

TOWNSHIP COMMITTEE MEETING
May 8, 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, Pari Stave, David Stout, Wayne Wittman and Mayor Thomas F. Panconi, Jr. Also present were: Trishka Waterbury, Esquire, Attorney, Cathleen Marcelli, Engineer, 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.

Regular Committee Minutes of April 17 & April 24, 2006
Closed Session Minutes of April 17 & April 24, 2006

On motion by Mr. Stout, seconded by Mr. Stannard and unanimously carried (with Mr. Wittman abstaining) the regular and closed session minutes of April 17, 2006 were adopted.
On motion by Mr. Wittman, seconded by Mr. Stout and unanimously carried (with Ms. Stave abstaining) the regular and closed session minutes of April 24, 2006 were adopted.

Reports and Communications

--Mayor

Mayor Panconi reported on April 26, 2006, he had filmed two spots on Comcast's "Newsmakers" show. Mayor Panconi had discussed the Township's bike patrol and the pumper/rescue truck purchase. On April 28, 2006 Mayor Panconi had attended the Arbor Day Celebration with Judy Dossin, where he read a proclamation and assisted with a tree planting. Also on the 28th, the Personnel subcommittee held a staff meeting at Town Hall and reminded the staff the public expects professional and courteous service at all times. The subcommittee indicated they would be reviewing all personnel files for Township staff and the goal was to have in the folders the following information- individual's job description, compensation package and clearly defined work hours and in addition those work hours would be posted on the Township's web site. The subcommittee also pointed out, recently, glass had been installed in the doors of the Clerk's and Tax Collector's Office to ensure key municipal officials are readily accessible to the public and announced a policy was now being put into place that when the Township Administrator is out, the Clerk will be the Acting Administrator. On May 4, 2006, Mayor Panconi performed his first wedding ceremony for friends of his in Millstone Township and on Saturday, May 6, 2006, held Mayor's hours from 8:30 until 10:30 a.m. One of the Cranbury Boy Scout troops came in to discuss Cranbury's form of government and the responsibilities of the Mayor. The Fire Company had also come in to discuss April's activities. Chief Sam DiStasio and Bob Allen gave the Fire Company's report; there were 21 calls for April, eight of which were false alarms. 17 calls were between 6:00 a.m. to 6:00 p.m. and four (4) from

6:00 p.m. to 6:00 a.m. The Fire Company held one monthly drill. Also, Patty Thomsson, the Mayor's rep to the Library Board of Trustees, came
Reports and Communications (Continued)

---Mayor

in to discuss Library issues with him. Mayor Panconi also performed a wedding ceremony at Town Hall.

---Members of Committee

Mr. Stannard reported he had spoken with Bobbie Marlowe, Chairperson for the Historic Preservation Commission, who indicated Ms. Kate McConnell would be leaving the Commission. Mr. Stannard indicated the H.P.C. was down to four members, creating a need for one regular member and two alternates. Ms. Marlowe was going to try to come up with some names and the Clerk indicated she would put a notice on the web site.

Mr. Wittman reported the Barn subcommittee had met on the 26th and had another meeting tentatively scheduled for Wednesday, May 10th. The subcommittee would be discussing whether it would be able to get all the paperwork together to meet the deadline for the management grant application. Mr. Wittman also reported he had attended a meeting on May 1, 2006 with Cranbury Housing Associates and Mr. Richard Preiss, Township Planner, Cathleen Marcelli, Township Engineer, Alan Kehrt and Tom Harvey, Planning Board Chairman, to discuss the new R-ML-II Zone for the Township's affordable housing site at the KHov development. Mr. Harvey requested there be a joint meeting with the Planning Board and Township Committee on May 18, 2006 to resolve the issues. A notice will be sent out by the Clerk for a Joint Meeting on May 18, 2006.

Mr. Stout reported he, Tom Witt, Cathleen Marcelli and another representative from Hatch Mott MacDonald had met earlier in the evening to discuss the proposed Public Works Storage Building on the former landfill site on Dey Road. Mr. Stout indicated once the Township proceeded to the second step in the process, it could be better determined if the Township could move forward on the project or have to go in another direction. Mr. Stout indicated everything to date had appeared to be ok.

