

Cranbury Township Committee Meeting

October 10, 2011

The regular meeting of the Township Committee of the Township of Cranbury was held at 7:00 p.m. in the Cranbury School Cafeteria. Answering present to the roll call were: Township Committee members: David Cook, Glenn Johnson, Dan Mulligan, Jay Taylor and Mayor Win Cody. Also present were: Denise Marabello, Township Administrator/Director of Finance and Kathleen R. Cunningham, Assistant Administrator/Clerk. Mayor Cody 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, 2010 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, 2010.
- (3) Was filed on December 2, 2010 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, and
- (4) Sent to those individuals who have requested personal notice.

Ms. Cunningham, Clerk, reported the change in the meeting location had been noticed on September 30, 2011.

Closed Session Minutes of September 26, 2011

On motion by Mr. Taylor, seconded by Mr. Cook and unanimously carried, the Closed Session Minutes of September 26, 2011 were adopted.

Reports and Communications

--Mayor

Mayor Cody welcomed everyone to the School Cafeteria and reported Township Committeeman Dave Cook will not be giving a recommendation this evening from the trash subcommittee. Mayor Cody indicated Mr. Cook will explain the reason when he gives his presentation later in the meeting.

Mayor Cody reported at the October 24, 2011 Township Committee meeting, the Master Plan Ordinance will be introduced on First Reading and under the Work Session there will be a discussion on the tree and sidewalk issue which recently came to light with Hurricane Irene.

--Members of Committee

Mr. Cook

Mr. Cook stated "to echo what Mayor Cody had just reported", there will not be a recommendation from the trash subcommittee as the subcommittee did find the three (3) bids were inconclusive and will not be valid for 2012. He stated he wants to give those individuals who came to the meeting this evening to obtain information, an opportunity to leave.

Mr. Cook reported the Township has been aware for some time of the condition of Brainerd Lake with lillie pads, vegetation and the like. Mr. Cook indicated he will be speaking about this more at the October 24, 2011 meeting; however, he did have the Township Engineer look for some recommendations. The prices do not seem to be too expensive and appears the problem can be handled. Mayor Cody stated this item should be discussed in January during the budget meetings.

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Reports and Communications

--Members of Committee

Mr. Mulligan

Mr. Mulligan reported the Township is moving along with the transition of the new web site. The target date is the end of October/early November.

Mr. Mulligan stated the Township has opened a "Twitter" account to coincide with the Township's new web site. The account will be known as "twitter.com/cranburynj". The Township seal will appear on the site as well. Mr. Mulligan reported he had reached out to the Cranbury Camera Club, and they have been kind enough to donate some pictures for the web site which will be used for some background on the new web site. Mr. Mulligan reported the subcommittee consists of Lynne Fox, Kathleen Cunningham, Clerk/Assistant Administrator and Mr. Mulligan. He also stated he intends to be meeting with Parks and Recreation to ascertain what exactly they wish to have on their respective pages as they will be the "pilot" committees.

Mr. Mulligan reported he has been meeting with some residents concerning the introduction of some "maintenance standards" for the Township. Mr. Mulligan explained this would involve commercial as well as residential properties which have come to be in disrepair. He recommended the Township review if it has the proper ordinances in place in the Township Code to deal with someone letting a residential or commercial building going into a state of disrepair or, as most recently, two (2) homes were foreclosed on and the grass went un-mowed. The Township had to mow the grass for health reasons. Mr. Mulligan requested a Work Session on this issue and suggested November or early December at the latest. He reported he will be sending some additional information to the other Township Committee members prior to the Work Session.

Mr. Mulligan reported he had met with the Municipal Alliance Committee and they have taken action with their 2012 budget, reducing it by 14.9% as they realize the Township will have a difficult budget year. Mr. Mulligan commended the Municipal Alliance for the reduction in their budget. Mr. Mulligan stated he has also had some conversations with the Board of Recreation to see if they are able to make any cuts in their budget. They do not have a very large budget; however, they did indicate they will see if they can make any cuts for 2012's budget.

Mr. Mulligan reported the Township Committee members had received a letter from residents concerning the condition of Brainerd Lake due to growth of Lillie pads, sediment, etc. as Mr. Cook had referenced earlier. He stated his recommendation is the Township should be looking at anything and everything to do with the Lake and the Dam area all at the same time.

Mr. Mulligan reported when he was at the Municipal Alliance Committee meeting, he learned Dr. Genco, Cranbury School's new School Chief Administrator, has agreed to serve on the Committee. Mayor Cody indicated she will be at the October 24th meeting to be appointed to fill the vacancy left by Carol Malouf. Dr. Genco indicated she looks forward to attending the meeting when she is appointed and meeting residents who are there. Mr. Mulligan stated the Township Committee now has a very good rapport with the School Board and he has already attended a liaison meeting and will be attending other meetings in the near future.

--Members of Committee

Mr. Johnson

Mr. Johnson reported there will be a special meeting of the Shade Tree Commission to discuss the Township's "tree policy" on October 18th, prior to the Work Session discussion at the Township Committee meeting on October 24, 2011.

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Reports and Communications (Continued)

--Members of Committee (Continued)

Mr. Taylor

Mr. Taylor reported the Public Works Department spent \$5,303 on vehicle repairs this month. A number of repairs were for fairly new trucks; 2001 Dump Truck--transmission line and radiator in the amount of \$2,200; 1999 Mason Dump Truck--\$1,600 worth of repairs and a 1995 Dump truck—repairs totaling \$1,400.

Mr. Taylor reported on the Construction Department for the month. The Township Committee after Hurricane Irene had waived those individuals who sustained damage from having to pay fees for construction permits. He stated there were seven (7) homeowners who needed major work done. Six (6) needed new electrical panels and two (2) needed to replace furnaces and water heaters.

Mr. Taylor reported there were 22 building permits issued, totaling \$4,483.00, 20 electrical permits issued, totaling \$1,832.00, 13 plumbing permits issued, totaling \$ 668.00 and seven (7) fire permits, totaling \$490.00. There were 83 building inspections, 47 electrical inspections, 15 plumbing inspections and 13 fire inspections. Eight (8) residential Certificate of Approvals were issued and 13 non-residential Certificate of Approvals were issued.

Mr. Taylor reported the Township settled the F.O.P. contract and saved money on arbitration and legal fees. He stated the Township and F.O.P. were able to settle the Contract with just over \$3,000 in fees. The F.O.P. "came to the table with" very realistic figures and the Township and the F.O.P. were therefore able to work very easily together.

Mr. Taylor reported the new 9-1-1 Dispatch Agreement with Hightstown Borough for \$110,000 for 2012 (a savings of \$49,000), compared to \$149,000 for this year.

