

TOWNSHIP COMMITTEE MEETING
APRIL 11, 2005

The regular meeting of the Township Committee of the Township of Cranbury was held at 7:00 p.m. in the Town Hall Meeting Room. Answering present to the roll call were: Township Committee members: Thomas Panconi, Jr., Richard Stannard, David J. Stout, Pari Stave and Mayor Beauregard. Also present were: Lisa Randazzese, Esquire, Attorney, Frederick C. Carr, Administrator and Kathleen R. Cunningham, Clerk. Mayor Beauregard 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 6, 2004 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 6, 2004.
- (3) Was filed on December 6, 2004 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.

Reports and Communications

--Mayor

Mayor Beauregard reported she had received correspondence on a "property tax summit" on May 6, 2005 and cannot attend. Mayor Beauregard indicated she would distribute copies to members of the Township Committee.

--Members of Committee

Mr. Paconi reported he had held his monthly meeting with Police Chief Jay Hansen to go over any issues he had and to review the overtime. Mr. Panconi reported the overtime was a little higher last month due to two police officers' wives having babies. However, the overtime was well within the budget. Mr. Panconi also reported he had spoken with Judy Dossin, who reported there had been some vandalism (someone had sprayed graffiti on the marble benches) in Heritage Park and she had reached out to Lt. Varga. Mr. Panconi contacted Captain Ed Kahler who indicated the police are on top of the situation and do have a suspect. Ms. Dossin also had reported someone had gone on the West property and had made "donuts" with some type of vehicle. Ms. Dossin had contacted the Police Department to see what they could do about the situation. Mr. Panconi reached out to Captain Kahler, who indicated the parks are a high priority. Mr. Panconi asked Captain Kahler if the police could do walk patrols in the parks. Captain Kahler indicated the police are all on board with the idea and well aware of the problem.

Mr. Stout reported he had attend the Cranbury Elementary School play, "Into The Woods" this past weekend and wanted to give "kudos" to the entire staff, students and parents. Mr. Stout reported the set design was tremendous and the acting impressive.

Ms. Stave reported she and Mr. Stout had met with Freeholder Director Crabiell the previous week and had a very short but substantive meeting.

--Members of Committee (Continued)

Freeholder Director Crabel gave Ms. Stave and Mr. Stout an indication of what kind of funding would be available for open space acquisition and for recreation. Ms. Stave indicated they would be sending out letters and talking to individuals and getting back to him so Cranbury could get its fair share. Ms. Stave asked Lisa Randazzese, Township Attorney, the status of the signage issue with the Parks Commission. Ms. Randazzese reported the Parks Commission has not yet gotten back to her with their final approval. Ms. Stave asked Mr. Carr, Township Administrator, to stay on top of this issue and as soon as it was approved, the signs should be put up by the Township's Public Works' Department.

Mr. Panconi reported on the General Spice Odor Issue. Mr. Panconi indicated Mr. Witt had requested a meeting with General Spice, Middlesex County, Cathleen Marcelli, Township Engineer and Mr. Panconi to bring this to their attention officially. Mr. Panconi also reported on the vehicle transfer of the suburban and asked Mr. Carr when the transfer would be done. Mr. Carr indicated it was up to the Departments. Mayor Beauregard raised a question as to whether or not a resolution would have to be adopted. Mr. Carr indicated based on his discussions with Lisa Randazzese, Township Attorney, it was not necessary.

Agenda Additions/Changes

The Clerk announced Cranbury Township Resolution # R 04-05-088, was being added to the Consent Resolutions and under Work Session, Item c. was being added, "Mayoral and Township Committee Appointments".

Ordinance

First Reading

Cranbury Township Ordinance # 04-05-09

An Ordinance entitled, "Cranbury Township Ordinance # 04-05-09, A BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS OF THE TOWNSHIP OF CRANBURY, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$1,063,155 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,003,650 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF", was introduced for first reading. On motion by Ms. Stave, seconded by Mr. Panconi, the Ordinance was passed on first reading by vote:

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

Nays: None

Public Hearing: April 25, 2005

BE IT ORDAINED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CRANBURY, IN THE COUNTY OF MIDDLESEX, NEW JERSEY AS FOLLOWS:

Cranbury Township Ordinance # -04-05-09

(Continued)

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 \$1,063,155, including the aggregate sum of \$59,505 as the several down payments for the improvements or purposes required by the Local Bond Law, \$53,065 of which is to be provided from the Capital Improvement Fund and \$6,440 of which is to be provided from the Surplus Fund. 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 \$1,003,650 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:

