

TOWNSHIP COMMITTEE MEETING  
FEBRUARY 25, 2008

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: Thomas F. Panconi, Jr., Richard Stannard, Pari Stave, Wayne Wittman and Mayor David J. Stout. Also present was: Trishka Waterbury, Esquire, Attorney, Christine Smeltzer, Administrator and Kathleen R. Cunningham, Clerk. Mayor Stout 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, 2007 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, 2007.
- (3) Was filed on December 3, 2007 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.

Regular Township Committee Minutes of January 28, 2008

On motion by Ms. Stave, seconded by Mr. Stannard and unanimously carried (with Mr. Panconi abstaining), the Regular Township Committee Minutes of January 28, 2008 were adopted.

Regular Township Committee Minutes of February 11, 2008

On motion by Ms. Stave, seconded by Mr. Wittman and unanimously carried, the Regular Township Committee Minutes of February 11, 2008 were adopted.

Reports and Communications

--Mayor

Mayor Stout thanked the Township's Public Works Department, Police Department and C.E.R.T. for keeping the streets safe during the snow storm last week. Mayor Stout reported he had been in communication several times with the New Jersey Department of Transportation regarding a recommendation recently made by the North Jersey Transportation Planning Authority (NJTPA) to locate a truck rest area at the Molly Pitcher Rest Stop on the New Jersey Turnpike in Cranbury Township and will keep everyone informed as he gets more information on the proposal.

--Members of Committee

Mr. Panconi reported he had his January meeting with the Fire Company. There had been a total of 17 calls; nine (9) were from 6:00 a.m. – 6:00 p.m., eight (8) from 6:00 p.m. – 6:00 a.m. and six (6) calls between 7:00 a.m. – 3:00 p.m. The Public Works employees had responded to all of the calls. Of the calls; nine (9) were of the automatic alarm type and eight (8) had been false alarms. Mr. Panconi also reported the Annual Dinner will be held on Saturday, March 8, 2008 and mentioned that other members of the Township Committee are invited to attend.

--Subcommittees

Mr. Stannard reported that earlier in the evening, the COAH subcommittee had met to discuss the upcoming new COAH rules and, until those rules are adopted by the State, the Township is in a "flux" until it gets more details on those rules. Mr. Stannard stated the Township is in the

Reports and Communications (Continued)

--Subcommittees (cont'd)

Mr. Stannard – COAH subcommittee (cont'd)

process of preparing the Township's remarks concerning the proposed rules to be submitted by the March deadline to COAH.

Agenda Additions/Changes

Mayor Stout stated there would be an addition of a resolution (# R 02-08-045) to amend the Township's Temporary Budget, due to the scheduling of the introduction and adoption of the Budget this year.

Ms. Cunningham, Clerk, announced under item "d)." Cranbury Township Resolution # R 02-08-042, the description on the Agenda should read as follows: Resolution dedicating grant monies from the Community Development Block Grant (CDBG) be used to defray architectural construction drawings and engineering fees for the Route 130-D site" and indicated the Resolution itself is correct.

Ordinances

First Reading

Cranbury Township Ordinance # 02-08-06

An Ordinance entitled, "CRANBURY TOWNSHIP ORDINANCE # 02-08-06, AN ORDINANCE OF THE TOWNSHIP OF CRANBURY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY REGARDING LEGALIZED GAMES OF CHANCE AND AMENDING ARTICLE I, ENTITLED "RAFFLES AND BINGO," OF CHAPTER 99 OF THE CODE OF THE TOWNSHIP OF CRANBURY", was introduced for first reading. On motion by Mr. Panconi, seconded by Mr. Wittman, the Ordinance was passed on first reading by vote:

Ayes: (Panconi  
(Stannard  
(Stave  
(Stout  
(Wittman

Abstain: (None  
Absent: (None

Nays: (None

Public Hearing: March 10, 2008

**TOWNSHIP OF CRANBURY  
COUNTY OF MIDDLESEX, STATE OF NEW JERSEY**

WHEREAS, the Township of Cranbury allows legalized games of chance known as raffles and bingo to be conducted within the Township; and

WHEREAS, pursuant to State law, an application for a raffle or bingo license must be reviewed and approved by the Township Committee; and

