

TOWNSHIP COMMITTEE MEETING  
September 27, 2010

The regular meeting of the Township Committee of the Township of Cranbury was held at 7:00 p.m. in the Town Hall Meeting Room. Answering present to the roll call were: Township Committee members: Winthrop Cody, David Cook, Richard Stannard and James Taylor. Mayor Stout was absent. Also present were: Christine Smeltzer, Administrator, Denise Marabello, Assistant Administrator and Kathleen R. Cunningham, Clerk. Mr. Stannard led in the salute to the flag and Ms. Cunningham gave the following Open Public Meetings Act statement:

In accordance with Section 5 of the Open Public Meetings Act, it is hereby announced and shall be entered into the minutes of this meeting that adequate notice of this meeting has been provided:

- (1) Posted on December 3, 2009 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 3, 2009.
- (3) Was filed on December 3, 2009 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.

Mr. Stannard announced under the Public Comment, there will be a limit of three (3) minutes for comments.

Report from Recreation Director: Re: Status of Well for Ball Field, etc.

Mr. Ken Jacobs, Recreation Director, gave a report of the status of the irrigation well for the ball field. Mr. Jacobs reported he had obtained quotes for the irrigation well and it appears the costs will be approximately \$20,000 and there will be enough money to also irrigate the School soccer fields. Mr. Jacobs stated he feels very strongly the well should be located behind the base ball field on the Township property and not on the School property. The School has a number of concerns with having it on their property. Mr. Jacobs stated the problem will most likely be running electric to the well, however, the Township has spent the grant money well it obtained from the County and there will be more than enough money to cover the entire project. Mr. Jacobs reported he has spoken with the Township Engineer, Bill Tanner, and both agree the project will have to go out to bid as it is over the bid threshold. Mr. Jacobs indicated he will be turning over all of his paperwork to Mr. Tanner. Mr. Cody asked if the electrical installation is the most expensive item. Mr. Jacobs indicated his experience with PSE&G in the past has been they will bring the power to you very inexpensively. However, the Township will be responsible for trenching the location. Mr. Jacobs is waiting to hear back from PSE&G. The well pump is a 15 horsepower pump which will require a transformer. Mr. Jacobs indicated the Township has to spend the grant money by the end of the year and if the Township can install electric out at the ball field it would be very beneficial. Mr. Taylor requested the Construction Official take a look at the specs for the well and approve it.

Regular Township Committee Minutes of September 13, 2010

On motion by Mr. Cody, seconded by Mr. Taylor and unanimously carried (with Mayor Stout absent), the Regular Township Committee Minutes of September 13, 2010 were adopted.

Reports and Communications

--Mayor – Due to Mayor Stout's absence, there was no Mayor's report.

TOWNSHIP COMMITTEE MEETING  
September 27, 2010

Reports and Communications

--Members of Committee

Mr. Taylor reported the Parks Commission's "Easements Committee" is starting to narrow down a date for when they are going to meet. This Committee is a subsection of the Parks Commission which was created to come up with a solution for the Township easements that lead to public lands. Mr. Taylor reported along Millstone Park there are a few easements which are not identifiable today, and the Easements Committee will recommend what kind of identification will be appropriate for marking the easements to make them more identifiable to the public. The Easements Committee has asked Mr. Taylor to ask the Township Committee to agree that they should look at all easements within the Township and not just a specific area.

**MOTION:** Mr. Taylor made a motion to have the Easements Committee review identifiers for all easements within the Township as opposed to a singular area and give its recommendations to the Township Committee. The motion was seconded by Mr. Cody:

Ayes:

(Cody  
(Cook  
(Stannard  
(Taylor

Abstain: (None  
Absent: (Stout

Nays: (None

Mr. Taylor reported the Fire Company is requesting the Township look at the dry hydrant which is located in Brainerd Lake. Mr. Cook has offered to ask Mr. Tanner to ask the divers when they start their work in the Lake to do so.

Mr. Cody thanked the Cranbury Arts Council and everyone who was involved for a great "Cranstock" event.

Mr. Cody reported at the last Township Committee meeting, residents requested the Township inquire as to why the School had changed the bus route from Parkview Road to Old Trenton Road. Mr. Cody, Liaison to the School Board, stated even though the decision is within the School's preview, he had followed up. Mr. Cody was told the rationale was the bus stop had been a safety issue. Pulling into the cul-de-sac was more dangerous than stopping on Old Trenton Road (which presently is now 35 m.p.h.). Mr. Cody commended the Police Department for monitoring the site while construction has been taking place on Old Trenton Road.

Mr. Taylor reported he had received an email from a resident this morning across from where Farmstead Way is located. There has been a number of people witnessing passing on the right hand side onto the lawn area (heading towards East Windsor Township). Mr. Cody added the late high school bus also has cars passing it when it is stopped. Chief Varga, who was in the audience, asked that he be given an approximate time and he will have a patrol car in the area.