<u>Purpose</u>	<u>Appropriation and Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds or Notes</u>	<u>Period of Usefulness</u>
a) Police moving expenses and the installation of Comcast for the Police Building, including all related costs and expenditures incidental thereto.	\$6,440	\$0	N/A
b) Acquisition of equipment and furniture for the Police Building, acquisition of a Toro mower and replacement of the truck bay exhaust system, including all related costs and expenditures incidental thereto, and further including all work and materials necessary therefor and incidental thereto.	\$284,715	\$270,250	5 years
c) Acquisition of an equipment storage barn, including all related costs and expenditures incidental thereto, and further including all work and materials necessary therefor and incidental thereto.	\$75,000	\$71,250	10 years
d) Repairs to the softball field, the			

<u>Purpose</u>	<u>Appropriation and Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds or Notes</u>	<u>Period of Usefulness</u>
Roadway Master Plan, the Plainsboro Road Drainage Study, the Sewer Rate Study and the Site Plan for the Howarth and Updike barns, including all related costs and expenditures incidental thereto.	\$112,000	\$106,400	15 years
e) Improvements to the Liberty Way Bridge, including all work and materials necessary therefor and incidental thereto.	\$500,000	\$475,000	30 years
f) Acquisition of approximately 31.08 acres of land on Dye Road, more specifically known as Block 25, Lot 7 on the Tax Maps of the Township, including all related costs and expenditures incidental thereto.	<u>\$85,000</u>	<u>\$80,750</u>	40 years
TOTALS	<u>\$1,063,155</u>	<u>\$1,003,650</u>	

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 N.J.S.A. 40A:2-8(a). 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 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

(Continued)

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.

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, 21.06 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 \$1,003,650, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$150,000 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.

(Continued)

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

Ordinance
First Reading

Cranbury Township Ordinance # 04-05-10

A motion to enter an Ordinance entitled, "Cranbury Township Ordinance # 04-05-10, AN ORDINANCE OF THE TOWNSHIP OF CRANBURY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, AMENDING " AN ORDINANCE FIXING THE SALARIES AND WAGES FOR VARIOUS OFFICIALS AND EMPLOYEES OF THE TOWNSHIP OF CRNBURY PROVIDING FOR THE MANNER OF PAYMENT THEREOF, AND RATIFYING SALARIES AND PAYMENTS TO EMPLOYEES AND OFFICIALS PREVIOUSLY PAID", was introduced for first reading. On motion by Ms. Stave, seconded by Mr. Stout, the Ordinance was passed on first reading by vote:

Ayes:	(Beauregard (Panconi (Stannard (Stave (Stout	Absent: (None
		Abstain: (None
Nays:	None	

Public Hearing: April 25, 2005

SECTION 1. The following salaries, wages and fees shall be paid to the various Township Officials and employees of the Township of Cranbury as hereinafter specified, effective, January 1, 2005 unless otherwise noted:

<u>POSITION</u>		<u>SALARY OR HOURLY RATE</u>
Mayor	up to	\$ 7,176.00 per year
Township Committee	up to	\$ 5,772.00 per year
Township Clerk	up to	\$ 67,818.00 per year
Township Administrator	up to	\$ 96,517.00 per year
Tax Assessor	up to	\$ 45,001.00 per year
Tax Collector	up to	\$ 52,504.00 per year
Board of Health Attorney	up to	\$ 3,000.00 per year
Police Chief	up to	\$109,675.00 per year
Zoning Officer	up to	\$ 8,164.00 per year
Construction/Building Sub-Code Official	up to	\$ 12,709.00 per year
Building Inspector (p/t)	up to	\$ 29,120.00 per year
Building Inspector (f/t)	up to	\$ 50,305.00 per year
Plumbing Sub-Code Official	up to	\$ 26,950.00 per year
Electrical Sub-Code Official	up to	\$ 33,072.00 per year

Cranbury Township Ordinance # 04-05-10

(Continued)