WHEREAS, the New Jersey Administrative Code, N.J.A.C. 13:47-1.1 *et seq.*, allows a municipal governing body by ordinance to delegate to an individual its authority to approve the granting of raffle and bingo licenses; and

WHEREAS, in order to expedite the process of approving or denying applications for raffle and bingo licenses and to avoid unnecessary delay or expense, the Township Committee of

Cranbury Township Ordinance # 02-08-06

(Continued)

the Township of Cranbury wishes to delegate to the Township Clerk the authority to review and approve or deny applications for raffle and bingo licenses; and

WHEREAS, the Township Committee also wishes to update other Township requirements pertaining to the issuance of raffle and bingo licenses;

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

1. **Section 1. Article I, "Raffles and Bingo", of Chapter 99, "Licensing" Amended.** Article I, entitled "Raffles and Bingo", of Chapter 99 of the "Code of the Township of Cranbury" ("Code"), entitled "Licensing", is hereby deleted in its entirety and replaced with new Article I, "Raffles and Bingo", in Chapter 99, which shall read as follows:

## ARTICLE I

### Raffles and Bingo

#### **§ 99-1. Statutory authority.**

As provided for by the Bingo Licensing Law, N.J.S.A. 5:8-24 *et seq.* and the Raffles Licensing Law, N.J.S.A. 5:8-50 *et seq.*, qualifying organizations may conduct games of chance known as bingo and raffles within the Township of Cranbury.

#### **§ 99-2. License required.**

No qualifying organization shall conduct a bingo or raffle within the Township without first having secured a license therefor pursuant to State law.

#### **§ 99-3. Issuing authority defined.**

Pursuant to N.J.A.C. 13:47-1.1, the Township Clerk is hereby designated as the issuing authority responsible for approving bingo and raffle licenses in the Township of Cranbury.

#### **§ 99-4. Application.**

All applications for bingo or raffle licenses must be filed with the Township Clerk, together with a processing fee of five dollars (\$5.00) per application and written evidence of compliance with all applicable provisions of N.J.S.A. 5:8-24 *et seq.* and N.J.S.A. 5:8-50 *et seq.* pertaining to qualifications, applications, regulations and licensing.

#### **§ 99-5. Days of operation.**

A bingo or raffle license may be issued for any day of the year without limitation as provided for by N.J.S.A. 5:8-31 and N.J.S.A. 5:8-58.

#### **§ 99-6. Suspension or revocation of license.**

Pursuant to N.J.S.A. 5:8-30 and N.J.S.A. 5:8-57, and in accordance with the requirements set forth therein, the Township Committee may, after a public hearing thereon, suspend or revoke any issued bingo or raffle license for any violation of this Article or State law, and may suspend the operation of a bingo or raffle pending said public hearing, which hearing shall be held no later than five (5) days following said suspension of operation.

2. **Section 2. Repealer.** All ordinances or resolutions or parts thereof inconsistent with this Ordinance are hereby repealed.

(Continued)

3. **Section 3. Severability.** If any section, subsection, paragraph, clause or provision of this Ordinance is adjudged by the courts to be invalid, such adjudication shall apply

only to the section, subsection, paragraph, clause or provision so adjudged, and the remainder of this Ordinance shall remain valid and effective.

4. **Section 4. Effective Date.** This Ordinance shall take effect immediately upon its passage and publication, as provided for by law.

Ordinance  
First Reading

Cranbury Township Ordinance # 02-08-07

A motion to enter an Ordinance entitled, "CRANBURY TOWNSHIP ORDINANCE # 02-08-07, AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14) FOR CALENDAR YEAR 2008", was introduced for first reading. Mayor Stout stated the purpose of the Ordinance was to provide a finance tool for good fiscal management, i.e. allowing the Township to "bank" \$63,000, or approximately 1/3 of the Township's revenue collected on its tax rate. On motion by Ms. Stave, seconded by Mr. Wittman, the Ordinance was adopted by a vote:

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

Nays: (None

**CALENDAR YEAR 2008  
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS  
AND TO ESTABLISH A CAP BANK  
(N.J.S.A. 40A: 4-45.14)**

**WHEREAS**, the Local Government Cap Law, N.J.S.A. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

**WHEREAS**, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

**WHEREAS**, the governing body of the Township of Cranbury in the County of Middlesex finds it advisable and necessary to increase its CY 2008 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