Agenda Additions/Changes

The Clerk indicated under Ordinances First Reading, there could be an Ordinance introduced, 05-06-13, under Second Reading, Ordinances #'s 04-06-09 and 04-06-10 were adjourned until the Township Committee meeting of May 22, 2006 at 7:00 p.m., due to the Planning Board reviewing the ordinances and under Closed Session, the second item would be considered first and the first item second.

Ordinances

First Reading

Cranbury Township Ordinance # 05-06-13

The Township Attorney, Ms. Waterbury, asked that Ordinance # 04-06-10, which had been referred to the Planning Board, and was to be carried over to the May 22nd meeting (see paragraph above) be withdrawn and in its place, the following Ordinance be introduced:

A motion was made by Ms. Stave, seconded by Mr. Stannard, to introduce on First Reading, Ordinance # 05-06-13 and withdraw # 04-06-10, which had already been introduced and referred to the Planning Board:

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

Abstain: (None
Absent: (None

Cranbury Township Ordinance # 05-06-13
(Continued)

Nays: (None

Public Hearing: May 22, 2006

An Ordinance entitled, "Cranbury Township Ordinance # 05-06-13, AN ORDINANCE OF THE TOWNSHIP OF CRANBURY CONCERNING LAND DEVELOPMENT AND AMENDING THE DEFINITION OF "OPEN SPACE" IN SECTION 150-7 OF THE CODE OF THE TOWNSHIP OF CRANBURY", was introduced for first reading. On motion by Ms. Stave, seconded by Mr. Stannard, the Ordinance was passed on first reading by vote:

WHEREAS, Chapter 150 of the Code of the Township of Cranbury ("Code"), the "Land Development Ordinance of Cranbury Township" ("LDO"), regulates land use and development in the Township; and

WHEREAS, section 150-7 of the LDO contains a definition of "open space" that limits the use of open space to agriculture and passive recreation only; and

WHEREAS, pursuant to the regulations promulgated by the New Jersey Department of Environmental Protection, Green Acres Program, parkland or open space may be used for active recreation as well as for passive recreation and conservation; and

WHEREAS, in order to best meet the needs of its residents, the Township wishes to allow active recreation in addition to passive recreation and conservation in certain of its residential zones;

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

1. The definition of "open space" set forth in section 150-7 of the Code of the Township of Cranbury ("Code") is hereby amended to read as follows (additions are underlined; deletions are in [brackets]):

OPEN SPACE --- Any parcel of land or water essentially unimproved and set aside, dedicated, designated or reserved for agricultural uses or passive recreation. In the Residential-Light Impact (R-LI) and Residential-Low Density 3 (RLD-3) zones, any Township-owned property that meets the above definition of open space may also be used for active recreation or for any other purpose allowed by the New Jersey State Department of Environmental Protection, Green Acres Program, subject to the prior approval of the Cranbury Township Planning Board.

2. A copy of this ordinance will be referred to the Cranbury Township Planning Board for review following its introduction on first reading.

3. This ordinance shall take effect upon its passage and publication and upon the filing of a copy of said ordinance with the Middlesex County Planning Board, as required by law.

Ordinances
First Reading

An Ordinance entitled, "Cranbury Township Ordinance # 05-06-11, AN ORDINANCE OF THE TOWNSHIP OF CRANBURY, MIDDLESEX COUNTY, NEW JERSEY, AMENDING CHAPTER 150 OF THE CODE OF THE TOWNSHIP OF CRANBURY TO ADD A NEW R-ML-II-RESIDENTIAL MT. LAUREL II ZONE", was introduced for first reading. On motion by Ms. Stave, seconded by Mr. Stannard, the Ordinance was passed on first reading by vote:

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

Abstain: (None
Absent: (None

Nays: (None

Public Hearing: May 22, 2006

TOWNSHIP OF CRANBURY
COUNTY OF MIDDLESEX, STATE OF NEW JERSEY

WHEREAS, Chapter 150 of the Code of the Township of Cranbury ("Code"), the "Land Development Ordinance of Cranbury Township" ("LDO"), regulates land use and development in the Township; and

WHEREAS, the Township's third round affordable housing plan and land use element calls for the construction of affordable housing on property located on Old Cranbury Road and designated as Block 20, Lot 10.01 on the Cranbury Township Tax Map; and

WHEREAS, it is necessary to create appropriate zoning and bulk standards for the construction of said housing;

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

1. Chapter 150 of the Code of the Township of Cranbury ("Code"), the "Land Development Ordinance of the Township of Cranbury," is hereby amended to create the Residential-Mt. Laurel II (R-ML II) Zone by adding new section 150-25.1, which shall read as follows:

§ 150-25.1 Residential—Mt. Laurel II (R-ML II) Zone.