Mr. Taylor indicated he and Chief Varga sat down at the beginning of this year to discuss a business plan and decided there were four (4) items that need to be instituted: (1) improve communication between the Police Department and the Township Committee (so both sides know what is going on); (2) take another look at whether or not the Township wanted the Court back to Cranbury or for the Township to get revenue share from the expenses in Plainsboro which turned out to be a "total wash"; (3) the Dispatch Agreement was coming up for renewal and the Township was paying \$149,000 to Hightstown for dispatch services. A meeting took place in August with the Mayor of Hightstown, Councilman Larry Quattrone, and Police Liaison for Hightstown, Chief Varga, Denise Marabello, Administrator and himself. Hightstown at that time stated their desire to still provide the dispatch services and Cranbury expressed its desire to stay with them. Another meeting took place and it was mutually agreed on the \$110,000 amount for the next year with the option of the amount staying the same should Cranbury decide to renew the Agreement in 2013. In addition, Cranbury will own its own frequency which it had not in the past.

Mr. Taylor gave the monthly Police Department Report:

September Summons totaled 113. Top summons locations were: (1) US Highway Route 130, North and South, (2). Old Trenton Road and (3). South River Road. Top Speeding Summons locations were: one (1) Old Trenton Road, two (2) Route 130 North and South and three (3) Main Street, North and South. Overtime Expenditures for the month of September (highest to lowest) were: (1) Shift Coverage, (2) court (due to a number of officers having to testify at the PNC Bank robbery trial in New Brunswick) and (3) Special Details.

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--Members of Committee

Mr. Taylor – Police Department Report (Continued)

Mr. Taylor reported the 219 overtime man hours were a result of the three (3) officers having to testify on the PNC case, making the total thus far this year 1,805 hours.

The Traffic Bureau had 26 crashes and the Township's "Halloween Drivers' Awareness Program" will begin in October with signs directing traffic off of Main Street due to the number of children who will be on in the Village area on Halloween. Crossing guards will be out to assist children in crossing at the intersections.

From the Detective Bureau there were five (5) new criminal investigations. Mr. Taylor raised his concern with between five (5) to ten (10) investigations are going on at the present time and that is a large number. There were 13 new Administrative investigations. Mr. Taylor reported there are only two (2) detectives to handle the total of 18 investigations for both Criminal and Administrative Investigations. However, eight (8) of the 13 Administrative investigations were closed.

Mr. Taylor then read into the record a statement from Chief Varga concerning the recent PNC Bank Robbery case:

"As a result of an extensive and labored investigation by our Detective Bureau, along with our initial responding officers to the 2009 PNC Cranbury Bank robbery, serial bank robber Dean Vourderis was convicted in Superior Court on Tuesday, September 20, 2011 after a lengthy trial. It was solely due to the efforts of our investigation and testimony by Cranbury Township Police Officers that Vourderis was convicted for the robbery and linked to the future prosecution of five (5) other banks in Middlesex and Somerset Counties. I feel it is necessary to acknowledge this accomplishment especially in light of the fact that one of the detectives who were instrumental in this investigation is scheduled to retire this December. The depth of bureau investigations often goes unnoticed and unappreciated as does their tiring work. As Chief of Police and a resident of Cranbury I am proud of the hard work and professionalism displayed on a daily basis by all the men and women of the Cranbury Township Police Department".

Mr. Taylor reported CERT was activated for Cranbury Day to assist with road closures and the Helene Cody 5kRun. Nine (9) members turned out and were instrumental in assisting with the event. CERT will be activated on Halloween to assist with pedestrian safety efforts. Thanks to the efforts of Lt. Frank Dillane and Sgt. Ryan Dworzanski, the CERT Program has been revived and has been more active in 2011 than any previous year. He added the Police Department is hoping to host a new members' course in 2012.

Mr. Taylor reported all applications have been submitted to FEMA for Hurricane Irene relief. The Township is waiting for representatives from FEMA to contact the Police Department for the "kick-off" meeting at which time they will present their expenditures related to recovery from the Storm.

Mr. Taylor reported last month there were 14 arrests in the Township. There were eight (8) DWIs, five (5) theft/shoplifting, six (6) warrants and 43 unfounded burglar alarms.

Agenda Additions/Changes

Ms. Cunningham, Clerk, stated she had no Agenda Additions/Changes.

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Ordinance
First Reading

Cranbury Township Ordinance 10-11-18

An Ordinance entitled, Cranbury Township Ordinance 10-11-18, "AN ORDINANCE RE-APPROPRIATING \$63,500.00 PROCEEDS OF OBLIGATIONS NOT NEEDED FOR THEIR ORIGINAL PURPOSES IN VARIOUS CAPITAL ORDINANCES IN AND BY THE TOWNSHIP OF CRANBURY, IN THE COUNTY OF MIDDLESEX, NEW JERSEY", was introduced for first reading. On motion by Mr. Taylor, seconded by Mr. Cook, the Ordinance was passed on first reading by vote:

Ayes: (Cook	Abstain: (None
(Johnson	Absent: (None
(Mulligan	
(Taylor	
(Cody	

Nays: (None

Public Hearing: October 24, 2011

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:

Section 1. Pursuant to N.J.S.A.40A:2-39, it is hereby determined that the following proceeds of obligations originally made available pursuant to the bond ordinance listed below are no longer necessary for the following purpose:

<u>Ordinance No.</u>	<u>Description</u>	<u>Amount to be Re-appropriated</u>
04-03-03	Leaf Vacuum	\$25,000.00
03-07-05	Wood Chipper	\$27,000.00
03-08-08	Leaf Vacuum	\$10,000.00
03-08-08	Dump Truck	\$1,500.00

Section 2. pursuant to N.J.S.A.40A:2.39, it is hereby determined that \$63,500.00 of the proceeds of obligations referred to above are hereby re-appropriated to provide for the Various Public Works Vehicles and Equipment Ordinance No. 06-05-16.

Section 3. 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.

Section 4. This ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Resolutions
Consent

On motion offered by Mr. Taylor, seconded by Mr. Johnson, the following Consent Agenda Resolutions were adopted by vote:

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Resolutions
Consent (Continued)

Ayes: (Cody
(Cook
(Johnson
(Mulligan
(Taylor
Abstain: (None
Absent: (None
Nays: (None

Cranbury Township Resolution # R -10-11-118

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 10-11-119

A RESOLUTION APPROVING A CHANGE ORDER TO THE TOWNSHIP'S PROFESSIONAL
SERVICES AGREEMENT WITH VAN CLEEF ENGINEERING ASSOCIATES, LLC

WHEREAS, a professional services agreement was awarded to Van Cleef Engineering Associates, LLC for a not to exceed amount of \$107,500 on January 24, 2011; and

WHEREAS, the Township Committee has recommended a change order for sewer improvements \$9,500 and the equipment storage barn \$26,500, which would increase the agreement by \$36,000; and

WHEREAS, the Director of Finance has certified said funds are available;

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

1. Change Order for the survey is hereby approved.
2. This Resolution, when counter-signed by Van Cleef Engineering Associates, LLC shall serve as an amendment to the original Professional Services Agreement for the purpose of increasing the Professional Services Agreement by \$36,000 and confirming that the new amount, including all change orders will not exceed \$143,500.