Fire Sub-Code Official	up to	\$ 5,803.00 per year
Fire Official	up to	\$ 16,620.00 per year
Ass't Fire Inspector	up to	\$ 3,328.00 per year
Superintendent of Public Works	up to	\$ 49,098.00 per year
Sewer Superintendent	up to	\$ 25,761.00 per year
Recycling Coordinator	up to	\$ 8,582.00 per year
Animal Control Officer	up to	\$ 6,750.00 per year
Director of Recreation year	up to	\$ 11,389.00 per
Summer Recreation Supervisors*	up to	\$ 7,202.00 per year
Summer Programs Directors*	up to	\$ 4,389.00 per year
Chief Financial Officer	up to	\$ 44.03 per hour
Accounts Payable/Purchasing Clerk	up to	\$ 20.51 per hour
Deputy Treasurer	up to	\$ 20.00 per hour
Recreation Secretary	up to	\$ 18.24 per hour
Assessing Clerk /Sewer Collector	up to	\$ 20.80 per hour
Police Secretary	up to	\$ 24.14 per hour
School Crossing Guards	up to	\$ 15.00 per hour
Planning Administrative Officer/Zoning Board Secretary	up to	\$ 24.34 per hour
Public Works Assistant/HPAC/EC Secretary	up to	\$ 19.76 per hour
Const Auditor/Owners Rep	up to	\$ 46.77 per hour
Construction Call Out Emergency Building Inspector II	up to	\$ 24.76 per hour
Technical Assistant/Alternate Deputy Registrar	up to	\$ 20.28 per hour
Deputy Registrar/Office Assistant	up to	\$ 19.50 per hour
Fire Inspector	up to	\$ 2.47 per hour
Public Works Foreman	up to	\$ 23.69 per hour
Heavy Equip Operator/Public Works	up to	\$ 20.53 per hour
Sewer Assistant	up to	\$ 20.65 per hour
Public Works Employees**	up to	\$ 18.57 per hour
Small Animal Control Officer	up to	\$.86 per hour
Part-time Clerical Help*	up to	\$ 16.67 per hour
Part-time Board Secretaries*	up to	\$ 23.17 per hour
Other Part-time or Temporary Help*	up to	\$ 35.28 per hour
Emergency Services Incentive	up to	\$ 1.00 per hour
Municipal Alliance Program Providers*	up to	\$ 30.00 per hour

Cranbury Township Ordinance # 04-05-10
(Continued)

LOSAP	not to exceed 4%	\$1346/member
	Retroactive to year	
	End 2004	

*Set by memo of the Administrator

**Set by memo of the Department Head w/approval of the Administrator

A. PAID HOLIDAYS

All full-time employees (except members of the bargaining unit whose salaries, benefits and working conditions are governed by a separate agreement), shall be entitled to eleven (11) paid holidays annually as follows:

- New Years Day (Dec. 31, 2004)
- Martin Luther King Day
- President's Day
- Good Friday
- Memorial Day
- Independence Day
- Labor Day
- Veteran's Day
- Thanksgiving Day
- Friday after Thanksgiving Day
- Christmas (December 26)

B. PERSONAL DAYS

All full-time employees shall be entitled to three (3) personal days per year (they cannot be carried over) and must be approved by the Department Head. Any personal time of less than one hour shall be charged as one hour.

C. SICK PAY

All full-time employees shall be entitled to sick days in accordance with the following standards:

During the first calendar year of employment, Township employees shall be entitled to 1.75 sick days for each calendar quarter or portion thereof that they have actually worked for the Township. Thereafter, Township employees shall be entitled to seven (7) sick days per calendar year that they have actually worked. **Said sick days may be accumulated to a maximum of 120 days. There would be a one – time buyout of 50% of accumulated sick leave upon retirement, with one years written notice, not to exceed \$15,000.00.** The purpose hereof is to ensure that employees will be compensated within the framework hereof for days during which they shall become ill and unable to work. It is not intended that sick days will be considered days off as a matter of right and unrelated to illness.

In the event any employee is required to be absent because of sickness in excess of three (3) consecutive days, a doctor's certificate evidencing said illness will be required to be furnished to the Township at the time said employee returns to work. In the event that any such day or portion thereof is taken on the day prior to, or the day immediately after a vacation or holiday, said employees will likewise furnish a doctor's certificate evidencing said illness to the Township at the time of returning to work. Sick time is to be taken in no less than one hour increments. Any sick time of less than one hour shall be charged as one hour.

Cranbury Township Ordinance # 04-05-10
(Continued)

All part-time personnel on a pro-rata basis where such part-time personnel normally work at least 15 regularly scheduled hours per week (or based on employment agreement with the Township Administrator).

D. VACATION PAY

All full-time employees of the Township of Cranbury shall be entitled to annual vacation days in accordance with the following formula:

1. Any full-time employee commencing employment after July 1st of a given year shall not be entitled to receive a vacation during the first calendar year of employment. Any employee commencing employment before July 1st of a given year shall be entitled to receive one-half (1/2) day vacation for each full month of employment during said first calendar year,
2. During the second through the fifth years of employment, all employees shall be entitled to receive a vacation totaling ten (10) working days per year.
3. During the sixth through the fifteenth years of employment, all employees shall be entitled to receive a vacation totaling fifteen (15) working days per year.
4. From the sixteenth year and thereafter, all employees shall be entitled to receive a vacation totaling twenty (20) working days per year.
5. All vacation days must taken during the particular year, except that not exceeding five (5) vacation days may be taken within the first six months or, by July 1st, of the following year.
6. No employee shall be entitled to receive additional compensation for vacation days not taken in accordance with the above.
7. Other leave negotiated as part of an offer of employment shall be approved by the Township Committee and set by letter of the Administrator.