A. Permitted uses. All those uses permitted in the R-ML Zone.

B. Area and bulk regulations.

- (1) Minimum lot area: two acres.
- (2) Minimum lot width: 200 feet.
- (3) Minimum lot depth: 150 feet.
- (4) Minimum front yard depth: 15 feet.
- (5) Minimum side yard width: 20 feet.
- (6) Minimum rear yard depth: 40 feet.
- (7) Maximum building height: 35 feet or two stories.
- (8) Maximum gross density: 10 dwelling units per acre.

C. Other requirements.

Cranbury Township Ordinance # 05-06-11
(Continued)

- (1) Infrastructure. All residential units shall be served by public sewer and centralized water systems.
- (2) Off-street parking. All off-street parking shall be located a minimum distance of 15 feet from any property line and shall be screened from view from adjacent properties.
- (3) Dwelling units design features. All dwelling units shall be designed in such a manner as to provide maximum security and visual privacy from adjacent dwelling units, nonresidential uses and streets.
- (4) Site plan review. During site plan review, the following criteria shall be given consideration:
 - (a) The function and visual relationship between dwelling units and adjacent existing developments.
 - (b) Orientation of buildings so as to take advantage of passive solar heating and summer breezes while minimizing exposure to winter winds.
 - (c) Pedestrian walkways which are linked to off-site walkway networks.
 - (d) Minimization of glare, noise and visual intrusion of parking lots to external roadways and adjacent properties through grading, berms and/or plantings.

2. A copy of this ordinance will be referred to the Cranbury Township Planning Board for review following its introduction on first reading.

3. This ordinance shall take effect upon its passage and publication and upon the filing of a copy of said ordinance with the Middlesex County Planning Board, as required by law.

Ordinances
Second Reading

Cranbury Township Ordinance # 04-06-08

An Ordinance entitled, "Cranbury Township Ordinance # 04-06-08, A BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS OF THE TOWNSHIP OF CRANBURY, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING THE ISSUANCE OF \$486,993 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF", was introduced 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. Ms. Connie Bauder, Petty Road, asked about the high cost of the Public Works Building and raised her concern with the possibility of problems arising from constructing the Building on a former landfill. Ms. Connie Bauder, Petty Road, asked why the cost for the storage building was so high asked if the plan was to heat the building. Mr. Witt responded the building would not be heated and the price would be approximately \$30.00 per square foot which was very reasonable. Ms. Marcelli added there were a lot of other costs built into the total price, due to the former landfill being located on the site and the project had not been designed nor bid yet. Ms. Bauder raised her concern with the property being a former landfill site and asked how that would be handled should there be any vapors on the site in the future. Mr. Wittman stated he had just attended earlier in the evening a meeting on the issue and the Township would be doing the project in a step-by-step process and doing soil vapor testing and a vapor barrier system would be placed under the building as a safeguard. No

Cranbury Township Ordinance # 04-06-08
(Continued)

one else present wished to speak, so the hearing was declared closed. On motion by Ms. Stave, seconded by Mr. Stout, the Ordinance was adopted by a vote:

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

Abstain: (None
Absent: (None

Nays: (None

Public Hearing: May 8, 2006

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:

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 \$512,625, including the aggregate sum of \$25,632 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.

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 \$486,993 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.