Cranbury Township Resolution # R 10-11-120

CRANBURY TOWNSHIP CASH MANAGEMENT PLAN

The following items do hereby constitute the cash management plan of the Township of Cranbury:

Deposits and Depositories

All Township depositories must be FDIC insured and show a current certificate of conformance with the New Jersey Government Unit Deposit Protection Act (GUDPA)

The authorized Township Depositories as currently:

PNC Bank
1st Constitution Bank

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Cranbury Township Resolution # R 10-11-120
(Continued)

First Choice

New qualifying depositories may be added to the above list by a resolution of the Township Committee.

Investments

It is desirable to maximize the interest earnings on idle funds of the Township through a safe investment program.

Township funds may be invested in any type of investment approved for municipalities by the State of New Jersey such as:

- U.S. Obligations (Treasury Bills, Notes and Bonds)
- Certificates of Deposit
- Statement Savings Accounts
- Bonds or other obligations of counties, municipalities and school districts
- New Jersey Cash Management Fund

Those authorized to make investments on behalf of the Township are the Director of Finance and Treasurer.

Expenditures

The Township follows the purchasing system required by the New Jersey Fiscal Affairs Law.

Current and Capital Funds

Expenditures must first be authorized by a purchase order signed by the Administrator, Director of Finance, Treasurer, Chief Financial Officer or Purchasing Official. Upon certification on a voucher by the department head and vendor that goods or services have been received and the bill is in the correct amount, the bill may be listed for approval by the Township Committee at any meeting. Upon approval of the Township Committee a check with not less than two signatures will be issued for payment of a claim. Those authorized to sign checks are the Mayor, designated members of Township Committee, the Director of Finance, Administrator, Assistant Administrator and Treasurer.

Other Funds and Accounts

Payroll account checks which do not require a voucher need only one signature by the Director of Finance, Payroll Clerk or Payroll Supervisor.

All inter-fund transfer checks or bank transfers require one signature or one authorization by the Director of Finance or Treasurer.

Departmental Accounts including:

- All Current Accounts
- All Capital Accounts
- All Trust Accounts
- All Petty Cash Fund Accounts
- Clerk's Account

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Cranbury Township Resolution # R 10-11-120
(Continued)

Dog License Account
Registrar Account
Construction Official Accounts including the Construction Trust Fund
Tax Collector Account
Sewer Fee Collector Accounts
Fire Official Trust Account

Expenditures can be made with a check with one signature as noted on the attached list.

Reporting

A quarterly report shall be submitted to the governing body by the Director of Finance by the 20th of the month following the end of a Quarter. The report at a minimum shall include the following:

Capital and Current Budget Balances, Revenue Balances

Insurance

The Treasurer, Chief Financial Officer, Tax Collector and Sewer Collector and any other employee noted by the Auditor must be bonded in an amount indicated by the auditor

The auditor must list the employees required to be individually bonded and the minimum amount of their bond after each year's audit is completed or no later than July 10th.

All other employees must be insured by an "Employee Dishonesty Blanket Bond"
In the amount of \$25,000 or more.

Cranbury Township Resolution # R 10-11-121

TOWNSHIP OF CRANBURY
COUNTY OF MIDDLESEX, STATE OF NEW JERSEY

A RESOLUTION AWARDDING CONTRACT TO JML LANDSCAPING, INC. TO REPAIR SIDEWALK AT 1
NORTH MAIN STREET

WHEREAS, due to severe damage caused by "Hurricane Irene" at 1 North Main Street, Cranbury, New Jersey which is adjacent to Brainerd Lake; and

WHEREAS, it has been determined the Township of Cranbury is responsible to repair said damage; and

WHEREAS, the Township Engineer has determined the sidewalk and driveway apron need to be replaced and areas stabilized to prevent erosion; and

WHEREAS, the Township Engineer obtained three (3) quotes, the lowest from JML Landscaping, Inc.; and

WHEREAS, the Chief Financial Officer has certified that there are sufficient funds available for this contract;

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

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Cranbury Township Resolution # R 10-11-121
(Continued)

1. That the Township will contract with JML Landscaping, Inc., P.O. Box 306, Neshanic Station, New Jersey 08853 to perform said work detailed in the attached proposal – Option 1, at 1 North Main Street, Cranbury, New Jersey in the amount of \$9,500.00.
2. The Mayor and Clerk are hereby authorized and directed to execute the attached agreement with the Borough of Hightstown for the provision of Emergency 9-1-1 Police dispatching Services for the period January 1, 2012 through December 31, 2012.
3. A copy of the Agreement shall be available for public inspection in the Township Clerk's Office during regular business hours.

TOWNSHIP OF CRANBURY
COUNTY OF MIDDLESEX

Cranbury Township Resolution # 10-11-122

A RESOLUTION AUTHORIZING THE EXECUTION OF A SHARED SERVICES AGREEMENT WITH THE BOROUGH OF HIGHTSTOWN FOR THE CONTINUED PROVISION OF EMERGENCY 9-1-1 DISPATCHING SERVICES

WHEREAS, in prior years, the Township of Cranbury and the Borough of Hightstown have executed a Shared Services Agreement for the Borough's provision of Emergency 9-1-1 Police Dispatching Services on behalf of the Township; and

WHEREAS, the Borough has offered to continue to provide these services to the Township during 2012 as set forth in the attached agreement; and

WHEREAS, the total fee for 2012 will be \$110,000; and

WHEREAS, the Chief Financial Officer has certified that there will be sufficient funds for these services during 2012; and

WHEREAS, such agreements are authorized pursuant to the Uniform Shared Services Consolidation Act, N.J.S.A. 40A:65-1 et. seq.;

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

1. The Mayor and Clerk are hereby authorized and directed to execute the attached agreement with the Borough of Hightstown for the provision of Emergency 9-1-1 Police dispatching Services for the period January 1, 2012 through December 31, 2012.

2. A copy of the Agreement shall be available for public inspection in the Township Clerk's Office during regular business hours.

