

The Minutes of the **Official Meeting** of the Township Committee of the Township of Cranford, County of Union, State of New Jersey on **November 14, 2016** 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 Andis Kalnins
Deputy Mayor O’Connor
Commissioner John Mallon
Commissioner Patrick F. Giblin
Commissioner Thomas H. Hannen, Jr.

ABSENT: None

INVOCATION AND FLAG SALUTE

The invocation was led by Deputy Mayor O’Connor, followed by the flag salute which was led by Daisy Troop No. 40794.

MINUTE APPROVAL

On motion of Commissioner Hannen, seconded by Commissioner Mallon and passed, the minutes of the Workshop Meeting of October 24, 2016 and the Conference and Official Meetings of October 25, 2016, were approved by the indicated vote of the Township Committee:

Recorded vote:

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

Nay: None

Abstained: None

Absent: None

PAYMENT OF BILLS

On motion of Commissioner Giblin, seconded by Deputy Mayor O’Connor and passed, the Bills List dated November 14, 2016 totaling \$5,526,689.05, was approved for payment, as amended, by the indicated vote of the Township Committee and is on file in the Office of the Township Clerk:

Recorded vote:

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

Nay: None

Abstained: None

Absent: None

INFORMAL MEETING

Mayor Kalnins opened the informal meeting portion of the meeting and asked if there were any questions or comments. Hearing no comments, Mayor Kalnins closed the informal meeting portion of the meeting.

ORDINANCES – Introduction

Ordinance No. 2016-26:

The Township Clerk read by title only Ordinance No. 2016-26 entitled, “AN ORDINANCE AUTHORIZING A LEASE AGREEMENT BETWEEN THE TOWNSHIP OF CRANFORD AND THE CRANFORD CLAY COURTS CLUB, INC. ”

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

Recorded vote:

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

Nay: None

Abstained: None

Absent: None

Final Reading and Public Hearing for Ordinance No. 2016-26 to be held December 13, 2016.

RESOLUTIONS – By Consent Agenda

On motion of Deputy Mayor O'Connor, seconded by Commissioner Hannen and passed, the following resolutions were adopted by consent agenda:

Resolution No. 2016-334:

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 2016 in the sum of \$4,750.53, 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 \$4,750.53 is hereby appropriated under the caption "State Body Armor"; and

BE IT FURTHER RESOLVED that the above is a result of a State grant of \$4,750.53 from the State of New Jersey State Body Armor Replacement Fund (BARF).

Resolution No. 2016-335:

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 2016 in the sum of \$9,438.34 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 \$9,438.34 is hereby appropriated under the caption "Drunk Driving Enforcement"; and

BE IT FURTHER RESOLVED that the above is a result of a State grant of \$9,438.34 from The State of New Jersey Drunk Driving Enforcement Program.

Resolution No. 2016-336:

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 2016 in the sum of \$4,000.00 which is now available as a revenue from the 2016 Greening Union County Grant Award, pursuant to the provision of the statute; and

BE IT FURTHER RESOLVED that the like sum of \$4,000.00 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 \$4,000.00 from the 2016 Greening Union County Program.

Resolution No. 2016-337:

WHEREAS, N.J.S.A. 40A: 4-58 provides for appropriation transfers during the last two (2) months of the year, when it has been determined it is necessary to expand for any of the purposes specified in the budget an amount in excess of the sum appropriated therefore and where it has been further determined that there is an excess in any appropriation over and above the amount deemed to be necessary to fulfill the purpose of such appropriation, the Governing Body may, by Resolution setting forth the facts, adopted by not less than two-thirds vote of the full membership thereof, transfer the amount of such excess to those appropriations deemed to be insufficient.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Cranford, in the County of Union and State of New Jersey, that the Chief Financial Officer be and the same is hereby authorized to make transfers among the 2016 budget appropriations in accordance with the following schedule of transfers.

