

The Minutes of the **Official Meeting** of the Township Committee of the Township of Cranford, County of Union, State of New Jersey on **September 12, 2017** at 8:00 p.m. in Council Chambers.

THIS MEETING IS IN COMPLIANCE WITH THE "OPEN PUBLIC MEETINGS ACT" AS ADEQUATE NOTICE OF THIS MEETING HAS BEEN PROVIDED BY MAILING THE ANNUAL SCHEDULE OF MEETINGS TO THE WESTFIELD LEADER, THE UNION COUNTY LOCAL SOURCE, THE STAR LEDGER, AND TAP INTO CRANFORD, BY POSTING SUCH ANNUAL MEETING SCHEDULE ON A BULLETIN BOARD IN THE TOWN HALL RESERVED FOR SUCH ANNOUNCEMENTS AND THE FILING OF SAID NOTICE WITH THE TOWNSHIP CLERK OF CRANFORD. FORMAL ACTION MAY BE TAKEN AT THIS MEETING.

PRESENT: Mayor Thomas H. Hannen, Jr.
Deputy Mayor Patrick F. Giblin
Commissioner Ann Dooley
Commissioner Andis Kalnins
Commissioner Mary O'Connor

ABSENT: None

INVOCATION AND FLAG SALUTE

The invocation was led by Deputy Mayor Giblin, followed by the flag salute.

PAYMENT OF BILLS

On motion of Commissioner Kalnins, seconded by Commissioner Dooley and passed, the Bill Lists dated September 12, 2017 totaling \$5,863,116.77, was approved for payment by indicated vote of the Township Committee and is on file in the Office of the Township Clerk:

Recorded vote:

Aye: Mayor Hannen, Deputy Mayor Giblin, Commissioners Dooley, Kalnins and O'Connor
Nay: None
Abstained: None
Absent: None

MINUTE APPROVAL

On motion of Commissioner Kalnins, seconded by Commissioner Dooley and passed, the minutes of the Workshop Meetings of July 17 and August 14, 2017 and the Conference and Official Meetings of July 18, and August 15, 2017 were approved by indicated vote of the Township Committee:

Recorded vote:

Aye: Mayor Hannen, Deputy Mayor Giblin, Commissioners Dooley, Kalnins and O'Connor
Nay: None
Abstained: None
Absent: None

MAYORAL ANNOUNCEMENTS

Eagle Scout – Mark Gioioso

WHEREAS, Mark A. Gioioso of Boy Scouts of America Troop 75 has completed all requirements to earn the rank of Eagle Scout; and

WHEREAS, the Eagle Scout rank is the highest earned rank in scouting. Past history indicates only two percent of all boys who joins scouting persevere to attain this distinctive accomplishment; and

WHEREAS, Eagle Scout Gioioso has worked very hard over the past several years in Scouting and has accomplished many things. He earned his Arrow of Light, served as Patrol Leader and Assistant Senior Patrol Leader. In 2016 he was selected to join the Order of the Arrow and completed his ordeal in May 2016. He also attended Camp Winnebago in Rockaway, NJ and participated in a backpacking trek at Philmont Scout Ranch in New Mexico and participated in a weeklong sailing trip at the Florida Sea Base; and

WHEREAS, Mark's project involved the renovation, cleaning and repair of the playground area at Helen K. Baldwin Nursery School in Cranford. He held a car wash to raise money for the renovation, with the proceeds totaling \$700. Mark led his fellow Scouts and adult volunteers in repairing the bike/toy shed, including installing shelves and freshly painting and landscaping the shed. He also led the construction of a new picnic table and bench for the sandbox including the installation of fresh play sand; and

WHEREAS, with the completion of his project, the children at Helen K. Baldwin now have a happier place to play.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Cranford commend and congratulate Mark Gioioso for his outstanding achievement and wish him success in all his future endeavors.

Recognition of Cranford 8U Baseball Team

INFORMAL MEETING

Mayor Hannen opened the informal meeting and asked if there were any questions or comments.

Janice Fisher, Friends of Animals United, discussed Ordinance 2017-11, which would prohibit puppy mills, and spoke in support of the ordinance.

Commissioner Kalnins discussed efforts by the Township Committee to prepare an ordinance that would balance this prohibition while allowing residents to acquire pets through an authorized breeder.

Alan Braslow, Best Friends Animal Society; Voorhees Animal Orphanage, and CART (Camden County Animal Response Team) discussed his qualifications concerning animal rights. Also discussed his support for Ordinance No. 2017-11 and informed the Township Committee that the Township might receive opposition to the ordinance by puppy mill operators.

Brian Hackett, NJ Director of Humane Society of the United States, thanked the Township Committee for moving forward with Ordinance No. 2017-11. Spoke in support of the ordinance and discussed chain pet stores such as Pet Smart who refuse to sell animals.

