

TOWNSHIP COMMITTEE MEETING
April 27, 2009

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, Thomas F. Panconi, Jr., Richard Stannard, David J. Stout and Mayor Pari Stave. Also present were: Paul Adezio, Esquire, Attorney; Christine Smeltzer, Administrator and Jean Golisano, Deputy Clerk. Mayor Stave led in the salute to the flag, and Ms. Golisano 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 1, 2008 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 1, 2008.
- (3) Was filed on December 1, 2008 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.

Special Budget Township Committee Minutes of February 17, 2009

Mayor Stave reported that the minutes of the Special Budget Township Committee of February 17, 2009 had been changed to reflect that the Township Committee members discussed with Chief Kahler his request for overtime in his budget for the D.A.R.E. Program and decided to defer a decision on his request to a later date, even though the monies were in the proposed budget. On motion by Mr. Cody, seconded by Mr. Stout and unanimously carried (Messrs. Panconi and Stannard abstained because they were absent), the Special Budget Township Committee Minutes of February 17, 2009 were adopted.

Regular Committee Minutes of April 13, 2009

On motion by Mr. Stannard, seconded by Mr. Cody and unanimously carried, the Regular Committee Minutes of April 13, 2009 were adopted.

Closed Session Minutes of March 30, 2009

On motion by Mr. Cody, seconded by Mr. Stout and unanimously carried, the Closed Session Minutes of March 30, 2009 were adopted (not to be released to the public due to the confidential nature, and until such time as the issue is resolved).

Reports and Communications

--Mayor

Mayor Stave reported that a meeting will be held next week with members of the Historical Society concerning the Updike Barn, also known as the Parsonage Barn which was acquired by the Township in 2005, to follow up on discussions held during the budget meetings about the ongoing costs of housing the barn in storage. Discussions will be centered on how the Committee and the Historical Society can partner together to get the barn erected and out of storage.

--Members of Committee

No Committee Reports.

--Subcommittees

No Subcommittee Reports.

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Agenda Additions/Changes

Ms. Golisano, Deputy Clerk, announced Resolution # R 04-09-068 was being added to the Agenda. The Stony Brook Watershed Association contacted Mayor Stave requesting a member of the Township Committee attend the Association's annual meeting at which time the Association will honor Anna Drago for her volunteer services. Mayor Stave wrote a resolution to echo the Watershed honoring Anna Drago.

Mayor Stave then read the following resolution into the record. Mr. Stout reported that Ms. Drago had volunteered that weekend on the Stream Cleanup event.

Resolution

On motion offered by Mr. Stout, seconded by Mr. Stannard the following resolution was adopted by vote:

Ayes: (Cody	Abstain: (None
(Panconi	Absent: (None
(Stannard	
(Stave	
(Stout	

Nays: (None

Cranbury Township Resolution # R 04-09-068

WHEREAS, at its Annual Meeting, on April 27, 2009, the Stony Brook-Millstone Watershed Association (the Watershed) honored long-time Cranbury resident, Anna Drago, with its Volunteer Service Award; and,

WHEREAS, that distinction recognizes volunteers who have gone above and beyond the call of duty in commitment, time, energy and service to the organization; and,

WHEREAS, Anna Drago has been a supporter and volunteer for the Watershed since 1989, monitoring the health of our water as a StreamWatch volunteer for more than a decade and becoming a River-Friendly Resident; and,

WHEREAS, Anna Drago is currently a member of the Watershed Advisory Board, has served two three-year terms on the Board of Trustees and co-chaired the Watershed Association's largest fundraising event of the year - the Watershed FEST - multiple times; and,

WHEREAS, Anna Drago has also served on the Environmental Commission of the Township of Cranbury, from 2003 to 2005, acting as an important ambassador between the Township and the Watershed Association, and introducing Project Turtle to Cranbury,

NOW, THEREFORE, be it resolved by the Township Committee of the Township of Cranbury, that we echo the Watershed in acknowledging and thanking Anna Drago, one of Cranbury's notable volunteers, for her commitment to fostering communication, education and research about the environment, and for reaching out to serve as a vital link between her community and wider efforts to safeguard and protect our stream corridors.