Account	From	To
Salary Adjustment Account	\$132,500.00	
PERS-Fringe Benefits	\$20,849.30	
Administration S&W		\$10,000.00
Channel 35 S&W		\$5,000.00
Clerk S&W		\$8,000.00
Finance S&W		\$10,000.00
Tax Collector S&W		\$6,000.00
Assessor S&W		\$5,000.00
Fire Chief S&W		\$30,000.00
Senior Bus S&W		\$500.00
Court S&W		\$8,000.00
PFRS – Fringe Benefits		\$20,849.30
Pool S&W		\$10,000.00
Social Security		\$40,000.00
	<u>\$153,349.30</u>	<u>\$153,349.30</u>

Resolution No. 2016-338:
BE IT RESOLVED by the Township Committee of the Township of Cranford that the salaries for the following employees be set as follows:

Mary A. Valdivia	
Senior Account Clerk - Municipal Court	\$35,469.80
Marie Wenk	
Sr. Account Clerk - Tax Collector’s Office	\$45,642.56
Kelly Demcher	
Senior Payroll/Financial Specialist - Finance Department	\$60,964.13

Resolution No. 2016-340:
WHEREAS, the Township of Cranford advertised for bids for Renovations to the Centennial Avenue Pool Roof; and
WHEREAS, on November 2, 2016 eleven (11) bids were received for the aforementioned project; and
WHEREAS, **Integrity Roofing, Inc., 1385 Witherspoon Street, Rahway, New Jersey 07065** was the lowest apparent bidder at a bid price of \$297,340.00.
NOW THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Cranford on this 14th day of November 2016, that **Integrity Roofing, Inc.** be, and hereby is, awarded the contract for Renovations to the Centennial Avenue Pool Roof; and
BE IT FURTHER RESOLVED, that the Mayor and Township Clerk are hereby authorized and directed to sign a contract with **Integrity Roofing, Inc.** for the renovations to the Centennial Avenue Pool Roof.

Resolution No. 2016-341:
WHEREAS, the Mayors Council on the Rahway River Watershed (Council) was established to address conditions of serious and repeated flood damage within municipalities along the Rahway River Watershed; and
WHEREAS, the participating municipalities of the Council act in a cooperative manner to engage in planning, engineering, legal and environmental assessment activities to commence a process to determine the most feasible and effective program for alleviation of these flooding events; and
WHEREAS, the Township of Cranford, as a participating member of the Council, has agreed to participate in a cost sharing agreement with other member municipalities of the Council to pay for the cost of the aforementioned activities; and
WHEREAS, the Township Committee will make payment to the Township of Millburn, who is the lead agency for the cost sharing agreement; 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 authorizes the Mayor and Township Clerk to execute Municipal Cost Sharing Agreement-FY 2017 for the funding of activities conducted in connection with the Mayors Council on the Rahway River Watershed; and
BE IT FURTHER RESOLVED that the Township Committee of the Township of Cranford agrees to pay \$20,000.00 to the Millburn Township-Joint Municipal Escrow Fund for the performance of services enumerated in Municipal Cost Sharing Agreement-FY 2017.

Resolution No. 2016-342:

BE IT RESOLVED, by the Township Committee of the Township of Cranford on this 14th day of November 2016, that the Mayor and Township Clerk be, and hereby are, authorized to execute an agreement with the Cranford First Aid Squad for voluntary emergency medical services.

Resolution No. 2016-344:

WHEREAS, there exists a need for the Township of Cranford to engage an expert to provide legal services in connection with an appeal of litigation entitled, “Cranford Development Associates v. Township of Cranford, et al”; and

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

WHEREAS, at a meeting held June 14, 2016, the Township Committee adopted Resolution No. 2016-195, authorizing an award of contract to Jeffrey R. Surenian Esq. for the aforementioned service at a fee not to exceed \$25,000.00; 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; and

NOW, THEREFORE, BE IT RESOLVED, by 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 \$35,000.00.

