

TOWNSHIP COMMITTEE MEETING  
July 26, 2004

The regular meeting of the Township Committee of the Township of Cranbury was held at 7:30 p.m. in the Town Hall Meeting Room. Answering present to the roll call were: Township Committee members: Thomas Panconi, Jr., Pari Stave and Mayor Stannard. Ms. Beauregard was absent and Mr. Mayes arrived at 8:45 p.m. Also present were: Trishka Waterbury, Esquire, Attorney, Cathleen Marcelli, Engineer, Frederick C. Carr, Administrator and Kathleen R. Cunningham, Clerk. Mayor Stannard 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 2, 2003 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 2, 2003.
- (3) Was filed on December 2, 2003 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 from Committee

--Committee Minutes 28 June and 12 July 2004

On motion by Ms. Stave, seconded by Mr. Stannard and unanimously carried, the minutes of June 28 and July 12, 2004 were adopted.

--Sub Committee Reports -

Mr. Panconi reported that the Police Contract Negotiations SubCommittee met with the Police on Thursday, July 22, 2004 and this evening, the SubCommittee held a meeting. The next meeting is scheduled with the Police for Thursday, July 29, 2004.

Agenda Additions/Changes

Ordinances

First Reading

Cranbury Township Ordinance # 07-04-14

An Ordinance entitled, "Cranbury Township Ordinance # 07-04-14, AN ORDINANCE OF THE TOWNSHIP OF CRANBURY IN MIDDLESEX COUNTY, NEW JERSEY AUTHORIZING THE ACQUISITION OF A PERMANENT RIGHT-OF-WAY ACROSS A PORTION OF PROPERTY DESIGNATED AS BLOCK 7, LOT 1 ON THE CRANBURY TOWNSHIP TAX MAP TO FACILITATE THE COMPLETION OF THE HALF ACRE ROAD AND ROUTE 130 INTERSECTION IMPROVEMENTS", was introduced for first reading. On motion by Ms. Stave, seconded by Mr. Panconi, the Ordinance was passed on first reading by vote:

Absent: (Beauregard  
(Mayes

Ayes: (Panconi  
(Stannard  
(Stave

Abstain: (None

Nays: None

Public Hearing: August 16, 2004

WHEREAS, on April 3, 2003, Rock-Cranbury, LLC ("Rock-Cranbury") received Planning Board approval to construct 2,086,216 square feet of warehouse/office/retail space on certain land designated as Block 4, Lots 1.01, 1.02 and 1.03 on the Cranbury Township Tax Map; and

WHEREAS, as a condition of said approval, Rock-Cranbury is responsible for making certain improvements to the Half Acre Road and Route 130 intersection; and

WHEREAS, these improvements require acquisition of a .03 acre right-of-way across a portion of property designated as Lot 1, Block 7 on the Township's Tax Map ("Property") and owned by AVN Holding Company, LLC ("AVN"); and

WHEREAS, despite extensive negotiations with AVN, Rock-Cranbury has been unable to acquire this right-of-way; and

WHEREAS, Rock-Cranbury accordingly has requested the Township's assistance in acquiring same; and

WHEREAS, it is in the public interest that the necessary public roadway improvements be completed expeditiously; and

WHEREAS, in order to facilitate the expeditious completion of the improvements, Cranbury Township must acquire, by purchase, gift, or condemnation, a permanent right-of-way across a portion of said Property; and

WHEREAS, it is estimated that the cost of acquiring said right-of-way, together with title, legal and other closing costs, will be approximately fifteen thousand dollars (\$15,000.00); and

WHEREAS, Rock-Cranbury has agreed to finance the entire cost of acquiring the above-referenced Property, including, but not limited to, the consideration to be paid for the above-referenced acquisition as well as the Township's attorneys' fees and other costs; and

WHEREAS, to that end, Rock-Cranbury has agreed to deposit into escrow with the Township's Chief Financial Officer the sum of fifteen thousand dollars (\$15,000.00) toward said costs of acquisition and has further agreed to supplement or replenish said escrow account from time to time as required by the Township to finance the costs hereof; and

WHEREAS, the Township Committee finds that there is a public need for this acquisition and that the acquisition is in the public interest;

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

1. Pursuant to N.J.S.A. 40A:12-13 et. seq., the acquisition by purchase, gift or condemnation of a permanent right-of-way across a portion of property designated as Block 7, Lot 1 in Cranbury Township is hereby authorized.