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:

Purpose	Appropriation and Estimated ____Cost____	Amount of Bonds or Notes	Period of Usefulness
a) The acquisition of various equipment for different departments, including a radar unit, a traffic monitor unit, VCR-DVD recorders, a projector, CPR Mannequins, AED pads, and a mower and snow blower for the police station and further including all related costs and expenditures incidental thereto.	\$ 14,125	\$13,418	5 years
b) The installation of a security gate at the Department of Public Works yard and a fuel tank, including all			

Cranbury Township Ordinance # 04-06-08
(Continued)

Purpose	Amount of Bonds or Appropriation and Estimated ____Cost____	Notes	Period of Usefulness
work and materials necessary therefor and incidental thereto.	\$ 20,000	\$ 19,000	10 years
c) The acquisition of a Cranbury Brook Pump Station concrete lid and a Grinder pump for the wet well, Including all related costs and Expenditures incidental thereto.	\$ 120,000	\$ 114,000	10 years
d) Preliminary planning expenses in Connection with the affordable Housing-3 rd round obligations, Including all related costs and Expenditures incidental thereto.	\$ 50,000	\$ 47,500	15 years
e) The acquisition of equipment for the storage barn, including all related costs and expenditures incidental thereto.	\$ 300,000	\$ 285,000	15 years
f) The Brainerd Lake Dam Hydrologic Study.	\$ 8,500	\$ 8,075	15 years
TOTALS	\$ 512,625	\$ 486,993	15 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.

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.

The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

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

(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 as general improvements, and no part of the costs thereof has been or shall be specially assessed on property specially benefitted 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 14.52 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 \$486,993, 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.

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.

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.

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.

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

Resolutions
Consent Agenda

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

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

Abstain: (None
Absent: (None

Nays: (None

Cranbury Township Resolution # R 05-06-070

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 05-06-071

RESOLUTION OF THE TOWNSHIP OF CRANBURY
MIDDLESEX COUNTY, NEW JERSEY

A RESOLUTION AWARDING A PROFESSIONAL SERVICES AGREEMENT FOR PROFESSIONAL ACCOUNTING SERVICES TO RONALD A. GHRIST, CPA, RMA

WHEREAS, N.J.S.A. 40:55D-71(b) authorizes the Township of Cranbury (Township) to employ, contract for and fix the compensation of its experts and staff as it deems appropriate for the period January 1, 2006 to December 31, 2006; and

WHEREAS, Township wishes to contract for the services of a professional accountant to prepare un-audited financial statements required to be submitted to the Division of Local Government Services, to assist the Township with the preparation and submission of its 2006 municipal budget, and to provide any and all other independent accounting services as may be mutually agreed to, without a "fair and open process" as defined by P.L. 2004, c. 19, the "Local Unit Pay-to-Play Law"; and

WHEREAS, Ronald A. Ghrist, CPA, RMA (Contractor) has offered to provide the above-referenced professional services in accordance with the rates and costs set forth in the contract attached hereto; and

WHEREAS, Contractor has completed and filed with the Township a Campaign Contributions Affidavit as required by N.J.S.A. 19:44A-20.2 *et seq.* certifying that Consultant has not made any prohibited contributions to a candidate committee or municipal committee representing the elected officials of the Township of Cranbury; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1 *et seq.*, authorizes the award of this Contract without public or competitive bidding on the basis that it is a professional services agreement; and

WHEREAS, the Cranbury Township Chief Financial Officer has certified that sufficient funds are available for this purpose.

Cranbury Township Resolution # R 05-06-071
(Continued)

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

1. The Township of Cranbury hereby appoints Ronald A. Ghrist, CPA, RMA (Consultant) to provide professional accounting services to the Township from January 1, 2006 to December 31, 2006, as set forth in more detail in the attached agreement.
2. The Mayor and Clerk are hereby authorized and directed to enter into a Professional Services Agreement with Consultant pursuant to the provisions of the New Jersey Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq. This contract is being awarded without competitive bidding as a Professional Services Contract under the provisions of the aforementioned law because a service will be rendered or performed by a person or persons authorized by law to practice a recognized profession and whose practice is regulated by law.
3. A copy of this Resolution, the Certification of Contract Value, the Campaign Contributions Affidavit, and the executed Agreement shall be placed on file in the office of the Township Clerk.
4. A brief notice of this action shall be published in a newspaper of general circulation in the Township of Cranbury within ten (10) days of its passage.

CERTIFICATION

I, Kathleen R. Cunningham, RMC, Clerk of the Township of Cranbury, do hereby certify that the foregoing resolution is a true copy of a Resolution passed by the Township Committee of the Township of Cranbury at a regular meeting duly held on May 8, 2006.

