the first portion of the Ordinance was for the southern portion of Liberty Way project, running to the forthcoming Liberty Way Bridge, and the Township had already put the 2003-05 monies granted by the New Jersey Transportation Trust Fund grants, in the amount of \$670,000 away. Mr. Witt indicated the money in the Bond Ordinance would not be spent by the taxpayers as the Township would pay for the project upfront and then would get reimbursed for those monies in full. Mr. Witt also indicated the contract for the project had to be awarded at this meeting; due to the fact the Township had had many extensions. Mr. Witt reported the remaining \$200,000 of the Bond Ordinance would go towards the construction of the Village Green and base ball field on the Wright South parcel. Mr. Jack Ziegler, 9 Prospect Street, spoke against the Bond Ordinance, stating he was concerned about the costs of the Bond Ordinance as the State of New Jersey is having serious financial problems. In addition, Mr. Ziegler urged the Township Committee not to destroy the environmental value of the Liberty Way Road area by allowing the project to move forward and indicted he had contacted the New Jersey Dept. of Environmental Protection as well. Mr. Ziegler also spoke against the proposed base ball field, siting the remediation costs and the Township being "irresponsible", knowing the green houses had been on the location.

Cranbury Township Ordinance # 01-06-04 (Continued)

Mr. Wittman spoke, stating he and Ms. Stave had met with the planners earlier in the evening in reference to the ball field and he had met with the Recreation Commissioner pertaining to recreation in the Township and he shared some concerns about the costs of projects, however, with respect to spending the money, the Township would not be spending anything until proper bids specs come in. Mr. Wittman also stated that if the bid comes in at \$350,000 for the ball field, he would have a difficult time supporting it and the Township was looking at phasing it in over a period of time with different parts of the project

being paid as it goes on. Mr. Wittman added, the Township would be looking at ways the Public Works employees could do some of the Village Green work as well as roadways, etc. Ms. Stave added the construction of the structures would be able to be delayed until 2007 due to the fact that the grass needs to establish itself and once the costs of the structures are known, the Township would be able to make an application to the County for the costs of the structures. No one else present wished to speak, so the hearing was declared closed. Mr. Stout added he shared Mr. Ziegler's concerns about the environmental impact of the roadway, however, there is a pretty "rigorous" permitting process involved by D.E.P. Mr. Stout also stated this project was part of an overall Master Plan and had existed on paper for a number of years. On motion by Ms. Stave, seconded by Mr. Stannard, the Ordinance was adopted by a vote:

Ayes: (Panconi
(Stannard
(Stave
(Stout
(Wittman

Abstain: (None
Absent: (None

Nays: (None

BE IT ORDAINED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CRANBURY, IN THE COUNTY OF MIDDLESEX, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized to be undertaken by the Township of Cranbury, New Jersey as general improvements. For the several improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to \$855,000, including the aggregate sum of \$42,750 as the several down payments for the improvements or purposes required by the Local Bond Law. The down payments have been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the several improvements or purposes not covered by application of the several down payments, negotiable bonds are hereby authorized to be issued in the principal amount of \$812,250 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

Cranbury Township Ordinance # 01-06-04
(Continued)

<u>Purpose</u>	<u>Appropriation and Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds or Notes</u>	<u>Period of Usefulness</u>
a) Construction of Babe Ruth Field, including all work and materials	\$200,000	\$190,000	15 years

<u>Purpose</u>	<u>Appropriation and Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds or Notes</u>	<u>Period of Usefulness</u>
necessary therefor and incidental thereto.			
b) Construction of Liberty Way Road to Bridge, including all work and materials necessary therefor and incidental thereto.	\$655,000	\$622,250	10 years

The excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the down payment for each purpose.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget of the Township of Cranbury is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

Cranbury Township Ordinance # 01-06-04
(Continued)

(a) The purposes described in Section 3 of this bond ordinance are not current expenses. They are all improvements that the Township may lawfully undertake Cranbury as general improvements, and

no part of the costs thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 11.16 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$812,250, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$95,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated costs indicated herein for the purposes or improvements.

