

TOWNSHIP COMMITTEE REGULAR MEETING
January 11, 2021

The Township Committee Regular Meeting of the Township of Cranbury was held at 7:00 pm. by remote access videoconferencing in response to COVID-19 and the updated Open Public Meeting Act guidelines. Answering present to roll call were Township Committee members: Barbara Rogers, Evelyn Spann, Mayor Matthew Scott and Mayor Michael Ferrante. Jay Taylor was absent. Also present were Denise Marabello, Township Administrator/CFO; Scott Miccio, Township Attorney; and Debra Rubin, Municipal Clerk. Mayor Ferrante called the meeting to order and Ms. Rubin read 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:

Posted on the Bulletin Board of the Municipal Office at 23-A North Main Street, Cranbury, New Jersey and remains posted at that location.

Communicated to the Cranbury Press, Home News Tribune and Trenton Times on January 8, 2020 and remote access information added on April 24, 2020, updated on June 18, 2020.

Filed on January 8, 2021 at the Cranbury Municipal Office, 23-A North Main Street, Cranbury, New Jersey, posted on the Township's web site and remains on file for public inspection. Township website was updated with remote access information on April 24, 2020, updated June 18, 2020.

Sent to those individuals who have requested personal notice.

Ms. Rubin read the following additional statement:

Cranbury Township

Statement on Public Comment during Remote Meeting

The public may electronically submit questions or comments to twpcclerk@cranbury-nj.com or in written letter form via mail to Cranbury Township Town Hall no later than 4:00 p.m. the day of the scheduled Committee Meeting. Name, address and phone or email must be included. Timely submitted questions or public comment shall be read aloud and addressed during the public meeting. Duplicate written comments may be summarized and noted for the record in a consistent manner.

To eliminate background noise so that all meeting participants may hear, please mute your microphone and remain in listening mode only. The Clerk will place all remote attendees on this platform on mute as well and will manage the order of the remote participant's comments. During public comment period(s), the Clerk will make an announcement that any remote participant seeking to comment must signify their intent by using the "raise hand" feature on Zoom. The Clerk will then unmute each participant individually when it is their designated time to speak. If you do not have a question or comment, please keep your microphone muted. Please unmute yourself only at the direction of the Clerk. All remote users must state their name and address at the beginning of his/her public comment.

Should a member of the public using the Zoom platform become disruptive, that individual will be kept on mute and receive a warning that continued disruption may result in their being prevented from speaking or removed from the meeting entirely. If time permits, the disruptive individual shall be allowed to speak after all other members of the public have been given the opportunity to speak.

The Township Committee will facilitate a dialogue with all commenters to the extent permitted by Zoom technology.

Approval of Minutes: Mayor Ferrante asked if anyone members of the Township Committee would like to address changes or amendments to any of the following sets of minutes. Hearing none, Mayor Ferrante asked for a motion to adopt the following four (4) sets of minutes as presented:

- Township Committee Regular Meeting Minutes of December 14, 2020
- Township Committee Regular Meeting Minutes of December 21, 2020

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- Township Committee Closed Session Meeting Minutes of December 21, 2020
- Township Committee Reorganization Meeting Minutes of January 4, 2021

On a motion by Mr. Scott, seconded by Dr. Rogers, along with the following roll call vote of the members of the Township Committee;

Ayes: (Ferrante
(Rogers
(Spann
(Scott

Abstain: None
Absent: (Taylor

Nays: (None

all four (4) sets of the Township Committee Meeting Minutes above were adopted.

**Reports and Communications
Members of Committee**

- Dr. Rogers – Dr. Rogers gave a subcommittee report regarding an upcoming solar program within the township. She stated a solar vendor requested a letter of support, along with a possible resolution from the township to submit to the State. After some discussion amongst the committee members, it was agreed that a letter would be sufficient.
- Mr. Scott – Mr. Scott reported that he was approached by a member of the Board of Recreation Commissioner with regards to the volleyball courts and wanted to reiterate support and the placement to be within Village Park.
- Mrs. Spann – Mrs. Spann attended the Planning Board, Zoning Board and Historic Preservation Commission reorganization meetings.