Ordinance

Second Reading

Cranbury Township Ordinance 03-09-06

A motion to enter an Ordinance entitled, "Cranbury Township Ordinance 03-09-06, AN ORDINANCE OF THE TOWNSHIP OF CRANBURY AMENDING "AN ORDINANCE FIXING THE

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Cranbury Township Ordinance 04-09-06
(Continued)

SALARIES, WAGES AND BENEFITS FOR VARIOUS OFFICIALS AND EMPLOYEES OF THE TOWNSHIP OF CRANBURY PROVIDING FOR THE MANNER OF PAYMENT THEREOF, AND RATIFYING SALARIES AND PAYMENTS TO EMPLOYEES AND OFFICIALS PREVIOUSLY PAID", 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. The Mayor asked for any comments from the Committee, and Mr. Cody clarified that the health benefits would be discussed at a later date. No one else present wished to speak, so the hearing was declared closed.

On a motion by Mr. Stannard, seconded by Mr. Panconi, the Ordinance was adopted by a vote:

Ayes: (Cody	
(Panconi	Abstain: (None
(Stannard	Absent: (None
(Stave	
(Stout	

Nays: (None

Ordinance
Second Reading

Cranbury Township Ordinance 04-09-07

A motion to enter an Ordinance entitled, "Cranbury Township Ordinance Ordinance 04-09-07, A BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS OF THE TOWNSHIP OF CRANBURY, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$142,000 THEREFORE AND AUTHORIZING THE ISSUANCE OF \$134,900 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF", was presented for second reading and final adoption. The Ordinance was published in the Cranbury Press, posted on the Township Bulletin Board and copies were available to the public. The Mayor opened the public hearing on the Ordinance. Mayor Stave then asked if there were questions or discussion from the Committee. Mr. Cody stated he was happy with the Ordinance, but asked for clarification about the acquisition of closed circuit TV cameras for police vehicles. Mayor Stave replied that the item could be in the capital ordinance. Mr. Cody wanted to be sure we were not purchasing the cameras and also inquired about the police replacing the digital camera without first obtaining a state bid. Mr. Cody also inquired about connections to sewers and drains estimated at \$27,000, however, \$40,000 had been set aside. Mr. Cody voiced his hope that we would not need to spend the total \$40,000. Mayor Stave said the Township Committee is looking for Ms. Smeltzer's help in keeping the engineering costs down. Mr. Cody stated that \$10,000 sounded excessive for funding for the engineer. Mr. Stout responded we still have to meet State and County requirements because we are changing our permits. There is a lot of paperwork that needs to be filed with both the State and County, which is what drives the costs up and also because this is a new hookup. A question that was posed to the Township Committee was if we could take advantage of Plainsboro's system. Mayor Stave reported that we were not the first to think of this, and the line is so long that it is not practical for Cranbury to participate. No one else present wished to speak, so the hearing was declared closed. Mayor Stave then requested a motion to adopt the ordinance.

On a motion by Mr. Stannard, seconded by Mr. Panconi, the Ordinance was adopted by a unanimous vote:

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Cranbury Township Ordinance 04-09-07
(Continued)

Ayes: (Cody
(Panconi
(Stannard
(Stave
(Stout

Abstain: (None
Absent: (None

Nays: (None

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

Section 1. The several improvements described in Section 3 of this bond ordinance is hereby authorized to be undertaken by the Township of Cranbury, in the County of Middlesex, New Jersey (the "Township") as a general improvement. For the several improvements or purposes described in Section 3, there is hereby appropriated the sum of \$142,000, including the sum of \$7,100 as the down payment required by the Local Bond Law. The down payment is now available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount of \$134,900 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each improvement and the appropriation therefore, the estimated maximum amount of the bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

<u>Purpose</u>	<u>Appropriation And Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds or Notes</u>	<u>Period of Usefulness</u>
a) Replacement of pistols years	\$3,600	\$3,420	15
b) Acquisition of digital mobile video recorder and server	\$23,000	\$21,850	5 years
c) Acquisition of monadnock training suit	\$1,600	\$1,520	5 years
d) Public Works generator years	\$9,300	\$8,835	15

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Cranbury Township Ordinance 04-09-07
(Continued)

<u>Purpose</u>	<u>Appropriation And Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds or Notes</u>	<u>Period of Usefulness</u>
e) Acquisition of hybrid SUV for Police	\$33,000	\$31,350	5 years
f) Sanitary sewer cctv system	\$7,000	\$6,650	10 years
g) Acquisition of toro lawn mower	\$23,000	\$21,850	15 years
h) Acquisition of Backup computers	\$1,500	\$1,425	7 years
i) Equipment Vehicle Washing and Compliance	\$40,000	\$38,000	40 years

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

Section 5. The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not a current expense. They are all improvements or purposes that the Township may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this ordinance, is 13 years.