Cranbury Township Ordinance # 07-04-14

2. The Township Administrator, Township Attorney, Township Engineer and other appropriate staff are hereby authorized and directed to proceed with such acquisition and undertake any and all acts to effectuate said acquisition; and, in the event the acquisition cannot reasonably be effected through gifts or negotiated purchase, condemnation proceedings pursuant to N.J.S.A. 20:3-1 et seq., may be initiated, including the filing of a Declaration of Taking and deposit into court of the estimated fair market value of the property interests sought to be acquired.

3. The Mayor and Clerk are hereby authorized and directed to sign any documents or pleadings to effectuate the purposes hereof.

4. This Ordinance shall take effect upon passage and publication, as required by law.

Ordinance

First Reading

Cranbury Township Ordinance # 07-04-17

An Ordinance entitled, "Cranbury Township Ordinance # 07-04-17, AN ORDINANCE OF THE TOWNSHIP OF CRANBURY IN MIDDLESEX COUNTY, NEW JERSEY CONCERNING LAND DEVELOPMENT AND AMENDING THE CODE OF THE TOWNSHIP OF CRANBURY, was introduced for first reading. On motion by Ms. Stave, seconded by Mr. Panconi, the Ordinance was passed on first reading by vote:

Absent: (Beauregard  
(Mayes

Ayes: (Panconi  
(Stannard  
(Stave

Abstain: (None

Nays: None

Public Hearing: August 30, 2004

Cranbury Township Ordinance # R 07-04-17

AN ORDINANCE OF THE TOWNSHIP OF CRANBURY IN MIDDLESEX COUNTY, NEW JERSEY CONCERNING LAND DEVELOPMENT AND AMENDING THE CODE OF THE TOWNSHIP OF CRANBURY.

WHEREAS, Chapter 150 of the Code of the Township of Cranbury ("Code"), the "Land Development Ordinance of Cranbury Township" ("Land Development Ordinance"), regulates land use and development in the Township and sets forth the applicable procedures for applying to the Cranbury Township Zoning Board of Adjustment and Planning Board for land use approval; and

WHEREAS, the Planning Board has recommended to the Township Committee that various changes be made to said Land Development Ordinance;

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 Cranbury Township," shall be amended by adding a new definition to Section 150-7 as follows:

Cranbury Township Ordinance # R 07-04-17  
(Continued)

§ 150-7. Definitions.

DOCK – A structure, whether fixed or floating, attached at one end to the shoreline and extending on or over the surface of a lake and intended to facilitate access to the lake for boating or swimming. For purposes of this ordinance, “dock” and “pier” shall mean the same.

2. Chapter 150 shall be further amended by adding a new section 34A thereto as follows:

§ 150-34A. Docks and Piers.

All docks or piers, whether permanent or temporary, shall adhere to the following regulations. An applicant for a dock or pier shall submit plans to the Zoning Officer to ensure the adequacy of construction and mooring. The Zoning Officer may refer the plans to the Township Engineer for review and recommendation(s). For purposes of this ordinance, the terms “dock” and “pier” shall mean the same.

- A. There shall be no more than one dock for each lot.
- B. All docks shall be installed parallel to the shore and shall not extend into the water more than five feet.
- C. The maximum width of a dock shall be twenty feet.
- D. The minimum distance to a side lot line shall be twenty feet.
- E. The height of the dock or pier above water shall not be higher than the adjacent land.
- F. The owner of a dock shall execute an agreement, acceptable to the Township Attorney, to indemnify, defend and hold harmless the Township and its employees, agents, and officials from and against any and all claims for damages or injury caused by or related to the dock or pier.
- G. The dock shall be marked as to the identity of the owner.
- H. All parts of a retaining wall, including footings, braces and foundations, built or to be built at or near the lake line shall be located on the land side of the lake line and not in the lake.