**WHEREAS**, the governing body hereby determines that a 1 % increase in the budget for said year, amounting to \$63,910.45 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

Cranbury Township Ordinance # 02-08-07  
(Continued)

**WHEREAS** the governing body hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

**NOW THEREFORE BE IT ORDAINED**, by the governing body of the Township of Cranbury, in the County of Middlesex, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2008 budget year, the final appropriations of the Township of Cranbury shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 1 %, amounting to \$63,910.45, and that the CY 2008 municipal budget for the Township of Cranbury be approved and adopted in accordance with this ordinance; and,

**BE IT FURTHER ORDAINED**, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Ordinance

Second Reading

Cranbury Township Ordinance # 02-08-05

A motion to enter an Ordinance entitled, "CRANBURY TOWNSHIP ORDINANCE # 02-08-05, A REFUNDING BOND ORDINANCE OF THE TOWNSHIP OF CRANBURY, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, PROVIDING FOR THE REFUNDING OF ALL OR A PORTION OF GENERAL IMPROVEMENT BONDS, SERIES 1998 AND GENERAL IMPROVEMENT BONDS, SERIES 2002, APPROPRIATING \$10,750,000 THEREFOR AND AUTHORIZING THE ISSUANCE BY THE TOWNSHIP OF ONE OR MORE SERIES OF REFUNDING BONDS IN THE AGGREGATE PRINCIPAL AMOUNT OF NOT EXCEEDING \$10,750,000 FOR FINANCING THE COST THEREOF", was presented for second reading and final adoption. The Ordinance was published in the Cranbury Press, posted on the Township Bulletin Board and copies were available to the public. Mayor Stout stated the Ordinance gives the Township the ability to save money by being able to take advantage of the lower interest rates on some of its older bonds. The Mayor opened the public hearing on the Ordinance. No one else present wished to speak, so the hearing was declared closed. On motion by Ms. Stave, seconded by Mr. Stannard, the Ordinance was adopted by a vote:

Ayes: (Panconi  
(Stannard  
(Stave  
(Stout  
(Wittman

Abstain: (None  
Absent: (None

Nays: (None

**BE IT ORDAINED BY THE TOWNSHIP COUNCIL 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 Township of Cranbury in the County of Middlesex, New Jersey (the "Township") is hereby authorized to:

Cranbury Township Ordinance # 02-08-05  
(Continued)

- (i) currently refund all or a portion of the \$1,756,000 outstanding principal amount of its General Improvement Bonds, Series 1998 (the "1998 Bonds"), originally
- (ii) issued in the principal amount of \$2,756,000, dated June 15, 1998, which amount matures on June 15 in the years 2008 through 2018, inclusive (the "1998 Refunded Bonds") and which are subject to redemption on or after June 15, 2008 at the option of the Township at a redemption price of 100% of the principal amount of the 1998 Refunded Bonds to be redeemed; and

(ii) advance refund all or a portion of the \$7,826,000 outstanding principal amount of its General Improvement Bonds, Series 2002 (the "2002 General Improvement Bonds") originally issued in the principal amount of \$10,526,000, dated December 1, 2002, which amount matures on December 1 in the years 2010 through 2022, inclusive (the "2002 Refunded Bonds" and, together with the 1998 Refunded Bonds, the "Refunded Bonds") and which are subject to redemption on or after December 1, 2009 at the option of the Township at a redemption price of 101.0% of the principal amount of the 2002 Refunded Bonds to be redeemed.

Section 2. In order to finance the cost of the purpose described in Section 1 hereof and the costs of issuance associated therewith, negotiable refunding bonds are hereby authorized to be issued in one or more series in the aggregate principal amount not exceeding \$10,750,000 (the "Refunding Bonds") pursuant to the Local Bond Law of the State of New Jersey.

Section 3. An aggregate amount not exceeding \$200,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-51(b) has been included in the aggregate principal amount of Refunding Bonds authorized herein.

Section 4. The Township desires to provide for all or a portion of the principal amount of the Refunded Bonds outstanding and the interest and redemption premium, if any, thereon in order to provide for savings in debt service as a result of lower interest rates in the bond markets.