Section 7. Any grant moneys received for the purposes described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 8. The chief financial officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 9. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy *ad valorem* taxes upon all the taxable real property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 10. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Resolution

On motion offered by Ms. Stave, seconded by Mr. Stout, the following resolution was adopted by vote:

Ayes: (Panconi
(Stannard

Abstain: (None
Absent: (None

(Stave
(Stout
(Wittman

Nays: (None

Cranbury Township Resolution # R 02-06-022

2006 MUNICIPAL BUDGET

Of the Township of Cranbury, county of Middlesex for the fiscal year 2006.

Revenue and Appropriation Summaries

Summary of Revenues	Anticipated 2006	2005
1. Surplus	\$2,317,000.00	\$2,200,000.00
2. Total Miscellaneous Revenues	\$4,853,040.40	\$4,788,708.10
3. Receipts from Delinquent Taxes	\$118,900.00	\$85,000.00
4. a) Local Tax for Municipal Purposes	\$5,264,726.60	\$4,501,367.02
b) Addition to Local District School Tax		
Tot Amt to be Raised by Taxes for Mun Budget	\$5,264,726.60	\$4,501,367.02
 Total General Revenues	 \$12,553,667.00	 \$11,575,075.12
Summary of Appropriations	2006 Budget	2005 Budget
1. Operating Expenses: S&W	\$2,624,801.00	\$2,591,700.00
Other Expenses	\$4,391,116.86	\$4,082,071.56
2. Deferred Charges & Other Appropriations	\$322,381.00	\$233,003.56
3. Capital Improvements	\$0	\$275,000.00
4. Debt Service (include for School Purposes)	\$4,965,368.14	\$3,993,300.00
5. Reserve for Uncollected Taxes	\$250,000.00	\$400,000.00
 Total General Appropriations	 \$12,553,667.00	 \$11,575,075.12
 Total Number of Employees	 70	 73

Balance of Outstanding Debt

Interest	\$1,229,433.14
Principal	\$3,735,935.00
Outstanding Balance	\$29,851,173.94
(12/31/05)	

Cranbury Township Resolution # R 02-06-022
(Continued)

Notice is hereby given that the budget and tax resolution was approved by the Township Committee of the Township of Cranbury, County of Middlesex on February 13, 2006.

A hearing on the budget and tax resolution will be held in the Committee Meeting Room, Town Hall, 23A North Main St, on March 13, 2006 at 7:00 o'clock PM at which time and place objections to the Budget and Tax Resolution for the year 2006 may be presented by taxpayers or other interested persons.

Copies of the budget are available in the office of the Township Clerk at the Municipal Building, 23A North Main St Cranbury, NJ, and (609) 395-0544 during the hours of 8:00 AM to 4:00 PM, Monday through Friday.

Public Hearing
2006 COMMUNITY DEVELOPMENT BLOCK GRANT

Mayor Panconi opened the Public Hearing for the 2006 Community Development Block Grant at 7:40 p.m. Mr. Witt, Administrator and a member of the Community Housing Development Committee, gave a brief explanation of the Grant Program and indicated that for this year, the Township would be receiving \$29,700.00 which were going to be used to help fund low-to-moderate income housing needs in the Township at the K. Hovnanian site to meet the Township's COAH Third Round requirements. Mr. Witt reported the money would specifically be used to help fund the architectural and engineering costs associated with the affordable units on Old Cranbury Road (K-Hov site) and the \$ 29,700.00 grant is the amount which was granted to Cranbury Township in 2005. Mr. Witt added the grant will not completely cover the architectural engineering costs associated with the project but will help to defray the costs to the Township. No one from the public wished to speak, therefore Mayor Panconi closed the public hearing at 7:42 p.m.