Any vacation time of less than one hour shall be charged as one hour.

E. BEREAVEMENT LEAVE

In the event of the death of a husband, wife, parent, sibling, son, daughter, grandparent, or individual who was primarily responsible for raising the employee, the employee will be granted up to a five (5) day leave. For the death of a mother-in-law, father-in-law, brother-in-law, sister-in-law, niece or nephew, the employee will be granted up to a four (4) day leave. This leave will be with pay. This bereavement leave, if scheduled during a time when other excused leave has been granted, will not be in addition to that leave. A one day leave of absence with pay may be granted by the Township Administrator, at his/her discretion, to an employee in case of death of other relative(s) or friends, as appropriate, in order to attend funeral or burial services. The Township Administrator may extend bereavement leave if such extension is in the best interest of the employee and the Township. Each case will be considered on a case-by-case basis and shall not establish a precedent.

F. APPROVAL OF LEAVE

Cranbury Township Ordinance # 04-05-10
(Continued)

Leave shall not be taken unless approved by the department head. The leave of a department head must be approved by the Administrator.

G. POLICE DEPARTMENT

The Police Chief shall receive salary increases, longevity, perfect attendance payments, sick leave, holidays or holiday pay, physical exams and clothing allowances in accordance with the Police Salary Ordinance.

The Police Chief is an overtime exempt employee. The Police Secretary shall receive a clothing allowance of \$700.00 per year and the School Crossing guards shall receive a clothing allowance of \$275.00 per year. These expenses will be reimbursed by voucher and approved by the Chief of Police.

H. HEALTH BENEFITS

Full-time employees are eligible to enroll in the Township's health benefit programs. For purposes of determining eligibility, a full-time employee is defined as one who works a minimum of thirty five hours a week.

Full-time employees who are at least 62 years of age and who have 15 total years of service with Cranbury Township, or have 25 years of total years of service with Cranbury Township will upon retirement from Cranbury Township be entitled to full medical and dental coverage paid for by the Township. If the retiree is married, the coverage will cover the cost of "employee and spouse".

SECTION II.

If any section, paragraph, sentence, clause or phrase in the Ordinance is for any reason held or determined to be unconstitutional or invalid, the same shall not affect the remainder of this Ordinance.

SECTION III.

All ordinances, or parts of ordinances, inconsistent herewith are hereby repealed.

SECTION IV.

This ordinance shall take effect upon its passage and publication according to law.

Resolutions

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

Ayes: (Beauregard (Panconi (Stannard (Stave (Stout	Absent: (None Abstain: (None
Nays: None	

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

RESOLUTION IN OPPOSITION TO ~~THE FAST TRACK PERMITTING ACT~~ The Fast Track Permitting Act, P.L. 2004, C.c. 89

WHEREAS, ~~on July 9, 2004, the New Jersey State Legislature passed P.L. 2004, c. 89, known as~~ the Fast Track Permitting Act ("Act") ~~expedites permit review in legislatively designated "smart growth areas" that cover about 40% of the state and a substantial portion of the Township of Cranbury;~~ and

~~WHEREAS, the Act expedites permit review in legislatively designated "smart growth areas" which cover approximately 40% of the State and include a portion of Cranbury Township; and~~

WHEREAS, environmentally sensitive areas in urban and suburban regions are special havens which are vulnerable to development pressures, where expedited permits would increase the risk of environmental damage; and

~~WHEREAS, environmentally sensitive areas in urban and suburban regions are special havens which are vulnerable to development pressures, where expedited permits might increase the risk of environmental damage; and~~

WHEREAS, existing infrastructure cannot support the magnitude of development encouraged by the Fast Track Permitting Act, and the law makes no provision for needed infrastructure, so the burden will fall on local tax payers; and

~~WHEREAS, existing infrastructure might not be sufficient to support the magnitude of development the Act appears to allow, and the law makes no provision for needed infrastructure, so the burden could shift to local tax payers; and~~

WHEREAS, the Law allows sewer lines, water lines, and treatment works facilities as well as other projects to be constructed without a DEP application, public hearings, or comment; and

~~WHEREAS, the Act allows State agencies to delegate their permitting authority to third-party professionals for permits-by-rule; and~~

WHEREAS, the Law applies not only to private developers, but to government agencies whose projects generally entail significant environmental impacts; and

~~WHEREAS, the Act could allow certain sewer lines, water lines, and treatment works facilities as well as other projects to be constructed according to permit-by-rule and without effective review; and~~