3. Chapter 150 shall be further amended by revising Paragraph A(6)(j) of Section 150-61 as follows (deletions are [bracketed] and additions are underlined):

§ 150-61. Stormwater management.

- A. Stormwater management standards.
  - (6) Dams and embankments.

- (j) Detention basins shall be [sodded] seeded, attractively buffered and landscaped, and designed as to minimize propagation of insects, particularly mosquitoes. All landscaping and buffering shall be approved by the Township. No trees or shrubs shall be permitted on slopes or banks for facilities constructed in fill. All detention and retention basins with permanent dry weather pools of water shall have a water depth to minimize propagation of mosquitoes and provided with mechanical aeration or other approved means to maintain water quality.

4. Chapter 150 shall be further amended by revising Paragraph A of Section 150-76 as follows (deletions are [bracketed] and additions are underlined):

§ 150-76. Development review committee.

- A. The Development Review Committee shall consist of [five] six members. The appointees shall be two members from the Planning Board (one of whom may be the Mayor) to be appointed by the Chairperson, one member from the Zoning Board of Adjustment to be appointed by the Board of Adjustment, one member from the Environmental Commission to be appointed by the Commission, the Township Planner and the Township Engineer. The Zoning Officer and the Building Inspector may provide advice to the Development Review Committee as required. The terms of all members shall be one year, computed from the first day of January of the year of appointment. Vacancies shall be filled in the same manner as the original appointment and those occurring other than by the expiration of a term shall be filled for the duration of the expired term. Members shall continue serving after the expiration of their terms until such time as their successors shall be appointed.

5. Chapter 150 shall be further amended by revising the introductory portion only of Paragraph B(2) of Section 150-84 as follows (deletions are [bracketed] and additions are underlined):

§ 150-84. General provisions.

- B. Uses requiring site plan approval.

- (2) A change in use or occupancy of a building or land requires site plan approval if one or more of the following criteria is met, as determined by the Zoning Officer [when an applicant applies for a building permit]:

6. 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.

Ordinance  
First Reading

Cranbury Township Ordinance # 07-04-18

An Ordinance entitled, "Cranbury Township Ordinance # 07-04-18, AN ORDINANCE OF THE TOWNSHIP OF CRANBURY IN MIDDLESEX COUNTY, NEW JERSEY CHANGING THE BOUNDARIES OF THE I-LI AND I-LIS ZONING DISTRICTS AND AMENDING CHAPTER 150 OF THE CODE OF THE

TOWNSHIP OF CRANBURY, was introduced for first reading. On motion by Ms. Stave, seconded by Mr. Panconi, the Ordinance was passed on first reading by vote:

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

Public Hearing: August 30, 2004

WHEREAS, Article III of Chapter 150 of the Code of the Township of Cranbury ("Code"), the "Land Development Ordinance of Cranbury Township" ("Land Development Ordinance"), establishes zoning districts in the Township and imposes rules and regulations upon land use within those zoning districts; and

WHEREAS, property designated as Block 10, Lot 19 on the Township Tax Map and owned by Keystone Properties is currently in the Industrial-Light Impact (I-LI) Zone; and

WHEREAS, Block 10, Lot 19 is adjacent to the Industrial-Light Impact Sewered (I-LIS) Zone; and

WHEREAS, at the time the I-LIS Zone was created, Block 10, Lot 19 was not included therein because it was served by an existing on-site sewage treatment facility and not publicly sewered; and

WHEREAS, Block 10, Lot 19 is being redeveloped and as part of its redevelopment, the existing on-site sewage treatment plant is being removed and public sewers are being extended thereto; and

WHEREAS, the New Jersey Department of Environmental Protection, Middlesex County Planning Board and the Lower Raritan-Middlesex County Water Resources Association have endorsed the elimination of the on-site plant from Block 10, Lot 19 and extension of public sewers thereto;

WHEREAS, it is therefore appropriate to now include Block 10, Lot 19 in the I-LIS Zone;

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

1. The boundaries of the Industrial-Light Impact (I-LI) and Industrial-Light Impact Sewered (I-LIS) Zones are hereby changed by removing Block 10, Lot 19 from the I-LI Zone and by adding Block 10, Lot 19 to the I-LIS Zone.