Ellen Coyote, Hamilton NJ resident, discussed her involvement with animal rescue and the conditions she has witnessed as a volunteer. Discussed an article published in the Washington Post and USA Today which indicated that pet store puppies are linked to bacterial outbreaks. Feels animals raised in these conditions cannot be healthy and ultimately spread disease. Also believes pet stores misrepresent the law to consumers. Discussed outdated USDA regulations and mentioned that the USDA does not enforce its regulations because it is time consuming and costly.

Hearing no further comments, Mayor Hannen closed the informal meeting.

ORDINANCES – Final Reading and Public Hearing

Ordinance No. 2017-10:

The Township Clerk read by title only Ordinance No. 2017-10 entitled, “AN ORDINANCE TO AMEND THE CODE OF THE TOWNSHIP OF CRANFORD, CHAPTER 136 LAND DEVELOPMENT, ARTICLE IX AFFORDABLE HOUSING SECTION 71 AFFORDABLE HOUSING PROGRAMS”.

Said ordinance having been advertised and posted in accordance with law, Commissioner Dooley opened the public hearing. Hearing no comments, Commissioner Dooley closed the public hearing. On motion of Commissioner Dooley seconded by Commissioner Kalnins and passed, said ordinance was adopted by indicated vote of the Township Committee:

Recorded vote:

Aye: Mayor Hannen, Deputy Mayor Giblin, Commissioners Dooley, Kalnins and O’Connor

Nay: None

Abstained: None

Absent: None

ORDINANCES – Introduction

Ordinance No. 2017-11:

The Township Clerk read by title only Ordinance No. 2017-11 entitled, “AN ORDINANCE TO AMEND THE CODE OF THE TOWNSHIP OF CRANFORD, CHAPTER 98 DOGS AND OTHER ANIMALS”.

Said ordinance was approved on first reading on motion of Commissioner Kalnins, seconded by Commissioner Dooley, and passed by the indicated vote of the Township Committee:

Recorded vote:

Aye: Mayor Hannen, Deputy Mayor Giblin, Commissioners Dooley, Kalnins and O’Connor

Nay: None

Abstained: None

Absent: None

Final Reading and Public Hearing for Ordinance No. 2017-11 to be held October 10, 2017.

RESOLUTIONS – By Consent Agenda

On motion of Commissioner Kalnins, seconded by Deputy Mayor Giblin and passed, the following resolutions were adopted by consent agenda:

Resolution No. 2017-304:

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CRANFORD, IN THE COUNTY OF UNION, NEW JERSEY, DESIGNATING A \$40,000 BOND ANTICIPATION NOTE, DATED SEPTEMBER 8, 2017, PAYABLE SEPTEMBER 7, 2018, AS A "QUALIFIED TAX-EXEMPT OBLIGATION" PURSUANT TO SECTION 265(b)(3) OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED

WHEREAS, the Township of Cranford, in the County of Union, New Jersey (the "Township") intends to issue a \$40,000 Bond Anticipation Note, dated September 8, 2017, payable September 7, 2018 (the "Note"); and

WHEREAS, the Township desires to designate the Note as a "qualified tax-exempt obligation" pursuant to Section 265(b)(3) of the Internal Revenue Code of 1986, as amended (the "Code");

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

SECTION 1. The Note is hereby designated as a "qualified tax-exempt obligation" for the purpose of Section 265(b)(3) of the Code.

SECTION 2. It is hereby determined and stated that (1) said Note is not a "private activity bond" as defined in the Code and (2) the Township and its subordinate entities, if any, do not reasonably anticipate issuing in excess of \$10 million of new money tax-exempt obligations (other than private activity bonds) during the calendar year 2017.

SECTION 3. It is further determined and stated that the Township has, as of the date hereof, issued the following tax-exempt obligations (other than the Note) during the calendar year 2017, viz:

<u>Amount</u>	<u>Dated - Due</u>
\$9,700,000 BAN	1/27/17 – 1/26/18
434,120 BAN	5/18/17 – 5/18/18
9,500,000 BAN	5/19/17 – 5/18/18
9,500,000 BAN	6/30/17 – 6/29/18

SECTION 4. The Township will, to the best of its ability, attempt to comply with respect to the limitations on issuance of tax-exempt obligations pursuant to Section 265(b)(3) of the Code; however, said Township does not covenant to do so, and hereby expressly states that a covenant is not made hereby.

SECTION 5. The issuing officers of the Township be and they hereby are authorized to deliver a certified copy of this resolution to the original purchaser of the Note and to further provide such original purchaser with a certificate of obligations issued during the calendar year 2017 dated as of the date of delivery of the Note.

SECTION 6. This resolution shall take effect immediately upon its adoption.

Resolution No. 2017-305:

**RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION –
N.J.S.A. 40A: 4-87**

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, the Director may also approve the insertion of an appropriation for the equal amount;

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Cranford in the County of Union, New Jersey 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 2017 in the sum of \$879.45 which is now available as a revenue from The Federal Bullet Proof Partners Grant, pursuant to the provision of the statute; and **BE IT FURTHER RESOLVED** that the like sum of \$879.45 is hereby appropriated under the caption "Federal Bullet Proof Partners"; and

BE IT FURTHER RESOLVED that the above is a result of a grant of \$879.45 from The State of New Jersey.