WHEREAS, the Law allows State agencies to delegate their permitting authority to third-party professionals for permits-by-rule; and

WHEREAS, the 45-day deadline for permit approvals ~~might~~will not allow State agencies, municipalities, and other interested parties enough time to ensure proper review of most permits; ~~and~~

~~WHEREAS, the Act limits opportunity for the public or local officials to comment on expedited permits; and~~

~~WHEREAS, the Act appears to prohibit judicial review of decisions made by the Office of Administrative Law pursuant to the expedited hearing process; and~~

WHEREAS, provisions of the Fast Track Permitting Act promote the by-passing of local planning and goals in favor of expedited development projects; and

~~WHEREAS, the Township is concerned about the legality of the Act and its potentially harmful consequences;~~

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 2005 in the sum of \$5,000.00 which item is now available as a revenue from the County of Middlesex pursuant to the provision of statute, and

Section 2

BE IT FURTHER RESOLVED that a like sum of \$5,000 be and the same is hereby appropriated under the caption Homeland Security Spending Plan Pass Through Grant.

Section 3

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

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

Cranbury Township Resolution # R 04-05-081
(Continued)

CERTIFICATION

I, Kathleen R. Cunningham, Clerk of the Township of Cranbury, NJ, hereby certify that the above is a true of a Resolution adopted by the Township Committee of the Township of Cranbury at a regular meeting held on April 11, 2005

Kathleen R Cunningham, Township Clerk

Cranbury Township Resolution # R 04-05-082

WHEREAS, there exists a need to file NJDOT Fiscal Year 2006 State Aid applications for the Old Trenton Road Sidewalk Extension Project (Safe Street To Schools Program), Plainsboro Road Sidewalk Extension Project (Safe Street To Schools Program), Liberty Way Construction Project (Municipal Aid Program) and Cranbury Brook Bridge Crossing Project (Municipal Aid Program), and

WHEREAS, the Township Engineers Office will hand deliver the completed NJDOT State Aid application packages to the NJDOT - Local Aid office before the April 15, 2005 deadline;

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Cranbury that the Mayor and Clerk are hereby authorized and directed to execute the applications listed below for NJDOT Fiscal Year 2006 State Aid:

- Old Trenton Road Sidewalk Extension Project (Safe Street To Schools Program), --
- Plainsboro Road Sidewalk Extension Project (Safe Street To Schools Program),
- Liberty Way Construction Project (Municipal Aid Program) and

-- Cranbury Brook Bridge Crossing Project (Municipal Aid Program.

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

- (a) Township Chief Financial Officer
- (b) Township Engineer
- (c) Township Administrator

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 April 11, 2005.

Kathleen R. Cunningham, Clerk

Cranbury Township Resolution # R 04-05-083

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:487 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

Cranbury Township Resolution # R 04-05-083
(Continued)

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 2005 in the sum of \$5,380.20 which item is now available as a revenue from the State of New Jersey pursuant to the provision of statute, and

Section 2

BE IT FURTHER RESOLVED that a like sum of \$5,380.20 be and the same is hereby appropriated under the caption Clean Communities.

Section 3

BE IT FURTHER RESOLVED that a copy of the Resolution, certified by the Township Clerk to be a true copy, be 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, N.J., 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 April 11, 2005.

Kathleen R. Cunningham, Clerk

Cranbury Township Resolution # R 04-05-084

RESOLUTION OF THE TOWNSHIP OF CRANBURY
MIDDLESEX COUNTY, NEW JERSEY

A RESOLUTION RATIFYING CHANGE ORDER NOS. 1, 2 AND 4 AND APPROVING CHANGE ORDER
NO. 7 IN CONNECTION WITH THE POLICE BUILDING CONSTRUCTION

WHEREAS, a contract for construction of a new Township police building was awarded to M&K Contracting, LLC for \$3,241,875.00 by resolution dated August 30, 2004 ("Contract"); and

WHEREAS, since execution of the Contract, Change Order Nos. 1, 2 and 4, each constituting minor field modifications with no change in contract amount, have been approved by the Township Administrator; and

WHEREAS, the requests for work comprising Change Order Nos. 3, 5 and 6 are being processed by the Construction Manager and Architect and therefore, their approval is still pending; and

Cranbury Township Resolution # R 04-05-084
(Continued)

WHEREAS, the Township Administrator has requested the Committee's approval of Change Order No. 7 in connection with the above project; and

WHEREAS, the work comprising Change Order No. 7 would result in a net increase in \$1,910.00 above the original contract amount and is within the scope of the original project; and

WHEREAS, the Construction Manager, Architect and Chief of Police, in consultation with the Township Administrator, have recommended approval of Change Order No. 7; and

WHEREAS, sufficient funds are available for this purpose as set forth on the attached Certification of Availability of Funds, prepared by the temporary Chief Financial Officer;

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

1. Approval of Change Order Nos. 1, 2 and 4 is hereby ratified.
2. Change Order No. 7 is hereby approved.
3. This Resolution, when counter-signed by M&K Contracting, LLC, shall serve as a contract amendment to the original contract for the purpose of increasing the contract price by an additional \$1,910.00 for a total contract amount of \$3,243,785.00.

