

TOWNSHIP COMMITTEE MEETING
NOVEMBER 15, 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: Becky Beauregard, Thomas Panconi, Jr., Pari Stave, Township Committee-elect David J. Stout and Mayor Stannard. Mr. Mayes arrived at 8:00 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.

Resolution

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

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

Cranbury Township Resolution # R 11-04-198

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:

----Land Acquisition—Update on E. Barclay & Simonson properties

Contract

----Land Acquisition/Contract Negotiations—Regarding Open Space Acquisitions

----Contract Negotiations—Discussion of Police Negotiations

----Closed Session Committee Minutes of October 25, 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: November 15, 2004

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

Ayes: (Beauregard
(Panconi
(Stannard
(Stave

Absent: (Mayes
Abstain: (None

Nays: (None

Reports and Communications from Committee

--Committee Minutes 18 and 25 October 2004

The minutes for October 18&25th will be considered at the next meeting on November 22, 2004.

--Sub Committee Reports --

Ms. Stave reported in her capacity of Buildings and Grounds, Judy Dossin, Tom Witt and herself are going to walk the Wright South property on Friday to identify what trees can be taken down in preparation for finalizing the plan for Wright South and the baseball field. Next Monday, before the Township Committee Meeting, there is going to be a final meeting of the Wright South Baseball Field SubCommittee and will present a report on the design to the Township Committee at the November 22nd meeting.

Ms. Stave also reported she had met with John Ritter in reference to improving the Township's website and indicated the next step, with the Township Committee's permission, would be to begin to meet with each of the individual boards, commissions and committees to give them a sense of what the capacities of the website would be and to get a sense from them of what they would want included on the website.

Ms. Stave also reported she, Cathleen Marcelli, Township Engineer, David Stout-Township Committeeman-elect and Andrew Tourand, Traffic Consultant had met earlier this evening in reference to traffic signage on Route 130 into the Village area or into the industrial area and will be presenting to the Township Committee ideas on how to

Reports and Communications from Committee (Continued)

Ms. Stave (cont'd)

improve the signage over the first quarter of next year. The Township Engineer has suggested to utilize the website to map the entire industrial area so truckers who use the internet to acquire directions would be better be able to access directions to the Township.

--Personnel Subcommittee

Ms. Beauregard reported there were a few employee issues which had been referred to the Personnel Subcommittee. The Township Committee members will be getting a copy of a letter, which will be sent out to each of the employees within the next week. The Personnel Subcommittee has been also meeting to try to put into place the evaluation process for Township personnel and after tonight's meeting the Subcommittee will meet to work on the evaluation form and will present at next week's meeting the final product.

Mr. Panconi reported on the police contract negotiations. Mr. Panconi indicated a draft copy had been provided to Township Committee members of the contract and will be discussed in Closed Session at tonight's meeting.

Agenda Additions/Changes

Ordinance
Second Reading

Cranbury Township Ordinance # 10-04-25

A motion to enter an Ordinance entitled, "Cranbury Township Ordinance # 10-04-25, A BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF LAND FOR USE AS OPEN SPACE BY THE TOWNSHIP OF CRANBURY, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$500,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$500,000 BONDS OR NOTES OF THE TOWNSHIP FOR FINANCING THE COST THEREOF", was presented for second reading and final adoption. The Ordinance was published in the Cranbury Press, posted on the Township Bulletin Board and copies were available to the public. The Mayor opened the public hearing on the Ordinance. Mr. Richard Kallan, Wynnewood Drive, asked what properties this bond ordinance was for. Mayor Stannard responded this ordinance was for potential purchases of open space and not for any one parcel. No one else present wished to speak, so the hearing was declared closed. On motion by Ms. Stave, seconded by Ms. Beauregard, the Ordinance was adopted by a vote:

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

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

Cranbury Township Ordinance # 10-04-25
(Continued)

Section 1. The improvement described in Section 3 of this bond ordinance is hereby authorized to be undertaken by the Township of Cranbury, New Jersey as a general improvement. For the improvement or purpose described in Section 3, there is hereby appropriated the sum of \$500,000. No down payment is required pursuant to N.J.S.A. 40A:2-11(c) as this bond ordinance authorizes obligations solely for a purpose described in N.J.S.A. 40A:2-7(d).

Section 2. In order to finance the cost of the improvement or purpose, negotiable bonds are hereby authorized to be issued in the principal amount of \$500,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is the acquisition of land for use as open space, including all related costs and expenditures incidental thereto.

(b) The estimated maximum amount of bonds or notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

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

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

Section 6. Any grant monies received for the purposes described in Section 3(a) hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 7. The following additional matters are hereby determined, declared, recited and stated:

Cranbury Township Ordinance # 10-04-25
(Continued)

(a) The improvement or purpose described in Section 3 of this bond ordinance is not a current expense. It is an improvement or purpose that the Township may lawfully undertake as a general

improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this ordinance, is 40 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 \$500,000, and the issuance of the obligations authorized herein is permitted by the exception to the debt limitation authorized by N.J.S.A. 40A:2-7(d).

(d) An aggregate amount not exceeding \$25,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

(e) This bond ordinance authorizes obligations of the Township solely for a purpose described in N.J.S.A. 40A:2-7(d). This purpose is in the public interest and is for the health, welfare, convenience or betterment of the inhabitants of the Township. The amounts to be expended for this purpose pursuant to this bond ordinance are not unreasonable or exorbitant, and the issuance of the obligations authorized by this bond ordinance will not materially impair the credit of the Township or substantially reduce its ability to pay punctually the principal of and the interest on its debts and to supply other essential public improvements and services. The Local Finance Board in the Division of Local Government Services of the Department of Community Affairs of the State of New Jersey has heretofore made a determination to this effect and has caused its consent to be endorsed upon a certified copy of this bond ordinance as passed upon first reading.

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

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

Cranbury Township Ordinance # 10-04-25
(Continued)

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

Ordinance

Second Reading

Cranbury Township Ordinance # 10-04-26

A motion to enter an Ordinance entitled, "Cranbury Township Ordinance # 10-04-26, AN ORDINANCE OF THE TOWNSHIP OF CRANBURY IN MIDDLESEX COUNTY, NEW JERSEY AUTHORIZING THE ACQUISITION OF A LICENSE ACROSS BLOCK 7, LOT 13 AND PROPERTY TO BE DESIGNATED AS "POLICE DRIVE" IN THE TOWNSHIP OF CRANBURY TO FACILITATE THE CONSTRUCTION OF A NEW POLICE BUILDING AND COMPLETION OF THE CONSTRUCTION OF POLICE DRIVE", 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. Waterbury, Township Attorney, explained this ordinance is being adopted in conjunction with the new police station. Keystone is essentially giving the Township permission to be on their property to build the police station until such time as Keystone is ready to transfer the property over to the Township. It is primarily for legal and liability issues. No one else present wished to speak, so the hearing was declared closed. On motion by Ms. Stave, seconded by Ms. Beauregard, the Ordinance was adopted by a vote:

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

Ordinance
First Reading

Cranbury Township Ordinance # 11-04-27

An Ordinance entitled, Cranbury Township Ordinance # 11-04-27, AN ORDINANCE OF THE TOWNSHIP OF CRANBURY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, CONCERNING PARK RULES AND AMENDING CHAPTER 108 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:	(Beauregard (Panconi (Stannard (Stave	Absent: (Mayes
		Abstain: (None
Nays:	None	

Public Hearing: December 6, 2004

Cranbury Township Ordinance # 11-04-27
(Continued)

WHEREAS, members of the Parks Commission and Recreation Commission have provided recommendations for revisions to Chapter 108 of the Code of the Township of Cranbury ("Code), entitled "Parks"; and

WHEREAS, the Township Committee has reviewed the recommendations of the Parks Commission and Recreation Commission and seeks to update and revise Chapter 108 of the Code consistent therewith;

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

1. Section 108-1 of Chapter 108 of the "Code of the Township of Cranbury" ("Code") is hereby amended to read as follows (deletions are in [brackets] and additions are underlined):

§ 108-1. Hours of operation.