Resolution No. 2016-345:

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 Trius Inc. be and hereby is awarded a contract for the purchase of new Henke REL-12 12’ reversible end loader snowplow with a contract price of \$16,440.00 under the Educational Services Commission of NJ CO-OP state approved contract #ESCNJ 16/17-16.

Resolution No. 2016-346:

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 Trius Inc. be and hereby is awarded a contract for the purchase of new Wausau Model HSS 3610H snowplow with a contract price of \$17,203.00 under the NJPA CO-OP state approved CO-OP.

Resolution No. 2016-347:

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 Foley Power Systems be and hereby is awarded a contract for the purchase of a generator for the Cranford Fire House with a contract price of \$25,109.00 under the Educational Services Commission of NJ CO-OP state approved contract #ESCNJ 16/17-16.

Resolution No. 2016-348:

BE IT RESOLVED by the Township Committee of the Township of Cranford, that the Township Clerk be, and hereby is authorized to post advertisements to the Township’s website and local newspaper for the solicitation of Proposals and Qualifications for various legal, engineering, auditing, planning, appraisal and Risk Management Consulting services

Resolution No. 2016-349:

WHEREAS, J.C. Contracting, Inc., contractor for the North Avenue Station Plaza Pedestrian Improvements Project, has submitted a maintenance bond to the Township Clerk in connection said project.

NOW, THEREFORE BE IT RESOLVED that the Township Committee of the Township of Cranford authorizes the release of the bid bond to J.C. Contracting, Inc. in connection with the North Avenue Station Plaza Pedestrian Improvements Project.

Resolution No. 2016-350:

A RESOLUTION IN SUPPORT OF SENATE BILL S-2254 AND ASSEMBLY BILL A-3821 WHICH AFFIRMS THE LANGUAGE AND LEGISLATIVE INTENT OF THE FAIR HOUSING ACT

WHEREAS, the Township of Cranford supports the provision of affordable housing in a reasonable, rational and achievable way, consistent with economic realities and sound planning; and

WHEREAS, pursuant to the March 2015 New Jersey Supreme Court order which transferred oversight of the Fair Housing Act (FHA) to the courts, hundreds of municipalities filed declaratory judgment actions to voluntarily comply with their State imposed affordable housing requirements; and

WHEREAS, in February, the Ocean County Superior Court included a distinct “gap period” analysis retroactively over an additional 16 year period, separate and apart from the normal 10 year present and prospective need; and

WHEREAS, the Appellate Division recently in a unanimous decision overturned the February Ocean County Superior Court decision and held that municipalities are only responsible to address the ten year present and prospective need, not any “gap period” number; and

WHEREAS, the New Jersey Supreme Court has, for the stated purposes of, “...judicial economy and efficiency based on the large number of actions involved. The Court makes no findings as to the reasonable probability of success on the merits, irreparable harm, or the relative hardship to the parties,” agreed to hear an appeal of the Appellate Division ruling in late November; and

WHEREAS the Fair Housing Act (FHA) and existing case law, requires that “present and prospective fair share of the housing need in a given region ... shall be computed for a 10- year period.” [N.J.S.A. 52:27D-307(c)]; and

WHEREAS, the “gap issue” arises out of the inability of the New Jersey Council on Affordable Housing to promulgate third round regulations from 1999 to the present or make any final determination as to state and regional housing need, as well as constant litigation by certain groups; and

WHEREAS, any retroactive “gap” obligations could have significant and unfunded impacts on municipalities, may double count households under both present and prospective need, and will likely result in forcing municipalities and their property taxpayers to subsidize development; and

WHEREAS, this issue needs a resolution which provides both certainty and an achievable path forward so municipalities can proceed with planning for and implementing their affordable housing obligations; and

WHEREAS, Senate Bill S-2254, sponsored by Senators Greenstein and Bateman, and Assembly Bill A-3821, sponsored by Assemblymen DeAngelo and Benson, re-affirm the language and legislative intent of the Fair Housing Act, so as to preclude significant unfair impacts and instead further progress toward a more rational statewide housing policy, including reasonable and achievable obligations for municipalities, facilitate municipal compliance and the actual provision of affordable housing.