Mayor

- Mayor Ferrante – Mr. Ferrante reported that January 9th was National Law Enforcement Appreciation Day. He added the Cranbury community extended condolences to the family of Officer Brian Sicknick.
Mayor Ferrante discussed information regarding the Cranbury Public Library building advancing towards the next steps in the grant and preparation of bid processes.
Mayor Ferrante announced that Cranbury Township lead Middlesex County in overall responses for the 2020 Census. He thanked all residents who participated.
Mr. Ferrante and Dr. Rogers both attended a 6.5-hour course for new and re-elected officials through the New Jersey League of Municipalities. Mrs. Spann will be attending the same course in two weeks.
He ended his report with the announcement of his upcoming “Mayor’s Update” to be published on the township website.

Department Head – None

Follow up Items –

- Solar Letter
- Scenic Corridor Ordinance – Partnering with Zoning Committee

Agenda Additions/Changes – None

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Boards and Commission – Vacancies

- Historic Preservation Commission – Alternate
- Board of Recreation Commissioners
- Municipal Alliance

Ordinances - First Reading –

– Ms. Rubin read the following ordinance by title only.

Mr. Scott made a motion to introduce the following ordinance. Dr. Rogers seconded the motion. On a roll call vote, the ordinance passed for introduction.

Ayes: (Ferrante
(Rogers
(Spann
(Scott

Abstain: (None
Absent: (Taylor

Nays: (None

TOWNSHIP OF CRANBURY
ORDINANCE # 01-21-01

AN ORDINANCE OF THE TOWNSHIP OF CRANBURY, MIDDLESEX COUNTY,
NEW JERSEY, ESTABLISHING THE ECONOMIC DEVELOPMENT
ADVISORY COMMITTEE

WHEREAS, the Township Committee of the Township of Cranbury, County of Middlesex, State of New Jersey, adopted Resolution # R-06-20-077 on June 8, 2020, establishing an ad hoc Economic Development Advisory Committee for the remainder of the 2020 calendar year;

WHEREAS, the Township Committee reviewed the year-end report of the ad hoc Economic Development Advisory Committee and determined their efforts to be insightful and valuable;

WHEREAS, the Township Committee continues to recognize that the Township of Cranbury has a strong business presence which can be made stronger with the formal input of the Township's business leaders;

WHEREAS, Section 2-8 of the Cranbury Township Code enables the Township Committee to establish standing committees for various purposes, and requires that the powers and duties of any such committees be set forth in the Cranbury Township Code;

WHEREAS, the Township Committee desires to formalize and codify the Economic Development Advisory Committee;

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

Section 1. Chapter 42, entitled "Economic Development Advisory Committee," shall be added to the Cranbury Township Code, as follows:

§ 42-1 Establishment. The "Economic Development Advisory Committee" is hereby established to advise the Township Committee on issues related to economic development in the Township.

§ 42-2 Purpose.

- A. Maintain a baseline snapshot of the current state of Cranbury's businesses and industries.
- B. Explore ways to stimulate sustainable economic growth in the Township of Cranbury.
- C. Study and analyze various businesses, industries and professions with a view toward ascertaining the opportunities for expansion of such businesses and industries within the Township.
- D. Collaborate with local business associations and the Middlesex County Office of Economic Development and Business Engagement.

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- E. Research the availability of and prepare applications for grants and/or funding, subject to the approval of the Township Committee, which would help facilitate economic development.
- F. Report semi-annually to the Township Committee on the state of the Township's business community with recommendations for improvement.

§ 42-3 Membership; terms; vacancies.

- A. The Cranbury Economic Development Advisory Committee shall consist of seven persons, each of whom shall be a Cranbury Township resident and/or a business owner in the Township of Cranbury, to be appointed by the Township Committee. At least one member shall also be a member of the Cranbury Business Association. The members shall be appointed for terms of two years, except that three of the seven members of the Economic Development Advisory Committee first appointed shall serve one year terms.
- B. The Township Committee shall designate one of its members to act as one of the seven members of the Economic Development Advisory Committee, who shall also serve as the Committee's chairperson.

§ 42-4 Meetings; bylaws; quorum.

- A. The Economic Development Advisory Committee shall meet at the request of the chairperson.
- B. All meetings of the Economic Development Advisory Committee shall be informal and shall not require a quorum or notice.
- C. The advice, work product or decisions of the Economic Development Advisory Committee shall not be binding and shall be provided to the Township Committee on a strictly advisory basis.
- D. No formal record or minutes of the Economic Development Advisory Committee are required, but may be kept at the request of the chairperson.
- E. The Economic Development Advisory Committee shall have the authority, in its discretion, to request information from outside sources, including residents and members of the business community, provided that no cost shall inure to the Township as a result.