Kathleen R. Cunningham, Clerk

Cranbury Township Resolution # R 05-06-072

RESOLUTION OF THE TOWNSHIP OF CRANBURY, NJ

A RESOLUTION AUTHORIZING THE RELEASE OF A MAINTENANCE BOND FOR SUDLER-HESS FARMHOUSE

WHEREAS, by letter dated April 14, 2006, Sudler has requested the release of their Maintenance Bond previously posted with the Township in accordance with Planning Board approval; and

WHEREAS, the Township Engineer has, in a letter dated April 17, 2006 (attached hereto as "Exhibit A") recommended that the remaining \$4,293.75 cash maintenance bond be released;

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. 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:

Cranbury Township Resolution # R 05-06-072
(Continued)

(a) Township Engineer

- (b) Township Chief Financial Officer
- (c) Steven Spinweber, Sudler
- (d) Township Attorney

CERTIFICATION

I, Kathleen R. Cunningham do hereby certify that the foregoing is a true copy of a Resolution passed by the Township of Cranbury at a meeting duly held on May 8, 2006.

Kathleen R. Cunningham Clerk

CRANBURY TOWNSHIP RESOLUTION # R 05-06-073

WHEREAS, the Construction Official has determined that certain permits were calculated incorrectly

WHEREAS, the Construction Official has recommended that the following Permit fees be refunded:

<u>Name</u>	<u>Permit #</u>	<u>Block</u>	<u>Lot</u>	<u>Amount Over Paid</u>
A & R Construction	06-097	26	29.18	\$100.00 (Ck 2788)

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Cranbury, that the above 2006 Permit overpayments be refunded.

CERTIFICATION

I, Kathleen R. Cunningham, Township Clerk of the Township of Cranbury, hereby certify that this is a true copy of a resolution adopted at a regular meeting on May 8, 2006.

Kathleen R. Cunningham, Clerk

Cranbury Township Resolution # R 05-06-074

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,

Cranbury Township Resolution # R 05-06-074
(Continued)

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 2006 in the sum of \$741.61 which item is now available as a revenue from the State of New Jersey pursuant to the provision of the statute, and

Section 2

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

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

CERTIFICATION

I, Kathleen R. Cunningham, Clerk of the Township of Cranbury, NJ, hereby certify that the above is a true copy of a Resolution adopted by the Township Committee of the Township of Cranbury at a regular meeting held on May 8, 2006.

Kathleen R. Cunningham, Clerk

Cranbury Township Resolution # R 05-06-075

TOWNSHIP OF CRANBURY

RESOLUTION TO CONFIRM THE WORK HOURS OF MUNICIPAL BUILDING PERSONNEL

WHEREAS, the Personnel Subcommittee has recommended that the Township Committee adopt a resolution confirming the work hours of municipal building personnel so that members of the public and municipal employees can be appropriately informed of that information; and

WHEREAS, the Township Committee has determined that it is in the public interest and in the interest of the Township's employees to follow the aforesaid recommendation;

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

1. The Township Committee hereby adopts the attached schedule of "Cranbury Township Department/Staff Hours," to be overseen by the Township Administrator.
2. The schedule shall be posted at various locations in the municipal building, and shall also be posted on or near the entrances of the various departments, as directed by the Township Administrator.
3. The schedule shall be published in the Township Newsletter periodically and on the Township's website.

Cranbury Township Resolution # R 05-06-075

(Continued)

4. The work hours of individual employees shall be subject to temporary modification in accordance with the various benefits and provisions set forth in the Township Personnel Manual, and in accordance with New Jersey and federal law.
5. In accordance with existing policies, in appropriate situations, the Township Administrator is authorized to temporarily modify the hours of operation of the municipal building.

CERTIFICATION

I, Kathleen R. Cunningham, Clerk, hereby certify this is a true copy of a Resolution, which was adopted by the Township Committee on May 8, 2006.