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Cranbury Township Ordinance 04-09-07
(Continued)

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$134,900, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$14,200 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

Section 7. Any grant moneys received for the purpose described in Section 3 hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

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

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

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

Resolution

On motion offered by Mr. Stannard, seconded by Mr. Stout, the following resolution was adopted by vote:

Ayes: (Cody	
(Panconi	Abstain: (None
(Stannard	Absent: (None
(Stave	
(Stout	

Nays: (None

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Cranbury Township Resolution # R 04-09-057

TOWNSHIP OF CRANBURY
MIDDLESEX COUNTY, NEW JERSEY

A RESOLUTION AWARDING PROFESSIONAL SERVICES AGREEMENTS

WHEREAS, the Township wishes to hire the following firm to provide professional services to the Township during the calendar year 2009 as follows:

- a). Phillips Preiss Shapiro Associates, Inc. – Richard Preiss

WHEREAS, the costs for the services to be provided by the Professional are set forth in their respective proposals submitted to the Township, which are 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 Professionals have 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 these contracts without public bidding on the basis that they are professional services agreements; and

WHEREAS, the Cranbury Township Chief Financial Officer has certified that sufficient funds are available for these purposes and that the value of each Agreement will exceed \$17,500.00;

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 firms to provide professional services to the Township during the calendar year 2009:
 - a). Phillips Preiss Shapiro Associates, Inc. – Richard Preiss
2. The Mayor and Clerk are hereby authorized and directed to enter into a professional Services Agreements 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.* These contracts are being awarded without competitive bidding as Professional Services Agreements under the provisions of the aforementioned law because a service will be rendered or performed by a person or persons by law to practice recognized professions 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.

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Cranbury Township Resolution # R 04-09-067

A RESOLUTION GRANTING PERMISSION TO OPTIMUM LIGHTPATH, LLC TO CONSTRUCT, INSTALL, OPERATE AND/OR MAINTAIN A FIBER OPTICS TELECOMMUNICATIONS SYSTEM IN THE TOWNSHIP'S RIGHT-OF-WAY, AND AUTHORIZING THE EXECUTION OF AN AGREEMENT TO ALLOW SAME.

Mr. Stout reported that he had concerns on this resolution; namely, Mr. Kallan brought to his attention before the meeting that there was no routing plan listed. Right-of-ways could be anywhere. Township Attorney Adezio distributed a memo and map to the Township Committee for review. However, Mr. Adezio suggested if there were other questions or concerns, it would be best to have an Optimum Lightpath representative present to answer the Committee's questions. Mayor Stave agreed. Mr. Stout voiced that his other concern was about damages to structures, like trees or other items that might be in the way of the right-of-way. His concern is that the word "damages" is not defined. While not opposed to fiber optics, Mr. Stout stated the Committee feels more information is needed to protect the Township. Also, Mr. Stout stated that the term of the agreement is very long, citing the ten-year term with automatically the potential of two additional ten-year terms. Mr. Cody asked if this would be competition to cable television. Ms. Smeltzer reported that a lot of companies are utilizing the lines that are available. Ms. Smeltzer reported that one of the stipulations we require is that Optimum must provide the route they will be using. After reviewing the map, it seems the main focus of the work would be on Dey Road. Mayor Stave stated that it seemed the Committee needs to learn more before proceeding. Mr. Stout recognized Mr. Adezio's suggestion of having an Optimum representative come in to answer questions. In the past the Committee has had New Jersey American Water attend Township Committee meetings to make presentations to the public and answer questions. Mr. Stout offered his opinion that in the world we live in, it is important that our residents know what work is being done. Mr. Cody questioned whether an adequate amount was set aside to cover any expenses resulting from the construction. Mr. Stout reported that Optimum will be required to pay for police for traffic control in the event any roads will need to be closed. Mr. Stannard mentioned that it will be interesting to see if the fiber optics that Optimum installs could also be used by their competition or if new wires would have to be installed by new companies in the future. Mayor Stave questioned if Optimum has a right to do this construction. Mr. Adezio replied that when a telecommunications company receives approval from Public Utilities to run telecommunications wire, they automatically have the ability to use a municipality's right-of-way and tend to string along existing utility lines instead of digging. Mr. Stout pointed out his concern that Optimum possibly would be trimming trees and reminded the Committee how upset residents were after PSEG trimmed trees. The agreement addresses facilities, but does not address trees. Mayor Stave agreed on asking Optimum to come in. Mr. Adezio will reach out to Optimum concerning their availability and will advise Christine Smeltzer, Township Administrator and Kathleen Cunningham, Municipal Clerk so a meeting can be set up.