§ 42-5 Semi-Annual Report. The Economic Development Advisory Committee shall report on a semi-annual basis to the Township Committee on its works and the extent to which it is carrying out the purposes set forth in this Chapter.

Section 2. Repealer. All ordinances or parts thereof inconsistent herewith are repealed as to such inconsistencies.

Section 3. Severability. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

Section 4. Effective date. This ordinance shall take effect from and after its adoption in any publication as required by law.

This Ordinance was introduced on First Reading on January 11, 2021 at a meeting of the governing body of the Township of Cranbury, in the County of Middlesex, State of New Jersey. It will be further considered for final passage, after public hearing thereon, at a regular meeting of the Township Committee to be held on Monday, January 25, 2021 at 7:00 p.m.

Second Reading – None

Resolutions – Consent

Mayor Ferrante asked the Township Committee if there were any questions or comments on the Consent Agenda items. Hearing none, Mayor Ferrante requested a motion to adopt the existing Resolutions. On a motion by Mrs. Spann, seconded by Dr. Rogers the following Consent Resolutions were adopted by the following vote:

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Ayes: (Ferrante
(Rogers
(Spann
(Scott

Abstain: (None
Absent: (Taylor

Nays: (None

Cranbury Township Resolution #R 01-21-018

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 01-21-019

RESOLUTION AUTHORIZING THE TOWNSHIP OF CRANBURY THROUGH THE CRANBURY TOWNSHIP POLICE DEPARTMENT TO PARTICIPATE IN THE DEFENSE LOGISTICS AGENCY, LAW ENFORCEMENT SUPPORT OFFICE, 1033 PROGRAM TO ENABLE THE CRANBURY TOWNSHIP POLICE DEPARTMENT TO REQUEST AND ACQUIRE EXCESS DEPARTMENT OF DEFENSE EQUIPMENT.

WHEREAS, the United States Congress authorized the Defense Logistics Agency (DLA) Law Enforcement Support Office (LESO) 1033 Program to make use of excess Department of Defense personal property by making that personal property available to municipal, county and State law enforcement agencies (LEAs); and

WHEREAS, DLA rules mandate that all equipment acquired through the 1033 Program remain under the control of the requesting LEA; and

WHEREAS, participation in the 1033 Program allows municipal and county LEAs to obtain property they might not otherwise be able to afford in order to enhance community preparedness, response, and resiliency; and

WHEREAS, although property is provided through the 1033 Program at no cost to municipal and county LEAs, these entities are responsible for the costs associated with delivery, maintenance, fueling, and upkeep of the property, and for specialized training on the operation of any acquired property; and

WHEREAS, N.J.S.A. 40A:5-30.2 requires that the governing body of the municipality or county approve, by a majority of the full membership, both enrollment in, and the acquisition of any property through, the 1033 Program; and

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Cranbury that the Cranbury Township Police Department is hereby authorized to enroll in the 1033 Program for no more than a one-year period, with authorization to participate terminating on December 31 of the current calendar year from January 1, 2021 to December 31, 2021; and

NOW THEREFORE BE IT FURTHER RESOLVED that the Cranbury Township Police Department is hereby authorized to acquire any items of non-controlled property designated "DEMIL A," which may include, office supplies, office furniture, computers, electronic equipment, generators, field packs, non-military vehicles, clothing, traffic and transit signal systems, exercise equipment, farming and moving equipment, storage devices and containers, tools, medical and first aid equipment and supplies, personal protection equipment and supplies, construction materials, lighting supplies, beds and sleeping mats, wet and cold weather equipment and supplies, respirators, binoculars, and any other supplies or

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equipment of a non-military nature identified by the LEA, if it shall become available in the period of time for which this resolution authorizes, based on the needs of the Cranbury Township Police Department, without restriction; and

NOW THEREFORE BE IT FURTHER RESOLVED that the Cranbury Township Police Department is hereby authorized to acquire the following "DEMIL B through Q" property, if it shall become available in the period of time for which this resolution authorizes: e.g., (1) utility truck, (4) HMMWV, (21) 5.56-millimeter rifles, Command and Control Vehicles, Firearms and Ammunition, Breaching Apparatus, (21) Riot Batons, (21) Riot Helmets, and (21) Riot Shields

BE IT FURTHER RESOLVED that the Cranbury Township Police Department shall develop and implement a full training plan and policy for the maintenance and use of the acquired property; and

BE IT FURTHER RESOLVED that the Cranbury Township Police Department shall provide a quarterly accounting of all property obtained through the 1033 Program which shall be available to the public upon request; and

BE IT FURTHER RESOLVED that this resolution shall take effect immediately and shall be valid to authorize requests to acquire "DEMIL A" property and "DEMIL B through Q" property that may be made available through the 1033 Program during the period of time for which this resolution authorizes; with Program participation and all property request authorization terminating on December 31st of the current calendar year from January 1, 2021 to December 31, 2021.