Resolution No. 2017-306:

**RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION –
N.J.S.A. 40A: 4-87**

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, the Director may also approve the insertion of an appropriation for the equal amount;

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Cranford in the County of Union, New Jersey 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 2017 in the sum of \$5,500.00 which is now available as a revenue from The State of New Jersey Drive Sober or Get Pulled Over Statewide Labor Day Crackdown, pursuant to the provision of the statute; and

BE IT FURTHER RESOLVED that the like sum of \$5,500.00 is hereby appropriated under the caption "Drive Sober or Get Pulled Over"; and

BE IT FURTHER RESOLVED that the above is a result of a grant of \$5,500.00 from The State of New Jersey.

Resolution No. 2017-307:

**RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION –
N.J.S.A. 40A: 4-87**

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, the Director may also approve the insertion of an appropriation for the equal amount;

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Cranford in the County of Union, New Jersey 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 2017 in the sum of \$4,500.00 which is now available as a revenue from the 2017 Greening Union County Grant Award, pursuant to the provision of the statute; and

BE IT FURTHER RESOLVED that the like sum of \$4,500.00 is hereby appropriated under the caption "Union County Greening Grant"; and

BE IT FURTHER RESOLVED that the above is a result of a County grant of \$4,500.00 from the 2017 Greening Union County Program.

Resolution No. 2017-308:

RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION – N.J.S.A. 40A: 4-87

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, the Director may also approve the insertion of an appropriation for the equal amount;

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Cranford in the County of Union, New Jersey 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 2017 in the sum of \$18,462.00 which is now available as a revenue from the State of New Jersey, pursuant to the provision of the statute; and

BE IT FURTHER RESOLVED that the like sum of \$18,462.00 is hereby appropriated under the caption “Union County Focus Grant Program”; and

BE IT FURTHER RESOLVED that the above is a result of a State grant of \$18,462.00 from the Union County Senior Focus Grant Program.

Resolution No. 2017-309:

Moved to Roll Call Vote (see below)

Resolution No. 2017-310:

WHEREAS, at a meeting held April 11, 2017, the Township Committee adopted Resolution No. 2017-176, authorizing an award of contract to Jeffrey R. Surenian Esq. for affordable housing legal services at a fee not to exceed \$5,000.00 through a non-fair and open process; and

WHEREAS, at a meeting held on July 18, 2017 the Township Committee adopted by Resolution No. 2017-271 to amend said contract for an additional amount not to exceed \$20,000.00; and

WHEREAS, it is necessary to amend said contract for an additional amount not to exceed \$60,000.00; and

WHEREAS, in accordance with N.J.A.C 5:30-11.6, this change is within the scope of activities of the original contract and the contract was awarded in accordance with N.J.S.A. 40A:11-5(1)(a)(i), any change beyond the original scope of activities shall be made by amendatory contract approved by the governing body; and

WHEREAS, Jeffery Surenian, Esq. has completed and submitted a Business Entity Disclosure Certification which certifies that **Jeffery Surenian, Esq.** has not made any reportable contributions to a political or candidate committee in the Township of Cranford in the previous one year, and that the contract will prohibit **Jeffery Surenian, Esq.** from making any reportable contributions through the term of the contract; and

WHEREAS, Jeffery Surenian, Esq. has submitted a Business Entity Contribution Certification which certifies that **Jeffery Surenian, Esq.** has not made any reportable contribution during the past twelve (12) month period, pursuant to N.J.S.A. 19:44A-1 et seq.; and

WHEREAS, the Chief Financial Officer has certified to the availability of funds which is on file in the office of the Township Clerk; and

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Cranford, be and hereby amends the contract awarded to **Jeffrey R. Surenian, Esq., 707 Union Avenue, Suite 301, Brielle, NJ 08730** for the aforementioned service via issuance of purchase orders in an amount not to exceed \$85,000.00.

BE IT FURTHER RESOLVED that said contract amount shall be charged to Account No. 7-01-20-155-100-214.

Resolution No. 2017-311:

WHEREAS, there exists a need to engage experts to provide General Litigation Services for Prerogative Writ Action for the Township of Cranford; and

WHEREAS, the Township of Cranford advertised a Request for Qualifications (RFQ) for general litigation services for prerogative writ action through a fair and open process in accordance with N.J.S.A. 19:44A-20.4 et seq., and

WHEREAS, the Township of Cranford has deemed that the background, experience and qualifications of the respondent satisfies the criteria set forth in the RFQ; and

WHEREAS, at a meeting held November 29, 2016 , the Township Committee adopted Resolution No. 2016-372, authorizing an award of contract to Schenck, Price, Smith and King, LLP for the aforementioned service at a fee not to exceed \$10,000.00; and

WHEREAS, at a meeting held on May 23, 2017 the Township Committee adopted by Resolution No. 2017-209 to amend said contract for an additional amount not to exceed \$10,000.00; and

WHEREAS, it is necessary to amend said contract for an additional amount not to exceed \$15,000.00; and

WHEREAS, the Chief Financial Officer has certified to the availability of funds which is on file in the office of the Township Clerk.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Cranford, be and hereby amends the contract awarded to **Schenck, Price, Smith and King, LLP, 351 Sparta Avenue, Sparta, New Jersey** for general litigation services for prerogative writ action via issuance of purchase orders in an additional amount not to exceed \$35,000.00.