Kathleen R. Cunningham, Clerk

Attached Schedule:

CRANBURY TOWNSHIP DEPARTMENT/STAFF HOURS

Part-time employees' hours to be set by direction of Township Administrator and Department Heads

ADMINISTRATOR

As directed by the Township Committee

CLERK

Clerk 8:00 a.m. to 4:00 p.m. Monday-Friday

Deputy Registrar – 8:30 a.m. to 4:30 p.m. Monday-Friday

CONSTRUCTION

Construction Official - 8:00 a.m. to 4:00 p.m. Monday-Friday

Staff Hours by Department (Continued)

Building /Fire Inspector – 8:30 a.m. to 4:30 p.m. Monday-Friday

Technical Assistant – 8:00 a.m. – 4:00 p.m. Monday-Friday

FINANCE

Chief Financial Officer – Monday, Wednesday & Friday, 9:00 a.m. to 2:00 p.m.

Assessing Clerk – 8:00 a.m. to 4:00 p.m. Monday-Friday

Sewer Collector – 8:30 a.m. to 1:30 p.m. Mon, Tues, Wed., Friday

Accounts Payable Clerk – 8:00 a.m. to 4:00 p.m. Monday-Friday

Tax Collector – 8:30 a.m. to 4:30 p.m. Monday-Friday

Tax Assessor – 4:00 to 7:00 p.m. Monday, 9:00 a.m. to 12:00 Noon –Wednesday

1:00 p.m. to 7:00 p.m. Thursday, 9:00 a.m. to 12:00 Noon – Friday

PLANNING AND ZONING

Administrative Officer – 8:00 a.m. to 4:00 p.m. Monday – Friday

PUBLIC WORKS

Public Works Secretary/H.P.C. Administrative Officer – 8:00 a.m. to 4:00 p.m.

Forman – 7:00 a.m. to 3:30 p.m.

All other employees – 7:00 a.m. to 3:30 p.m.

Reports from Township Staff and Professionals

Ms. Marcelli, Township Engineer, gave an update on the Route 130/Half Acre Road ongoing road project. Ms. Marcelli indicated the improvements, to be funded by two developers, Prologis and

Rockefeller, would provide for two eastbound lanes on the Western side of Route 130, to provide for an exclusive left hand turn for Northbound Route 130, a shared right turn straight throughway Eastbound and there would also be a provision for a receiving lane for one lane of Eastbound traffic. Ms. Marcelli stated some widening of the left side of Route 130 would be done as well as new signalization. Ms. Marcelli reported all State approvals had been completed and she would be contacting the contractor to determine when construction would start.

Ms. Stave asked if the Consent Agenda Resolution # R 05-06-072, released Sudler from any responsibilities of the Hess farmhouse and/or barn. Ms. Marcelli responded the release of the Performance Bond did not pertain in any way to the farmhouse and/or barn and Mr. Witt indicated he had received a telephone call from Ms. Wagner, Township Historian, regarding her concerns with the barn being in disrepair. Mr. Witt then contacted Mr. Steven Spinweber of Sudler. Mr. Spinweber indicated, even though Sudler was not required to do so, they would paint the barn and repair the broken windows.

Mr. Witt reported, on April 26th, he had attended a meeting in Monroe Township concerning the Turnpike widening project. Mr. Witt indicated the Turnpike was proceeding with widening the New Jersey Turnpike from Exit 6 to Exit 8A to 12 lanes, 6 in each direction. Mr. Witt reported the construction would start in 2009, to be completed in 2012 and the plans were very preliminary. Mr. Witt stated he would be attending future meetings and keep everyone apprised of the project. Mr. Witt also reported ConAgra had sent a letter on April 25, 2006, indicating they had replaced the environmental firm they had hired and would be sending the Township a progress report every 45 days.

Mayor Panconi asked the Township Attorney's advice concerning overgrown bushes and/or trees obstructing the sidewalk on Lynch Way and Parkview in the Shadow Oaks Development. Mayor Panconi explained the Township had sent a letter to the homeowners asking them to clean it up and they had not complied with the request and Mayor Panconi asked what the next step would be. The Township Attorney indicated it is a right-of-way issue and a letter should be sent, giving the homeowners a time limit to correct the problem and if they still did not comply, the Township should have the bushes and/or trees removed at the homeowners' costs.

Reports from Township Boards and Commissions

There were no reports.

Work Session

a. Update from Police Chief Jay Hansen on Police Department (Chief Jay Hansen).