NOW, THEREFORE, BE IT RESOLVED, that on this 4th day of January 2021, the Township Committee of the Township of Cranbury, County of Middlesex, State of New Jersey, hereby authorizes and approves the Cranbury Township Chief of Police and his authorized Point of Contacts (POC) to apply, enroll, and continue to participate in the Department of Defense Logistics Agency, Law Enforcement Support Office 1033 Program.

Cranbury Township Resolution # 01-21-020

**A RESOLUTION APPROVING A CHANGE ORDER TO THE
TOWNSHIP'S CONTRACT WITH YOUR WAY CONSTRUCTION, INC.**

WHEREAS, a contract was awarded to Your Way Construction, Inc for a not to exceed amount of \$146,467.25 July 22, 2019; and

WHEREAS, the Township Engineer has recommended a change order for additional items which would increase the agreement by \$8,748.00;

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

1. The Change Order for Your Way Construction, Inc. is hereby approved.
2. This Resolution shall serve as an amendment to the original contract and will increase the agreement amount by \$8,748.00

Cranbury Township Resolution # R 01-21-021

Appointment to Municipal Alliance Committee on Drug Abuse & Alcoholism

WHEREAS, it is necessary to make the following appointment(s) to the Municipal Alliance Committee on Drug Abuse & Alcoholism for the Township of Cranbury:

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NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Cranbury that the following individual is appointed to the position(s) and term(s) noted effective January 4th, 2021:

TOWNSHIP COMMITTEE APPOINTMENTS

NAME	APPOINTMENT	TERM ENDING
Chief Michael Owens	Municipal Alliance	12/31/2023

Cranbury Township Resolution # R 01-21-022

A RESOLUTION AWARDING A PROFESSIONAL SERVICES AGREEMENT

WHEREAS, the Township wishes to hire the following firm (“Professional”) to provide professional services to the Township during the calendar year 2021 as follows:

- a). Karen Baldino – Financial Consulting Services

WHEREAS, the costs for the services to be provided by the Professional is set forth in their respective proposal submitted to the Township, which is incorporated herein as if fully restated; and

WHEREAS, the Township has a need to acquire the foregoing services without a “Fair and Open Process” as defined by P.L. 2004, c. 19, the “Local Unit Pay-to-Play Law”; and

WHEREAS, the Professional has completed and filed with the Township Campaign Contributions Affidavits as required by N.J.S.A. 19:44A-20.2 *et seq.* certifying that they have not made any prohibited contributions to a candidate’s committee or municipal committee representing the elected officials of the Township of Cranbury, along with Certifications Regarding Political Contributions as required by N.J.S.A. 19:44A-20.26; and

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

WHEREAS, the Cranbury Township Chief Financial Officer has certified that sufficient funds are available for this purpose and that the value of said Agreement will not exceed \$21,000.00;

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

1. The Township of Cranbury hereby approves the following firm to provide professional services to the Township during the calendar year 2021:

- a). Karen Baldino – Financial Consulting Services

2. The Mayor and Clerk are hereby authorized and directed to enter into a Professional Services Agreement with the aforementioned Professionals pursuant to the provisions of the New Jersey Local Public Contracts Law, N.J.S.A. 40A:11-1 *et seq.* This contract is being awarded without competitive bidding as a Professional Services Agreement under the provisions of the aforementioned law because a service will be rendered or performed by a person or persons by law to practice a recognized profession and whose practice is regulated by law.

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3. A copy of this Resolution, the pay-to-play forms, and the executed Agreement and insurance certificate shall be placed on file in the Office of the Township Clerk.

4. A brief notice of this action shall be published in a newspaper of general circulation in the Township of Cranbury within ten (10) days of its passage.