Resolution No. 2017-312:

WHEREAS, there exists a need to engage experts to provide tax appeal legal services for the Township of

Cranford; and

WHEREAS, the Township of Cranford advertised for a Request for Qualifications (RFQ) for tax appeal legal services through a fair and open process in accordance with N.J.S.A. 19:44A-20.4 et seq., and **WHEREAS**, at a meeting held February 14, 2017, the Township Committee adopted Resolution No. 2017-121, authorizing an award of contract to Palumbo, Renaud and DeAppolonio, LLC for the aforementioned service at a fee not to exceed \$20,000.00; and

WHEREAS, it is necessary to amend said contract for an additional amount not to exceed \$10,000.00; and

WHEREAS, the Chief Financial Officer has certified to the availability of funds which is on file in the office of the Township Clerk.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Cranford, be and hereby amends the contract awarded to Palumbo, Renaud and DeAppolonio, LLC for tax appeal legal services via issuance of purchase orders in an amount not to exceed \$30,000.00

BE IT FURTHER RESOLVED that said contract amount shall be charged to Account No. 7-01-20-155-100-214.

Resolution No. 2017-313:

BE IT RESOLVED by the Township Committee of the Township of Cranford, that the Cranford Fire Department be, and hereby is, authorized to utilize Patrolman Robert F. Hand Plaza in connection with the celebration of its 125th Anniversary on October 15, 2017 from 12:00 PM to 5:00 PM; and **BE IT FURTHER RESOLVED** that this event will require the closing of Springfield Avenue (County Route 615) between North Avenue and North Union Avenue October 15, 2017 from 11:00 AM to 6:00 PM; and **BE IT FURTHER RESOLVED** that the County of Union requires a concurring resolution by the Board of Chosen Freeholders, Certificate of Insurance, and Hold Harmless Agreement prior to the closure.

Resolution No. 2017-314:

WHEREAS, Aquatic Services, Inc., contractor for the Winterizing and Startup of Centennial Avenue and Orange Avenue Outdoor Pools for the 2016-2017 Season, has submitted a Performance and Labor and Material Bond to the Township of Cranford in connection with the aforementioned project for the 2017-2018 Season; and **WHEREAS**, the Director of Recreation and Parks has indicated that Aquatic Services, Inc. has completed the project for the 2016-2017 Season and is recommending the return of the Performance and Payment Bond currently on file with the Township Clerk of the Township of Cranford.

NOW, THEREFORE BE IT RESOLVED that the Township Committee of the Township of Cranford authorizes the release of the Performance and Payment Bond to Aquatic Services, Inc. in connection with Winterizing and Startup of Centennial Avenue and Orange Avenue Outdoor Pools for the 2016-2017 Season.

Resolution No. 2017-315:

BE IT RESOLVED by the Township Committee of the Township of Cranford on the 12th day of September 2017 that the Tax Collector has been authorized to refund 2017 tax payments for reason noted:

COUNTY BOARD JUDGEMENT

Block 197 Lot 13 – 832 Springfield Ave.
Maria Cozzini, ESQ.
1199 US Route 22 East
Mountainside, NJ 07092

Refund: \$820.67
(7-01-55-000-010-025)

Block 198 Lot 1-112 Park Dr.
Scodee Properties, LLC
Scott Pyfer, Pyfer Law Group LLC
20 Commerce Drive, Ste 135
Cranford, NJ 07016

Refund: \$1,849.30
(7-01-55-000-010-025)

Block 314 Lot 1.01-184 North Ave. E.
184 North Ave. East, LLC
Steve Needle
108 North Ave, Suite 5
Cranford, NJ 07016

Refund: \$3,203.16
(7-01-55-000-010-025)

Block 317 Lot 10.01 C05-312 North Ave. E-C05
Jonathan Jaffe
312 North Ave E, C05
Cranford, NJ 07016

Refund: \$5,042.06
(7-01-55-000-010-025)

Resolution No. 2017-316:

BE IT RESOLVED by the Township Committee of the Township of Cranford on the 12th day of September 2017 that the Tax Collector has been authorized to refund overpayment for reason noted:

State Appeal Judgment:

Block 541 Lot 2 Qualifier C02 – 750 Walnut Ave.
Bruce J. Stavitsky, Esq. for the benefit of
H-Cranford Credit LTD Partnership %
Bank of America
350 Passaic Ave.