Resolutions
Consent Agenda

On motion offered by Mr. Stannard, seconded by Mr. Cody, the following resolutions were unanimously adopted by vote:

Ayes: (Cody	
(Panconi	Abstain: (None
(Stannard	Absent: (None
(Stave	
(Stout	

Nays: (None

TOWNSHIP COMMITTEE MEETING
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Cranbury Township Resolution # R 04-09-058

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 04-09-059

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Cranbury that the following salaries, wages and fees shall be paid to the various Township Officials and employees of the Township of Cranbury effective April 1, 2009 unless otherwise noted:

<u>POSITION</u>		<u>SALARY OR HOURLY RATE</u>
Mayor	\$	7,436.52
Township Committee	\$	5,949.58
Township Administrator/CFO	\$	113,456.70
Township Clerk/Registrar	\$	77,428.52
Tax Assessor	\$	51,371.83
Tax Collector - Hourly		\$30.00 per hour
Tax Collector - Salary (effective January Only)	\$	7,578.89
Chief of Police***	\$	118,149.60
Retired Chief of Police - Sick and Vacation Pay	\$	27,900.00
Zoning Officer/Director of Fields	\$	9,089.08
Clock Winder*	\$	100.00
Construction Official/Building Inspector	\$	77,526.69
Building Sub-Code/Building/Fire Inspector	\$	74,094.94
Building Inspector	\$	32,578.78
Plumbing Inspector	\$	30,299.42
Electrical Inspector/Asst Fire Inspector	\$	40,498.86
Fire Sub-code Official	\$	6,451.90
Fire Official	\$	23,364.99
Assistant Fire Official		\$18.00 per hour
Director of Recreation	\$	12,686.70
Summer Recreation Supervisor**		PER MEMO
Summer Programs Employees**		PER MEMO
Summer Program Director		PER MEMO
Assistant Administrator/Director of Finance/Treasurer		\$50.75 per hour
Deputy Treasurer/Payroll Clerk/Tax Clerk		\$22.16 per hour
Accounts Payable Clerk/Sewer Collector		\$23.30 per hour
Assistant to the Assessor/Payroll Supervisor		\$26.11 per hour
Technical Assistant/Alternate Deputy Registrar		\$23.04 per hour
Deputy Clerk		\$23.43 per hour
Planning Admin Officer/Info Systems Coordinator		\$27.65 per hour

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Public Works Admin Asst/Recycling Coordinator	\$23.06 per hour
Police Secretary	\$22.63 per hour
School Crossing Guards**	PER MEMO
Public Works Manager/Small Animal Control Officer	\$30.33 per hour
Heavy Equipment Operator/Acting Foreman	\$24.42 per hour
Sewer Superintendent	\$ 7,488.00
Public Works Employees **	PER MEMO
Public Work Employee	\$21.10 per hour
Public Work Employee	\$21.00 per hour
Public Work Employee	\$21.20 per hour
Part-Time Help *	\$18.94 per hour
Temporary Help *	\$20.00 per hour
Board Secretary*	\$20.50 per hour
Emergency Services Incentive-First Aid Responder	\$1.00 per hour
Emergency Services Incentive-Fire Responder	\$1.00 per hour

* Set by memo of the Administrator

** Set by memo of the Department head with approval of the Administrator

*** Will be amended once the Police Contract is settled

Cranbury Township Resolution # R 04-09-060

RESOLUTION PROVIDING FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE IN THE
MUNICIPAL BUDGET OF THE TOWNSHIP OF CRANBURY PURSUANT TO N.J.S.A. 40A:4-87
(CHAPTER 159, P.L. 1948)

WHEREAS, N.J.S.A. 40A: 4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any County or Municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of an item of appropriation for equal amount,

Section 1

NOW, THEREFORE, BE IT RESOLVED that the Township Committee hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2009 in the sum of \$6,318.34 which item is now available as a revenue from State of New Jersey pursuant to the provision of statute, and

Section 2

BE IT FURTHER RESOLVED that a like sum of \$6,318.34 is hereby appropriated under the caption Clean Communities.