Cranbury Township Ordinance # 07-04-18  
(Continued)

2. Paragraph A of Section 150-9 of the Code of the Township of Cranbury ("Code"), which adopts the zoning map for the Township of Cranbury, is hereby amended by removing from said map Block 10, Lot 19 from the I-LI Zone and adding Block 10, Lot 19 to the I-LIS Zone, and revising the text of Paragraph A as follows (additions are underlined; deletions are [bracketed]):

§ 150-9. Zone districts.

A. Zoning Map. The boundaries of said zones are established on the Zoning Map, Township of Cranbury, dated October 1995, as prepared by Moskowitz, Heyer & Gruel and

amended through August 2004 by Hatch Mott MacDonald (formerly Killam Associates), which is hereby adopted and made a part of this chapter.

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.

#### Ordinance

##### First Reading

#### Cranbury Township Ordinance # 07-04-19

An Ordinance entitled, "Cranbury Township Ordinance # 07-04-19, AN ORDINANCE APPROVING AN EIGHT-YEAR FARMLAND PRESERVATION PLAN, was introduced for first reading. On motion by Ms. Stave, seconded by Mr. Panconi, the Ordinance was passed on first reading by vote:

Absent: (Beauregard  
(Mayes

Ayes: (Panconi  
(Stannard  
(Stave

Abstain: (None

Nays: None

Public Hearing: August 16, 2004

#### STATE OF NEW JERSEY AGRICULTURE RETENTION AND DEVELOPMENT PROGRAM MUNICIPALLY APPROVED FARMLAND PRESERVATION PROGRAM MUNICIPAL ORDINANCE

WHEREAS, the provisions of N.J.S.A. 4:1X-21 provide for the establishment of municipally approved farmland preservation programs (hereinafter "municipally approved program"); and

WHEREAS, the PETITION OF Henry Realty Company, LLC (hereinafter landowner(s) concerning the parcel of land located in the Township of Cranbury, in the County of Middlesex, New Jersey, known and designated as the following:

Block 2                      Lot(s) 1

on the tax map of the Township of Cranbury, Middlesex County, New Jersey has been forwarded to the Middlesex County Agriculture Development Board of creation of a municipally approved program; and

#### Cranbury Township Ordinance # 07-04-19 (Continued)

WHEREAS, the Middlesex County Agriculture Development Board has found that the PETITION meets the minimum eligibility criteria established by the Board and the State Agriculture Development Committee in accordance with N.J.S.A. 2:76-4 and has forwarded a copy of said PETITION to the planning board of Middlesex County, the governing body of the Township of Cranbury and the planning board of the Township of Cranbury; and

WHEREAS, the Planning Board of the Township of Cranbury has reviewed said PETITION and has reported to the governing body of the Township of Cranbury as to the potential effect of the proposed municipally approved program upon the planning policies and objectives of the Township of Cranbury; and

WHEREAS, the governing body of the Township of Cranbury has reviewed the report of the planning board of the Township of Cranbury, reviewed the PETITION filed, and has held a public hearing in accordance with the Open Public Meetings Act, N.J.S.A. 10:4-6 et seq., in regard to same on the 26<sup>th</sup> day of July, 2004;

NOW, THEREFORE, be it ordained by the governing body of the Township of Cranbury as follows:

1. The governing body of the Township of Cranbury does hereby recommend to the Middlesex County Agriculture Development Board that the PETITION for the creation of the municipally approved program be hereby:

Approved for the reasons set forth below:

1. Cranbury Township supports farmland preservation.
2. Cranbury Township supports the landowner's desire to seek cost share for soil and water conservation purposes.
3. The landowner is protected from eminent domain.
2. This Ordinance shall be effective upon approval of same upon second reading as provided by law.