Police Chief Jay Hansen gave his monthly report on the Police Department. Chief Hansen reported there had been 71 summonses issued the previous month, 29 having taken place in the Village area of the Township, 23 on Route 130 and 19 East of Route 130. Of the 29 in the Village area, 12 were for speeding, three (3) for speeding on Route 130 and one (1) for speeding East of Route 130. Chief Hansen stated the overtime had been less than previous months and he had put the bike patrol in operation whenever the weather permitted. Chief Hansen reported the bike patrol had been out at least 20 times since the beginning of April, patrolling the village's parks as well as streets in the village area. Chief Hansen reported he had previously had a meeting with the Mayor concerning the traffic flow problem at the end of School House Lane during school opening and closing hours and his primary concern was the safety of his officers and school children. Chief Hansen requested the Township Committee give serious consideration to the recommendations of

Work Session (Continued)

a. Update from Police Chief Jay Hansen on Police Department (Chief Jay Hansen)

the traffic consultant previously hired to alleviate the traffic problem at the School intersection and stated the entire situation was becoming increasingly worse. Mayor Panconi indicated an issue had arisen as to what time an officer should be at the intersection. Chief Hansen indicated an officer would be present at 8:00 a.m. every morning. Ms. Stave indicated the Traffic subcommittee would

meet with the Township Engineer, Traffic Consultant and Police Officers who normally direct the traffic and would report back to the Township Committee.

B Progress report on Cranbury Township's Revaluation and discussion of open space tax rate (Steve Benner).

Steve Benner, Tax Assessor, updated the Township Committee on the progress of the Township's revaluation and also discussed implementing a new open space tax rate. Mr. Benner stated the inspectors had inspected approximately 344 homes and had indicated they would be concentrating on the homes first and then concentrate on the farms. Ms. Connie Bauder, Petty Road, asked if the Township had any plans to decrease the open space tax once the revaluation was completed. Mr. Benner responded the Township would be looking at the open space tax issue as the valuations would most likely double, and Mr. Benner recommended the Township Committee reduce the open space tax. The Township Attorney added, the Township Committee would need to have a ballot question to the Clerk no later than 74 days before the General Election. Mr. Benner also discussed with the Township Committee, the possible separation of the Barclay North/South parcel. Mr. Witt indicated he had been speaking with Max Spann, Auctioneer, Mr. Benner and Linda Busch of the Middlesex County Agriculture Board and it was everyone's feeling it would be a wise financial decision to split the parcel into two parcels for auction purposes. The Township Attorney asked if the State Agriculture Development Commission (S.A.D.C.) had been contacted. Ms. Waterbury explained there was a requirement to get authorization for such division of any parcels within the State's Direct Easement Plan. Ms. Stave recommended the discussion be tabled until another time to give individuals time to research information on the subject.

- c. Discussion of the Transportation Trust Fund Grant Program (Cathleen Marcelli, Township Engineer)
Ms. Marcelli, Township Engineer, discussed with the Township Committee, the New Jersey Transportation Trust Fund Grant Program and its impact on Cranbury Township. Ms. Marcelli asked for direction from the Township Committee. Ms. Marcelli recommended the Township defer last year's grant for Liberty Way (\$223,000 received in 2005) construction, north of Half Acre Road and apply for this year for the same project to make up the difference towards the total cost of \$770,000. Ms. Marcelli recommended as a second priority—Cranbury Brook Bridge Crossing Project, which the Township had on its list the previous year and received no monies for. Ms. Marcelli indicated the project was being designed by Middlesex County at no cost to the Township. Ms. Marcelli reported the Township had entered into an agreement with the County to split the costs for the construction and the Township had the option of using grant monies and also passing some of the costs onto developers. Ms. Marcelli recommended under the Safe Streets to Schools Program the Township should stay with the same program priority as last year with priority number one being Old Trenton Road, North of the roadway for a total cost of \$101,000---approximately 2,100 linear feet, to connect the two ends of the sidewalk where Sharbell Developers had stopped the sidewalk up to Lynch Way. The second priority would be the Plainsboro Road sidewalk extension, North side to Petty Road. Mr. Wittman asked if there was an opportunity to widen roads on Cranbury Neck Road and Ms. Stave asked the Township Engineer to check on having bike paths being funded as well. Ms. Marcelli asked the Township Committee, once she gets back to them on the bike path