Mr. Cook reported there are a number of projects underway. Projects currently going out to bid will be Zurfluh driveway off of the back of the school property that leads to a home and is adjacent to land the Township now owns and involves the driveway maintenance. The other project is the "Griggs Road, Phase II" which is essentially paving. Mr. Cook stated he hopes these projects will be ready to go out to bid by the meeting of October 25<sup>th</sup>. Mr. Cook reported another item is the public storage barn at Public Works. The original plan was to have the storage shed on the site which was formerly a land fill. The building will be re-located to another location. In addition, going to bid will be a Public Works vehicle washing

TOWNSHIP COMMITTEE MEETING  
September 27, 2010

Reports and Communications

--Members of Committee (Continued)

Mr. Cook (cont'd)

equipment which has been budgeted for many years and has to be done to be compliant with the State's Storm water regulations.

Agenda Additions/Changes

There were no changes

Ordinance

First Reading

Cranbury Township Ordinance # 09-10-15

An Ordinance entitled, "Cranbury Township Ordinance # 09-10-15, AN ORDINANCE RE-APPROPRIATING \$59,970.94 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. Cody, seconded by Mr. Taylor, the Ordinance was passed on first reading by vote:

Ayes: (Cody  
(Cook  
(Stannard  
(Taylor

Abstain: (None  
Absent: (Stout

Nays: (None

Public Hearing: October 11, 2010

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 various bond ordinances listed below are no longer necessary for the following purposes:

Ordinance No.	Description	Amount to be reappropriated
04-05-09	Toro Mower	\$1,307.00
04-05-09	Softball Field Repair	\$10,000.00
04-06-08	Mower & Snow Blower for Police	\$6,000.00
03-07-05	Village Park Table & Benches	\$2,000.00
03-07-05	60HP Rubber Tire Tractor/Loader	\$35,000.00
04-09-07	Toro Lawn Mower	\$5,663.94

Section 2. pursuant to N.J.S.A.40A:2.39, it is hereby determined that \$59,970.94 of the proceeds of obligations referred to above are hereby reappropriated to provide for the Public Works 4WD Mason Dump Truck w/Plow Ordinance No. 03-08-08.

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.

TOWNSHIP COMMITTEE MEETING  
September 27, 2010

Cranbury Township Ordinance # 09-10-15  
(Continued)

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

Ordinance  
Second Reading

Cranbury Township Ordinance # 09-10-14

A motion to enter an Ordinance entitled, "AN ORDINANCE AMENDING AND REVISING CHAPTER 120 OF THE CODE OF THE TOWNSHIP OF CRANBURY, MIDDLESEX COUNTY, NEW JERSEY, ENTITLED "RECYCLING" AND ADDING A NEW CHAPTER 121, ENTITLED "CHIPPING, LEAVES AND BRUSH", was presented for second reading and final adoption. The Ordinance was published in the Cranbury Press, posted on the Township Bulletin Board and copies were available to the public. The Mayor opened the public hearing on the Ordinance. Mr. Taylor asked Police Chief Varga if he had an opportunity to speak with the West Windsor Police Department to find out whether they enforce in West Windsor Township. Chief Varga reported he had spoken with the Police Department and they do not enforce if residents place brush and chippings out way in advance of the scheduled pick-up day. Mr. Taylor asked Ms. Linda Scott if the chipping crews went out last week. Ms. Scott responded she was not sure. Mr. Richard Kallan, Wynnewood Drive, recommended several sections within the ordinance be changed to be more specific and the Township Committee unanimously agreed. Ms. Cunningham, Clerk, reported as none of these changes are substantive, the ordinance will not need to be re-introduced. Mr. Bruce MacDonald, resident from Hamilton Township, stated every time he has had a tree taken down the Township of Hamilton takes everything. Mr. MacDonald stated the Township of Cranbury seems to be "ahead of everything" and agreed with Cranbury Township's schedule policy. Mr. MacDonald suggested Cranbury "outlaw" black plastic bags so that other items do not end up in the bags that should be recycled. No one else present wished to speak, so the hearing was declared closed. On motion by Mr. Taylor, seconded by Mr. Cook, the Ordinance was adopted with by a vote:

Ayes: (Cody	
(Cook	Abstain: (None
(Stannard	Absent: (Stout
(Taylor	

Nays: (None

Mr. Cody requested Ms. Scott, Recycling Coordinator, prepare an informational sheet for the public and post it on the web site as well for the residents.

Resolutions  
Consent

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

Ayes: (Cody	
(Cook	Abstain: (None
(Stannard	Absent: (Stout
(Taylor	

TOWNSHIP COMMITTEE MEETING  
September 27, 2010

Nays: (None

Cranbury Township Resolution # R 09-10-157

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 09-10-158

TOWNSHIP OF CRANBURY  
COUNTY OF MIDDLESEX

RESOLUTION AUTHORIZING A GRANT APPLICATION TO THE "MIDDLESEX COUNTY  
SUSTAINABLE ECONOMIC GROWTH IMPROVEMENT FUND"

WHEREAS, Cranbury Township has conducted an energy audit of Township Buildings to obtain information about the necessary steps for ensuring that Township Buildings are energy efficient; and

WHEREAS, the audit has identified that a number of improvement can be made to Township Buildings; and