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Cranbury Township Resolution # R 04-09-060
(Continued)

Section 3

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

- (a) Director of the Division of Local Government Services
- (b) Township Auditor
- (c) Director of Finance

Cranbury Township Resolution # R 04-09-061

RESOLUTION PROVIDING FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE IN THE
MUNICIPAL BUDGET OF THE TOWNSHIP OF CRANBURY PURSUANT TO N.J.S.A. 40A:4-87
(CHAPTER 159, P.L. 1948)

WHEREAS, N.J.S.A. 40A: 4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any County or Municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of an item of appropriation for equal amount,

Section 1

NOW, THEREFORE, BE IT RESOLVED that the Township Committee hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2009 in the sum of \$168.75 which item is now available as a revenue from the US Department of Agriculture pursuant to the provision of statute, and

Section 2

BE IT FURTHER RESOLVED that a like sum of \$168.75 is hereby appropriated under the caption Natural Resources Conservation Service (NCSR).

Section 3

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

- (a) Director of the Division of Local Government Services
- (b) Township Auditor
- (c) Director of Finance

Cranbury Township Resolution # R 04-09-062

A RESOLUTION AUTHORIZING YARD WASTE RECYCLING AND MARKETING SERVICES
AGREEMENT WITH MIDDLESEX COUNTY IMPROVEMENT AUTHORITY.

WHEREAS, it s in the best interests of Cranbury Township to enter into a yard waste recycling and marketing agreement with Middlesex County Improvement Authority from April 27, 2009 through March 31, 2011; and

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Cranbury Township Resolution # R 04-09-062
(Continued)

WHEREAS, said agreement has been reviewed and recommended by Recycling Coordinator, Linda S. Scott;

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Cranbury hereby authorizes the Mayor and Township Clerk to execute the yard waste recycling and marketing agreement which is attached hereto and made a part hereof.

Cranbury Township Resolution # R 04-09-063

WHEREAS, the Township has followed best management practices by obtaining proposals for quarterly inspections and calibrations of equipment in Cranbury Township's sewer pump stations; and

WHEREAS, the Township has also requested services for equipment repair or installation if the need for should arise: and

WHEREAS, in accordance with New Jersey law, the Township of Cranbury has followed a "Non Fair and Open" process, in connection with the awarding of this Contract; and

WHEREAS, TJM Controls has completed and filed with the Township a Campaign Contributions Affidavit as required by N.J.S.A. 19:44A-20.2 et seq. certifying that TJM Controls has not made any prohibited contributions to a candidate committee or municipal committee representing the elected officials of the Township/ of Cranbury; and

WHEREAS, the Township is awarding said Contract for the above-specified services, without competitive bidding as permitted by N.J.S.A. 40A:11-1, et seq. (N.J.S.A. 40A: 11-5(3)) to TJM Controls, Inc. of Edison, New Jersey; and

WHEREAS, the term of the Contract will be from April 27, 2009 through April 26, 2011; and

WHEREAS, the Chief Financial Officer has certified funds are available;

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Cranbury that the Mayor and Clerk are hereby authorized to execute said Contract; and

BE IT FURTHER RESOLVED, a duly authenticated copy of this Resolution be transmitted to TJM Controls, Inc.

Cranbury Township Resolution # R 04-09-064

RESOLUTION OF THE TOWNSHIP OF CRANBURY, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, PROVIDING FOR HMO PREMIUM SHARING

WHEREAS, the Township of Cranbury has stated in the Employee Personnel Policy Manual and Police Contract that an employee covered by an HMO shall contribute the amount of the premium that exceeds the amount paid for coverage under the standard plan provided by the Township;

WHEREAS, the Township has determined that in 2009 the HMO premium exceeds the NJ Direct 10 premium;

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Cranbury Township Resolution # R 04-09-064
(Continued)

NOW THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CRANBURY, IN THE COUNTY OF MIDDLESEX, that effective immediately the Township will be collecting from those employees who elect to participate in an HMO the difference between the HMO premium and the standard premium.