Municipally owned parks [may be used by the public only during the hours posted at those locations and for permitted activities as hereinafter set forth] shall be open to the public every day of the year from dawn to dusk, except as set forth herein or as said hours may be amended from time to time by the Recreation Department or Township Committee for a specific activity, event or use.

2. Existing Section 108-2 of the Code shall be deleted in its entirety and replaced with a new Section 108-2, to read as follows:

§ 108-2. Reservation of facilities and issuance of permits therefor;
activities designated as requiring a special permit.

A. Generally.

1. Certain park areas and facilities may be reserved through the Recreation Department as provided for herein. When a reservation application is approved, the Recreation Department shall issue a permit granting the individual, organization or group exclusive use of the park area and/or facility.
2. Activities designated as requiring a special permit may only take place in the Township's parks if the interested individual, group or organization applies for and receives from the Recreation Department a special permit therefor.
3. The Recreation and Police Departments and office of the Township Clerk shall maintain copies of the reservations schedule and all park permits.
4. All conditions of a permit must be adhered to and any violation of the terms and conditions, rules or regulations, or any falsifications shall constitute grounds for its revocation by the Recreation Department.

B. Reservation of park areas and facilities.

Cranbury Township Ordinance # 11-04-27
(Continued)

1. Generally.

- a. Reservation of park areas and facilities must be made in advance through the Recreation Department.

- b. All individuals and groups are permitted to use reserved facilities until those who have reservations arrive.
 - c. No one individual, group or organization may reserve any Township park in its entirety.
- 2. Park facilities that may be reserved.
 - a. Pavilion(s) – A pavilion may be reserved by a group of ten or more persons.
 - b. Tennis courts – Tennis courts may be reserved as set forth in section 108-3 below.
 - c. Gazebo(s) – A gazebo may be reserved by any individual, organization or group.
 - d. Softball fields – Softball fields may be reserved by any individual, organization or group, except that no one individual, organization or group may reserve a field more than four times Mondays through Saturdays.
- C. Designated activities requiring special permit. Individuals, organizations and groups must obtain special permits in advance through the Recreation Department to:
 - 1. Camp and/or build campfires._
 - 2. (Reserved)
 - 3. Existing Section 108-3 of the Code shall be deleted in its entirety and replaced with a new Section 108-3, to read as follows:

§ 108-3. Tennis Courts.

- A. The use of the Township's tennis courts for any activity other than the playing of tennis is prohibited. Prohibited activities shall be deemed to include, without limitation, rollerblading, roller-skating, riding bicycles, playing hockey and skateboarding.
- B. Any person using the tennis courts shall wear tennis shoes or rubber-soled athletic shoes only. No other footwear shall be permitted.

Cranbury Township Ordinance # 11-04-27
(Continued)

- C. No more than one hour of playing time is permitted if there are other persons waiting to use the tennis court, except as otherwise provided below.
- D. Tennis courts are not available for reservation except:
 - 1. During tournament play or lessons sponsored by the Cranbury Recreation Department or Cranbury School District; and

2. To allow groups of ten or more persons to reserve one tennis court up to two times per thirty-day period.

4. Existing Section 108-4 of the Code shall be deleted in its entirety and replaced with a new Section 108-4, to read as follows:

§ 108-4. Regulations.

- A. As used in this section, the word “person” shall be deemed to mean any individual(s), group(s) or organization(s).
- B. The following activities and conduct shall be prohibited within any park belonging to or leased or operated by the Township:

1. Unless authorized by law or for municipal, law enforcement or other government purposes, no person shall cause or permit any animal owned by him or in his custody or control, to go or be at large.

- a. All persons bringing animals, including but not limited to dogs, to open space and recreation areas shall be responsible for removal and disposal of all feces or droppings deposited by said animal.
- b. All animals shall be restrained by a leash, except that horses shall be restrained by reins.
- c. No person shall permit a horse to be unbridled or left unattended in any unenclosed area without being securely fastened.
- d. Horseback riding is prohibited on playing fields, on playgrounds and in picnic areas.
2. No person shall hunt, molest, harm, frighten, kill, trap, pursue, chase, shoot or throw objects at any animal, wildlife, reptile or bird; nor shall any person remove or have in his possession any animal, reptile or bird. No person shall engage in target practice of any kind using any weapon, including but not limited to a rifle, shotgun, handgun or bow and arrow.
3. No person shall consume or possess any alcoholic beverage(s).
4. No person shall engage in loud, boisterous, threatening, abusive, insulting or indecent language, or engage in any disorderly conduct or behavior tending to

Cranbury Township Ordinance # 11-04-27
(Continued)

cause a breach of the public peace. No person shall use amplified sound equipment, or make any other noise, that annoys, disturbs, injures or endangers the comfort, repose, health, peace or safety of others.

5. No person shall engage in any littering. Trash, refuse, recyclables and litter must be placed in containers provided for that use. Groups of ten or more are responsible for removing from the park their own trash, refuse, recyclables and litter.

6. No person shall drop, throw or otherwise scatter lighted matches, burning cigarettes or cigars, tobacco paper or other flammable material within any park.
7. No person shall engage in any camping except:
 - a. In those areas specifically designated for camping; and
 - b. When specifically authorized to do so by special permit obtained as set forth in section 108-2 above.Use of camping vehicles is strictly prohibited.
8. No person shall grill or otherwise cook any food items except in those areas specifically designated for same.^[1]
9. No person shall kindle, build, maintain or use a fire except:
 - a. In those areas specifically designated for grilling; or
 - b. When specifically authorized to do so by special permit obtained as set forth in section 108-2 above.All fires permitted herein shall be continuously under the care and direction of a competent adult and shall be completely extinguished before persons responsible therefor leave the park area.
10. No person shall use any park or area therein other than for recreation and conservation purposes, as set forth in the Green Acres Program regulations, N.J.A.C. 7:36-1.1 et seq.
11. No person shall chip, drive or hit a golf ball(s).
12. No person shall discard or cause to be discarded in the waters or streams any substance, matter or thing.
13. No person shall affix, glue, tack or otherwise post any sign, placard, advertisement or inscription.

Cranbury Township Ordinance # 11-04-27
(Continued)

14. No person shall throw stones or other missiles so as to annoy other persons.
15. No person shall climb or stand upon tables, seats, fences surrounding tennis courts and playing fields, tennis and basketball equipment, gazebos, pavilions and/or building(s).
16. No person shall have in his possession or bring into any park, or set or otherwise cause to explode or discharge or burn any firecrackers, torpedo rockets or other fireworks, firecrackers or explosives or flammable material or discharge them or throw them into such area from lands or highways adjacent thereto. This prohibition includes any substance, compound, mixture or article that in conjunction with any other substance or compounds may decompose suddenly and generate sufficient heat, gas or pressure or any or all of them to

produce rapid flaming, combustion, or administer a destructive blow to surrounding objects.

17. No person shall operate any motorized vehicle other than on roadways or parking areas specifically provided for such purpose, except that no person shall operate a mini-bike, moped, snowmobile or all terrain vehicle anywhere within the boundaries of any park.
18. No person shall park or cause to be parked any motorized vehicle except in those areas specifically established or designated by signs for such purposes. No motorized vehicle shall be parked, whether or not the operator is in attendance, after the closing hours of any park.
19. No person shall injure any trees, shrubs or grass, or destroy, cut, break, deface, mutilate, disturb, sever or remove from the ground any plant, flower, growing thing, stem, branch or leaf thereof. In addition, no person shall pile debris of any kind against such vegetation, attach any rope or cable or other conveyance thereto, or set fire or assist in setting a fire to any of the same. This prohibition shall not preclude persons from pitching tents during camping authorized by special permit.
20. No person shall dig or remove any soil, rock, sand, clay or earth or make any excavation of any kind by any means or agency.
21. No person shall use metal detectors or similar devices.
22. No person shall enter any area designated as "Restricted."
23. No person shall ride or walk a bicycle on any ball field, tennis or basketball court or ice rink.
24. No person shall engage in skateboarding or in-line skating except in those areas specifically designated for such activities.
- C. Members of the Police Department shall have the authority to eject from parks any person acting in violation of this chapter.

Cranbury Township Ordinance # 11-04-27
(Continued)

- D. Any person who violates any park rule or regulation may be denied the future use of these facilities.