WHEREAS, the Township desires to address a need in 2010 for new storm windows for Town Hall; and

WHEREAS, the Township of Cranbury is applying for a grant from the Middlesex County Department of Economic Development for funding under the 2010 Sustainable Economic Growth Improvement Fund to procure and install sustainable, energy-efficient windows and related improvements to Cranbury's Town Hall; and

WHEREAS, sustainable and energy-efficient renovations for Town Hall will help to conserve energy, reduce environmental impacts, control operating costs of the building and serve as a model to other communities for other such projects;

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Cranbury, Middlesex County, New Jersey, does hereby authorize the grant application to be submitted; and

BE IT FURTHER RESOLVED, that Christine Smeltzer, Township Administrator is authorized to sign such application and that she or her successor in said title is authorized to sign the agreement, as well as any other related documents in connection therewith.

Cranbury Township Resolution # R 09-10-159

**RESOLUTION OF THE TOWNSHIP OF CRANBURY, NJ**

A RESOLUTION AUTHORIZING THE REDUCTION OF A PERFORMANCE GUARANTEE FOR  
SHAH – HOLLAND HOUSE

WHEREAS, by letter dated September 8, 2010, Kamlesh Shah has requested the reduction of their performance guarantee previously posted with the Township in accordance with Planning Board approval and

TOWNSHIP COMMITTEE MEETING  
September 27, 2010

Cranbury Township Resolution # R 09-10-159  
(Continued)

WHEREAS, the Township Engineer has, in a letter dated September 9, 2010 (attached hereto as "Exhibit A") recommended that the performance guarantee be reduced and the amount that shall be **released** is as follows :

Performance Bond	\$ 106,898.40
Cash Deposit	\$ 0.00

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

Performance Bond	\$ 0.00
Cash Deposit	\$ 35,632.80

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

1. It has reviewed, agrees with and hereby accepts all recommendations of the Township Engineer as set forth in "Exhibit A".
2. It hereby authorizes the reduction of performance guarantees set forth in the Township Engineer's letter referenced above.
3. The Township hereby accepts the public improvements, if any so designated pursuant to the Planning Board's approval.

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

- (a) Township Engineer
- (b) Township Chief Financial Officer
- (c) Kamlesh Shah
- (d) Township Attorney

Cranbury Township Resolution # R 09-10-160

**RESOLUTION OF THE TOWNSHIP OF CRANBURY, NJ**

A RESOLUTION AUTHORIZING THE REDUCTION OF A PERFORMANCE GUARANTEE FOR  
BLACK ROCK BLOCK 8 LOT 1.03

WHEREAS, by letter dated May 27, 2010, has requested the reduction of their performance guarantee previously posted with the Township in accordance with Planning Board approval and

WHEREAS, the Township Engineer has, in a letter dated September 21, 2010 (attached hereto as "Exhibit A") recommended that the performance guarantee be reduced and the amount that shall be **released** is as follows:

Performance Bond	\$ 886,801.08
Cash Deposit	\$ 98,533.40

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

Performance Bond	\$ 380,057.60
Cash Deposit	\$ 42,228.60

TOWNSHIP COMMITTEE MEETING  
September 27, 2010

Cranbury Township Resolution # R 09-10-160  
(Continued)

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

1. It has reviewed, agrees with and hereby accepts all recommendations of the Township Engineer as set forth in "Exhibit A".
2. It hereby authorizes the reduction of performance guarantees set forth in the Township Engineer's letter referenced above.
3. The Township hereby accepts the public improvements, if any so designated pursuant to the Planning Board's approval.

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

- a. Township Engineer
- b. Township Director of Finance
- c. Black Rock
- d. Township Attorney

Reports from Township Staff and Professionals

Administrator's Report

Ms. Smeltzer, reported the Township has had some complaints filed by individuals out by Station Road who are trying to turn on to Hightstown-Cranbury Station Road. They feel the corner is very dangerous (there is a little hill at the location). The Township Engineer is recommending the Township install a special sign to advise motorists to slow down (Ms. Smeltzer indicated the sign will need County approval however, the Engineer does not feel getting the County to approve it will be a problem). Ms. Smeltzer reported the sign will most likely be flashing lights.

Mr. Cook reported October 11, 2010 there will be a public meeting on the investigation of having a municipal contract for trash pickup. There will be a presentation by Mr. Cook and possibly others illustrating what the Township presently has, what the Township would like to do and what the actual costs will be. There will be a question and answer period. Residents are invited to participate by joining the "Trash AdHoc Committee".

Reports from Township Boards and Commissions

There were no reports.

Public Comment

The Mayor opened the meeting to public questions and comment. Mr. Mark Berkowsky, Cranbury Housing Associates, reminded the Township Committee the Planning Board is having a special meeting this Thursday, October 7, 2010 to review the alternate plans for the Route 130-D site. Mr. Berkowsky reported all of the neighbors have been notified. There being no further comments, the Mayor closed the public part of the meeting.

On motion by Mr. Cody, seconded by Mr. Taylor and unanimously carried, the meeting adjourned at 7:45 p.m.

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Kathleen R. Cunningham, Clerk