Section 5. 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 is increased by the authorization of the Refunding Bonds provided in this refunding bond ordinance by \$10,750,000, and that an amount representing the principal amount of the Refunded Bonds will be deductible from gross debt. The obligations authorized herein will be within all debt limitations prescribed by that law.

Section 6. A certified copy of this refunding bond ordinance as adopted on first reading has been filed with the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey prior to final adoption.

Section 7. This refunding bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law, provided that the consent of the Local Finance Board has been endorsed upon a certified copy of this ordinance as finally adopted.

### **2008 BUDGET INTRODUCTION**

Mayor Stout thanked everyone and the public who had attended the Budget Meetings and worked hard to get the Budget assembled for introduction and stated that on March 24, 2008 the Public Hearing will be held on the proposed 2008 Budget and will welcome again input from the public.

### **2008 BUDGET INTRODUCTION**

**(Continued)**

Mayor Stout reported after more than twelve hours of open public meetings, the Township Committee proposes a municipal budget of approximately 12.4 million dollars. This is a 1.35%

increase over the 12.2 million dollar budget in 2007, for approximately a \$166,000 increase. One cent in the property tax raises approximately \$185,000 in tax revenue. Mayor Stout stated this year the Township will need a three-cent increase in taxes to achieve the Budget. The cause of the difference is due to statutory mandated increases such as Public Library Funding (\$65,000) and there had been a decrease in revenue anticipated of approximately \$500,000 from the previous year (sources other than taxes). Mayor Stout also stated, exercising sound fiscal management the Township wants to keep up the same level as in the past of paying down debt and will be paying down approximately several million dollars in 2008. Overall the Township's tax rate will increase from .35/\$100 of assessed value to .38/\$100 of assessed value. The increase is approximately a \$202.00 increase to someone who has an assessment of \$673,000 on their home. Mayor Stout reported the Chief Financial Officer, Ms. Marabello will report further at the Public Hearing on March 24, 2008.

### **Cranbury Township Resolution # R 02-08-037**

#### **Budget Introduction**

#### **2008 MUNICIPAL BUDGET**

of the Township of Cranbury, county of Middlesex for the fiscal year 2008.

#### **Revenue and Appropriation Summaries**

<u>Summary of Revenues</u>	<u>Anticipated 2008</u>	<u>2007</u>
1. Surplus	\$1,543,326.00	\$1,227,859.00
2. Total Miscellaneous Revenues	\$3,829,822.75	\$4,421,874.09
3. Receipts from Delinquent Taxes	\$155,000.00	\$107,000.00
4. a) Local Tax for Municipal Purposes	\$6,878,182.07	\$6,483,164.24
b) Addition to Local District School Tax		
 Total Amt to be Raised by Taxes for Mun Budget	 \$6,878,182.07	 \$6,483,164.24
 Total General Revenues	 \$12,406,330.82	 \$12,239,897.33
<u>Summary of Appropriations</u>	<u>2008 Budget</u>	<u>2007 Budget</u>
1. Operating Expenses: S&W	\$3,162,922.00	\$2,950,764.34
Other Expenses	\$4,957,008.32	\$4,521,895.20
2. Deferred Charges & Other Appropriations	\$597,560.00	\$433,636.10
3. Capital Improvements	\$60,000.00	\$60,000.00
4. Debt Service (include for School Purposes)	\$3,428,840.50	\$4,023,463.04
5. Reserve for Uncollected Taxes	\$200,000.00	\$250,000.00
 Total General Appropriations	 \$12,406,330.82	 \$12,239,897.33
 Total Number of Employees	 88	 86

#### Balance of Outstanding Debt

### **Cranbury Township Resolution # R 02-08-037**

#### **Budget Introduction**

#### **2008 MUNICIPAL BUDGET (Continued)**

Interest	\$962,984.50
Principal	\$1,489,578.00
Outstanding Balance (12/31/07)	\$23,556,681.66

Notice is hereby given that the budget and tax resolution was approved by the Township Committee of the Township of Cranbury, County of Middlesex on February 25, 2008.

A hearing on the budget and tax resolution will be held in the Committee Meeting Room, Town Hall, 23A North Main St, on March 24, 2008 at 7:00 o'clock PM at which time and place objections to the Budget and Tax Resolution for the year 2008 may be presented by taxpayers or other interested persons.