NOW, THEREFORE, BE IT RESOLVED, on this 14 day of November, 2016 by the Township of Cranford, County of Union, that:

1. The Township of Cranford strongly urges New Jersey Legislators to immediately reaffirm the language and legislative intent of the Fair Housing Act (FHA) and expressly clarify that the municipal affordable housing share is the sum of present and prospective need for the enumerated ten year period.
2. The Township of Cranford supports Senate Bill S-2254 and Assembly Bill A-3821.
3. Copies of this resolution be distributed to the Governor, the Lieutenant Governor, the President of the New Jersey Senate, the Speaker of the New Jersey General Assembly, the Legislative Sponsors, (insert State Senator and Assembly Representatives), Senator Jeff Van Drew, Senator Ronald Rice, Assemblyman Jerry Green and Assemblywoman Mila Jasey, the New Jersey League of Municipalities and the New Jersey Conference of Mayors.

Resolution No. 2016-351:

BE IT RESOLVED by the Township Committee of the Township of Cranford on the 14th day of November 2016 that the following checks will be refunded by the Tax Collector to the lien holder according to statutory requirements:

Redemption of Certificate #15-00008

Block 219 Lot 3
US Bank as Custodian for Phoenix
50 South 16th Street Suite 2050
Philadelphia, PA 19102

Refund: \$ 20,192.37
(6-01-55-000-010-029)
Premium: \$ 30,000.00
(T-15-00-000-106-000)

Redemption of Certificate #16-00006

Block 219 Lot 15
US Bank as Custodian for BV002 Trst/Crdtrs
50 South 16th Street Suite 2050
Philadelphia, PA 19102-2513

Refund: \$ 11,987.36
(6-01-55-000-010-029)
Premium: \$ 46,300.00
(T-15-00-000-106-000)

Redemption of Certificate #16-00020

Block 473 Lot 10
MTAG as Custodian for ATCF II NJ, LLC
PO Box 54972
New Orleans, LA 70154

Refund: \$ 16,933.32
(6-01-55-000-010-029)
Premium: \$ 60,000.00
(T-15-00-000-106-000)

Redemption of Certificate #16-00026

Block 598 Lot 27
FWDSL & Associates, LP
17 W. Cliff Street
Somerville, NJ 08876

Refund: \$ 5,690.66
(6-01-55-000-010-029)
Premium: \$20,000.00
(T-15-00-000-106-000)

BE IT FURTHER RESOLVED that the Tax Collector be and hereby is authorized to refund overpayments for the reasons noted below:

Vet Allowed - overpayment of taxes

Block 464 Lot 8.06
Edward & Mildred Werner
328 Dorchester Ave.

Refund: \$ 250.00
(6-01-55-000-010-025)

Cranford, NJ 07016-2802

Overpayment of Sewer

Block 643 Lot 3.011

Account#8217-0

Refund: \$ 30.13

20 Commerce Dr. Assoc. % Mack-Cali

(6-01-55-000-010-026)

P.O. Box 7810

Edison, NJ 08818

Resolution No. 2016-354:

RESOLUTION OF THE TOWNSHIP OF CRANFORD, COUNTY OF UNION AUTHORIZING A SHARED SERVICE ROADWAY IMPROVEMENTS IN CONJUNCTION WITH NEW JERSEY AMERICAN WATER AT VARIOUS LOCATIONS WITHIN THE TOWNSHIP

WHEREAS, NJ American Water is a domestic water provider within the Township with a business address of 1341 North Avenue, Plainfield, NJ 07062, authorized to provide service within the Township of Cranford; and

WHEREAS, NJ American Water and the Township of Cranford has discussed a shared service milling and paving of roadways that utility upgrades have occurred; and

WHEREAS, the total anticipated cost for a full mill and pave of the following roadways are projected to cost \$350,000.00 of which the Township of Cranford will earmark \$200,000.00 for said improvements.