Resolutions
Consent Agenda

Cranbury Township Resolution # R 02-06-023

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 02-06-024

TOWNSHIP OF CRANBURY
COUNTY OF MIDDLESEX, STATE OF NEW JERSEY

A RESOLUTION AUTHORIZING THE EXECUTION OF AN INTERLOCAL GOVERNMENT SERVICES
AGREEMENT WITH THE BOROUGH OF HIGHTSTOWN FOR THE CONTINUED PROVISION OF
EMERGENCY 9-1-1 DISPATCHING SERVICES

WHEREAS, in prior years, the Township of Cranbury and the Borough of Hightstown have executed an interlocal government services agreement for the Borough's provision of Emergency 9-1-1 Police Dispatching Services on behalf of the Township; and

WHEREAS, the Borough has offered to continue to provide these services to the Township during 2006, 2007 and 2008 as set forth in the attached agreement; and

WHEREAS, the total fee for 2006 will be \$105,850.00; and

Cranbury Township Resolution # R 02-06-024
(Continued)

WHEREAS, the Chief Financial Officer has certified that there are sufficient funds for these services during 2006; and

WHEREAS, the performance of these services after December 31, 2006 is subject to funds in succeeding budgets; and

WHEREAS, the Interlocal Services Act, N.J.S.A. 40:8A-1 et seq. authorizes the approval of an interlocal government services agreement by resolutions of both the Township and the Borough; and

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

1. The Mayor and Clerk are hereby authorized and directed to execute the attached agreement with the Borough of Hightstown for the provision of Emergency 9-1-1 Police dispatching Services for the period January 1, 2006 through December 31, 2008.
2. A copy of the agreement shall be available for public inspection in the Township Clerk's Office during regular business hours.

CERTIFICATION

I, Kathleen R. Cunningham, Clerk of the Township of Cranbury, do hereby certify that the foregoing is a true and correct copy of a resolution passed by the Township Committee of the Township of Cranbury at its meeting held on February 13, 2006.

Kathleen R. Cunningham, Clerk

Cranbury Township Resolution # R 02-06-025

WHEREAS, the Township of Cranbury had agreed to waive the special sidewalk assessment charges to Cranbury Housing Associates;and

WHEREAS, the Township Auditor has recommended and the Tax Collector has requested the cancellation of said charges;

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Cranbury that the following 2005 charge be canceled:

Block	Lot	Assessed to	Amount
33	26	Cranbury Housing Associates	\$ 941.10

CERTIFICATION

I, Kathleen R. Cunningham, Township Clerk of the Township of Cranbury, hereby certify that this is a true copy of a Resolution which was adopted at a regular meeting on February 13, 2006.

Kathleen R. Cunningham, Clerk

Cranbury Township Resolution # R 02-06-026

NOTE: The Clerk discovered a typographical error in the text of the following Resolution, which had been prepared by the Township Attorney, in item # 1—the name of the contractor was incorrect. The Clerk, after consultation with the Attorney, corrected the name of the contractor.

TOWNSHIP OF CRANBURY
COUNTY OF MIDDLESEX, STATE OF NEW JERSEY

RESOLUTION AWARDDING CONTRACT FOR THE LIBERTY WAY EXTENSION PROJECT,
CONTRACT NO. 29

WHEREAS, pursuant to a duly advertised notice to bidders, ten (10) bids were received for completion of Contract No. 29, the Liberty Way Extension Project ("Project") on January 19, 2006; and

WHEREAS, the apparent low bidder was Joseph DeFino Trucking Company, Inc. t/a DeFino Contracting Co. ("DeFino"), with a bid to complete the Project for \$613,214.20; and

WHEREAS, by letter dated January 20, 2006, DeFino advised the Township that it had made an egregious error within its bid calculations and therefore sought to withdraw its bid; and

WHEREAS, the Township Committee finds that the facts justify permitting DeFino to withdraw its bid as requested; and

WHEREAS, the second lowest bid was submitted by Dumor Contracting, Inc. ("Dumor") for \$696,795.25; and

WHEREAS, the Township Engineer, in consultation with the Township Attorney's Office, has recommended that the Committee award the contract to Dumor as the lowest responsible and responsive bidder; and

WHEREAS, the Chief Financial Officer has certified that there are sufficient funds available for this contract.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Cranbury as follows:

1. DeFino Contracting Co. is hereby permitted to withdraw its bid to complete the Liberty Way Extension Project based on errors made in its bid calculations.
2. The contract for Contract No. 29, the Liberty Way Extension Project, hereby is awarded to Dumor Contracting, Inc. in the amount of \$696,795.25, as the lowest responsible and responsive bidder.
3. The Mayor and Clerk are hereby authorized and directed to execute an agreement with Dumor Contracting, Inc. consistent herewith.