**MOTION:**

Mr. Panconi made a motion to adopt Cranbury Township Resolution # R 02-08-037 (MUNICIPAL BUDGET FOR 2008), seconded by Mr. Stannard:

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

Nays: (None

Public Hearing: March 24, 2008

**Resolutions**

**Consent Agenda**

On motion offered by Ms. Stave, seconded by Mr. Wittman, the following Consent Agenda Resolutions were adopted by vote:

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

Nays: (None

**Cranbury Township Resolution # R 02-08-038**

NOW, THEREFORE, BE IT RESOLVED, by the Township of Cranbury that all bills and claims as audited and found to be correct be paid.

**Resolution**

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

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



Nays: (None

Cranbury Township Resolution # R 02-08-039

A RESOLUTION AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT  
WITH CITY CONNECTIONS, LLC

WHEREAS, the Township of Cranbury requires the services of a consultant to host and maintain its website; and

WHEREAS, the Township entered into a contract with City Connections, LLC to provide those services during the calendar year 2007; and

WHEREAS, the Township wishes to enter into an agreement with City Connections LLC to provide these services for the calendar year 2008; and

WHEREAS, City Connections LLC has offered to provide these services to the Township for the lump sum cost of \$6,395.00; and

WHEREAS, the Local Public Contracts law, N.J.S.A. 40A:11-1 *et seq.*, authorizes the award of a services contract without competitive bids when the cost of the contract does not exceed the applicable bid threshold; and

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

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 City Connections, LLC to host and maintain Cranbury Township's Web Site for the Calendar Year 2008, for the not-to-exceed cost of \$6,395.00.
2. A copy of this agreement will be made available for public inspection in the Township Clerk's office during regular business hours.
3. A notice of this Contract shall be advertised within 10 days of the award of said contract.

Resolution

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

Ayes: (Panconi  
(Stannard  
(Stave  
(Stout  
(Wittman

Abstain: (None  
Absent: (None

Nays: (None

TOWNSHIP OF CRANBURY  
COUNTY OF MIDDLESEX

Cranbury Township Resolution # R 02-08-040

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 improvements can be made to Township Buildings, and

WHEREAS, the Township will begin to address these needs in 2008 by obtaining new energy efficient heaters and insulated bay doors for the Cranbury Firehouse and new windows and other improvements for the Public Works building, and

WHEREAS, the Township of Cranbury has applied for a grant from the Middlesex County Department of Economic Development for funding under the 2008 Sustainable Economic Growth Improvement Fund to plan and implement sustainable, energy-efficient renovations, installations, and retrofitting to the Cranbury Fire House and Cranbury Township Public Works Building; and

WHEREAS, sustainable and energy-efficient renovations, installations, and retrofits for the Cranbury Township Fire House and Cranbury Township Public Works Building will help to conserve energy, reduce environmental impacts, control operating costs of the buildings 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 as developed and submitted; and

BE IT FURTHER RESOLVED, that Christine Smeltzer, Township Administrator is authorized to sign such applications 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.

Resolution

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

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

Nays: (None

Cranbury Township Resolution # R-02-08-041

**TOWNSHIP OF CRANBURY**  
**COUNTY OF MIDDLESEX, STATE OF NEW JERSEY**

Cranbury Township Resolution # R-02-08-041  
(Continued)

**A RESOLUTION ESTABLISHING REGULATIONS AND FEES FOR THE USE OF CRANBURY TOWNSHIP'S ATHLETIC FIELDS**

WHEREAS, to address the ever-increasing demand for the use of Cranbury Township's playing fields (including soccer, lacrosse and field hockey fields, softball fields, and baseball

fields), the Cranbury Township Recreation Commission has recommended that the Township establish a priority list and fee structure for the reservation and use of Cranbury's playing fields; and

WHEREAS, under the regulations promulgated by the New Jersey Department of Environmental Protection, Green Acres Program, N.J.A.C. 7:36-25.11, municipalities may adopt fees and schedule the use of their recreation facilities on unfunded parkland at their discretion; and

WHEREAS, all of Cranbury's playing fields are located on unfunded parkland; and

WHEREAS, Chapter 108 of the Code of the Township of Cranbury ("Code") authorizes the Township Committee to establish by resolution the usage rules and fee schedule applicable to each of the Township's athletic fields; and

WHEREAS, the Township Committee has reviewed the recommendations of the Recreation Commission and seeks to establish rules and regulations and a fee structure for the use of the Township's athletic fields consistent with the Recreation Commission's recommendations;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Cranbury, in Middlesex County, New Jersey, that the document entitled "Cranbury Township Regulations for Field Usage" attached hereto as Exhibit "A" and made a part hereof, and the document entitled "Cranbury Township Fees for Athletic Fields" attached hereto as Exhibit "B" and made a part hereof, be and are hereby adopted.