4. Section 108-7 of Chapter 108 of the Code is hereby amended to read as follows (deletions are in [brackets] and additions are underlined):

§ 108-7. Violations; penalties; liability for property damage.

- A. Any person, organization or group who violates or neglects to comply with any provision of this Chapter or any regulation promulgated hereunder shall, upon conviction thereof, be punished by a fine of at least \$50.00 but not to exceed the maximum permitted by section 1-14 of this Code and such other penalties as may be imposed under section 1-14. Each and every day that such a violation continues shall be considered a separate violation of this chapter.

- B. Parents and guardians shall be liable for any property damage that is caused by any minor in their charge. Groups and organizations reserving park facilities or other recreational facilities shall be liable for the fines of any of their members using the facilities and shall also be responsible for reimbursing the Township for any property damage caused by any of their members.

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

Ordinance
First Reading

Cranbury Township Ordinance # 11-04-28

An Ordinance entitled, "Cranbury Township Ordinance # 11-04-28, AN ORDINANCE OF THE TOWNSHIP OF CRANBURY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, RESTRICTING A PORTION OF TOWNSHIP PROPERTY KNOWN AS THE "WEST" PROPERTY AND DESIGNATED AS LOT 70.02, BLOCK 23 ON THE CRANBURY TAX MAP TO PASSIVE RECREATION AND CONSERVATION USE", was introduced for first reading. On motion by Ms. Stave, seconded by Ms. Beauregard, the Ordinance was passed on first reading by vote:

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

Public Hearing: December 6, 2004

AN ORDINANCE OF THE TOWNSHIP OF CRANBURY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, RESTRICTING A PORTION OF TOWNSHIP PROPERTY KNOWN AS THE "WEST" PROPERTY AND DESIGNATED AS LOT 70.02, BLOCK 23 ON THE CRANBURY TOWNSHIP TAX MAP TO PASSIVE RECREATION AND CONSERVATION USES.

Cranbury Township Ordinance # 11-04-28
(Continued)

WHEREAS, the Township of Cranbury owns a 58± - acre parcel known as the "West" Property and designated as Lot 70.02 in Block 23 on the Cranbury Township Tax Map (the "Property"); and

WHEREAS, the Property comprises two areas, a 38± - acre tract adjacent to Town Hall and the school that is held for general municipal purposes ("Tract A") and a 20± - acre tract alongside the Cranbury Brook that is restricted to conservation and passive recreation purposes pursuant to the Green Acres Program, N.J.A.C. 7:36-1.1 et seq. ("Tract B"); and

WHEREAS, the Cranbury Township Environmental Commission has recommended that a 14± - acre (623,326 square feet) portion of Tract A also be restricted for purposes of preserving and conserving its natural areas and resources for aesthetic, ecological, scientific and educational purposes, labeled "Proposed Preserve Area" on the plan entitled "Plan to Accompany Deed Filing West Property," prepared by Hatch Mott McDonald (James K. Walz, P.L.S., N.J. Lic. No. 34024), dated May 26, 2004; and

WHEREAS, the Township intends to continue to hold the remaining 24± acres of Tract A for general municipal purposes, including but not limited to further school expansion; and

WHEREAS, the Environmental Commission has drafted proposed restrictions that would ensure that the Proposed Preserve Area be used only for certain passive recreation and conservation purposes; and

WHEREAS, the Township finds that preservation of Proposed Preserve Area for conservation and passive recreation purposes will yield a significant public benefit;

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

1. The 38± - acre area of Lot 70.02, Block 23 on the Cranbury Township Tax Map known as the "West" Property and being held for general municipal purposes is hereby divided into two separate tracts, referred to herein for ease of reference only as "Tract A1" and "Tract A2." Tract A1 shall be restricted to conservation and passive recreation uses pursuant to the Green Acres Program, N.J.A.C. 7:36-1.1 et seq. and as further set forth herein. Tract A2 shall be held for general municipal purposes, including but not limited to possible future school expansion.

2. Tract A1

Tract A1 shall consist of the 14± - acre (623,326 square feet) area labeled "Proposed Preserve Area" on the "Plan to Accompany Deed Filing West Property," prepared by Hatch Mott McDonald (James K. Walz, P.L.S., N.J. Lic. No. 34024), dated May 26, 2004, and attached hereto as "Exhibit A" and described in the "Description for Deed Easement for Proposed Preserve Portion of Block 23, Lot 70.02 Township of Cranbury, Middlesex County, New Jersey," prepared by Hatch Mott McDonald (James K. Walz, P.L.S., N.J. Lic. No. 34024), dated May 25, 2004, and attached hereto as "Exhibit B." Tract A1 shall be subject to two 50 feet wide drainage easements shown on Exhibit A and described in the "Description for Deed 50 Feet Wide Drainage Easements for Proposed Preserve Portion of Block 23, Lot 70.02 Township of Cranbury, Middlesex County, New Jersey," prepared by Hatch Mott McDonald (James K. Walz, P.L.S., N.J. Lic. No. 34024), dated May 25, 2004, and attached hereto as "Exhibit C." With the exception of the two 50 feet wide drainage easements, Tract A1 shall be used exclusively for

conservation and passive recreation purposes. The following restrictions shall apply to and govern use of Tract A1:

Cranbury Township Ordinance # 11-04-28
(Continued)

- A. Tract A1 shall be used solely for a nature preserve, conservation of natural resources, preservation of open space, protection of wildlife, nature study and recreation consistent with such uses (known as "passive recreation"), such as walking, jogging, bird watching, fishing and enjoyment of nature generally.
- B. Tract A1 shall only be used for conservation and passive recreation purposes and only acts and uses consistent therewith or in furtherance thereof shall be permitted. To this end, the following conservation restrictions are hereby imposed:
 - 1. There shall be no hunting and trapping of wildlife nor shall there be any disturbance or removal of native animals or wildlife, except that recreational fishing shall be permitted and hunting and trapping of wildlife shall be permitted to the extent necessary to execute a municipally-sanctioned wildlife management plan.

2. There shall be no use of motorcycles, motorized trail bikes, all-terrain vehicles, snowmobiles, other motor vehicles or gas-powered motors, except as may be necessary for the protection of persons or property or in the event of an emergency. Motorized vehicles and gas-powered motors may also be used to maintain and conserve Tract A1's natural habitats, as well as maintain pervious trails, walkways and pathways.
3. There shall be no picnicking, camping or use of open fires, except pursuant to such permits or approvals that may be granted by the Township.
4. There shall be no construction or maintenance of athletic or other playing fields.
5. There shall be no disturbance or removal of native trees, plants or vegetation, nor shall there be any planting of trees or plants, use of fertilizers, spraying with biocides, introduction of non-native animals, grazing of domestic animals, or disturbance or change in the natural habitat, except as may be necessary to maintain and preserve the natural habitat and to construct and maintain trails, walkways and pathways.
6. There shall be no disturbance, excavation, dredging or removal of soil, loam, peat, gravel, sand, rock or other mineral resource or natural deposit, except as may be necessary to construct and maintain trails, walkways and pathways, nor shall any portion of Tract A1 be paved or covered with impervious materials.
7. There shall be no building, shed, lean-to, fence, swimming pool, recreational or playground equipment, billboard or other advertising display, sign (other than those erected by the Township or with the Township's permission or approval for directional, educational, instructive, interpretative or public safety purposes), antenna, utility pole,

Cranbury Township Ordinance # 11-04-28
(Continued)

tower, conduit, line or other permanent structures constructed or maintained on, above or under Tract A1.

8. There shall be no power lines, underground utilities or permanent lighting constructed or maintained, except for those that are pre-existing (if any) and as otherwise required by law to be constructed or maintained.
9. There shall be no manipulation or alteration of natural water courses or water bodies, nor shall there be activities conducted on Tract A1 which would be detrimental to drainage, flood control, water conservation, water purity, water quality, erosion control, soil conservation or archeological conservation, or which could alter natural water levels and/or flow.
10. There shall be no parking, dumping, placing, filling or storing of soil, refuse, trash, rubbish, debris, junk, waste, unsightly or offensive material, equipment or supplies, nor shall there be any installation of aboveground or underground storage tanks, except that the Township may allow

maintenance of trash receptacles at such other appropriate locations such as the public entrance to Tract A1.