CERTIFICATION

I, Kathleen R. Cunningham, 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 April 11, 2005.

Clerk
Kathleen R. Cunningham,
AGREED to this _____ of _____, 2005

ATTEST: M & K CONTRACTING, LLC
By: _____

Cranbury Township Resolution # R 04-05-085

TOWNSHIP OF CRANBURY
COUNTY OF MIDDLESEX

WHEREAS, the County of Middlesex has received a grant from the State of New Jersey to be used for alcoholism and drug abuse prevention and education services to Middlesex County residents, and

WHEREAS, the County desires to provide the sum of \$6,566.00 from State funds, to the Township of Cranbury, including \$4,966.00 to be used for related municipal alliance related activities, \$1,000 for related equipment and \$600 to be used for municipal alliance training activities, and

Cranbury Township Resolution # R 04-04-085
(Continued)

WHEREAS, the Township of Cranbury must provide matching funds in the amount of \$6,566.00 cash and in-kind services to receiving the aforementioned sum; and

WHEREAS, an agreement is necessary to set forth the terms and conditions under which the County will pay said monies;

NOW, THEREFORE, in consideration of the payment of said monies and the said services to be rendered,

BE IT RESOLVED, by the Township Committee of the Township of Cranbury, that the Mayor and Clerk are hereby authorized and directed to execute on behalf of the Township of Cranbury the Agreement attached hereto as Exhibit A or such other substantially similar agreement as has been approved by the Township Attorney, and to undertake any and all acts necessary to effectuate the terms hereof.

CERTIFICATION

I, Kathleen R. Cunningham, Township Clerk of the Township of Cranbury, hereby certify that this is a true copy a Resolution which was adopted at a regular meeting on April 11, 2005.

Kathleen R. Cunningham, Clerk

Cranbury Township Resolution # R 04-05-086

A RESOLUTION AWARDING SERVICES AGREEMENT

WHEREAS, the Township of Cranbury seeks to retain the services of a psychologist for purposes of facilitating "chat groups" at the Cranbury School for boys in the sixth, seventh and eighth grades on a weekly basis during the course of the school year; and

WHEREAS, Kenneth G. Hoyne, Ph.D. has provided said services on the Township's behalf in the past and has proposed to again provide said services until May 31, 2005; and

WHEREAS, because this contract amount does not exceed the bid threshold, this contract award is exempt from public bidding pursuant to N.J.S.A. 40A:11-3a. and 40A:11-6.1a; and

WHEREAS, the Township has not solicited other quotes for the provision of these services because it was not practicable to do so;

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 an agreement with Kenneth G. Hoyne, Ph.D. for services in connection with his facilitation of "chat groups" at the Cranbury School for boys in the sixth, seventh and eighth grades on a weekly basis until May 31, 2005.

2. Dr. Hoyne shall be paid at the hourly rate of \$160.00 and the total contract amount shall not exceed \$4,000.00

Cranbury Township Resolution # R 04-05-087
(Continued)

CERTIFICATION

I, Kathleen R. Cunningham, do hereby certify that the foregoing resolution is a true copy of a resolution passed by the Township Committee at a meeting duly held on April 11, 2005.

Cranbury Township Resolution # R 04-05-087

RESOLUTION OF THE TOWNSHIP OF CRANBURY, NEW JERSEY

A RESOLUTION AUTHORIZING THE REDUCTION OF A PERFORMANCE GUARANTEE FOR HOME DEPOT – PRIVATE IMPROVEMENTS

WHEREAS, by letter dated November 30, 2004, Prologis has requested the reduction of their performance guarantee previously posted with the Township in accordance with Planning Board approval and

WHEREAS, the Township Engineer has, in a letter dated March 25, 2005 (attached hereto as "Exhibit A") recommended that the performance guarantee be reduced and the amount that shall be **released** is as follows :

Performance Bond	\$ 139,132.73
Cash Deposit	\$ 15,459.19

WHEREAS, the amount that shall be **retained** until all bonded items are complete as follows:

Performance Bond	\$ 1,692,776.51
Cash Deposit	\$ 188,086.28

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 reduction of performance guarantees set forth in the Township Engineer's letter referenced above.