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TOWNSHIP OF CRANBURY
COUNTY OF MIDDLESEX

Cranbury Township Resolution # R 10-11-123

Ms. Suzanne Palocz (owner of 1 North Main Street) spoke of her concern after she had a conversation with the contractor as he had indicated he was not going to repair as much of the sidewalk as she had been told by the Township. Mayor Cody assured her that the Township will make sure the contractor does the required work and will be overseeing the project as it is being done.

WHEREAS, due to severe flooding caused by Hurricane Irene in August 2011, which resulted in significant damage to the sidewalk along the frontage of 1 North Main Street; and

WHEREAS, the Township of Cranbury, pursuant to ordinance, and in an effort to protect the public's health and safety desires to repair the damaged sidewalk; and

WHEREAS, to complete the necessary construction and repairs, the Township is in need of a Right of Entry upon the Owner's Property; and

WHEREAS, the Owners are agreeable to the granting of the Right of Entry subject to terms and conditions to be set forth in said Agreement (copy of herewith attached);

NOW, THEREFORE BE IT RESOLVED, in consideration of \$1.00 (one dollar) paid by the Township to the Owners of Block 23, Lot 71, otherwise known as 1 North Main Street, and in consideration of the covenants and conditions set forth in the Agreement, the Mayor and Clerk are hereby authorized to sign the Agreement on behalf of the Township of Cranbury.

BE IT FURTHER RESOLVED, a duly authenticated copy of this Resolution be sent to Mr. and Mrs. Palocz (Owners).

Resolution

On motion offered by Mr. Taylor, seconded by Mr. Cook, the following resolution was adopted by vote:

Ayes: (Cook	Abstain: (None
(Johnson	Absent: (None
(Mulligan	
(Taylor	
(Cody	

Nays: (None

Mayor Cody thanked Mr. Cook, Mr. Taylor and Ms. Marabello for getting the F.O.P. Contract done.

Mr. Taylor highlighted the base salary amounts in the contract for the next five-years: .995-year one (1), .7 in year two (2), 1.91 in year three (3) 2% in year 2015 and 2% in year 2016. Mr. Taylor commended the Township Committee and F.O.P. for coming together for the benefit of the residents.

TOWNSHIP OF CRANBURY
COUNTY OF MIDDLESEX

Cranbury Township Resolution # R 10-11-124

A Resolution of the Township of Cranbury Ratifying a Contract with Cranbury Fraternal Order of Police, Lodge No. 68 and Approving the Salaries, Wages and Benefits Contained Therein.

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Cranbury Township Resolution # R 10-11-124
(Continued)

WHEREAS, a certain Collective Bargaining Agreement between the Township of Cranbury and the Cranbury Fraternal Order of Police, Lodge No. 68, dated October 10, 2011, is 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, 2012; and

WHEREAS, a copy of said Contract is available for public inspection at the Office of the Municipal Clerk, 23-A North Main Street, Cranbury, New Jersey, during normal business hours; and

WHEREAS, a duly authenticated copy of this Resolution shall be provided to the Cranbury Fraternal Order of Police, Lodge No. 68.

Reports from Township Staff and Professionals

--Administrator

Ms. Marabello, Administrator reported she had been visited by the Mayor of West Amwell Township. His town is the size of Cranbury and has a lot of farms and horse farms. The town sustained a lot of damage from Hurricane Irene; the biggest problem being the residents had no electrical power for quite a long time. The Mayor indicated they held a meeting after the Storm as Cranbury did to discuss what was done correctly and how things could be improved in the future. Unfortunately, the residents of West Amwell Township were not happy with how the Storm issues were handled. Some of the residents called the Mayor and recommended he speak with Cranbury Township staff as Cranbury handled everything the way it should have been handled! Ms. Marabello discussed with the Mayor how Cranbury handled issues and spent about 45 minutes with him.

Reports from Township Boards and Commissions

There were no reports.

Work Session

a). Presentation by Township Committeeman David Cook on Possible Garbage Carrier Service.

Mr. Cook stated the purpose of this evening's meeting was to let the public know the recommendations from the trash subcommittee (who has been working on this process and program for over one (1) year). Mr. Cook gave a brief history of the issue, explaining the Township needed to determine primarily if the residents would be interested in having the Township provide trash pick-up services. If the residents were largely in favor of the idea then determine if it would be more efficient. The subcommittee then conducted bids to determine what the individual haulers would charge for the service. He reported the subcommittee also took into consideration safety, pollution, noise and things of that nature.

Mr. Cook further explained last year there were a number of objectives; a cost efficiency either to the residents and/or the municipality, and if there is also an increase in recycling as a result of having a single carrier as far as having metals and different types of items broken out from the trash. Mr. Cook indicated in addition to protect and improve the Community, there would be less trucks coming into the Community less days and less frequently than presently. Also, there would be less loads on the Township's roads. The plan would be to have the Township pay the contractor and the residents would pay the Township. Each resident would pay the same fee. Mr. Cook stated having a fixed contract would save money long term (in this case approximately \$500 in five (5) years). In addition to the residential trash pick-up, the subcommittee wanted to address the bulk pick-up issue to determine if there would be any savings in having that item in the contract as well and included it in the bid specs. Also, service would be once a week with a resident having a 96-gallon can, with the option of having two (2) picks up per week during the summer due to children being home from school as well as hot and humid weather causing odors from trash.

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Work Session (Continued)

a). Presentation by Township Committeeman David Cook on Possible Garbage Carrier Service (cont'd).

Mr. Cook stated this system would also help the Town as there would only be one (1) as opposed to five (5) days a week pick-ups throughout the Township and dealing with all of the trucks. Mr. Cook reported the bid specs prepared met the State's standards and, in addition, the subcommittee put together additional questions for the applicant to answer in the bid specs. He indicated 18 bids had been picked up, however, only three (3) came back for the bid opening. Midco, Central Jersey and Waste Management were the three (3) bidders. The responses were inconclusive. Mr. Cook reported one of the problems was the time frame involved. Per New Jersey law, a bidder has to be given 60 days to respond to a bid once the notice is published. The bid specs went out to interested parties in July and came back in September for the bid opening, which took place on September 22nd. The Township then had 60 days to award the bid. The subcommittee then had to review each bid and make sure all the questions were answered with the correct information requested in the bid spec and make sure it was done in time for the Referendum on November 8th.