Cranbury Township Resolution # R 01-21-023

WHEREAS, the Township of Cranbury Desires the services of Phoenix Advisors, LLC (Bond Issuer); and

WHEREAS, the Bond issuer has agreed through the execution of Continuing Disclosure Agreements (“CDAs”) in connection with one or more bond issuance to provide certain financial and other information and notices, within specified timeframes, in a manner prescribed by the regulator of the underwriter that purchased said bond issues; and

WHEREAS, but for the execution of the CDAs, the underwriter of such bonds would be prohibited from purchasing the bonds of the Bond Issuer; and

WHEREAS, in order to ascertain its compliance with various CDAs executed in conjunction with the issuance of bonds, the Bond Issuer must identify the requirements stipulated in those various CDAs and compare those requirements with its filing and correct any deficiencies; and

WHEREAS, new rules and regulations promulgated by the Securities & Exchange Commission (“SEC”) restrict the provision of advice concerning the issuance of municipal debt to those that are approximately registered with the SEC; and

WHEREAS, it is beneficial to retain the assistance of appropriately registered experts in the field of municipal bond finance, with knowledge and experience in these matters, to assist in assuring compliance with CDAs and to stand ready to provide advice as needed with the issuance of municipal debt as Municipal Advisor of Record; and

WHEREAS, Phoenix Advisors provides such continuing disclosure services and is an independent registered municipal advisor under SEC regulations and has heretofore been appointed by the Bond Issuer to provide the same until the expiration of this Agreement, as defined in Section 3 herein; and

WHEREAS, the parties desire to set forth herein the terms and conditions under which Phoenix Advisors will provide such services to the Bond Issuer;

NOW, THEREFORE, the parties hereto, in consideration of mutual covenants herein contained and other good and valuable consideration, each intending to be legally bound, hereby agree to the terms of the Agreement;

BE IT FURTHER RESOLVED, the Mayor and Clerk are hereby authorized to execute said Agreement on behalf of the Township of Cranbury.

Cranbury Township Resolution # R 01-21-024

A RESOLUTION AWARDING A PROFESSIONAL SERVICES AGREEMENT

WHEREAS, the Township wishes to hire the following firm (“Professional”) to provide professional services to the Township during the calendar year 2021 as follows:

- a). Holt McNally & Associates – Auditing Services

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WHEREAS, the costs for the services to be provided by the Professional is set forth in their respective proposal submitted to the Township, which is incorporated herein as if fully restated; and

WHEREAS, the Township has a need to acquire the foregoing services without a "Fair and Open Process" as defined by P.L. 2004, c. 19, the "Local Unit Pay-to-Play Law"; and

WHEREAS, the Professional has completed and filed with the Township Campaign Contributions Affidavits as required by N.J.S.A. 19:44A-20.2 *et seq.* certifying that they have not made any prohibited contributions to a candidate's committee or municipal committee representing the elected officials of the Township of Cranbury, along with Certifications Regarding Political Contributions as required by N.J.S.A. 19:44A-20.26; and

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

WHEREAS, the Cranbury Township Chief Financial Officer has certified that sufficient funds are available for this purpose and that the value of said Agreement will not exceed \$31,200.00.

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

2. The Township of Cranbury hereby approves the following firm to provide professional services to the Township during the calendar year 2021:

a). Holt McNally & Associates - Auditing Services

2. The Mayor and Clerk are hereby authorized and directed to enter into a Professional Services Agreement with the aforementioned Professionals pursuant to the provisions of the New Jersey Local Public Contracts Law, N.J.S.A. 40A:11-1 *et seq.* This contract is being awarded without competitive bidding as a Professional Services Agreement under the provisions of the aforementioned law because a service will be rendered or performed by a person or persons by law to practice a recognized profession and whose practice is regulated by law.

3. A copy of this Resolution, the pay-to-play forms, and the executed Agreement and insurance certificate shall be placed on file in the Office of the Township Clerk.

4. A brief notice of this action shall be published in a newspaper of general circulation in the Township of Cranbury within ten (10) days of its passage.

Cranbury Township Resolution # R 01-21-025

A RESOLUTION AWARDING AN INDIVIDUAL PROFESSIONAL SERVICES AGREEMENT

WHEREAS, the Township wishes to hire the following individual ("Professional") to provide professional services to the Township during the calendar year 2021 as follows:

a). Harry Haushalter, Esquire - Tax Appeal Legal Services

WHEREAS, the costs for the service to be provided by the Professional is set forth in his respective proposal submitted to the Township, which is incorporated herein as if fully restated; and

WHEREAS, the Township has a need to acquire the foregoing services without a "Fair and Open Process" as defined by P.L. 2004, c. 19, the "Local Unit Pay-to-Play Law"; and