3. The Township hereby accepts the public improvements, if any so designated pursuant to the Planning Board's approval.

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

- (a) Township Engineer
- (b) Township Chief Financial Officer
- (c) Greg Bradley, Prologis
- (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 April 25, 2005.

Kathleen R. Cunningham Clerk

Cranbury Township Resolution # R 04-05-088

TOWNSHIP OF CRANBURY
COUNTY OF MIDDLESEX

A RESOLUTION AUTHORIZING YARD WASTE RECYCLING AND MARKETING SERVICES
AGREEMENT WITH MIDDLESEX COUNTY IMPROVEMENT AUTHORITY

WHEREAS, it is in the best interests of Cranbury Township to enter into a yard waste recycling and marketing agreement with Middlesex County Improvement Authority from April 11, 2005 through March 31, 2007; and

WHEREAS, said agreement has been reviewed and recommended by Recycling Coordinator Thomas Witt;

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Cranbury hereby authorizes the Mayor and Township Clerk to execute the yard waste recycling and marketing agreement which is attached hereto and made a part hereof.

CERTIFICATION

I, Kathleen R. Cunningham, Clerk, hereby certify the above to be a true copy of a Resolution adopted by the Township Committee of the Township of Cranbury at a meeting held on April 11, 2005.

Kathleen R. Cunningham, Clerk

Reports from Township Staff and Professionals
There were no reports

Reports from Township Boards and Commissions
There were no reports

Work Session

- a. Equipment Needs of Cranbury Fire Company (Tom Panconi)
Mr. Panconi reported the equipment needs of the Cranbury Volunteer Fire Company were evaluated in January 1999 at the request of the Township Committee. Mr. Panconi discussed with the Township Committee the need to update the evaluation and

recommended having Mr. Peters come back to update the Township Committee on the Fire Company's needs. Mr. Charles Smith and Mr. Sam DiStasio were present to address the Township Committee and indicated the Fire Company would be requesting the second-in-line model first- responder vehicle and not the top-of-the-line. The Fire Company would be asking the Township to pay approximately \$400,000. This truck would represent replacing two vehicles. Mr. Stannard raised the question if the Fire Company could trade in the ladder truck. Mr. DiStasio indicated it was not worth trading in. Mr. Panconi indicated the cost of updating the previous report would be about \$750.00 and then the Township could work on a contract with Mr. Peters to prepare bid specs, should the need arise. Members of the Township Committee concurred to move forward with this issue.

b. Employee Manual

Mayor Beauregard reported at the last meeting the Township Committee discussed possible changes to Section 35 of the Personnel Manual, which addressed the Dress Code for Township Employees. Mr. Carr had been

Work Session (Continued)

b. Employee Manual (cont'd)

assigned the task of finding out what practice other municipalities followed. Members of the Township Committee were given the information in their folders.

Ms. Scott conducted a survey of the other towns. Mr. Panconi indicated, based on the survey, he was changing his original decision, due to many towns having "casual Fridays" and would endorse the idea. However, Mr. Panconi raised his concern Township employees represent the Town and would trust the employees will be able to carry it out without it being a problem. Mr. Stannard indicated he was also concerned with employees not looking professional. Mr. Stannard supported it under the condition it does not turn out to be "Gilligan's Island". Mayor Beauregard indicated in her personnel subcommittee files she had found language concerning "casual dress day" and would be willing to share it with members of Committee. Mayor Beauregard also indicated she would support the idea. Ms. Stave indicated the idea seemed reasonable, given what other municipalities are doing and had trust the Township employees would respect the Township's expectations of their professionalism. Mr. Stout also endorsed the idea. Mayor Beauregard indicated the Personnel Manual would need to be adopted once a decision concerning the specific language concerning casual dress is determined by the Township Committee.

c. Mayoral and Township Committee Appointments

Mayor Beauregard reported Mr. Bob Hemler, Chairman of the Library Board of Trustees, sent her a letter recommending Mr. Hal Rourke to fill the vacancy of Ms. Holland's resignation from the Library Board of Trustees. Mayor Beauregard met with Mr. Hemler and Mr. Rourke earlier in the day and indicated Mr. Rourke being well qualified and asked for consensus from the Township Committee. All members concurred. Mayor Beauregard appointed Mr. Rourke to the Library Board of Trustees, with a term expiring December 31, 2009.

Public Comment

The Mayor opened the meeting to public questions and comments on those items not on the agenda. Ms. Linda Scott, Township Employee, thanked the Township Committee for reviewing the "denim issue". Ms. Scott requested should there be any inappropriate wearing of jeans to the office, that person be counseled on an individual basis and not everyone penalized for it. Mayor Beauregard indicated the issue would be dealt with on an individual basis, as it was usually handled.