Cranbury Township Resolution # R 04-09-065

A RESOLUTION AUTHORIZING THE RELEASE OF A PERFORMANCE GUARANTEE FOR AMERICAN PROPERTIES

WHEREAS, by letter dated April 15, 2009, American Properties has requested the release 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 April 20, 2009 (attached hereto as "Exhibit A") recommended that the following performance guarantee be released:

Performance Bond	\$ 110,705.29
Cash	\$ 12,300.59

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

It has reviewed, agrees with and hereby accepts all recommendations of the Township Engineer as set forth in "Exhibit A".

1. It hereby authorizes the release of performance guarantees set forth in the Township Engineer's letter referenced above.
2. 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) Director of Finance
- (c) Franczak, Diane – American Properties
- (d) Township Attorney

Cranbury Township Resolution # R 04-09-066

A RESOLUTION OF THE TOWNSHIP OF CRANBURY
IN MIDDLESEX COUNTY, NEW JERSEY

RESOLUTION AWARDING FARM SERVICES AGREEMENT FOR THE 2009 GROWING
SEASON FOR THE UPDIKE AGRICULTURAL LOT

WHEREAS, the Township of Cranbury in the County of Middlesex, State of New Jersey recently accepted the dedication of a ±32.668-acre parcel designated as Block 21, Lot 4 on the Cranbury Township Tax Maps, located on Cranbury Neck Road and Old Trenton Road, adjacent to the Liedtke Drive residential development ("Updike" or "Updike Agricultural Lot"); and

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(Continued)

WHEREAS, the Township seeks to procure services for the 2009 growing season that will enable the Township to maintain the farmed portions of this property as productive agricultural land; and

WHEREAS, Donald Patterson of Patterson Farms has farmed the property in the past and the Township seeks to retain his farming services during the 2009 growing season; and

WHEREAS, the Township seeks to compensate Patterson for his services in kind by allowing him to retain any profit realized from the sale of his crops, the value of which will not exceed \$21,000.00; and

WHEREAS, because this contract amount does not exceed the bid threshold, this contract award is exempt from public bidding pursuant to N.J.S.A. 40A:11-3a. and 40A:11-6.1a.; and

WHEREAS, the Township has not solicited other quotes for the provision of these services because it was not practicable to do so;

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 an agreement with Donald C. Patterson of Patterson Farms for the provision of farming services to the Township at the Updike Agricultural Lot situated in the Township of Cranbury and designated as Block 21, Lot 4 on the Township's tax map, the form and substance of which shall have previously been approved by the Township Attorney.
2. The contract term shall terminate on December 31, 2009.
3. Patterson shall be paid for services in kind, the value of which will not exceed \$21,000.00.
4. The Township Administrator, Clerk, Attorney and other appropriate staff and officials are hereby authorized and directed to undertake any and all other acts as may be proper and necessary to effectuate the terms of this resolution.

Reports from Township Staff and Professionals

Christine Smeltzer, Administrator reported that there was a water issue along Old Trenton Road. The Township was able to identify the owner who was experiencing the water leak and the homeowner will now deal with the water problem.

Mayor Stave reported that she had received an e-mail from Attorney Trishka Waterbury a few weeks ago concerning not receiving any communication back from Mr. Joseph Stasi's attorney about the Holland House water access. Mayor Stave requested a status. Mr. Cody reported that he had received a message when he was away on vacation, and upon his return learned the issue was resolved when he called back. Mayor Stave requested a report on this so the issued can be closed.

Reports from Township Boards and Commissions

There were no reports from Township Boards or Commissions.

Updates on Township Projects

Christine Smeltzer, Administrator reported there were no updates at this time.

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Public Comment

There was no public comment.

Mayor's Notes

Mayor Stave reported that she learned today that Patina Home on North Main Street is closing. Mayor Stave reported that Charmed by Claire will be moving into that space. Mayor Stave asked the Committee what they could do to help local businesses. She proposed asking local business owners to come in to discuss and brainstorm with the public to see what can be done to help. Mr. Stannard is the liaison to the Business Association, and he said he would reach out to Joann Meehan, the President. Mr. Stout recommended focusing on the vitality of the businesses and how to help them once they have been started, not discussion about the planning process. Mayor Stave pointed out that the business owners may not want to come, but Mr. Stannard pointed out that perhaps they would want to and bring along other members as well. The Township Committee members stated they would welcome feedback and suggestions.

On motion by Mr. Stannard, seconded by Mr. Panconi and unanimously carried, the meeting was adjourned at 7:30 p.m.

Jean-Marie Golisano
Deputy Clerk