AND BE IT FURTHER RESOLVED, that the Township Clerk shall promptly furnish a copy of this Resolution to the Cranbury Township Recreation Commission.

\*\*\*\*\*NOTE: For list of fees, please see Main Office at Town Hall (Recreation Department).

#### Resolution

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

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

Nays: (None

TOWNSHIP OF CRANBURY  
COUNTY OF MIDDLESEX

#### Cranbury Township Resolution # R 02-08-042

WHEREAS, Cranbury Township has applied for \$29,700.00 from the Community Development Block Grant (CDBG) earmarked to be used for its Third Round Affordable Housing Program; and

WHEREAS, Cranbury Township has submitted its Third Round Affordable Housing Plan;

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Cranbury that it hereby requests the \$29,700.00 in grant monies be used to defray some of the costs related to developing approximately 40 affordable units at the Route 130 Affordable Housing site.

Resolution

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

Ayes: (Panconi  
(Stannard  
(Stave  
(Stout

Abstain: (Wittman  
Absent: (None

Nays: (None

Cranbury Township Resolution # R 02-08-043

**RESOLUTION OF THE TOWNSHIP OF CRANBURY  
MIDDLESEX COUNTY, NEW JERSEY**

**A RESOLUTION ACCEPTING THE HIGHEST BID AT THE LEASE BY AUCTION OF TOWNSHIP  
PROPERTY KNOWN AS THE "FISCHER" FARM**

WHEREAS, pursuant to Resolution R-01-08-023, and in accordance with the Local Lands and Buildings Law, N.J.S.A. 40A:12-14, the Township of Cranbury authorized the lease by public auction of property located on South Main Street and Old Cranbury Road and shown on the Cranbury Township Tax Maps as Block 19, Lots 11 and 12, consisting of approximately 53.60 acres of land and known as "the Fischer Farm" (collectively, "the Property"); and

WHEREAS, said public auction was duly advertised in accordance with the requirements of the Local Lands and Buildings Law; and

WHEREAS, said public auction was held at 10:00 a.m. on February 8, 2008; and

WHEREAS, Michael Protinick was present and qualified to bid on the Property at said auction; and

WHEREAS, there were no other bidders; and

WHEREAS, Mr. Protinick's bid for the lease of the Property was the rental amount of two hundred dollars (\$200.00) per year; and

WHEREAS, the Local Lands and Buildings Law requires the Township to award lease of the Property to the highest bidder unless all bids are rejected;

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

Cranbury Township Resolution # R 02-08-043  
(Continued)

1. In accordance with the Local Lands and Buildings Law, N.J.S.A. 40A:12-14, the Property described hereinabove shall be leased to Michael Protinick as the highest bidder at the public auction held on January, 2008.
2. The Mayor and Township Clerk are hereby authorized and directed to enter into a Lease Agreement with Michael Protinick, in the form of the agreement attached to the bid documents, for the lease of the Property in the amount of two hundred dollars (\$200.00) per year, said amount being the amount of the highest bid, and to undertake any and all acts and execute any and all documents as may be necessary to effectuate the terms set forth herein and in Resolution 01-08-023.