Refund for 2016: \$10,001.80
(7-01-55-000-010-028)

Fairfield, NJ 07004

Block 541 Lot 2 Qualifier C03 – 750 Walnut Ave.
Bruce J. Stavitsky, Esq. for the benefit of
H-Cranford Credit LTD Partnership %
Bank of America
350 Passaic Ave.
Fairfield, NJ 07004

Refund for 2016: \$51,283.81
(7-01-55-000-010-028)

Block 541 Lot 2 Qualifier C04 – 750 Walnut Ave.
Bruce J. Stavitsky, Esq. for the benefit of
H-Cranford Credit LTD Partnership %
Bank of America
350 Passaic Ave.
Fairfield, NJ 07004

Refund for 2016: \$4,229.47
(7-01-55-000-010-028)

Block 639 Lot 2 – 21 Commerce Dr.
Michael A. Vespasiano, Attorney Trust Account
331 Main St.
Chatham, NJ 07928

Refund for 2016: \$22,040.90
(7-01-55-000-010-028)

Resolution No. 2017-317:

BE IT RESOLVED by the Township Committee of the Township of Cranford on the 12th day of September 2017 that the Tax Collector has been authorized to refund tax and/or sewer overpayments:

TAX OVERPAYMENT

Block 130 Lot 39.01 - 104 Makatom Dr.
D Villane Construction, LLC
104 Makatom Dr.
Cranford, NJ 07016

Refund: \$2,816.39
(7-01-55-000-010-025)

Block 320 Lot 35 – 207 Scherrer St.
MaryAnn & Arthur Skalski
207 Scherrer Street
Cranford, NJ 07016

Refund: \$ 2,736.54
(7-01-55-000-010-025)

Block 572 Lot 10 – 610 Hory St.
Gina LaFerrara
610 Hory St.
Cranford, NJ 07016

Refund: \$1,163.69
(7-01-55-000-010-025)

SEWER OVERPAYMENT

Block 320 Lot 35-Acct# 3913-0 – 207 Scherrer St.
MaryAnn & Arthur Skalski
207 Scherrer Street
Cranford, NJ 07016

Refund: \$ 87.19
(7-01-55-000-010-026)

Resolution No. 2017-318:

BE IT RESOLVED by the Township Committee of the Township of Cranford that a Ratable Base Policy as respects real estate tax appeals be and is hereby adopted.

Resolution No. 2017-319:

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A 40A:65-1, et. seq., permits, authorizes and encourages public bodies such as municipalities to enter into agreements with each other to contract for the provision of any service which the parties to such agreement are empowered to render under and within its own jurisdiction, whether administrative, educational, instructional or otherwise; and

WHEREAS, the Township of Cranford and the Borough of Garwood have entered into such agreements, most recently on December 22, 2015, to provide Uniform Construction Code construction services and sub-code official services; and

WHEREAS, the Township of Cranford and the Borough of Garwood have agreed to modify the December 22, 2015 agreement and to enter into a revised agreement;

NOW THEREFORE BE IT RESOLVED, that the Mayor and Township Clerk are hereby authorized and directed to sign a shared services agreement with the Borough of Garwood for the above-mentioned services.

Resolution No. 2017-320:

WHEREAS, the Chief Financial Officer has certified to the availability of funds which is on file in the Office of the Township Clerk.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Cranford that Pemberton Electrical Supply Co. LLC be and hereby is awarded a contract for the provision of Victorian Light Luminaries at a price of \$356,965 under State Contract No. 85579.

BE IT FURTHER RESOLVED that said contract amount shall be charged to Account Nos. C-04-16-012-000-213 (\$125,126) and C-04-17-005-000-210 (\$231,839).

Resolution No. 2017-321:

WHEREAS, the Director of Finance has certified to the availability of funds which is on file in the office of the Township Clerk; and

WHEREAS, on September 7, 2017, four (4) bids were received for the installation of Victorian Lights; and **WHEREAS**, **TSUJ Corporation, 48 Brush Hill Road, Kinnelon, New Jersey 07405** is the lowest responsible bidder for this contract at a low bid price of \$34,874.00.

NOW THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Cranford, on this 12th day of September that TSUJ Corporation be, and hereby is, awarded the contract for the installation of Victorian Lights; and

BE IT FURTHER RESOLVED, that the Mayor and Township Clerk are hereby authorized and directed to execute a contract with TSUJ Corporation.

Resolution No. 2017-322:

WHEREAS, the Township of Cranford advertised for a Solicitation of Proposal for general banking services through the competitive contracting process in accordance with N.J.S.A. 40A:11-4.1; and

WHEREAS, the Township Committee and the Director of Finance of the Township of Cranford have deemed that Investors Bank with a corporate headquarters located at 101 JFK Parkway, Short Hills, NJ 07078 is the respondent who best satisfies the criteria set forth in the specification and proposed offerings that are most advantageous to the Township.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Cranford, New Jersey, as follows:

1. Investors Bank with a corporate headquarters located at 101 JFK Parkway, Short Hills, NJ 07078 be and hereby is awarded a contract to provide general banking services to the Township of Cranford
2. The Mayor and Municipal Clerk are hereby authorized and directed to execute a contract with Investors Bank, 101 JFK Parkway, Short Hills, NJ 07078.