- Wadsworth Terrace from Orange to the Dead End
- Holly Street from Orchard to Springfield
- Lenhome Drive South from Lenhome (N) to Walnut
- Lenhome Drive North from Denman to Chester Lang
- Martin Place from Lenhome (S) to Dead End

WHEREAS, it is in the best interest of the Municipality and its citizenry for the municipality to partially fund said improvements along municipal roadways within the limits described above; and

WHEREAS, the Chief Financial Officer reviewed the available funding for the improvements and has certified that sufficient funds are available within the current and/or previously adopted budget for said purpose by way of Bond Ordinance No. 2014-14; and

WHEREAS, the final cost will be determined based off of the Square Yardage of material installed, this will be overseen and confirmed by the Township Engineer; and

NOW THEREFORE BE IT RESOLVED, by the Township Council of the Township of Cranford, Union County, New Jersey that the above referenced construction project for shared services pavement restoration is awarded to NJ American Water, 1341 North Avenue, Plainfield, NJ 07062 with a **not-to-exceed price of \$200,000.00**; and

BE IT FURTHER RESOLVED, that this Resolution shall take effect immediately.

Recorded vote:

Aye: Mayor Kalnins, Deputy Mayor O'Connor, Commissioners Mallon, Giblin and Hannen

Nay: None

Abstained: None

Absent: None

On motion of Deputy Mayor O'Connor, seconded by Commissioner Hannen and passed, the following resolution was adopted by indicated vote below:

Resolution No. 2016-336A:

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 2016 in the sum of \$400,000.00 which is now available as a revenue from Cranford Soccer Club for the Memorial Field, pursuant to the provision of the statute; and

BE IT FURTHER RESOLVED that the like sum of \$400,000.00 is hereby appropriated under the caption "Memorial Field"; and

BE IT FURTHER RESOLVED that the above is a result of a grant of \$400,000.00 from Cranford Soccer Club.

Recorded vote:

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

Nay: None

Abstained: Commissioner Mallon

Absent: None

On motion of Deputy Mayor O'Connor, seconded by Commissioner Hannen and passed, the following resolution was adopted by indicated vote below:

Resolution No. 2016-339:

AUTHORIZATION FOR THE TOWNSHIP TO PROCESS AN INVOLUNTARY DISABILITY RETIREMENT APPLICATION

WHEREAS, the Township of Cranford has employed a firefighter in its Fire Department; and

WHEREAS, the firefighter is an active member of PFRS; and

WHEREAS, the firefighter has [insert years and months] of PFRS Service Credit, meeting the minimum service credit requirement of at least 4 years for PFRS members; and

WHEREAS, the Township of Cranford is of the opinion that the firefighter is totally and permanently disabled and no longer can perform his assigned duties based on the documentation supplied by professionals retained by the Township; and

WHEREAS, the Township of Cranford is unable to provide an alternative to the PFRS covered position with duties capable of being performed by said firefighter; and

WHEREAS, the Chief of the Fire Department of the Township of Cranford has consented to the processing of the Involuntary Disability Retirement application;

NOW, THEREFORE, BE IT RESOLVED by the governing body of this location that the Administrator of the Township of Cranford process an Involuntary Disability Retirement application for the firefighter; and

BE IT FURTHER RESOLVED that certified copies of this Resolution shall be forwarded to all parties involved in the administration of this action.

Recorded vote:

Aye: Mayor Kalnins, Deputy Mayor O'Connor, Commissioners Mallon and Giblin

Nay: None

Abstained: Commissioner Hannen

Absent: None

On motion of Deputy Mayor O'Connor, seconded by Commissioner Hannen and passed, the following resolution was adopted by indicated vote:

Resolution No. 2016-343:

BE IT RESOLVED, by the Township Committee of the Township of Cranford on this 14th day of November 2016, that the Mayor and Township Clerk be, and hereby are, authorized to execute a lease agreement with the Cranford Board of Education in connection with the use of Memorial Field, in a form to be accepted by the Township Attorney.