11. There shall be no composting of any materials.
12. There shall be no dogs permitted in Tract A1 unless on a leash.
13. There shall be no using, operating or permitting to be played, used or operated any radio receiving set, musical instrument, phonograph, loudspeaker, sound amplifier or other machine or device for the producing or reproducing of sound.
14. There shall be no other use made of Tract A1 or activity conducted thereon or therein which is inconsistent with the purpose of Tract A1 or which would materially impair significant conservation interests unless necessary for the protection of the conservation interests that are the subject of these restrictions.

3. Tract A2

Tract A2 shall consist of the remaining 24± - acre area shown on Exhibit A and described in the "Description for Deed Unrestricted Portion Block 23, Lot 70.02 Township of Cranbury, Middlesex County, New Jersey," prepared by Hatch Mott McDonald (James K. Walz, P.L.S., N.J. Lic. No. 34024), dated June 28, 2004, and attached hereto as "Exhibit D." Tract A2 shall be held for general municipal purposes, including but not limited to possible future school expansion. Tract A2 shall in no event be deemed by the Township or by the public to be held in any way whatsoever as parkland or open space.

4. The Mayor, Township Administrator, Township Clerk, Township Engineer and Township Attorney are hereby authorized and directed to prepare and execute any deeds or other documents and undertake any and all acts necessary to accomplish the purposes hereof.

5. This Ordinance shall take effect upon final adoption and publication, as provided for by law.

Ordinance
First Reading

Cranbury Township Ordinance # 11-04-29

An Ordinance entitled, "Cranbury Township Ordinance # 11-04-29, AN ORDINANCE OF THE TOWNSHIP OF CRANBURY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, AMENDING CHAPTERS ONE, SEVENTY-TWO, EIGHTY-TWO AND EIGHTY-FOUR OF THE CODE OF THE TOWNSHIP OF CRANBURY", was introduced for first reading. On motion by Ms. Stave, seconded by Ms. Beauregard, the Ordinance was passed on first reading by vote:

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

Public Hearing: December 6, 2004

WHEREAS, the Township is in the process of updating the entire Code of the Township of Cranbury ("Code"); and

WHEREAS, it has been determined that in the interest of allowing reasonable review time for the Township Committee and the public, and expediting adoption of necessary revisions, groups of Chapters will be amended in a series of Ordinances, followed by adoption of the entire Code in book format; and

WHEREAS, at this time portions of Chapters One, Seventy-Two, Eighty-Two and Eighty-Four of the Code shall be revised to ensure their continued consistency with the law;

NOW THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Cranbury, Middlesex County, New Jersey, that the "Code of the Township of Cranbury" ("Code") be amended as follows:

1. Existing Section 1-15 of Chapter 1 of the Code, entitled "General Provisions," shall be deleted in its entirety and replaced with a new Section 1-15, to read as follows:

§1-15. General penalty; continuing violations.

- A. Except as hereinafter provided, whenever in this Code or in any other ordinance of the Township or in any rule, regulation or order promulgated pursuant to such Code or other ordinance of the Township, any act is prohibited or is made or declared to be unlawful or an offense, or whenever in such Code or such other Township ordinance, rule, regulation or order the doing of any act is required or the failure to do an act is declared to be unlawful, where no specific penalty is provided therefor, the violator of any such provision of this Code or any ordinance of the Township or any rule, regulation or order promulgated pursuant to such Code or other Township ordinance shall be punished by a fine not exceeding one thousand two hundred fifty (\$1,250.00) dollars, by imprisonment for a period not exceeding ninety (90) days, or be required to perform community service for a period not exceeding ninety (90) days or by a combination of such fine, imprisonment and/or community service. In addition, any person who is convicted of violating an ordinance within one (1) year of the date of a previous

Cranbury Township Ordinance # 11-04-29
(Continued)

violation of the same ordinance and who was fined for the previous violation, may, in the discretion of the Court, be sentenced by the Court to an additional fine as a repeat offender pursuant to the provisions of N.J.S.A. 40:49-5.

- B. Whenever any provision of State statute limits the authority of the Township to punish the violation of this Code or other Township ordinance, rule, regulation or order promulgated pursuant thereto to a fine of less amount than that provided in this section or imprisonment for a shorter period than that provided in this section, then the violation of such particular provision of this Code or other Township ordinance, rule, regulation or order shall be punished by the imposition of not more than the maximum fine or imprisonment so authorized or by both such fine or imprisonment.
- C. Each day any violation of this Code or other Township ordinance, rule, regulation or order promulgated pursuant thereto shall continue shall constitute a separate offense, unless otherwise provided.

D. Whenever any fine is imposed upon any corporation, such fine and any costs and charges incident thereto may be collected in an action of debt or in such other manner as may be provided by law.

2. Chapter 72 of the Code, entitled "Construction Codes, Uniform," is hereby amended by adding two new sections thereto to read as follows:

§ 72-7. Enforcement; violations and penalties.

Procedures for enforcement of the State Uniform Construction Code and its implementing regulations are as set forth in such act and regulations, as amended from time to time. Further, penalties for violations of the State Uniform Construction Code, its regulations and this chapter shall also be as set forth in such act and regulations, as such penalties may be amended from time to time.

§ 72-8. Appeals.

Any person who is aggrieved by any ruling, action, notice, order or decision of the Cranbury Construction Code Agency shall have the right to appeal to the County Construction Board of Appeals of the County of Middlesex.

3. Existing Chapter 82 of the Code, entitled "Fees," shall be deleted in its entirety and replaced with a new Chapter 82, to read as follows:

Chapter 82

FEES

§ 82-1. Government records.

The government records of the Township shall be accessible for inspection, examination and copying in accordance with the Open Public Records Act, N.J.S.A. 47:1A-1 et seq., as amended from time to time.

Cranbury Township Ordinance # 11-04-29
(Continued)

A. Purpose. The purpose of this section is to set forth the Township's fee schedule for obtaining copies of government records and the Township's special service charges to be assessed in appropriate circumstances.

B. Definitions. As used in this section:

"Government Record(s)" or "record(s)" shall mean any information subject to public inspection which is maintained by the Township in written, audio, video, electronic or other form and as defined by the Open Public Records Act, N.J.S.A. 47:1A-1 et seq.

"Special Service Charge" shall mean a charge, in addition to the actual cost of duplicating the Government Record(s), which shall reflect the expense associated with extensive use of Township information, technology or resources, or the extensive clerical or supervisory assistance by Township personnel necessary to accommodate requests to examine and/or provide copies of the record(s), and as defined by the Open Public Records Act, N.J.S.A. 47:1A-5c and 47:1A-5d.

C. Fee Schedule. The fees for copies of government records shall be:

- (1) Photocopies of records in 8.5" x 11" or 8.5" x 14" format.
 - (a) One to ten pages \$.50 per page
 - (b) Eleven to twenty pages \$.25 per page
 - (c) All pages over twenty \$.10 per page

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- (2) Miscellaneous records.
 - (a) Audio recording of meeting \$ 10.00 per CD
 - (b) Street map \$ 5.00
 - (c) Master plan \$ 35.00
 - (d) Township code book \$ 35.00

- (3) Police Department records.
 - (a) Videotape \$ 30.00
 - (b) Audiotape \$ 10.00
 - (c) Photographs
 - [1] 5" x 7" (from 35 mm) \$ 3.00 each
 - [2] Digital (on CD) \$ 10.00 per CD

Cranbury Township Ordinance # 11-04-29
(Continued)

- (4) Postage. Postage costs will be added to fees for copies of records requested to be mailed and will be determined at the time of the request.
- (5) Special service charges.
 - (a) A special service charge may be applied by the Custodian of Records or his/her designee in the following circumstances:

- [1] When the nature, format, manner of collation or volume of a government record embodied in the form of printed matter to be inspected, examined or copied is such that the record cannot be reproduced by ordinary copying equipment in ordinary business size or involves an extraordinary expenditure of time and effort to accommodate the request; or
 - [2] When a request is for a government record in a medium not routinely used by the Township; or
 - [3] When a request is for a government record not routinely developed or maintained by the Township; or
 - [4] When a request for a government record requires a substantial amount of manipulation or programming of information technology by the Township and the cost of such manipulation or programming is not otherwise included in the fee or fees listed in subsection 82-1(c)(1), (2) or (3).
- (b) The special service charge rate for supervisory, programming and/or clerical services shall be charged per hour and as follows:
- [1] The hourly rate shall be the hourly wage of the employee conducting the supervisory, programming and/or clerical services as set by the Township from year to year and/or P.B.A. Agreement(s) from time to time.
 - [2] The hourly wages of salaried personnel shall be calculated by dividing the employee's annual salary as set by the Township and/or P.B.A. Agreement(s) by 26 (weeks) and then dividing that biweekly pay by the number of hours worked in a biweekly period.