Work Session (Continued)

- c. Discussion of the Transportation Trust Fund Grant Program (Cathleen Marcelli, Township Engineer (cont'd))
question, to prioritize the projects they would like. Township Committee authorized Ms. Marcelli to apply for the grants she had presented and Ms. Marcelli indicated she would report back to the Township Committee on the bike paths. Ms. Marcelli added the grant application deadline is June 30, 2006.
- d. Discussion of an outdoor dining ordinance
Mr. Stannard explained several restaurants in the Village area had outdoor dining. Mr. Stannard explained a proposal had been made a while ago to draft an outdoor dining ordinance that would codify the intention of the Township and makes it more equitable to all the restaurants in the

Township. Mr. Stannard reported about a year ago, the Planning Board had recommended the Township Committee adopt an ordinance, to alleviate the Planning Board having to determine with each application whether or not to grant outdoor dining. Mr. Stannard indicated he would be making a recommendation that outdoor dining would be allowed to an applicant based on the available space (on a percentage basis) and not just a number of spaces. Ms. Waterbury, Township Attorney, recommended the Township Committee at the next meeting, schedule a discussion to review the Ordinance and then if in agreement, introduce the Ordinance on First Reading. The Township Committee agreed with Ms. Waterbury's recommendation and indicated they would list the Ordinance under the Work Session on the May 22, 2006 agenda.

e. Discussion of various changes to Cranbury Township Code, Chapter 46: Alarms

The Township Committee discussed amending the Cranbury Township Code, Chapter 46, Alarms. Mayor Panconi stated the Apparatus Report, prepared by Mr. William Peters, for the Fire Company, had made reference to the issue and many alarm systems throughout the Township had been going off, causing the Fire Company to go out on many unnecessary false alarm calls. The Township Committee discussed and determined Chapter 46: Alarms, would need to be amended, increasing the penalties (from \$100 to \$250) for false alarms, if a testing firm failed to notify the Township Police Department of testing or repair of a system, \$250 fine, number of occurrences for false alarms before being fined, reduced from six (6) to three (3), fines for delinquency, \$250. The Township Committee agreed the Ordinance would be introduced on First Reading at its next meeting, May 22, 2006. Mr. Wittman asked how the Ordinance would be communicated to individuals. Mayor Panconi responded the Fire Official would be distributing the Ordinance to offenders and mail out a notice to businesses as well.

Public Comment

The Mayor opened the meeting to public questions and comments on those items not on the agenda. Mr. Dietrich Wahlers, Hagerty Lane, stated at the last meeting there had been mention that no one could hear members of the Township Committee and the problem still existed. Mr. Wahlers also complained there were no copies made available for the new Ordinance, # 05-06-13, creating a new R-ML-II Zone. Mr. Richard Kallan, Wynnewood Drive, stated he had complained awhile ago (2-3 years ago) about sidewalk in need of repair at the entrance to the soccer fields and putting an apron and the Township had not met an obligation that it had required its citizens to comply with. Mr. Kallan also mentioned the sidewalk North of the dam at Brainerd Lake was in need of repair. There being no further comments, the Mayor closed the public part of the meeting.

Mayor's Notes

Mayor Panconi announced on Saturday, May 13, 2006 at 12:00 Noon, there would be a ribbon cutting ceremony with the Cranbury Business and Professional Association at the Hot Wok Café. Mayor Panconi reported he had received two invitations; one from the Girl Scouts for "Women of Distinction" on Sunday, May 21, 2006 from 2:00 – 5:00 p.m. and the other from Congressman Rush Holt for a "Newly Elected Officials Day", in Washington, D.C. on

Mayor's Notes (Continued)

Tuesday, May 23, 2006. Mayor Panconi stated if anyone was interested in either event they should contact him.

Resolution

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

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

Nays: (None

Cranbury Township Resolution # R 05-06-069

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:

- Litigation: Update on Danser v. Township of Cranbury;
- Land Acquisition: Discussion of Route 130-D site.

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: May 8, 2006

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

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

Nays: (None

On motion by Ms. Stave, seconded by Mr. Stannard and unanimously carried, the meeting adjourned at 10:16 a.m.

Kathleen R. Cunningham, Clerk