Ordinance  
Second Reading

Cranbury Township Ordinance # 07-04-15

A motion to enter an Ordinance entitled, "Cranbury Township Ordinance # 07-04-15, AN ORDINANCE OF THE TOWNSHIP OF CRANBURY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, APPROVING THE CONVEYANCE TO THE COUNTY OF MIDDLESEX OF THREE, THREE-FOOT WIDE STRIPS OF LAND ACROSS A PORTION OF PROPERTY DESIGNATED ON THE TOWNSHIP TAX MAP AS BLOCK 25, LOT 19.01 ("BARCLAY NORTH") FOR RIGHT-OF-WAY PURPOSES, THE CONVEYANCE TO THE TOWNSHIP OF CRANBURY OF A SEVEN-AND-A-HALF FOOT-WIDE STRIP OF LAND ACROSS A PORTION OF PROPERTY DESIGNATED ON THE TOWNSHIP TAX MAP, BLOCK 23, LOT 12.01 ("BARCLAY SOUTH") FOR RIGHT-OF-WAY PURPOSES, THE CONVEYANCE TO THE TOWNSHIP OF CRANBURY OF A 20-FOOT WIDE EASEMENT ACROSS A PORTION OF PROPERTY DESIGNATED ON THE TOWNSHIP TAX MAP AS BLOCK 23, LOT 12.01 ("BARCLAY SOUTH") FOR DRAINAGE PURPOSES, AND THE

Cranbury Township Ordinance # 07-04-15  
(Continued)

DEDICATION TO THE TOWNSHIP OF AN EASEMENT ACROSS PROPERTY DESIGNATED ON THE TOWNSHIP TAX MAP AS BLOCK 23, LOT 12.02 ("BARCLAY STREAM CORRIDOR") FOR IRRIGATION PURPOSES, ALL OF PERMITTED BY N.J.S.A. 40a:12-13(B(1)", as introduced for first reading. On motion by Ms. Stave, seconded by Mr. Panconi, was presented for second reading and final adoption. The Ordinance was published in the Cranbury Press, posted on the Township Bulletin Board and copies were available to the public. The Mayor opened the public hearing on the Ordinance. No one present wished to speak, so the hearing was declared closed.

Absent: (Beauregard  
(Mayes



Ayes: (Panconi  
(Stannard  
(Stave Abstain: (None

Nays: None

Ordinances  
Second Reading

Cranbury Township Ordinance # 07-04-16

A motion to enter an Ordinance entitled, "Cranbury Township Ordinance # 07-04-16, A ORDINANCE OF THE TOWNSHIP OF CRANBURY IN MIDDLESEX COUNTY, NEW JERSEY ACCEPTING THE CONVEYANCE BY SHARBELL CRANBURY INC. OF A LANDSCAPE BUFFER AND UTILITY EASEMENT AND THE DEDICATION BY SHARBELL OF "UPDIKE PARK", was presented for second reading and final adoption. The Ordinance was published in the Cranbury Press, posted on the Township Bulletin Board and copies were available to the public. The Mayor opened the public hearing on the Ordinance. Ms. Stave recommended that the Township not be bound to the name of "Updike Park" and the Parks Commission will come up with a recommendation. Ms. Judy Dossin, Parks Chairperson, indicated that in the Township Ordinance pertaining to parks, no parks may be named for individuals. No one present wished to speak, so the hearing was declared closed. On motion by Ms. Stave, seconded by Mr. Panconi, the Ordinance was adopted by a vote:

Absent: (Beauregard  
(Mayes

Ayes: (Panconi  
(Stannard  
(Stave Abstain: (None

Nays: None

Resolutions  
Consent

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

Absent: (Beauregard  
(Mayes

Ayes: (Panconi  
(Stannard  
(Stave Abstain: (None

Nays: None

Cranbury Township Resolution # R 07-04-145

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

Cranbury Township Resolution # R 07-04-146

TOWNSHIP OF CRANBURY  
COUNTY OF MIDDLESEX, STATE OF NEW JERSEY

A RESOLUTION AUTHORIZING EXECUTION OF A RIGHT OF ENTRY AGREEMENT WITH  
CRANBURY HOUSING ASSOCIATES

WHEREAS, the Township is interested in providing pedestrian access to members of the public from Maplewood Avenue to Village Park.