Resolution No. 2017-323:

RESOLUTION AUTHORIZING SETTLEMENT OF THE 2014, 2015 AND 2016 TAX APPEALS, ENTITLED M-C PROPERTIES CO. REALTY (MACK-CALI) V. CRANFORD TOWNSHIP, DOCKET NOS.: 001656-2014, 008218-2015 AND 003657-2016, BLOCK 636, LOT 3, COMMONLY KNOWN AS 10-12 COMMERCE DRIVE

WHEREAS, an appeal of the real property tax assessment for tax years 2014, 2015 and 2016, Block 636, Lot 3 has been filed by the taxpayer, M-C Properties Co. Realty (Mack-Cali); and

WHEREAS, the Township of Cranford desires to settle the tax appeal for the tax years 2014, 2015 and 2016, and the proposed settlement agreement has been reviewed and recommended by the Township Special Tax Counsel and Tax Assessor; and

WHEREAS, settlement of said matter as more fully set forth below is in the best interests of the Township of Cranford;

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Cranford that the tax appeal settlement for the property and tax years herein are hereby authorized as follows:

1. Settlement of the 2014, 2015 and 2016 tax appeals are hereby authorized as follows:

10-12 Commerce Drive

Block 636

Lot 3

Year 2014

	<u>Original Assessment</u>	<u>County Board Judgment</u>	<u>Requested Tax Court Judgment</u>
Land	\$ 2,422,200	N/A	\$ 2,422,200
Improvements	\$ 730,800		\$ 175,100
Total	\$ 3,153,000		\$ 2,597,300

2. The provisions of N.J.S.A. 54:51A-8 (Freeze Act) shall be applicable to the assessment on the property for the tax year 2015 and 2016. The 2015 and 2016 assessments shall be reduced to the level of the Tax Court Judgment for the 2014 tax year.

3. The Township Special Tax Counsel and Tax Assessor are hereby authorized and directed to execute and deliver such agreements, pleadings stipulations or other documentation as is reasonably necessary and/or appropriate to memorialize the settlement authorized herein.

Resolution No. 2017-324:

BE IT RESOLVED by the Township Committee of the Township of Cranford, that the Cranford VFW be, and hereby is, authorized to utilize Post Office Plaza for a flag retirement ceremony on September 16, 2017; and

BE IT FURTHER RESOLVED that the Township Committee hereby authorizes the closure of Eastman Street from North Avenue to Miln Street and the closure of Miln Street from North Avenue to Eastman Street on September 16, 2017 from 12:00 PM to 2:00 PM in connection with said ceremony.

Resolution No. 2017-325:

BE IT RESOLVED by the Township Committee of the Township of Cranford, at a meeting held September 12,

2017 that Cheryl McCaleb Bartlett be, and hereby is, appointed as full-time Technical Assistant within the Construction Code Office effective September 28, 2017 at a salary of \$47,000.

Recorded vote:

Aye: Mayor Hannen, Deputy Mayor Giblin, Commissioners Dooley, Kalnins and O'Connor
 Nay: None
 Abstained: None
 Absent: None

RESOLUTIONS – By Roll Call Vote

On motion of Deputy Mayor Giblin, seconded by Commissioner Kalnins and passed, the following resolution was adopted by **roll call vote**:

Resolution No. 2017—309:

A RESOLUTION APPROVING SALARY STEP PROGRESSION FOR EMPLOYEES PURSUANT TO THE TOWNSHIP’S SALARY ORDINANCE

WHEREAS, at a meeting held May 24, 2016, the Township Committee adopted Ordinance No. 2016-06, which established ranges with minimum and maximum salaries and progressive salary steps for certain job titles within the Township of Cranford; and

WHEREAS, pursuant to Ordinance No. 2016-06, the Township Committee reserves the right and discretion to make salary adjustments at any time as it deems it to be in the public interest and in the interests of good management; and

NOW, THEREFORE, BE IT RESOLVED that the Township Committee be and hereby approves the progression in steps for the following employees in the following job titles as recommended by the Township Administrator:

<i>Effective June 1, 2017:</i>				
Name	Title	Range #	Step #	Salary
Kathleen Miller Prunty	Director – Downtown Management Corp./Economic Development	9	COLA	\$83,232

Recorded vote:

Aye: Deputy Mayor Giblin, Commissioners Kalnins and O'Connor
 Nay: Commissioner Dooley
 Abstained: Mayor Hannen
 Absent: None

On motion of Deputy Mayor Giblin, seconded by Commissioner O'Connor and passed, the following resolution was adopted by **roll call vote**:

Resolution No. 2017—326:

BE IT RESOLVED by the Township Committee of the Township of Cranford that the salary for Regina Hryniewicz, Office Assistant within the Construction Code Office, be and hereby is set at \$47,000 effective September 28, 2017.