CERTIFICATION

I, Kathleen R. Cunningham, Clerk of the Township of Cranbury, do hereby certify that the foregoing resolution is a true copy of a resolution passed by the Township of Cranbury at a meeting duly held on February 13, 2006.

Kathleen R. Cunningham, Clerk

Reports from Township staff and professionals

Mr. Witt, Township Administrator, stated he had a Budget Summary sheet which was available to the public.

Reports from Township Boards and Commissions

Ms. Beth Vegthe, Chairperson of the Board of Recreation Commissioners thanked Ms. Stave for keeping up with the ball field and indicated she had met earlier with Ms. Stave and the consultants for the ball field and all of the elements looked "great". Ms. Vegthe encouraged the Township Committee to reach a decision concerning the location of the irrigation and electrical lines for the project so the project could move forward.

Work Session

b. Discussion of Township Committee Members' Goals and Objectives for 2006.

The Township Committee members discussed his/her individual goals for 2006. Mr. Stannard stated he would like to see the Barclay property sold in order to reduce some of the Township's debt, pass an appropriate new H.P.A.C. Ordinance, build the Babe Ruth base ball field, commence plans to build COAH units, obtain a recreation inventory to determine the Township's needs and determine costs of and the Township's obligations for the Liberty Way Bridge. Mr. Stout stated his goals were: working with the subcommittee, the public and the tax assessor on the revaluation program, i.e. track schedule and costs and sensitivity to how the project moves forward, to work with the Environmental Commission to complete the environmental resources inventory which had begun last year with a grant from ANJAC and to integrate the inventory this year into the Master Plan, to finalize the management plan developed at no costs by the Natural Resources Conservation Service for the Cranbury Brook Preserve, to work with the Planning Board on Master Plan update and Township Committee development of ordinance stream corridor protection with advice from the Stony Brook Millstone-Watershed Association, "bulky houses", maintain a dialogue with homeowners regarding conservation of important parcels in the Township and have a more effective interaction with the residents and to encourage their participation. Mr. Wittman stated his goals were: to complete a resource inventory of all recreational equipment and land assets allocated for recreational purposes, develop a guidance plan for the eventual use of a "Barn Park" and a rehabilitation plan for the "Potato Barn" as well as the rest of the structures located on the site, open a new liaison role with both Princeton Borough and Township on matters related to any issues that may arise from Cranbury Township students attending Princeton High School and to improve customer service and initiate a customer survey once a year in order to document any issues and give the Township Committee the ability to make any necessary corrections for the following year. Ms. Stave stated her goals were: to see the Wright South property project completed; the Village Green as well as the base ball field, to facilitate an update of the recreational master plan with a needs assessment, consideration of an ordinance which would define the Township's open space in order to look at the Township's open space and implement stewardship of that open space, and to define in the Master Plan what would be used for recreation and open space and to see the cell tower bid process completed. Mayor Panconi stated his goals were: careful management of the Township's operating expenses, successful revaluation, to keep the "Cranbury Crawl" program active, having monthly discussions with the Police Chief concerning overtime and bike patrol activity, the Babe Ruth base ball field completion, meeting with the Fire Company on a monthly basis to review their operations and work with the Board of Health on the ConAgra odor issue. Ms. Stave stated the Township Committee should make more of an effort, when an important issue arises, to let the public "weigh in" on those issues, leaving adequate time before the Township Committee makes a decision on those issues.