Recorded vote:

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

Nay: None

Abstained: Commissioner Mallon

Absent: None

On motion of Deputy Mayor O'Connor, seconded by Commissioner Hannen and passed, the following resolution was adopted by indicated vote below:

Resolution No. 2016-352:

RESOLUTION AWARDDING CONSTRUCTION CONTRACT FOR THE SITE WORK PORTION OF THE CRANFORD ATHLETIC FACILITY FIELD RENOVATION PROJECT FUNDED BY A BOND ORDINANCE PROVIDED BY THE TOWNSHIP OF CRANFORD, UNION COUNTY, NEW JERSEY.

WHEREAS, Wednesday, November 9, 2016 at 11:00 am, bids were opened in the presence of the Carl P. O'Brien, PE, Township Engineer and the Township Clerk, Tara Rowley; and

WHEREAS, there were four (4) bids received with the low bidder of the Base Bid plus Alternate Bid 'A' for the projects being The LandTek Group, Inc., 235 County Line Road, Amityville, NY 11701 with a total price of \$460,390.70; and

WHEREAS, Maser Consulting P.A. and other appropriate Township Officials have reviewed the bids and recommend award of contract for this project to The LandTek Group, Inc; and

WHEREAS, the Chief Financial Officer reviewed the available funding for the improvements and has certified that sufficient funds are available within the current and/or previously adopted budget for said purpose by way of Bond Ordinance No.2016-12; and

WHEREAS, this project is in the best interest of the health, safety and welfare of the general public in the Township of Cranford.

NOW THEREFORE BE IT RESOLVED, by the Township Council of the Township of Cranford, Union County, New Jersey that the above referenced construction project is awarded to the LandTek Group, Inc., 235 County Line Road, Amityville, NY 11701, with a total bid price of **\$460,390.70 for the Base Bid and Alternate Bid 'A';** and
BE IT FURTHER RESOLVED, that this Resolution shall take effect immediately.

Recorded vote:

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

Nay: None

Abstained: Commissioner Mallon

Absent: None

On motion of Deputy Mayor O'Connor, seconded by Commissioner Hannen and passed, the following resolution was adopted by indicated vote below:

Resolution No. 2016-353:

RESOLUTION OF THE TOWNSHIP OF CRANFORD, COUNTY OF UNION AND STATE OF NEW JERSEY AUTHORIZING SUNESYS, LLC TO INSTALL, OPERATE AND MAINTAIN FIBER OPTIC CABLE WITHIN THE TOWNSHIP

WHEREAS, Sunesys LLC ("Sunesys"), is a telecommunications provider with a business address of 202 Titus Avenue, Warrington, Pennsylvania, authorized to provide service by the New Jersey Board of Public Utilities and the Federal Communications Commission; and

WHEREAS, Sunesys as a utility and common carrier, has requested approval to install fiber optic cable in Cranford public rights-of-way; and

WHEREAS, Sunesys proposes to install its fiber optic cable on or in existing telephone, electric or cable conduit poles located on the public Rights-of Way; and

WHEREAS the Municipality is empowered to enter into this agreement pursuant to N.J.S.A. 48:17-10 through N.J.S.A. 48:17-12; and

WHEREAS, it is in the best interest of the Municipality and its citizenry for the municipality to grant consent to Sunesys to occupy said Public Rights-of-Way within the Municipality for this purpose; and

WHEREAS the consent granted herein to Sunesys is for the non-exclusive use by Sunesys of the public Rights-of-Way within the Municipality for the purpose of owning, constructing, installing, operating, and maintaining a telecommunications system.