Recorded vote:

Aye: Mayor Hannen, Commissioners Dooley, Kalnins and O'Connor
 Nay: Deputy Mayor Giblin
 Abstained: None
 Absent: None

PROFESSIONAL COMMENTS

Township Attorney Ryan Cooper

Township Attorney Cooper announced that further discussion regarding Hartz Mountain’s application would be held on September 26, 2017. Also referred to Hartz Mountain’s presentation during the July 18, 2017 Official Meeting and informed residents that the Township Committee submitted additional questions to Hartz Mountain. In response to those questions, Hartz Mountain replied last week with approximately one hundred (100) pages of information.

PUBLIC COMMENTS

Mayor Hannen opened the public comments portion of the meeting and asked if there were any questions or comments.

John Pritchard, 42-44 West Holly Street, spoke in support of the military. Feels residents should always remember those who served our country and those who were lost during war. Sang a song in support of the military. Feels America needs to realize that we are still at war with terrorism. Urged the Township Committee to request that legislators reactivate Muhlenberg Hospital and other hospitals in the area due to their proximity to Ground Zero.

Romy Malin, 11 West Holly Street, discussed issues with flooding at her property which is adjacent to Orchard Brook. Expressed concern that flooding in the area is getting worse because of the condition of the brook and she is unsure who she should contact for assistance. Believes it is a stormwater management problem that could be solved.

Commissioner Dooley informed Ms. Malin that she is the Commissioner of Public Works and offered her assistance. Assured Ms. Malin that this issue has been a point of emphasis for a number of months and she has been in touch with NJ DEP. Feels progress is being made and mentioned that Mayor Hannen would be discussing Cranford's flood mitigation projects later this evening, which includes the Orchard Brook project.

Mayor Hannen discussed the status of the Orchard Brook project. Also discussed a community meeting that was held by Maser Consultants in 2016, and a meeting held with NJDEP in which the Township was informed that the project would not move forward until Phase 2B is approved. Feels this is frustrating and acknowledged that the issue would not be solved quickly. Also discussed development to occur in the Borough of Garwood which could exacerbate this problem. Assured Ms. Malin that the Township Committee would continue to push this project forward

Commissioner O'Connor discussed a meeting with NJ DEP that she and former Commissioner D'Ambola attended in 2014 concerning the Orchard Brook Project. Assured Ms. Malin that the Township Committee is committed to this project. Also encouraged residents to notify the Township Committee with these types of issues and concerns.

Commissioner Dooley stated that she would request that DPW coordinate with Union County to address litter and other debris in Orchard Brook.

Ms. Malin requested clarification as to stormwater management regulations.

Commissioner Dooley explained that the Township has strict ordinances regarding impervious surface coverage which are enforced.

Ms. Malin also discussed Maser Consulting's proposal in connection with the project.

Mayor Hannen explained that the Township Engineer must design the project according to NJ DEP's guidelines.

Commissioner Dooley discussed Phase 2B of the Northeast Quadrant Stormwater Management Project which involves the pump station on Riverside Drive. Explained that the Township did not have funding in place when the project was approved. Funding is now available however NJ DEP's guidelines have changed which requires a new project design. Stated that she is hopeful to have a response from NJ DEP by next week as to whether another study would be required. Assured Ms. Malin that the Township Committee is committed and empathetic to this issue.

Kathy Allegro, 17 Shetland Drive, requested clarification of Ordinance No. 2017-10 which involves an amendment to affordable housing regulations.

Mayor Hannen explained the purpose of the ordinance, stating that there were concerns with potential developments not satisfying affordable housing requirements. This ordinance would define the developer's obligations.

Ms. Allegro discussed the Zoning Board of Adjustment meeting held on September 11, 2017 concerning an application for property located on Centennial Avenue.

Mayor Hannen explained that the Township Committee is not permitted to comment on applications currently before another board, but mentioned that Ordinance 2017-10 identifies the requirements that must be met by developers for multi-unit housing.

Kevin Kelly, 10 Chesterland Place, discussed the shopping center in Clark which has impacted traffic in his neighborhood. Asked if there are traffic measures such as prohibiting left turns during certain hours that could be considered.

Deputy Mayor Giblin suggested that Mr. Kelly discuss his concerns with members of the Police Department's Traffic Division.

Mr. Kelly stated that he has contacted the Cranford Police Department, but he would like to begin the process that would allow for a permanent solution.

Deputy Mayor Giblin explained that the Police Department Traffic Division would be the area responsible for identifying a permanent solution.

Tom Roettker, 347 South Union Avenue, referred to Township Attorney Cooper's announcement and asked if the response by Hartz Mountain would be made available to the public.

Township Attorney Cooper stated that he would need to defer to the Township Committee as to whether Hartz Mountain's response would be disclosed.

Hearing no further comments, Mayor Hannen closed the public comment portion of the meeting.