WHEREAS, Cranbury Housing Associates (CHA) is interested in providing pedestrian access across its property located at Block 33, Lot 26 on the Cranbury Township Tax Map for the sought-after access to Village Park.

WHEREAS, CHA and the Township acknowledge that it is CHA's intention to eventually transfer the property designated as Block 33, Lot 26 to the Township in exchange for the Township providing CHA with replacement property to be used for affordable housing.

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

1. The Mayor and Clerk are hereby authorized and directed to execute an agreement with Cranbury Housing Associates (CHA) that provides for the use of CHA's Maplewood Avenue property for pedestrian access to Village Park during 2004 and 2005.

2. In consideration for this pedestrian access across CHA's Maplewood Avenue property to Village Park, the Township shall pay CHA a total of \$2,400.00 in rent.

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 of Cranbury at a meeting duly held on July 26, 2004.

\_\_\_\_\_  
Kathleen R. Cunningham, Clerk

Cranbury Township Resolution # R 07-04-147

A RESOLUTION AUTHORIZING THE CHIEF FINANCIAL OFFICER TO SIGN ON BEHALF OF  
THE TAX COLLECTOR IN HIS/HER ABSENCE

WHEREAS, from time to time the need exists for the Tax Collector's signature on various documents, and

WHEREAS, the Tax Collector may be out for extended periods of time, whether it be for vacation, illness or other reasons,

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Cranbury that when the Tax Collector is out for any extended period of time and the need arises for his/her signature, the Chief Financial Officer may sign on behalf of said Tax Collector, and

BE IT FURTHER RESOLVED that a certified copy of this Resolution be sent to:

- a) Tax Collector
- b) Chief Financial Officer

- c) Township Administrator
- d) Tax Assessor

**CERTIFICATION**

I, Kathleen R. Cunningham, Clerk, hereby certify that this is a certified copy of a Resolution, adopted by the Township Committee on July 26, 2004.

\_\_\_\_\_  
Kathleen R. Cunningham, Clerk

**Cranbury Township Resolution # R 07-04-148**

WHEREAS, the County of Middlesex was late in setting the tax rate for Cranbury Township for the year 2004; and

WHEREAS, this will cause a delay in releasing the tax bills for Cranbury Township for the third quarter for year 2004;

NOW THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Cranbury that the grace period for the payment of 3<sup>rd</sup> quarter 2004 taxes be extended to 25 days after the date the tax bills are mailed (August 23, 2004).

**CERTIFICATION**

I, Kathleen R. Cunningham, hereby certify the above to be a true copy of a Resolution adopted by the Township Committee of the Township of Cranbury at a regular meeting held on July 26, 2004.

\_\_\_\_\_  
Kathleen R. Cunningham, Clerk

**Cranbury Township Resolution # R 07-04-149**

WHEREAS, Police Chief Jay Hansen is the Township Emergency Management Coordinator, and

WHEREAS, there exists a need to have a Deputy Emergency Management Coordinator,

**Cranbury Township Resolution # R 07-04-149  
(Continued)**

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Cranbury that Patrolman Ryan Dworzanski be appointed as Deputy Emergency Management Coordinator for a three-year term, and

BE IT FURTHER RESOLVED, that a certified copy of this Resolution be given to:

1. Chief Jay Hansen
2. Patrolman Ryan Dworzanski
3. Township Administrator

**CERTIFICATION**

I, Kathleen R. Cunningham, hereby certify that this is a true copy of a Resolution, adopted by the Township Committee on July 26, 2004.

\_\_\_\_\_  
Kathleen R. Cunningham, Clerk

Cranbury Township Resolution # R 07-04-150

RESOLUTION OF THE TOWNSHIP OF CRANBURY

A RESOLUTION AUTHORIZING THE RELEASE OF PLAN REVIEW AND ENGINEERING ESCROW FOR SUDLER CORPORATION, CRANSUD ONE, LLC CRANSUD TWO, LLC BLOCK 5, LOT 17.01

WHEREAS, Sudler Corporation has outstanding credits in their Plan Review & Engineering escrow accounts previously posted with the Township, and

WHEREAS, the Township Engineer and the Township Planner have no outstanding bills.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Cranbury release outstanding credits in Sudler Corporation's Plan Review and Engineering escrow accounts.