§ 82-2. Miscellaneous fees.

- A. Certified copy of vital record \$ 2.00 each

Cranbury Township Ordinance # 11-04-29
(Continued)

- B. (Reserved)

4. Sections 84-11, 84-15, 84-18, 84-19 and 84-20 of Chapter 84 of the Code, entitled "Fire Prevention," are hereby amended as follows (deletions are in [brackets] and additions are underlined):

§ 84-11. Local enforcement.

Pursuant to the Uniform Fire Safety Act [(P.L. 1983, c.383)] N.J.S.A. 52:27D-202, the New Jersey Uniform Fire Code, N.J.A.C. 5:70-1.1 et seq., shall be enforced locally with the Township of Cranbury.

§ 84-15. Permit; fees.

[A.] The local enforcing agency established by § 84-12 of this article shall issue permits for such uses as required by the Uniform Fire Code on behalf of the Commissioner of Community Affairs.

[B.] The application fee for a permit shall be as follows:

Permit	Fee
Type 1	\$ 35.00
Type 2	138.00
Type 3	276.00
Type 4	414.00
Type 5	1,380.00]

§ 84-18. [Board of] Appeals.

Pursuant to [Sections 15 and 17 of] the Uniform Fire Safety Act and Uniform Fire Code, any person aggrieved by any ruling, action, notice, order or decision of the local enforcing agency shall have the right to appeal to the County Construction Board of Appeals of the County of Middlesex.

§ 84-19. Fees.

A. All life-hazard use registration fees and all permit fees, as indicated in the [New Jersey Administrative Code, Title 5, Chapter 18 (Uniform Fire Code), under 5:18-2.8] Uniform Fire Code, N.J.A.C. 5:70-1.1 et seq., shall be adopted by the local enforcing agency for the purpose of enforcing this article.

B. In addition to the above, the fee for fire inspections of non-life hazard uses shall be as follows:

(1) Single occupancy under 1,000 square feet: \$[35] 45.

(2) Single occupancy 1,001 to 2,000 square feet: \$[60] 70.

Cranbury Township Ordinance # 11-04-29
(Continued)

(3) Single occupancy 2,001 to 3,000 square feet: \$[85] 95.

(4) Single occupancy 3,001 to 4,000 square feet: \$[110] 120.

(5) Single occupancy 4,001 to 10,000 square feet: \$[150] 160.

(6) Single occupancy 10,001 to 20,000 square feet: \$[200] 210.

(7) Single occupancy 20,001 to 50,000 square feet: \$[350] 360.

(8) Each additional 10,000 square feet in excess of 50,000 square feet: \$[25, subject to a maximum fine of \$750] 35.

§ 84-20. Violations and penalties.

[All penalties, as indicated in the New Jersey Administrative Code, Title 5, Chapter 18 (Uniform Fire Code) and Chapter 18A (Fire Code Enforcement), shall be adopted for the purpose of enforcing this article.] Penalties shall be assessed, levied and collected in accordance with the provisions of the Uniform Fire Code, N.J.A.C. 5:70-1.1 et seq. and Regulations for Fire Code Enforcement, N.J.A.C. 5:71-1.1 et seq.

Resolutions
Consent

Cranbury Township Resolution # R 11-04-200

RESOLUTION OF THE TOWNSHIP OF CRANBURY, NJ

**A RESOLUTION AUTHORIZING THE REDUCTION OF A PERFORMANCE GUARANTEE FOR
ROCKEFELLER GROUP – PEARSON EDUCATION BLDG B BLOCK 4 LOT 1.02**

WHEREAS, by letter dated August 17, 2004, Rockefeller Group 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 October 21, 2004 (attached hereto as "Exhibit A") recommended that the performance guarantee be reduced and the amount that shall be **released** is as follows :until all bonded items are complete is as follows:

Performance Bond	\$ 2,474,032.40
Cash Deposit	\$ 274,892.49

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

Performance Bond	\$ 1,060,299.60
Cash Deposit	\$ 117,811.07

Cranbury Township Resolution # R 11-04-200
(Continued)

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

1. It has reviewed, agrees with and hereby accepts all recommendations of the Township Engineer as set forth in "Exhibit A".
2. It hereby authorizes the 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) Glenn P Muleucis, The Rockefeller Group, 500 International Drive Suite 345 Mt. Olive, NJ 07828
- (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 November 15, 2004.

Kathleen R. Cunningham Clerk

Cranbury Township Resolution # R 11-04-201

RESOLUTION OF THE TOWNSHIP OF CRANBURY, NJ

**A RESOLUTION AUTHORIZING THE REDUCTION OF A PERFORMANCE GUARANTEE FOR
ROCKEFELLER GROUP – CRATE & BARREL BLICK \$ LOT 1.03**

WHEREAS, by letter dated August 17, 2004, Rockefeller Group 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 October 21, 2004 (attached hereto as "Exhibit A") recommended that the performance guarantee be reduced and the amount that shall be **released** is as follows :until all bonded items are complete is as follows:

Performance Bond	\$ 1,449,755.34
Cash Deposit	\$ 161,083.93

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

Performance Bond	\$ 621,323.72
Cash Deposit	\$ 69,035.97

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

Cranbury Township Resolution # R 11-04-201
(Continued)

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) Glenn P Muleucis, The Rockefeller Group, 500 International Drive Suite 345 Mt. Olive, NJ 07828
- (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 November 15, 2004.

Kathleen R. Cunningham Clerk

Cranbury Township Resolution # R 11-04-202

RESOLUTION OF THE TOWNSHIP OF CRANBURY, NJ

**A RESOLUTION AUTHORIZING THE RELEASE OF TOLL BROTHER'S WINTERIZATION BOND
RELEASE**

WHEREAS, Toll Brother's has deposited with Cranbury Township a \$1,000.00 escrow deposit each for the following Block and Lots:

<u>Lot/Block</u>	<u>Address</u>	<u>Amount</u>
108.06/23	11 Shady Brook La	\$1,000.00
108.12/23	23 Shady Brook La	\$1,000.00
108.30/23	2 Shady Brook La	\$1,000.00
108.24/23	14 Shady Brook La	\$1,000.00
108.21/23	20 Shady Brook La	\$1,000.00
108.15/23	29 Shady Brook La	<u>\$1,000.00</u>

Total To be Released: \$6,000.00

WHEREAS, Toll Brother's has requested the release of said deposit.

WHEREAS, Hatch, Mott, MacDonald, Township Engineers, has authorized the release of the said deposit for all locations listed above and request we **retain \$1,000** for Block 108.19 Lot 23.

Cranbury Township Resolution # R 11-04-202
(Continued)

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Cranbury authorizes the release of the above escrow deposit.

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:

- (e) Township Attorney
- (f) Township Chief Financial Officer
- (g) Denise H Bilger; Toll Brother's 300 Middlesex Blvd; Plainsboro, NJ 08536
- (h) Township Engineer

CERTIFICATION

I 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 November 15, 2004.

Kathleen R. Cunningham, Clerk

Cranbury Township Resolution # R 11-04-203

NOW, THEREFORE, BE IT RESOLVED, BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CRANBURY, that the following individual be appointed as Cranbury Township Police Sergeant, effective October 25, 2004.

Rickey A. Varga

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

- a) Township Police Chief
- b) Township Chief Financial Officer
- c) Township Administrator
- d) Rickey A. Varga

CERTIFICATION

I, Kathleen R. Cunningham, Township Clerk of the Township of Cranbury, hereby certify that this is a true copy of a Resolution which was adopted at a regular meeting on November 15, 2004.