Resolution

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

Ayes: (Panconi  
(Stannard  
(Stave  
(Stout

Abstain: (Wittman  
Absent: (None

Nays: (None

Cranbury Township Resolution # R 02-08-044

**RESOLUTION OF THE TOWNSHIP OF CRANBURY  
MIDDLESEX COUNTY, NEW JERSEY**

**A RESOLUTION ACCEPTING THE HIGHEST BID AT THE LEASE BY AUCTION OF TOWNSHIP  
PROPERTY KNOWN AS THE "FROSZTEGA' FARM**

WHEREAS, pursuant to Resolution R-01-08-022, and in accordance with the Local Lands and Buildings Law, N.J.S.A. 40A:12-14, the Township of Cranbury authorized the lease by public auction of property located on North Main Street and shown on the Cranbury Township Tax Maps as Block 25, Lot 60.01, consisting of approximately 31.25 acres of land and known as "the Frosztega Farm" ("the Property"); and

WHEREAS, said public auction was duly advertised in accordance with the requirements of the Local Lands and Buildings Law; and

WHEREAS, said public auction was held at 10:00 a.m. on February 8, 2008; and

WHEREAS, Michael Protinick was present and qualified to bid on the Property at said auction; and

WHEREAS, there were no other bidders; and

WHEREAS, Protinick's bid for the lease of the Property was the rental amount of one hundred dollars (\$100.00) per year; and

WHEREAS, the Local Lands and Buildings Law requires the Township to award lease of the Property to the highest bidder unless all bids are rejected;

Cranbury Township Resolution # R 02-08-044  
(Continued)

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

3. In accordance with the Local Lands and Buildings Law, N.J.S.A. 40A:12-14, the Property described hereinabove shall be leased to Michael Protinick as the highest bidder at the public auction held on February 8, 2008.
4. The Mayor and Township Clerk are hereby authorized and directed to enter into a Lease Agreement with Michael Protinick, in the form of the agreement attached to the bid documents, for the lease of the Property in the amount of one hundred dollars (\$100.00) per year, said

amount being the amount of the highest bid, and to undertake any and all acts and execute any and all documents as may be necessary to effectuate the terms set forth herein and in Resolution 01-08-022.

#### Resolution

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

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

Nays: (None

Cranbury Township Resolution # R 02-08-045

#### **FOR THIS RESOLUTION, PLEASE SEE ADDENDUM A**

#### Reports from Township Staff and Professionals

Ms. Waterbury, Esq., Township Attorney, reported on two items for upcoming agendas for possible action. The first issue arises intermittently in the Township concerning a request from a property owner to install a fence encroaching on the Township's easement. Recently a resident on Danser Drive requested he be allowed to install a fence. Ms. Waterbury explained usually the process is for the Township Engineer to review the request first to make sure the fence would not interfere with the drainage easement's function. Once the Engineer is satisfied there is no issue from an engineering standpoint, an encroachment agreement has to be signed and filed with the original Deed for the property. Ms. Waterbury stated both she and Ms. Marcelli have reviewed the request and it does not appear to be a problem however there are a few requirements which need to be included in the agreement. Ms. Waterbury will prepare an agreement and resolution for the next Township Committee meeting. She also stated the number of such requests is fairly infrequent and should continue to be addressed on a case-by-case basis. Ms. Waterbury reported she had received a request from a company, 4 Connections, LLC., a local and intra-exchange telecommunications company that installs dark fiber rings around existing utility poles located in metropolitan areas. They are coming to the Township to seek permission to install fiber optic cable on existing poles and some of the conduit. Ms. Waterbury indicated the Township must take action, by either granting or withholding consent, per Title 48 (the State Statute governing all public utilities). This particular carrier is governed by the Federal Telecommunications Act which means the Township cannot withhold consent unreasonably or arbitrarily. Ms. Waterbury reported there are a few technical questions both she and Ms. Marcelli, Engineer have and Ms. Marcelli has suggested a small subcommittee be formed for the purpose of meeting with them to get more technical information from them. Once all the information is

#### Reports from Township Staff and Professionals (Continued)

Ms. Waterbury, Township Attorney (cont'd)

obtained, a request should be made to 4 Connections LLC to come and make a formal presentation to the Township

Committee so the public can understand as well as the Township Committee what is being requested. An ordinance would then be prepared.

#### Reports from Township Boards and Commissions

There were no reports.

#### Public Comment

The Mayor opened the meeting to public questions and comments on those items not on the agenda. Mr. Rohit Mathur, 5 Danser Drive, stated he is the resident who has requested installation of a

fence on the Township easement and wanted to clarify that he understood what Ms. Waterbury, Township Attorney had reported and that if the Township Committee approves the agreement and resolution at the next meeting he could install his fence. Ms. Waterbury responded that was the case, however, he will be required to obtain a permit for the fence through the Construction Department. There being no further comments, the Mayor closed the public part of the meeting.