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 Engineer
- (b) Township Chief Financial Officer
- © Steven c. Spinweber, Sudler Companies, Morris Corp. Center 1, 300 Interpace Parkway; Parsippany, NJ 07054
- (d) Township Attorney

CERTIFICATION

I, Kathleen R. Cunningham, Clerk, hereby certify that the foregoing is a true copy of a Resolution passed by the Township of Cranbury at a meeting duly held on July 26, 2004.

\_\_\_\_\_  
Kathleen R. Cunningham, Clerk

Work Session

- a. Boy Scout Eagle Project Bike Path at Village Park  
Proposal to design and build a Biking Park in Village Park. Project is part of  
an Eagle Project which will be placed on public lands.
- Beth Veghte, Recreation Director gave a summary of Keith Vincelette's  
proposal for a biking trail in Village Park and indicated that maintenance would be done  
by other scout troops. Keith then addressed the Township  
Committee, giving an in-depth presentation of his proposed plan. Several  
members of the Township Committee spoke concerning the maintenance and  
liability issues. Mayor spoke concerning the liability issue and asked if a letter could  
be obtained from an insurance representative. Ms. Judy Dossin, Parks Chairman, spoke  
in favor of the bike path. Mr. Wayne Wittman, Troop Leader, spoke concerning  
the maintenance issue and indicated the Boy Scouts are presently working on  
a schedule to maintain various projects which were done  
in Cranbury Township. The Scouts are setting money aside now for this  
purpose. Mayor Stannard indicated the Township is presently in the process of putting  
together a list of projects for Eagle Scouts. Mr. Richard Kallan, Wynnewood  
Drive raised concern

Mr. Vincelette, to find out how other municipalities address these issues of insurance and maintenance, etc. and report back to the Committee.

b. South Brunswick Force Main Extension (Cathy Marcelli)

Ms. Marcelli reported the project is anticipated to be complete and ready for service by 30 July 2004. There have been a number of delays attributed to the acquisition of easements. The original contract completion date was 24 April 2004 but the project site is not complete and there are a few outstanding sections of work. Ms. Marcelli and Ms. Waterbury, Township Engineer, recommended to the Township Committee that a letter be sent to the contractor, giving him a completion date.

***Public Hearing On Municipally Approved Eight-Year Program for Henry Realty Company, LLC***

c. At this time, the Township Committee held a public hearing on the application of Henry Realty Company, LLC to enter into an Eight-Year Program with the County of Middlesex and Township of Cranbury for the restriction of nonagricultural development. The Clerk indicated that owners within 200 feet of this parcel had been notified. Mr. Henry asked the next procedure for this to be enacted. Mr. Carr explained to Mr. Henry that the second reading of the Ordinance will be held on August 16, 2004 and a letter will be sent to the County notifying them. The Mayor closed the public meeting.

d. 2005 NJDOT Municipal Aid Application (Cathy Marcelli)

The Township had been extremely successful in receiving funding from this program. The Cranbury Neck Road Sidewalk (to include application for additional discretionary aid) and monies for Liberty Way are past projects. 2005 funding recommendations are for continued funding for Liberty Way and sidewalk extensions along the North Side of Old Trenton Road from the end of the sidewalk vicinity the Sharbell to Shadow Oaks. Ms. Marcelli, Township Engineer, recommended making Liberty Way, North of Half Acre Road, and Priority 2 to keep the Bridge on the list. "Safe Street for Schools" should be Old Trenton Road and lastly, Plainsboro Road. The Township Committee agreed with Ms. Marcelli's recommendations.

Work Session (Continued)

e. Senior Survey (Beth Vegthe)

The Recreation Commission developed the Senior Census as an information gathering tool to learn about the issues that concern the Senior citizens of Cranbury. The census was mailed to all the Township residents in the Spring Newsletter. Ms. Veghte, Chairman of the Recreation Commission, gave a report on the survey. Only 29 responses were received. Several of the seniors expressed a desire to have health screenings on a yearly basis, as well as various exercise programs. Ms. Judy Dossin, Parks Chairman, recommended doing co-sponsorships for various events with other municipalities. Ms. Veghte indicated that a town-wide needs assessment will be done shortly. Mr. Panconi asked if any seniors do not come out to vote because of the location (in the basement). Ms. Stave recommended that a question be put in the newsletter, asking if anyone needs assistance getting to the polls to vote.