Kathleen R. Cunningham, Clerk

Cranbury Township Resolution # R 11-04-204

NOW, THEREFORE, BE IT RESOLVED, BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CRANBURY, that the following individual be appointed as Cranbury Township Police Sergeant, effective October 25, 2004.

Michael Owens

Cranbury Township Resolution # R 11-04-204
(Continued)

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

- e) Township Police Chief
- f) Township Chief Financial Officer
- g) Township Administrator
- h) Michael Owens

CERTIFICATION

I, Kathleen R. Cunningham, Township Clerk of the Township of Cranbury, hereby certify that this is a true copy of a Resolution which was adopted at a regular meeting on November 15, 2004.

Kathleen R. Cunningham, Clerk

CRANBURY TOWNSHIP RESOLUTION # R 11-04-205

WHEREAS, the Township of Cranbury purchased two (2) parcels from Margaret & Edward Barclay, Jr., 23 Ancil Davison Road, and

WHEREAS, the Tax Collector has determined, as of the purchase date, these parcels are now tax exempt,

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Cranbury that the 2004 unpaid taxes on the following parcels be cancelled:

Block	Lot	Assessed to	3rd qtr Taxes	4th qtr Taxes
22	7	Cranbury Twp.	\$ 350.58	\$ 350.57
22	7 QFarm	Cranbury Twp.	\$ 37.90	\$ 37.90

CERTIFICATION

I, Kathleen R. Cunningham, Clerk, hereby certify that this is a true copy of a Resolution which was adopted by the Township Committee on November 15, 2004.

Kathleen R. Cunningham, Clerk

Cranbury Township Resolution # R 11-04-206

WHEREAS, the Tax Collector has determined, that an overpayment has been made for taxes for the 4th quarter for the following:

Block	Lot	Assessed to	Amount
23	108.21	Weining Wang & Li Xiao	\$ 860.33

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Cranbury that a refund be issued, in the amounts of \$ 860.33 to Weining Wang & Li Xiao.

CERTIFICATION

I, Kathleen R. Cunningham, Clerk, hereby certify that this is a true copy of a Resolution which was adopted by the Township Committee on November 15, 2004.

Cranbury Township Resolution # R 11-04-206
(Continued)

Kathleen R. Cunningham, Clerk

Cranbury Township Resolution # R 11-04-207

RESOLUTION OF THE TOWNSHIP OF CRANBURY, NJ

A RESOLUTION AUTHORIZING YEAR 2004 BUDGET TRANSFERS.

WHEREAS, there are 2004 Budget Accounts which require more funding due to circumstances not known at the beginning of the year; and

WHEREAS, there will be excess balances in budget accounts in which the expenditures will be less than projected at the beginning of the year,
And

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Cranbury, that the following year 2004 Budget Transfers be authorized and made on the records and accounts of the Township:

<u>Budget Account</u>	<u>To</u>	<u>From</u>
4-01-20-130-011 Finance – S & W	\$ 7,000.00	

4-01-20-145-011 Tax Collector – S & W	\$ 1,000.00
4-01-21-180-011 Planning – S & W	\$ 1,000.00
4-01-21-185-011 Zoning – S & W	\$ 250.00

<u>Budget Account</u>	<u>To</u>	<u>From</u>
4-01-22-205-011 HPAC – S & W	\$ 1,000.00	
4-01-25-240-011 Police – S & W	\$15,000.00	
4-01-26-310-011 Public Building – S & W	\$ 2,000.00	
4-01-27-330-011 Board of Health – S & W	\$ 250.00	
4-01-27-340-011 Animal Control – S & W	\$ 1,000.00	
4-01-27-345-011 Social Services – S & W		\$12,000.00
4-01-20-135-025 Audit – OE		2,500.00
4-01-36-472-025 Social Security – OE		8,500.00
4-01-27-345-025 Social Services – OE		3,000.00
4-01-30-420-300 Celebration of Public Events – OE		2,000.00
4-01-30-420-025 Celebration of Public Events – OE		500.00
Total	\$28,500.00	\$28,500.00

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 Auditor
- (b) Township Chief Financial Officer
- (c) Township Administrator

Cranbury Township Resolution # R 11-04-207
(Continued)

CERTIFICATION

I, Kathleen R Cunningham, Clerk of the Township of Cranbury, NJ, hereby certify that the above is a true copy of Resolution adopted by the Township Committee of the Township of Cranbury at a regular meeting on November 15, 2004.

Kathleen R Cunningham, Clerk

Cranbury Township Resolution # R 11-04-208

WHEREAS, the Tax Collector has determined, that an overpayment has been made for taxes for the 4th quarter for the following:

Block	Lot	Assessed to	Amount
18.07	36	Jennifer & Carol Yesalavage	\$ 2,163.06

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Cranbury that a refund be issued, in the amounts of \$ 2,163.06 to Jennifer & Carol Yesalavage.

CERTIFICATION

I, Kathleen R. Cunningham, Clerk, hereby certify that this is a true copy of a Resolution which was adopted by the Township Committee on November 15, 2004.

Kathleen R. Cunningham, Clerk

Cranbury Township Resolution # R 11-04-209

WHEREAS, the Construction Official has determined that certain permits were calculated incorrectly, and
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>
Herrs Plumbing	04-342	7	17	\$ 4.00
Stein Construction	04-340	2	4.02	\$ 48.00
Keystone	03-390	3	1	\$ 189.00

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Cranbury, that the above 2004 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 November 15, 2004.

Kathleen R. Cunningham, Clerk

Cranbury Township Resolution # R 11-04-210

WHEREAS, the Construction Code Official has recommended the temporary appointment of George Willan to assist Joe Graziano, who will be on vacation from November 5, 2004 through November 16, 2004,

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Cranbury, County of Middlesex, State of New Jersey, that George Willan be and is hereby appointed as Temporary Plumbing Inspector, effective November 5, 2004, at an hourly rate of \$25.00 per hour, for fifteen (15) hours per week, and

BE IT FURTHER RESOLVED that a certified copy of this Resolution be forwarded to Greg Farrington, Construction Official, the Chief Financial Officer, Township Administrator and Auditor.

CERTIFICATION

I, Kathleen R. Cunningham, Clerk, of the Township of Cranbury, hereby certify that this is a true copy of a Resolution which was adopted at a regular meeting on November 15, 2004.

Kathleen R. Cunningham, Clerk

CRANBURY TOWNSHIP RESOLUTION #R 11-04-211

NOW, THEREFORE, BE IT RESOLVED, BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CRANBURY, that Kathleen Warnebold be appointed to the position of Technical Assistant/Alternate Deputy Registrar, at an hourly rate of \$19.50, effective November 17, 2004.

CERTIFICATION

I, Kathleen R. Cunningham, Township Clerk of the Township of Cranbury, hereby certify that this is a true copy of a Resolution which was adopted at a regular meeting on November 15, 2004.

Kathleen R. Cunningham

CRANBURY TOWNSHIP RESOLUTION # R-11-04-212

RESOLUTION OF THE TOWNSHIP OF CRANBURY, NJ

A RESOLUTION REGARDING RESTRICTED FARMLAND DESIGNATED AS BLOCK 25, LOT 31 ON THE CRANBURY TOWNSHIP TAX MAP AND KNOWN AS THE "WRIGHT NORTH" FARM

WHEREAS, pursuant to Resolution R-06-04-137 and in accordance with the Local Lands and Buildings Law, N.J.S.A. 40A:12-13(a), the Township of Cranbury authorized the sale by public auction of a permanently preserved 80.129-acre tract with access to Plainsboro Road via a sixty-foot wide ingress and egress easement, designated as Block 25, Lot 31 on the Cranbury Township Tax Map and known as the "Wright North" Farm ("property" or "subject property"); and

WHEREAS, said public sale by auction was duly held on October 7, 2004; and

WHEREAS, the high bidder at said auction was Princeton Research Lands, Inc. ("PRL"), which bid \$500,000 for the property; and

Cranbury Township Resolution # R 11-04-212
(Continued)

WHEREAS, at its meeting on October 25, 2004, the Township Committee of the Township of Cranbury by the adoption of Resolution # R-10-04-192 accepted said highest bid and confirmed the sale of the subject property to PRL for \$500,000; and

WHEREAS, in keeping with the terms and conditions of the sale, PRL has entered into a sales agreement with the Township of Cranbury for the conveyance of the subject property; and

WHEREAS, the Township has been informed by the attorney for PRL, Mr. Archibald S. Reid, that PRL is acquiring the subject property as replacement property in a 1031 tax-free exchange of like-kind properties and that in order to facilitate said exchange, it may wish to pay the balance of the purchase price owed to the Township through one or more qualified intermediaries; and

WHEREAS, in order to do so, it requires the consent of the Township to assign its rights under the sales agreement to one or more said intermediaries; and

WHEREAS, the Township Attorney has reviewed said request and is satisfied that provided PRL is not relieved of its obligation to purchase the subject property for the above-referenced consideration, the request can be granted without materially altering the terms of the bid and without detriment to the public interest;

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

1. The Township of Cranbury acknowledges that Princeton Research Lands, Inc. has indicated its intent to use the property known as Wright North and designated as Block 25, Lot 31 on the Cranbury Township Tax Map ("property" or "subject property") as replacement property in a 1031 tax-free exchange of like-kind properties.