Mr. Cook reported the subcommittee consisted of a number of members; Mr. Cook, Linda Scott, Recycling Coordinator, Richard Kallan, Bonnie Larson, Susan Goetz, Karen Janes, Alain Herbert and "Joey B". The subcommittee, based on the returns received and the responses that were in the bids, made a decision. The bids were inconclusive based on the materials submitted. Mr. Cook reported what had been submitted and the levels of pricing received from the bidders was significant. All three (3) bidders gave a cost per resident of under \$200.00 per year and part of the \$200.00 included bulk waste as well. He indicated one of the providers was "very aggressive"; one of the questions in the bid specs was individual cost for bulk waste only. Two (2) out of the three (3) submitted bids broke down the cost and the other did not and only gave the cost for residential home. Secondly, the cost of the second can was not broken out as required in the specs by another bidder. The third problem with a bidder was they wanted to charge for the second can each year. The subcommittee's feeling is that none of the three (3) bidders met the criteria it was looking for and therefore could not recommend any of the bidders based on the information and/or lack of information submitted in the bids.

Mr. Cook gave options moving forward: (1) to do another bid and the results would come in and the Township could go through the same process and then the Township Committee could decide after holding several public meetings; and (2) to follow the same process as this time with the same schedule, however, the difference is that the bid specs will be very specific on what is answered and how it is to be answered.

Mr. Cook reported it is too late to remove the Referendum from the November 8th ballot. However, the Township still needs to ascertain if the residents would be in favor of the Township providing trash pick-up. If the voters approve the Referendum, then the Township will move forward and once again to go out for bids.

Mr. Brian Deverin, 64 Cranbury Neck Road, stated "in effect what Mr. Cook is stating is if the voters approve the Referendum, the Township is going to continue the process; recommending residents vote yes on something they have no conclusive information on and the Township will have information after the residents vote yes". Mr. Cook responded there are two (2) options he just went through. Previously; (1) Do the bid process over again; they would then go to the Township Committee, public meetings would then be held. Mr. Deverin indicated his displeasure with the Township having a two-year (2) process on this issue and no public meetings were held during the summer months as the Township had indicated there would be. Mr. Deverin stated he heard this evening the public meeting scheduled for October 24th will be cancelled. Mr. Cook confirmed it will be. Mr. Deverin raised another concern with the Township not having any definitive information

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Work Session (Continued)

a). Presentation by Township Committeeman David Cook on Possible Garbage Carrier Service (cont'd).

and are asking voters to vote yes without that information. Mr. Cook responded the Referendum is only exploratory and is a non-binding Referendum. Mr. Deverin reminded Mr. Cook, at last months meeting, when he analyzed the bid specs, it appeared to him the specs did not include all of the charges residents would be subjected to and also it is not divided equally among all residents in town. It is only divided among 1,020 residents in town and excludes commercial property and "Four Seasons at Cranbury" residents. Mayor Cody stated the bottom line is there were no valid bid responses, the Referendum cannot be removed from the ballot and further and it will give an indication to the Township Committee on whether they should pursue investigating this issue again for next year or move on to other things. Mayor Cody stated he would not want to move forward unless there is another Referendum question and raised the question if the Township can legally force residents to partake of the trash-pick up service. Mayor Cody recommended looking into the legal factors of the issue. Mr. Cook reported the subcommittee had asked the Township Attorney this question, and he indicated the Township can force residents to take part in the pick-up service. Mr. Richard Kallan, Wynnewood Drive, stated he is on the subcommittee and the subcommittee had discussed the items last week and thought perhaps there were two (2) winners. The subcommittee at that time believed the average homeowner could save \$500 in five (5) years. However, as the subcommittee started looking at issues, in particular the possibility of litigation, it came to the decision to have more details and a check-off list should the Township desire to go out to bid again based on the information being left out by the three (3) bidders. Mr. Kallan explained the purpose of the Referendum passing will only let the Township Committee know the residents wish the Township move forward exploring the trash issue. Mayor Cody asked if the \$500.00 savings per year per resident includes administrative costs, etc. Ms. Marabello reported when the subcommittee was determining a cost- savings figure, the administrative costs were figured into the final savings. She further explained bills would be sent out once a year letting the residents know how much (as they do now for taxes) per quarter they should pay. Ms. Marabello added it will become "lien able" if the resident does not pay and that process will take a little amount of money to advertise, etc. Ms. Marabello indicated the amount the subcommittee came up with for the administrative fee is \$5.00 and she stated in her opinion this is at the high end. Mr. Kallan reported the bid specs did not include bulk pick-up for those residents who live in the retirement community. Ms. Susan Goetz, Brainerd Drive, asked why the other 15 carriers never submitted their bids. Mr. Cook responded when a lot of the "power house" haulers are in the business, it does not make sense for the smaller ones to bid on such a project due to fuel costs, truck capabilities, etc. Ms. Linda Scott, member of the subcommittee and Recycling Coordinator for the Township indicated she is not really sure why the other 15 carriers did not submit bids to the Township and it could be for a number of reasons as Mr. Cook had mentioned. Mr. Michael Stehn, Hardley Drive, stated he believes the Township will not get an accurate count on the Referendum vote as people are going to read it and vote yes, without having the facts. Secondly, if the Referendum passes, it allows the Township to go ahead and move forward if they so choose and asked for clarification. Mayor Cody responded the Township can technically do this without any Referendum. The Referendum is simply an indicator to the Township Committee how many residents want the Township to move forward. Mr. Cook indicated should the Township move forward after the Election, there will be two (2) informative meetings with fact sheets as well as all of the information posted on the Township's web site. Mr. Stehn also asked if the Township receives the lowest bid and then takes into account the administrative fee, what the cost would be per household. Mr. Cook indicated he was reluctant to give the number out without counsel's ok. Mr. Stehn indicated he is paying \$320 per year now and asked what the proposed pick-up would be; once a week or twice a week. Mr. Cook responded it would be once a week with a 96-gallon tote with also having a 13-week pick-up twice a week. Mr. Stehn indicated his preference would be twice a week as he does not want to store additional garbage on his property even though he has adequate acreage. Mr. Stehn stated it is likely most residents in town would probably request the twice a week pick-up for the same reason of not wanting garbage sitting on their property with only once a week pick-up and also mentioned

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a). Presentation by Township Committeeman David Cook on Possible Garbage Carrier Service (cont'd).

the Township, with once a week pick-up, would have the same problem as there is now with chipping and residents putting it out before the scheduled pick-up day and there would be bulk items sitting out on the streets as well. He recommended putting another Referendum up next year and let the residents know what the costs would be per household and how often it will be picked up. Mr. Stehn stated it is imperative before the question goes on the ballot (if it does) next year, the Township educate every resident in the Town on the costs, how often, etc. Mr. Brian Deverin, Cranbury Neck Road, stated it has not been mentioned during this presentation the collection at the DPW yard will be eliminated (presently it is approximately twice a year and each time 900 cubic yards of trash is collected). He stated, basically what will happen, everyone will have bulk items on the curb and scavengers will be coming into town and going through it. Mr. Deverin stated this is his biggest objection to the idea. He stated he does not want the Township saving him approximately \$100 per year so his property value then decreases by 10% by having all unsightly bulk items all over town. Mr. Deverin added he believes this is very wrong for the Town and the wrong path for the Township to go on. Mr. Deverin urged everyone to vote no on the Referendum. Mr. Deverin urged the Township Committee, if they put another Referendum on for next year, to have as much information as possible included in the question so the voters know what the implications will be.