Public Comment

The Mayor opened the meeting to public questions and comments on those items not on the agenda. Ms. Jennifer Kanawyer, Brainerd Drive, spoke concerning the public not having a say in decisions made by the Township Committee and in particular mentioned her concern with the base ball field project getting passed when the Township had a lot of debt. Ms. Kanawyer also spoke concerning the Budget Summary Sheet and indicated she did not feel the Summary Sheet was adequate for the public concerning the Township's Budget. Ms. Cunningham, Clerk, stated she would have an entire copy of the Budget in her Office available for the public to come in and get a copy at no charge. Mr. Stout stated the entire Budget process of the Township Committee had been open to the public and the

Township Committee strived to be very “transparent” with its Budget process. Mr. Stannard added if Ms. Kanawyer had any questions, she could feel free to call any member of the Township Committee. Mr. Witt stated either he or the Chief Financial Officer, Ms. Marabello, could also answer any questions Ms. Kanawyer had. Mr. Dietrich Wahlers, 33 Hagerty Lane, spoke concerning the Township’s expenditures and revenues and suggested a financial master plan be created and Mr. Wahlers made reference to the December 1, 2005 Master Plan Re-examination Report. In particular, language under “Economic Development” , page 17, concerning land development in the Township. Mr. Wahlers stated the Township would see in its future the land development revenues go down while expenses would go up and added in the long run it would be valuable for the Township to put a plan in place together to offset the problem. Mr. Thomas Ingegneri, 54 South Main Street and owner of The Cranbury Inn, spoke concerning The Cranbury Inn construction project. Mr. Ingegneri stated he was before the Township Committee in reference to the requirement for him to post a Letter Of Credit for one-third of the value of his site work on the project in order to get a Temporary Certificate of Occupancy. Mr. Ingegneri, after giving the Township Committee a summary of the project and its problems to date, asked the Township Committee to waive the Letter Of Credit stipulation as he is having problems with his bank and is not “bondable”. After discussing the problem with Mr. Ingegneri, the Township Committee members conveyed to Mr. Ingegneri they could not make such a decision without the advice and counsel of the Township Attorney and/or the Township Engineer, both of whom were not present. Mr. Ingegneri also spoke concerning the revaluation. Mr. Ingegneri suggested having a few municipalities come in to speak to residents about their revaluation process. Mayor Panconi stated currently, Mr. Benner, the Tax Assessor for the Township, is going through a revaluation in West Windsor Township, the other municipality he works for. Mr. Ingegneri also recommended making a “farm museum” on the Updike parcel where the barns presently sit. Mr. Ingegneri asked about the ongoing sidewalk project and asked why everyone’s sidewalks had not been repaired to date as was required. Mr. Ingegneri also stated in reference to lighting, residents can call the power company and they will come out the following day to replace any burned out lights. Mr. Ingegneri also spoke concerning the “downtown area” and the need to make it as “robust” as possible and brought to the Township Committee’s attention, a rumor circulating the Township was holding up the opening of the Hot Wok Café. Mr. Stannard reported the applicants for the Hot Wok Café had had all of their permits, etc. and the Township was not holding them up. There being no further comments, the Mayor closed the public part of the meeting.

Mayor’s Notes

Mayor Panconi reported he had noticed some of the orange security fencing around the barns on the Updike parcel had fallen down.

Resolution

On motion offered by Ms. Stave, seconded by Mr. Wittman, the following resolution was adopted by vote:

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

Nays: (None

Cranbury Township Resolution # R 02-06-027

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:

--- Review of Closed Session Minutes of January 23, 2006;

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: February 13, 2006

On motion by Ms. Stave, seconded by Mr. Wittman, and unanimously carried, the meeting returned to Open Session:

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

Nays: (None

On motion by Mr. Stout, seconded by Mr. Wittman, and unanimously carried, the Closed Session Minutes of January 23, 2006 were adopted.

Mayor Panconi made two appointments to the Municipal Alliance Committee, Carole Malouf and Edward Kahler, both terms expiring on December 31, 2006.

On motion by Mr. Stannard, seconded by Ms. Stave, and unanimously carried, the meeting adjourned at 9:35 p.m.

Kathleen R. Cunningham, Clerk