PROFESSIONAL COMMENTS

Township Administrator Wall

- Discussed the FEMA Elevation Program and informed residents that the Township would be submitting an application. Explained that the appropriate property owners have been contacted, survey work is being completed, and applications would be submitted October 2, 2017.

COMMISSIONER REPORTS/COMMENTS

Commissioner Mary O'Connor

- Congratulated Eagle Scout Mark Gioioso. Feels all Eagle Scouts are true role models and do great things for the community;
- Congratulated the Cranford 8U Baseball Team on their championship;
- Announced that the Centennial Village Committee is hosting its 10th Annual Music Fest at Lincoln Avenue School. Listed the festivities to take place and stated that funds would be used toward the revitalization and beautification of the Centennial Village area. Also announced that a Township mural would be unveiled during the event;
- Discussed the Cranford Township News publication that has been delivered to all residents and announced that additional copies are available at the Municipal Building and Community Center;
- Discussed the new Township website to be launched at the end of the month and encouraged residents to provide feedback;
- Thanked those who attended the 9/11 Ceremony and thanked the World Trade Center Memorial Committee, the Cranford Clergy Council, the Police and Fire Departments and the First Aid Squad for organizing the ceremony;
- Requested good thoughts and prayers for a Cranford resident.

Commissioner Andis Kalnins

- Congratulated Eagle Scout Mark Gioioso. Feels it is amazing that Cranford continues to have so many individuals achieving the level of Eagle Scout and feels the projects are impressive;
- Congratulated the Cranford 8U Baseball Team on their championship;
- Thanked the World Trade Center Memorial Committee and others for organizing the 9/11 Ceremony. Discussed other disasters experienced in Cranford in which the community has come together to support one another;
- Discussed the adoption of Resolution No. 2017-318 which authorizes a Ratable Base Policy in connection with real estate tax appeals. Explained that this policy is required in connection with the Best Practices Checklist and further explained that if requirements of the Best Practices Checklist are not met, the Township's state aid would be reduced. Stated that this resolution confirms a policy the Township already practices. Thanked Chief Financial Officer Patterson and Township Administrator Wall for a job well done;
- Discussed the Centennial Village Committee's Music Fest and encouraged residents to participate;
- Wished Commissioner O'Connor a Happy Birthday.

Commissioner Ann Dooley

- Discussed the film entitled, "The Good Catholic" that is playing at the Cranford Theater. Informed residents that the film was produced by a Cranford resident and encouraged everyone to see the movie. Also thanked Cranford for being a great host to the director/writer of the movie;
- Announced that the Cranford Health Department would be hosting a free Rabies Clinic at the end of the month and provided information for residents;
- Announced that the Cranford Community Connection would be hosting the "Pooch Plunge" at the Centennial Avenue Pool and provided information for residents. Also mentioned that the logo for the Pooch Plunge was created by a student attending Hillside Avenue School;
- Discussed the 2017 Paving Program in connection with Riverside Drive. Explained that paving in that area has been delayed due to the Phase 2B Project and asked residents to bear with the Township Committee as it attempts to receive some clarity on the Phase 2B Project. Stated that the Township Committee should receive a response within a week as to whether a new study would be needed to meet the new requirements. Also discussed roads scheduled for paving next week.

Deputy Mayor Patrick Giblin

- Discussed the resolution authorizing street closures in connection with the Cranford Fire Department's 125th Anniversary celebration and encouraged residents to attend;
- Congratulated Eagle Scout Mark Gioioso;
- Congratulated the Cranford 8U Baseball Team. Feels they are very talented athletes;

- Discussed the prescription drop box in the Police Department and feels this initiative has been a success. Encouraged residents to utilize the program;
- Thanked everyone involved in organizing the 9/11 Ceremony;
- Urged drivers to be cautious since school is in session. Also informed residents that the Police Department would have an additional presence at the schools for the first couple of weeks;
- Welcomed the new Superintendent of Schools, Dr. Rubin, to Cranford;
- Welcomed the School Resource Officers to back for the new school year.

Mayor Thomas H. Hannen, Jr.

- Congratulated Eagle Scout Mark Gioioso;
- Congratulated the Cranford 8U Baseball Team;
- Discussed the passing of former employee June Brennan and extended his condolences to her family;
- Extended condolences to the Ditzel family on the passing of longtime resident Herb Ditzel and discussed a farm that the Ditzel family owned and operated in Cranford;
- Discussed the Rahway River Watershed and a request by former Mayor Aschenbach that residents be reminded that federal funds were not included in the budget for the Army Corps of Engineers study. Discussed efforts by legislators to restore funding and encouraged residents to continue sending letters to legislators. Also stated that another trip to Washington DC would be organized.

On motion of Commissioner Kalnins, seconded by Commissioner O'Connor and passed, the Township Committee adjourned at 9:40 PM.

Respectfully submitted,

Tara Rowley, RMC
Township Clerk

Date: September 12, 2017