Mr. Mulligan stated, the Township Committee had discussed in September at a meeting a communication would be sent to the taxpayers before the Referendum and it is important for the Township Committee to do so. He stated it is important the Township Committee decide what it is they wish to convey to the taxpayers and the correct information be given to them. Mr. Mulligan stated the Township needs to come up with a threshold for the Referendum, i.e., a percentage that would determine if the Township Committee should move forward. Mayor Cody agreed with Mr. Mulligan and stated there also needs to be a "blast on the Township's web site in addition to the mailing. Mr. Cook also stated he supports Mr. Mulligan's remarks.

Mr. Mark Berkowsky, North Main Street, questioned the "fairness of the whole approach". He referenced two (2) years ago the Township Committee eliminated the sewer charges to all residents in the Township who do not use sewer and presently is a separate charge to those residents who only use sewer. Mr. Berkowsky stated he believes it is the same issue with trash. Some residents do not utilize their carriers as much (going on vacation for three (3) months, alternative means of disposing of it) and now to put everyone in the same category is not fair. Mr. Berkowsky reminded the Township there are 96 Cranbury Housing households (senior housing and affordable housing units) that do not utilize private trash haulers.

Ms. Karen Janes, Evans Drive, member of the trash subcommittee stated there were many meetings held and a lot of diverse opinions had been expressed, a lot of "arm wrestling" back and forth and a lot of very good discussions. The subcommittee's goal was to come to good conclusions which would be fair to every resident of the Township. Ms. Janes indicated she personally thought this would be a "win/win" situation for the Township. In looking at the issue, it would save money (for a total per household of \$500 over a five-year (5) period), the elimination of so many garbage trucks coming in and out of the Township will reduce pollution and is a good safety factor for the children and many walkers throughout the Township. Ms. Janes added, she feels not having the "dump day" is a good thing as a lot of residents do not have vehicles large enough to transport their items to the Public Works yard. Ms. Janes urged the Township to emphasize exactly what the purpose of the Referendum is just to determine if the Township should pursue getting prices from carriers to pick up residents' trash as she believes not everyone understands what voting for or against it will mean.

Mr. Mulligan reported he previously had lived in Hamilton Township and had forgotten how bad Hamilton Township looked on those days residents put out their large items for pick up and stated

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a). Presentation by Township Committeeman David Cook on Possible Garbage Carrier Service (cont'd).

it is a valid concern. Mr. Mulligan requested, should the Referendum pass, the Township consider to have two (2) trash pick-ups during the week during the holiday season.

Ms. Karen Callahan, Washington Drive, stated she wanted to clarify for the record she was not part of the trash subcommittee and attended the meetings after the bidding. Ms. Callahan reported there was a lot of "healthy debates" and ultimately she came to a decision the information to date was not valid and recommended going out to bid again, get new figures and then make the information available as part of the Referendum question.

Ms. Connie Bauder, Petty Road, stated she does not believe this is a good proposal, and residents should not be forced to buy trash pick-up. Ms. Bauder expressed her concern with a resident being able to purchase a container and then be allowed to put out twice as much trash as his/her neighbor while paying the same quarterly fee. Ms. Bauder also stated she cannot see how anyone could be recycling and still utilize two (2) huge containers per week for garbage. Ms. Bauder reported she had recently watched a report on New Jersey News indicating residents are only recycling 30% of their garbage. The reporter referenced two (2) factors contributing to this low percentage rate; lack of education since 1990 and lack of enforcement.

Mr. Richard Kallan, Wynnewood Drive and member of the trash subcommittee, stated it should also be mentioned in the next bid specs the hauler should break out a cost for pick-up or the Township should still conduct "dump days".

Mayor Cody stated the Township needs to have another Referendum after receiving bids from carriers including the cost, etc. to the resident for pick-up. The Township Committee then discussed what percentage of votes cast will determine if the Township should move forward to seek new bids and put another Referendum on the ballot for next year. The Township Committee decided the percentage shall be 70% of total votes cast voting yes on the Referendum question.

Mr. Stehn, Washington Drive, stated his recommendation is if 70% of the voters vote yes on the Referendum, then the Township should definitely move forward with seeking bids again and then next year put the question on the ballot with all of the important information included in the question, price, how often pick-up will be as well as address the large bulk items, etc.

Ms. Beverly Luck, South Main Street, stated she is going to vote no on the question as she wants to be able to choose what she wants and also stated the Township should be spending money on more important issues.

Ms. Susan Goetz, Brainerd Drive, offered to post a statement on her web site and asked Karen Callahan to do the same. Mayor Cody responded it should go on the Township's web site. He did offer Ms. Goetz and Ms. Callahan could cut and paste what the Township's web site has and post it on their respective web sites if they so choose.

Mr. Richard Kallan, Wynnewood Drive and member of the trash subcommittee, stated it is unfair ask the voters to vote yes when they do not have all of the proper information. He urged the Township Committee to urge voters to vote no on the question.

Mr. Johnson stated the Township has put a question on the ballot that it is not required to. He believes that the Township has discussed the issue and had several meetings and he is reluctant to move ahead and put another question on next year's ballot.

Mayor Cody once again read the following proposed letter to go out to its residents: "The Township Committee did not receive any responses from the trash bids that we could move forward with. We

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- a). Presentation by Township Committeeman David Cook on Possible Garbage Carrier Service (cont'd).

cannot remove the question from the ballot in November. After the vote, the Township Committee will decide whether or not to pursue this issue with another bid". Ms. Marabello reminded Mayor Cody that the Township's Attorney will need to review the proposed letter before it goes out to the residents. Mr. Taylor recommended the letter indicate what the threshold is. Mayor Cody responded that will be one of the legal questions for the Attorney.