2. Solely for the purposes of facilitating the above-referenced 1031 tax-free exchange, Princeton Research Lands, Inc. is authorized to assign its rights under that certain sales agreement entered into between the Township and Princeton Research Lands, Inc. for the sale of the subject property to one or more qualified intermediaries.
3. Payment of the balance of the purchase price owed (\$475,000) may be made by confirmed wire transfer from Princeton Research Lands, Inc. or one or more qualified intermediaries directly to the Mason Griffin & Pierson attorney trust account.
4. Nothing herein shall be construed as relieving Princeton Research lands, Inc. of the obligation to purchase the subject property for the agreed-upon consideration of \$500,000.
5. The Mayor, Clerk, Administrator and Attorney are authorized and directed to undertake any and all acts necessary to effectuate the terms hereof.

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 November 15, 2004.

Cranbury Township Resolution # R 11-04-212
(Continued)

Kathleen R. Cunningham, Clerk

Cranbury Township Resolution # R 11-04-213

**RESOLUTION OF THE TOWNSHIP OF CRANBURY
IN MIDDLESEX COUNTY, NEW JERSEY
REQUESTING EXTENDED SECOND ROUND SUBSTANTIVE CERTIFICATION**

WHEREAS, the Township of Cranbury, in Middlesex County, New Jersey, received second round substantive certification from the New Jersey Council on Affordable Housing (COAH) on December 4, 1996 for a period of six years, and this substantive certification was due to expire on December 4, 2002; and

WHEREAS, COAH adopted rules that permitted municipalities to request an extension of substantive certification upon filing a resolution committing to continue the implementation of second round plans and committing to petition for certification of a third-round plan within one year of the effective date of COAH's third-round rules; and

WHEREAS, the Township of Cranbury adopted said resolution on June 3, 2002 and COAH granted an extension to the Township's substantive certification on November 6, 2002 pursuant to the rules that were previously adopted by COAH; and

WHEREAS, the Appellate Division of the New Jersey Superior Court ruled on August 31, 2004 that while COAH has the authority to extend substantive certification, the process used to do so must be revised to include public notice and a principled review of municipal compliance; and

WHEREAS, pursuant to the Appellate Division order of August 31, 2004, COAH has adopted an emergency rule, N.J.A.C. 5:91-14.3, permitting the extension of a municipality's second round

substantive certification for up to one year after the effective date of the adoption of COAH=s third round methodology and rules; and

WHEREAS, N.J.A.C. 5:91-14.3 requires the Township of Cranbury to request an extension by motion pursuant to N.J.A.C. 5:91-12 and to provide public notice thereof; and

WHEREAS, to be eligible for a grant of extended substantive certification, N.J.A.C. 5:91-14.3 requires the Township to provide a copy of its adopted current Housing Element and Fair Share Plan; and

WHEREAS, to be eligible for a grant of extended substantive certification, N.J.A.C. 5:91-14.3 requires the Township of Cranbury to commit to continue to implement its certified second round plan; and

WHEREAS, to be eligible for a grant of extended substantive certification, N.J.A.C. 5:91-14.3 requires the Township of Cranbury to commit to either file a newly adopted housing element and fair share plan addressing the third round obligation with COAH within one year of the effective date of COAH=s third round rules and methodology, currently proposed as N.J.A.C. 5:94-1 et seq. and N.J.A.C. 5:95-1 et seq., or petition for a third round substantive certification prior to the expiration of the extended second round substantive certification; and

Cranbury Township Resolution # R 11-04-213
(Continued)

WHEREAS, to be eligible for a grant of extended substantive certification, N.J.A.C. 5:91-14.3 requires the Township of Cranbury to provide a proposed schedule for the submission of the filing of, or petition for, third round substantive certification; and

WHEREAS, to be eligible for a grant of extended substantive certification, N.J.A.C. 5:91-14.3 requires the Township of Cranbury to provide a statement describing the progress of the municipality=s compliance with the terms of its 1987-1999 substantive certification; and

WHEREAS, to be eligible for a grant of extended substantive certification, N.J.A.C. 5:91-14.3 requires the Township of Cranbury to provide, and update as necessary, its current monitoring report and development fee monitoring report;

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

1. The Township of Cranbury herewith requests COAH, under the procedure provided for by N.J.A.C. 5:91-14.3, to extend substantive certification for up to one year after the effective date of the adoption of COAH's third round methodology and rules.
2. The Township of Cranbury hereby commits to continue to implement its certified second round plan and has attached hereto as Schedule "1", a true copy of a memorandum dated November 10, 2004 from Harvey S. Moskowitz, PP, FAICP to Kevin A. Van Hise, Esq., which sets forth a statement describing the progress of the Township's compliance with the terms of its second round certification.
3. The Township of Cranbury shall leave all ordinances implementing its original substantive certification, true copies of which are attached hereto as Schedule "2", in effect for the extended substantive certification, unless it can be demonstrated that there is good cause why the ordinances should not remain in effect.

4. The Township of Cranbury hereby commits to address its third round fair share obligation by petitioning COAH for review and certification of a newly adopted housing element and fair share plan within one year after the effective date of COAH's third round methodology and rules.
5. The Township of Cranbury commits to submitting a newly adopted housing element and fair share plan to address its third round obligation by December 1, 2005 according to the schedule set forth in a memorandum dated November 10, 2004 from Harvey S. Moskowitz, PP, FAICP to Kevin A. Van Hise, Esq., a true copy of which is attached hereto as Schedule "3".
6. The Township of Cranbury's current and updated monitoring report and development fee monitoring report, true copies of which are attached hereto as Schedules "4" and "5" respectively, have been forwarded to COAH for review.
7. The Township of Cranbury's adopted current Housing Element and Fair Share Plan, a true copy of which is attached hereto as Schedule "6", has been forwarded to COAH for review.

Cranbury Township Resolution # R 11-04-213
(Continued)

8. The Township of Cranbury shall either file the newly adopted housing element and fair share plan addressing the third round obligation with COAH or petition for a third round substantive certification prior to the expiration of the extended second round substantive certification that has been requested.
9. The Mayor, Clerk, Administrator and Attorney are hereby authorized and directed to undertake any and all acts necessary and proper to effectuate the terms hereof.

CERTIFICATION

I, Kathleen R. Cunningham, Clerk of the Township of Cranbury, do hereby certify that the foregoing resolution is a true copy of the Resolution passed by the Township of Cranbury at a meeting duly held on November 15, 2004.

Kathleen R. Cunningham, Clerk

Work Session

a. Bike Path in Village Park

Keith Vincelette has proposed building a BMX style bike path in Village Park as part of his Eagle Project. Ms. Stave indicated she had, at the last Township Committee Meeting, volunteered to meet with Keith individually to sort out some of the issues which the Committee had expressed. Ms. Stave spoke concerning Mr. Mayes request to have a sign expressing the Township not being liable for injuries and mentioned Keith will be addressing this issue. Also, the issue of the JIF and a letter from Mr. Chiles. The JIF's position is the Township should decide whether or not to do this and they will then comment on how to do this in the safest way possible. Ms. Stave indicated the Parks Board met last week and re-iterated their support of the project, as well as Beth Veghte, the Recreation Chairperson and the Environmental Commission, who also had endorsed the project. Ms. Stave also spoke with Tom Witt, Supervisor of Public Works and he expressed concern over long-term maintenance of the park. This issue will be addressed with the agreement the Township will be entering into with the Eagle Scouts. Ms. Stave recommended to the Township Committee they endorse this project.