Mr. Panconi indicated he would be raising a question when Mr. Berkowsky gives his update to the Township Committee on the Police Station, as to why there had been an electric hot water heater in the building specs.

Ms. Connie Bauder, Petty Road, asked if the Township Committee could update the public on the Conagra (General Spice) odor issue. Mr. Panconi reported he had been involved trying to solve this issue since February. Mr. Panconi indicated he and Tom Witt had reached out to Conagra last week to attend a meeting at the Township to try to resolve an amicable solution to the problem. Mr. Panconi had also reached out to The Cranbury Mothers' Club to place a notice in their newsletter if anyone smells anything to e-mail him and indicated he has complaint forms available. Ms. Bauder asked if anyone on the Township Committee knew any more than Mr. Panconi had reported. Mayor Beauregard indicated Mr. Panconi had taken the lead on this issue, and had been working with Mr. Witt to meet with Conagra and offered, with the consent of the members of Committee, to provide Ms. Bauder with a copy of the memo Mr. Witt had prepared concerning the issue. Ms. Bauder indicated there had been a problem in trying to make a

Public Comment (Continued)

complaint when the smell had been noticed. Ms. Bauder indicated it had been difficult to track down the Health Officer and asked that her telephone number be made available should someone need to reach her. Ms. Bauder reported she had called the County that day and the County sent someone out to Conagra. The County verified Conagra's two stacks are venting, causing the odor to escape. Without a complaint from someone in Cranbury, the County could not proceed to issue a formal complaint. Therefore, Ms. Bauder filed a formal complaint against Conagra and reported the violation notice would be served on Conagra the next day. Ms. Bauder reported Conagra would have 90 days from the date of the complaint to resolve the issue. Ms. Bauder also indicated Monroe Township was also complaining about the problem. Mayor Beauregard addressed Ms. Bauder's concern about the telephone system and indicated a telephone extension had been added to the menu for the Health Officer and indicated the Township does not have a full-time Health Officer. The Health Officer does have a telephone number on her voice mail, indicating a number to reach in an emergency at the Middlesex County Health Department.

Mr. Richard Kallan, Wynnewood Drive, addressed the Township Committee concerning a recent problem in other towns on Sunday morning with a water main leak and asked what plan the Township had in place in the event something similar should happen in Cranbury. Ms. Stave responded and indicated the new website would have the capability of posting any urgent notices to residents immediately. Mayor Beauregard responded she would speak to the Police Chief, Jay Hansen to determine what system is in place.

Ms. Connie Bauder, Petty Road, indicated a brochure had been circulated in the newspapers the past weekend entitled, "Public Health Guide To Emergency Planning and Ready Together New Jersey". Ms. Bauder indicated in the book it stated if anyone had specific questions about specific health emergencies they should contact their local Health Department and representatives will have up-to-date information about diseases, etc. Ms. Bauder's concern was if Cranbury Township had information available, should individuals follow those instructions. Mayor Beauregard responded that everything has to be routed through Middlesex County Health Department and the Township does, in fact, have an Emergency Management Office, headed by the Chief of Police. Ms. Bauder also mentioned, regarding signage in the park, in the newsletter the rules were listed for the parks and she did not see anything mentioned about a permit required for groups of 15 or more. Ms. Bauder spoke in particular about the Women's Club having The Easter Egg Hunt and a group of men being in the park at the same time and having to ask them to leave due to The Easter Egg Hunt. Ms. Bauder recommended when a group has the park reserved a sign be placed on the field indicating that it was reserved. Ms. Stave recommended the signage should include language indicating for groups over a certain number, a permit would be required.

Ms. Stave spoke concerning use of the Gourgaud Gallery and the Arts Review Committee's role. Ms. Stave recommended deleting the recommendation that one member must be an "art historian. Ms. Stave reported she had received an e-mail from Mr. Virgadamo, indicating the Arts Review Committee members had been concerned about security in the Gallery and asked for a bell to be installed on the door so staff would be aware of individuals going in and out of the Gallery. Ms. Stave consulted with Fred Carr and responded to Mr. Virgadamo it should not be the responsibility of the staff to guard the space and a bell would be very disruptive to staff. Ms. Stave also asked that some thought be given to how the Township wants the space to be used—exclusive to the Arts Review Committee exhibitions or for Township uses as well. Ms. Stave requested this issue be on a future agenda. There being no further comments, the Mayor closed the public part of the meeting.

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

Ayes:	(Beauregard (Panconi (Stannard (Stave (Stout	Absent: (None
Nays:	(None	Abstain: (None

On motion by Ms. Stave, seconded by Mr. Stannard and unanimously carried, the meeting adjourned at 8:25 p.m.

Kathleen R. Cunningham, Clerk