- b). Discussion by the Township Committee with Planning Board Chairperson Allan Kehrt on his proposed "Transportation Improvement District"

The Township Committee discussed with Allan Kehrt, Cranbury Township Planning Board Chairman an idea he and the Township Planner, Mr. Richard Preiss have for a "Transportation Improvement District" within the Township. Mr. Kehrt explained, he had sent a letter to Mayor Cody and the Township Committee on September 19, 2011 whereby he expressed his concern that upcoming development most likely within the next four (4) to six (6) years of five (5) to six (6) million additional square feet of office warehouse space may be approved and if not dealt with in a timely manner, will negatively impact the Township. Mr. Kehrt reported most of the development will take place on the eastern side of Route 130. By having a Transportation Improvement District ("TID"), which would be created by adoption of an ordinance, the Township would then have some control over the co-ordination of road improvements and traffic patterns. Mr. Kehrt then turned the discussion over to Mr. Richard Preiss, Township Planner and indicated Mr. Preiss will be followed by Andrew Feranda, Township Traffic Consultant from Shropshire and Associates:

Mr. Preiss read the following definition of a Transportation Improvement District (TID) into the record:

"The installation of the appropriate roadway and intersection improvements reduces traffic congestion, improves safety and creates a more desirable community. Typically, transportation improvements lag traffic congestion. The time lag is due to a lack of proper planning and financing. Several municipalities in New Jersey have implemented a Transportation Improvement District ("TID") as a uniform method for seeking private cash or in-kind contribution for a pro-rata share of local road traffic improvements in a high growth area.

The creation of TID is preceded by traffic study which analyzes traffic conditions in future years resulting from full build-out of major development parcels in the study area. The study also establishes an equitable method of allocating improvement costs required by development. Costs are assessed at the time of development approval for future improvements and credits allowed for improvements to be installed at the time of site construction. The TID Traffic Study would be incorporated into the Township Master Plan as an amendment to the Circulation Element".

Mr. Preiss explained the TID is enacted at the Township level and is enabled by State legislation. He stated basically when a municipality has an area that is undergoing a lot of growth that generates a lot of traffic improvements, if you allow the approval process for each of the developers that come to the Township for site plan approval, they would analyze their impact on the road system. Even though they are required to pay their pro-rata share, the most that typically happens is that they will widen the road on their side where the property is and may donate a dedicated right-hand turn to alleviate traffic congestion. Mr. Preiss stated when you analyze the cumulative impact of several developments occurring at the same time, you determine the entire roadway needs to be widened with major intersection improvements as well. He added once a TID is in place, the Township figures out the timetable, the developer's pro-rate share and what the major roadway improvements will cost. Mr. Preiss reported one of the roads undergoing a lot of congestion is Station Road and Route 130. He referenced Home Depot having approval for another 1 million square foot building on their property on Station Road which will overstress the intersection of Station Road and Route 130.

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Work Session (Continued)

b). Discussion by the Township Committee with Planning Board Chairperson Allan Kehrt on his proposed "Transportation Improvement District"(cont'd)

Mr. Preiss also reported due to recent applicants either coming before the Development Review Committee and/or are in the process of filing their respective applications, there is going to be a considerable amount of development in the southern portion of the Cranbury, particularly warehouse office space. He explained by virtue of the fact that the Township does not have the prospect of Liberty Road being completed, most of the traffic is going to end up going to Hightstown-Cranbury Station Road and onto Station Road causing the intersection of Station Road and Route 130 becoming "horrendous". Mr. Press reported it is likely Cranbury Brickyard LLC will construct a 2.8 million square foot warehouse space on Brickyard Road with access also on Hightstown-Cranbury Station Road. A traffic analysis indicated most of this traffic will go onto Hightstown-Cranbury Station Road and back onto Station Road to Route 130. Mr. Preiss stated another developer, Alfieri, has a number of parcels in the Township. One of these parcels known now as "Cranbury Station Park, is going to be 1.2 million square feet of warehouse. Another developer is interested in re-developing the American Cabinetry site by the name of "Cranbury Holdings" and plans to put in a warehouse of approximately 1 million square feet on the site. There is also a parcel of land on the eastern side of the Turnpike (100 acres) and that developer plans to put up a warehouse as well. Another developer, "Summit Associates" who presently has a large development in Edison, New Jersey may go through with plans to re-develop the old Chamberlin and Barclay property. He added there is the likelihood of the re-development of the Cranbury Service Center property and on the western side of Cranbury, the "Kerzner" property. Mr. Preiss indicated the idea is to look into the possibility of creating a Transportation Improvement District that would include all of the above properties to include widening Brickyard Road and to re-align its intersection at the Cranbury Circle allowing trucks to get in and out. Mr. Preiss indicated it would be a lot more convenient and easier for the trucks to exit the turnpike at Exit 8 then take Cranbury Brickyard Road, heading south onto Route 133. The improvement would extend Route 130 directly into the Route 133 extension exit. Mr. Preiss stated at this time the Township needs to look into the feasibility of creating the Transportation Improvement District (TID). Mr. Preiss indicated those developers in the TID would contribute at the time of their approvals from the Township. In addition, he reported there is the possibility of obtaining some monies from the State Dept. of Transportation. If collectively the developers in this area in Cranbury went to the D.O.T., it is possible the D.O.T. would not only provide some technical help but would also "kick in some funds". Mr. Preiss reported the D.O.T. would tend to be more receptive if the developers and Township go to them with a TID rather than just approach them to make road improvements. Mr. Preiss suggested approaching the developers and ask them if they would be interested in giving money towards having a feasibility study done. The feasibility study would involve looking at the costs to making the traffic improvements, and to also look at the legislative process and D.O.T. funding. Mr. Preiss asked the Township Committee to make a decision this evening on moving forward with the idea of approaching the developers to fund a feasibility study. Mayor Cody raised his concern that the developers may not be in favor of having to pay a pro-rata share and referenced how they were not in favor of the developer's fee that used to be associated with COAH and that fee has now "gone away". Mr. Preiss explained the reason for the feasibility study is to also ascertain if the developers would be in favor of the fee. Mr. Kehrt stated there is no down side for the Township. Mr. Cook asked if there is a history of a TID Program with the State D.O.T. as his main concern is Route 130. Mr. Mulligan asked if the contribution from the developers will cover the entire cost. Mr. Preiss responded he estimates the feasibility will be approximately \$20,000 and as they approach the developers they will be asking them for their pro-rata share for the feasibility study. If they run short they may have to cut back on some items in the study. Mr. Preiss indicated they would only come to the Township as a last resort if the developers' pro-rata share does not fully fund the study. Mr. Preiss stated the basic idea is to not ask the Township for any money for the study.