Keith addressed the Township Committee, giving background information on his project. Keith also distributed his proposed disclaimer statement for the park, as well as his proposed rules for the park.

Judy Dossin, Parks Chairperson, also spoke in favor of this project.

Ms. Waterbury, Township Attorney, requested that she be able to research the issue of how to address enforcing the rules of this proposed park and who at the Township would be responsible for their enforcement. Ms. Waterbury indicated she would get back to the Township Committee by next week's meeting.

A motion was made by Ms. Stave, seconded by Mr. Mayes and unanimously carried to approve this project contingent upon the Township Attorney researching and approving the rules which Keith proposed.

Work Session (Continued)

b. Scout Service Projects on Township Property

Township Committee reviewed and discussed guidelines for scout leadership and service projects undertaken on Township property. Ms. Judy Dossin, Parks Chairperson recommended making a few changes: Page II, Under Project Approval: recommended changing "an additional 20 days to 25 days to allow the project to get in front of a Board or Committee. Ms. Dossin also recommended adding Recreation to the list of Commissions to receive approval from.

Ms. Waterbury, Township Attorney, indicated there should be more time to allow different boards and/or commissions to review the project. Her office will work on amending this time frame.

Ms. Stave referenced the last page, "Parent Acknowledgment" and the requirement that the parent have oversight of the project and asked if there were some way, given the Eagle Scout Project is not to be overseen by a parent, not to have that requirement. Mr. Richard Vincelette spoke concerning this issue and indicated it was his preference not to have the parental acknowledgment. Ms. Waterbury responded legally the parent or guardian has to sign the acknowledgment.

Mr. Mayes made a recommendation these guidelines be sent to the various organizations in the Township for feedback. Final review and comments will be discussed at the December 6th meeting.

b. Re-appointments to various boards and commissions

Township Committee discussed the appointment to the various boards and commissions. Ms. Beauregard discussed with the Township Committee, the process for appointments to the various boards, committees and commissions. Ms. Beauregard distributed a draft letter for review by the Township Committee members to prospective members and requested if they recommended any changes, to get them to her and Mr. Carr, who will be sending the letter out.

c. Goals/priorities for Boards and Departments (Becky Beauregard)

Ms. Beauregard recommended asking the Department Heads to elaborate on their budget requests, indicating what major goals are they wish to accomplish in the coming year. Ms. Stave indicated the Township Committee should request the Department Heads for their suggestions, as opposed to what their goals are.

Public Comment

The Mayor opened the meeting to public questions and comments on those items not on the agenda. Ms. Judy Dossin, Parks Chairperson, indicated at the December 6th meeting, when the Parks Ordinance will be heard on Second Reading, the Parks Board would like to give the Township Committee an example of what signage they have been working on for the various parks. Ms. Dossin indicated they had met with Fred and the Police Department regarding this issue and now have signage prepared. Mr. Richard Kallan, Wynnewood Drive, asked the status of the Howarth barn. Ms. Beauregard responded there are presently negotiations going on between The New Jersey Barn Company and the Howarths and The Historical Society has been trying to work with Mr. Howarth and The New Jersey Barn Company to try to make this happen. The Township is not part of the picture and has no control over the situation. Ms. Beth Vegthe, Bunker Hill, mentioned she was speaking on behalf of Mr. Wayne Stahl, regarding the curb in front of his house which was damaged by Public Works three years ago and has not been repaired. Mr. Stahl is requesting that the curb be repaired. Ms. Vegthe also requested that Public Works look at hiring teenagers to help with various public works projects in the summer

Public Comment (Continued)

such as painting hydrants, curbs, etc. Ms. Dossin, Parks Chairperson, recommended hiring teenagers for scheduled maintenance in the parks. Ms. Norma Swale, Griggs Road, addressed the Township Committee concerning individuals who cannot park at the Elms Nursing Home, due to construction, parking very closed to the corner on Griggs Road. Ms. Swale was concerned there will be an accident due to this. Ms. Marcelli, Township Engineer, recommended calling the owner of The Elms to ask her to speak to her employees about parking on Griggs Road. Mr. Carr will send a letter to the owner of The Elms. There being no further comments, the Mayor closed the public part of the meeting.

Resolution

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

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

Cranbury Township Resolution # R 11-04-198

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:

----Land Acquisition—Update on E. Barclay & Simonson properties

----Land Acquisition/Contract Negotiations—Regarding Open Space
Acquisitions

Contract ----Contract Negotiations—Discussion of Police
Negotiations

----Closed Session Committee Minutes of October 25, 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: November 15, 2004

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

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

Ordinance
First Reading

Cranbury Township Ordinance # 11-04-30

An Ordinance entitled, Cranbury Township Ordinance # 11-04-30, AN ORDINANCE OF THE TOWNSHIP OF CRANBURY RATIFYING THE CONTRACT WITH CRANBURY FRATERNAL ORDER OF POLICE, LODGE NO. 68 AND APPROVING THE SALARIES, WAGES AND BENEFITS CONTAINED THEREIN, 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 (Mayes (Panconi (Stannard (Stave	Absent: (None Abstain: (None
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Nays: None

Public Hearing: December 6, 2004

AN ORDINANCE OF THE TOWNSHIP OF CRANBURY RATIFYING THE CONTRACT WITH CRANBURY FRATERNAL ORDER OF POLICE, LODGE NO. 68 AND APPROVING THE SALARIES, WAGES AND BENEFITS CONTAINED THEREIN.

BE IT ORDAINED BY THE Township Committee of the Township of Cranbury as follows:

SECTION I. A certain Collective Bargaining Agreement between the Township of Cranbury and the Cranbury Fraternal Order of Police, Lodge No. 68, December 6, 2004, hereby ratified, confirmed and approved. The salaries, wages, fringe benefits and other benefits contained in said contract are hereby adopted for the Police department of the Township of Cranbury effective January 1, 2004.

SECTION II. A copy of said contract is available for public inspection at the Office of the Township Clerk, 23 A North Main Street, Cranbury, New Jersey, during normal business hours.

SECTION III. This Ordinance shall take effect upon final adoption and publication according to law.

On motion by Mr. Panconi, seconded by Ms. Stave and unanimously carried, the Closed Session minutes of October 25, 2004 were adopted.

Ms. Beauregard spoke concerning the Personnel SubCommittee meeting this evening. Ms. Beauregard indicated in reference to two employees who had written letters, one to the SubCommittee and the other to the Mayor, Mr. Konin will respond by letter to both of those employees. Mr. Konin had indicated with respect to the SubCommittee, it is not necessary for the SubCommittee to discuss the matters with the Township Committee, as the purpose of the SubCommittee is to deal with those employee issues as a SubCommittee.

Ms. Beauregard also reported the SubCommittee had discussed the evaluation process for employees. The SubCommittee will try to adhere to a "360 process", recommended by Mr. Mayes and the SubCommittee will provide at next week's meeting, the form for Township Committee's review. The Administrator and Clerk will be evaluated by the Township Committee and the Department Heads will be evaluated by Mr. Carr and the employees evaluated by their respective Department Heads. Any employee who is up for tenure will be evaluated by the Township Committee, doing a "360 process".

Ms. Stave recommended the SubCommittee taking a look at the evaluation form prepared by Bob Hemler, Library Board of Trustees.

Mr. Panconi indicated progress is being made on the new police station—the foundation is up and the removal of the Holland House is progressing as well.

On motion by Ms. Beauregard, seconded by Ms. Stave and unanimously carried, the meeting adjourned at 9:40 p.m.

Kathleen R. Cunningham, Clerk

^[1] Please refer to Cranbury Township Board of Health Ordinance No. HO 2004-1, regulating food preparation in Township parks.