Public Comment

The Mayor opened the meeting to public questions and comments on those items not on the agenda. There being no further comments, the Mayor closed the public part of the meeting.

#### Mayor's Notes

Mark Berkowsky gave the Township Committee an update on the police station bids, which the Township received last Friday. The bids are presently being reviewed by the Township Engineer and the award of the lowest and most responsible bidder should be within the next few weeks. He will keep the Township Committee informed. Mr. Berkowsky, did, however, inform the Township Committee that the bids were over the amount that the Township wanted to spend.

Mayor Stannard thanked Mr. Richard Kallan, Wynnewood Drive, on behalf of the Township Committee, for his many hours' work on the easement project he has been working on.

Mayor Stannard reported that the Township is still pursuing a course of turning Cranbury Neck Road, (where it turns around the corner where the homes are fairly close to the road) into a "No Passing Zone".

The Mayor opened the meeting to public questions and comments on those items not on the agenda.

Ms. Judy Dossin, Parks Chairman, asked about the status of ordinances which are being re-written on parks. Ms. Waterbury responded that these ordinances are in the process of being ready for the August 16, 2004 meeting for introduction.

Ms. Dossin, Wynnewood Drive, spoke against the recent signs which individuals placed on their properties in support of the teachers. Ms. Dossin indicated she was speaking on behalf of several residents who were very upset by the signage in town.

Ms. Stave asked about the status of the Board of Education's feelings on a path from Hannah & Mason's to the school parking lot. Mr. Carr reported that Ms. Marcelli, Township Engineer, wrote a letter and thus far the School Board has not responded.

Ms. Stave also mentioned a letter which was sent to Mark Mullen, regarding the drainage from the farmland onto his property and wanted to be sure that Mr. Mullen understands that this is a Public Comment (Continued)

Deed-restricted property and the Township will have no control or ability to even suggest to the future owner how the crop should be positioned or what to grow. Mr. Carr responded, he has spoken to Mr. Mullen and explained the Township's position on this. In addition, the Township

Engineer went out to the site, the Natural Resource Conservation Board and the Dept. of Agriculture came down and provided some recommendations.

Ms. Beth Veghte, Bunker Hill, asked why there were two patrolman on duty while the sidewalks were being done recently. Ms. Marcelli responded that they were hired by the contractor.

#### Resolution

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

Ayes:

(Mayes  
(Panconi  
(Stannard  
(Stave

Absent: (Beauregard

Abstain: (None

Nays: None

Cranbury Township Resolution # R 07-04-144

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 Township Committee will now convene in a closed session that will be limited only to consideration of items with respect to which the public may be excluded pursuant to Section 7B of the Open Public Meetings Act, P.L. 1975, c. 231.

1. The general nature of the subject to be discussed in this session is as follows:  
----Closed Session Committee Minutes of June 28, 2004.

2. It is unknown at this time precisely when the matters discussed in this session will be disclosed to the public. Matters involving contract negotiations or the acquisition of land will be disclosed upon conclusion of the negotiations or upon approval of the acquisition. Matters involving personnel will be disclosed when the need for confidentiality no longer exists. Matters concerning litigation will be announced upon the conclusion of trial or settlement of that litigation or when the need for confidentiality no longer exists.

Date: July 26, 2004

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

On motion by Ms. Stave, seconded by Mr. Mayes and unanimously carried, the Closed Session Minutes of June 28, 2004 were adopted.

A discussion took place regarding the Fire Official's budget and his request for a vehicle. The Township Committee unanimously agreed that a vehicle is not necessary for a Fire Official who is only at the Township part-time (approx. 9 hours a week).

On motion by Ms. Stave, seconded by Mr. Mayes and unanimously carried, the meeting adjourned at 10:40 p.m.

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Kathleen R. Cunningham, Clerk