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Work Session (Continued)

b). Discussion by the Township Committee with Planning Board Chairperson Allan Kehrt on his proposed "Transportation Improvement District"(cont'd)

Mr. Andrew Feranda, Traffic Consultant of Shropshire Associates, stated the TID is a combination of different developments. Each development as it is built-out contributes to a greater impact on traffic and roadways throughout the Township. This TID area will be of help to developers as they build-out and occupy their warehouses as the roads in and out will have been improved. Mr. Feranda used as an example the Municipality of Morris Township in Somerset County. He reported they adopted an ordinance for a TID and now are able to collect the funds and manage and distribute the funds as the work becomes necessary to improve the warehouse area roads. Mr. Feranda indicated by Cranbury Township collecting these funds for a TID there will be overall infrastructure planning as a development comes in. Mr. Feranda stated first the Township would need to identify the area which Mr. Preiss had reported earlier: Hightstown-Cranbury Station Road, Station Road, Brickyard Road and east of Route 130; south of Exit 8 of the Turnpike. He reported presently it is very unsafe for trucks to utilize the Cranbury Circle coming off of Brickyard Road to Route 130 and re-iterated this area would need to be re-aligned. Mr. Feranda indicated if the Township creates a TID, D.O.T. will be very receptive that Cranbury is being pro-active to take care of its infrastructure and they do have monies available for this purpose. Mr. Feranda indicated they will be meeting with D.O.T. to show them the plans for the TID and let them know it is something that will work for the State too as Route 130 is a State Highway and ask them to work with the Township to facilitate the TID. The feasibility study will identify the roadways for improvement and indicate what alternatives for improvement exist. The Township would then decide which improvements it should move forward with and then the formula for the "fair share" is calculated. An ordinance is then introduced and adopted.

Mr. Kehrt requested the Township give he, Mr. Preiss, and Mr. Feranda the "go ahead" to approach the developers and suggested a member of the Township Committee also go with them. He also suggested the 208 sewer be addressed in the study as well. Mr. Kehrt stated the sewer is a huge selling point to the developers to contribute to the study. Mr. Cook indicated he supports the idea of a feasibility study. Mr. Mulligan indicated he is in support of the study and thanked Mr. Kehrt for bringing this idea to the Township Committee, Mayor Cody indicated he will be glad to attend a meeting with the developers and supports the idea. Mr. Taylor stated he would prefer the sewer is not addressed in the study, however, he indicated he is in support of the feasibility study. Mr. Kehrt responded it is only a study on the sewer. Mayor Cody stated he would like to know what the sewer numbers are. Mr. Johnson indicated he is in favor of the study, however, not opening it up to including the sewer.

c). Discussion by Township Committee on Modifying the Hagerty Property Tree Planting

Mr. Taylor led the discussion explaining the issue came up, in speaking with the First Aid, Fire Company and Police Chief, the back trail which is proposed on the Hagerty property is a distance away from Old Cranbury Road and stated should someone need medical assistance, it can become an issue of vehicles and/or personnel getting to them. Mr. Taylor reported there are two (2) alternatives; one (1) being to remove the path entirely or two (2) move the path up closer to Old Cranbury Road. He also suggested having three (3) paths, one (1) in the front, one (1) in the middle and one (1) in the back. Mr. Taylor reported another issue is the width of the path. In order to access the path a vehicle presently cannot get back to the path. Mr. Taylor raised his concern with young people utilizing the path as they do Umami Woods and the Cranbury Preserve and if they should get injured, no one could get to them. Mr. Taylor asked that the path be enlarged to 10 1/2 feet wide and move it to the front, closer to Old Cranbury Road.

Ms. Barbara Rogers, resident of Shady Brook Lane and member of the Turnpike Tree Subcommittee reported the subcommittee has been working on this project for several years and then the Township put the job out to bid. Ms. Rogers reported the members of the subcommittee

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Work Session (Continued)

- c). Discussion by Township Committee on Modifying the Hagerty Property Tree Planting (cont'd)
had met with Kevin Kessler, the architect landscaper from Van Cleef Engineering and he came up with the present planting plan. Ms. Rogers reminded everyone the Hagerty site is presently 50% planted. Ms. Rogers reported the idea of the area is to have an area in the Township people can enjoy and the path is to connect Four Seasons at Township-owned property. Ms. Rogers stated she can understand the safety issue and presently there is 15 feet between the trees. Ms. Rogers asked if the trees need to now be pulled up and re-planted. Ms. Marabello responded according to the agreement with the State, the trees cannot be pulled up and re-planted. Mr. Taylor reported he had raised the issue the second day of the planting. Mr. Taylor indicated he had spoken with Mr. Kessler who believes the trees will not be affected by moving the path with parallels in the center. Mr. Taylor stated he will meet with Mr. Kessler again to discuss the moving of the path. Ms. Rogers stated to have several paths would detract from various animals visiting the site. She also referenced a stream being in the back of the property. Ms. Rogers reported approximately 150 trees are being planted every day. Mr. Taylor stated if the path is moved up for vehicle access it would not disturb the trees. Mr. Mulligan reported he had attended all of the Turnpike Tree subcommittee meetings and he is very much in favor of how the path connects to the Millstone corridor over to Pin Oaks and stated he believes the original path makes a lot of sense as "the closer you get to the road you are going to be on the road". He stated the path should be in a more secluded area as it is now. Mr. Taylor reported he has spoken to all three (3) Chiefs and they would like a better access path. Mr. Taylor recommended moving the path back to the small areas of the trees for the responders. Ms. Rogers offered to go out with Mr. Thorne, Public Works Manager, and take a look at the area with Mr. Merritt from Van Cleef Engineering (Ms. Marabello indicated he is the contact person for this project). Ms. Rogers requested Kevin Kessler change the map so Public Works' employees know exactly where the path will be for mowing purposes. Ms. Rogers indicated as long as the path is halfway between Old Cranbury Road and the back tree line she is fine.

Public Comment

The Mayor opened the meeting to public questions and comment. Mr. Brian Deverin, Cranbury Neck Road spoke concerning the TID proposal. He stated if the Township make it easier for trucks to enter and exit a particular area then there will be development. Mr. Deverin indicated if you look at all the truck traffic that comes into the Township they are all containers and are not going south however going back to Port Newark. He raised his concern with making the Brickyard Road area accessible and advised having it a remote area so warehouses are not built in that area. Ms. Beverly Luck, South Main Street, asked why some residents on Main Street are paying for sewer when not everyone has sewer. Mayor Cody responded the feasibility study will determine who should be paying for sewer. There being no further comments, the Mayor closed the public part of the meeting.

Mayor's Notes

Mayor Cody announced he is appointing two (2) members to the Human Services Board; Dolores P. Bergmann and Edna Morris will be appointed as regular members to fill the unexpired terms of members who left the Board earlier in the year. Both terms will expire on 12/31/11.

Mr. Cook made a motion to adjourn, seconded by Mr. Taylor. The meeting was adjourned at 10:15 p.m.

Kathleen R. Cunningham, RMC
Municipal Clerk