WHEREAS, the Professional has completed and filed with the Township Campaign Contributions Affidavits as required by N.J.S.A. 19:44A-20.2 *et seq.* certifying that he has not made any prohibited contributions to a candidate's committee or municipal committee representing the elected

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officials of the Township of Cranbury, along with Certifications Regarding Political Contributions as required by N.J.S.A. 19:44A-20.26; and

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

WHEREAS, the Cranbury Township Chief Financial Officer has certified that sufficient funds are available for this purpose and that the value of said Agreement will exceed \$20,000.00;

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

3. The Township of Cranbury hereby approves the following individual to provide a professional service to the Township during the calendar year 2021:

a). Harry Haushalter, Esquire - Tax Appeal Legal Services

2. The Mayor and Clerk are hereby authorized and directed to enter into a Professional Services Agreement with the aforementioned Professional pursuant to the provisions of the New Jersey Local Public Contracts Law, N.J.S.A. 40A:11-1 *et seq.* This contract is being awarded without competitive bidding as a Professional Services Agreement under the provisions of the aforementioned law because a service will be rendered or performed by a person or persons by law to practice a recognized profession and whose practice is regulated by law.

3. A copy of this Resolution, the pay-to-play forms, and the executed Agreement and insurance certificate shall be placed on file in the Office of the Township Clerk.

4. A brief notice of this action shall be published in a newspaper of general circulation in the Township of Cranbury within ten (10) days of its passage.

Cranbury Township Resolution # R 01-21-026

A RESOLUTION AWARDING A PROFESSIONAL SERVICES AGREEMENT

WHEREAS, the Township wishes to hire the following firm ("Professional") to provide professional services to the Township during the calendar year 2021 as follows:

a). Clarke Caton Hintz – COAH Consulting Services

WHEREAS, the costs for the services to be provided by the Professional is set forth in their respective proposal submitted to the Township, which is incorporated herein as if fully restated; and

WHEREAS, the Township has a need to acquire the foregoing services without a "Fair and Open Process" as defined by P.L. 2004, c. 19, the "Local Unit Pay-to-Play Law"; and

WHEREAS, the Professional has completed and filed with the Township Campaign Contributions Affidavits as required by N.J.S.A. 19:44A-20.2 *et seq.* certifying that they have not made any prohibited contributions to a candidate's committee or municipal committee representing the elected officials of the Township of Cranbury, along with Certifications Regarding Political Contributions as required by N.J.S.A. 19:44A-20.26; and

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

WHEREAS, the Cranbury Township Chief Financial Officer has certified that sufficient funds are available for this purpose and that the value of said Agreement will exceed \$5,000.00;

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

4. The Township of Cranbury hereby approves the following firm to provide professional services to the Township during the calendar year 2021:

a). Clarke Caton Hintz - COAH Consulting Services

2. The Mayor and Clerk are hereby authorized and directed to enter into a Professional Services Agreement with the aforementioned Professionals pursuant to the provisions of the New Jersey Local Public Contracts Law, N.J.S.A. 40A:11-1 *et seq.* This contract is being awarded without competitive bidding as a Professional Services Agreement under the provisions of the aforementioned law because a service will be rendered or performed by a person or persons by law to practice a recognized profession and whose practice is regulated by law.

3. A copy of this Resolution, the pay-to-play forms, and the executed Agreement and insurance certificate shall be placed on file in the Office of the Township Clerk.

4. A brief notice of this action shall be published in a newspaper of general circulation in the Township of Cranbury within ten (10) days of its passage.

Public Comment

Mayor Ferrante opened the meeting to general public comment.

- Richard Kallan – Stated he expected answers tonight from Mr. Buonavolonta' s email that were previously submitted to the township committee regarding the scenic corridor ordinance.
- Joseph Buonavolonta – He specified his email was sent directly to the Township Administrator and wanted the status on the response to his questions submitted in the email.

Mayor Ferrante and Mrs. Spann both responded that once the Zoning Committee included a Zoning Board member, then the email and questions would be considered when reviewing the scenic corridor ordinance.

Hearing no other public comment, Mayor Ferrante closed the meeting to public comment.

Action Items:

- Letter of Support – Solar – Ms. Marabello will prepare for Mayor's signature.

Adjourn

Mayor Ferrante requested a motion to adjourn. On motion by Mr. Scott, seconded by Mrs. Spann and unanimously carried, the meeting adjourned at 7: 31 p.m.

Debra A. Rubin, RMC
Municipal Clerk