#### Work Session

##### a. Report from Police Chief Jay Hansen on Police Department

Chief Jay Hansen updated the Township Committee on the Police Department's activities for the month of January, 2008. Chief Hansen reported the Department's overtime had been less than it was in January, 2007, but higher than usual due to school, training and shift coverage. Chief Hansen gave the following statistics for the Department: There were a total of 265 summonses issued during the month of January, 2008: 165 – Village Area, 54 speeding and 111 for other; 81 – Route 130, 3 speeding and 78 for other, East of Route 130 – 19, 1 speeding and 18 for other. There had been ten (1) revoked driving summonses issued, three (3) for reckless driving, two (2) D.W.I., seven (7) unlicensed drivers and one (1) unregistered vehicle. The radar had been deployed on 111 occasions: Cranbury Neck Road-10, Dey Road-9, Halsey Reed Road-9, Maplewood-6, North Main-13, Old Trenton-9, Plainsboro Road-27, Route 130-3, South Main-8, South River Road-1, Station Road-7 and Undisclosed-17. The radar speed sign had not been deployed as normal--on 12 occasions: Cranbury Neck Road-1, Maplewood-2, Old Cranbury Road-2, South Main Street-5 and Station Road-2. The decoy car had been deployed on eight occasions: Cranbury Neck Road-1, Dey Road-2, Plainsboro Road-1, Route 130-1, South Main Street-2 and South River Road-1. The bike patrol had not been out during the month of January. Mayor Stout indicated he had been surprised by the large number of offenses for unlicensed and revoked drivers. Chief Hansen responded it is becoming more and more of a problem. Mayor Stout asked if the number of summonses issued had increased from January 2007. Chief Hansen indicated it had by a factor of 2.3. Mayor Stout asked what the highest speeding offenses had been on some of the Township's roads and streets. Chief Hansen reported: 52 m.p.h. on North Main Street (25 m.p.h.) , 54 m.p.h. on Cranbury Neck Road (25 m.p.h.), Plainsboro Road – 69 m.p.h. (in a 45 m.p.h. residential zone). Chief Hansen stated the majority of credit goes to the newly-formed Traffic Bureau and he hoped to have the numbers the same next month, if not higher. Mr. Panconi asked the procedure when a driver is stopped for being unlicensed, etc. Chief Hansen reported the cars are taken to Cranbury Service Center or George's Garage and a member of his/her family with a driver's license may pick up the vehicle the next day. Mr. Panconi also asked about the trucks parking across from the BP Gas Station in the triangle overnight and asked if anything could be done about it. Ms. Stave indicated the property is owned privately and Chief Hansen indicated nothing could be done unless the Township passes an ordinance prohibiting overnight parking.

#### Mayor's Notes

Mayor Stout reported the Library Board of Trustees had sent a letter, indicating they had changed its by-laws in January to allow nine (9) members on the Board and that Andre Mento be appointed. Mayor Stout made the appointment. Mr. Mento's term will expire on 12/31/2012.

Mayor Stout also reported the Township had received a letter from the Middlesex County Transportation Coordinating Committee asking for two (2) Cranbury Township representatives. Mayor Stout re-appointed Ms. Marcelli, Township Engineer and Ms. Stave. Mayor Stout urged everyone to look at the proposed 2008 Budget, stating a lot of hard work had gone into its preparation. Mayor Stout stated in particular, there are cap levies and other constraints on the Budget this year. In addition, Mayor Stout stated it was his feeling, the decrease in miscellaneous revenue is something new, however, the Township would most likely be seeing the same in the future. Mr. Wittman asked if the Budget was going to be posted on the Township's web site. Ms. Cunningham, Clerk, stated the Budget Summary will be posted on the web site on Tuesday morning and will be available to the public Thursday afternoon. Ms. Smeltzer explained the Budget has to be filed in Trenton first before the public may have it. Ms.

Cunningham stated, because of that requirement (the State get the Budget first) the Budget will now be available on Friday from her office.

On motion by Mr. Stannard, seconded by Wittman the meeting adjourned at 8:07 p.m.

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Kathleen R. Cunningham, Clerk