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

1. The Mayor and Township Clerk are authorized to execute a Rights-Of-Way Use Agreement with Sunesys governing the terms and conditions of the facilities to be installed substantially in the form attached hereto and subject to approval by the Township Attorney.
2. The installation, operation and maintenance of Sunesys fiber optic cable shall be in accordance with the routing plan provided to the Township for approval and with the terms set forth in the Rights-of-way Agreement.
3. The installation, operation and maintenance of Sunesys fiber optic cable shall not interfere with the safety or convenience of persons or vehicles travelling on public streets, highways or rights-of-way within the Township.

BE IT FURTHER RESOLVED, that in consideration of the right to install, operate and maintain fiber optic cable within the Township's Rights-of-Way, Sunesys shall compensate the Township for reasonable costs incurred by the Municipality as set forth in the Rights-of-Way Agreement.

BE IT FURTHER RESOLVED, that should there be any deviation from either the routing or method of installation as presently proposed, Sunesys shall notify the Township in writing and post a Performance Bond for the work, if said Bond is determined by the Township to be required and shall compensate the Township at the prevailing rates for engineering and legal review of any expanded or amended application.

Recorded vote:

Aye: Deputy Mayor O'Connor, Commissioners Mallon, Giblin and Hannen

Nay: None

Abstained: Mayor Kalnins

Absent: None

PUBLIC COMMENTS

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

John Pritchard, 42-44 West Holly Street, discussed Veteran's Day and the loss of seven Cranford residents in the Vietnam War. Feels Vietnam veterans were not supported upon their return to the United States. Sang a song in support of the military. Also urged the Township Committee to contact legislators to request the reactivation of Muhlenberg Hospital and other hospitals in the area due to Cranford's proximity to Ground Zero.

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

PROFESSIONAL COMMENTS - None

COMMISSIONER REPORTS/COMMENTS

Commissioner Thomas H. Hannen, Jr.

- Discussed the proposed suspension of parking meter fees on Small Business Saturday that will be considered during the continuation of tonight's Workshop Meeting;
- Wished everyone a Happy Thanksgiving.

Commissioner Patrick Giblin

- Announced that the Cranford Public Library would be closed on Thanksgiving;
- Thanked Daisy Troop No. 40794 for leading the flag salute;
- Discussed Track Friday and encouraged residents to learn more about the event. Feels it is a great cause for a great charity;
- Encouraged residents to support Small Business Saturday;
- Discussed various events to be held over Thanksgiving weekend and wished everyone a Happy Thanksgiving.

Commissioner John V. Mallon

- Discussed the 2016 Paving Program and mentioned that the current list of roads to be paved is posted on the Township's website;
- Discussed leaf pickup and informed residents that the Department of Public Works is asking that sticks and branches not be mixed with leaves, as sticks and branches are not accepted at the composting facility;
- Wished everyone a Happy Thanksgiving.

Deputy Mayor Mary O'Connor

- Thanked Daisy Troop No. 40794 for leading the flag salute;
- Encouraged residents to support Small Business Saturday;
- Discussed the upcoming holiday decorating contest and is hopeful that more people will participate this year. Provided contact information for those interested;
- Discussed the Veteran's Day Breakfast that was sponsored by the Cranford VFW and feels veterans should be thanked for their service all year long;
- Thanked voters for reelecting her for a second term to the Township Committee. Thanked Commissioner Mallon and Candidate Kent Lucas for their campaigning efforts and commitment to Cranford. Congratulated Commissioner-elect Ann Dooley and stated that she looks forward to working with her;
- Wished everyone a Happy Thanksgiving.

Mayor Andis Kalnins

- Thanked the Cranford VFW for their efforts with the Veteran's Day Breakfast;
- Encouraged residents to support local vendors on Small Business Saturday;
- Congratulated Deputy Mayor Mary O'Connor and Commissioner-elect Ann Dooley. Thanked Commissioner Mallon and Candidate Kent Lucas for their campaign;
- Wished everyone a Happy Thanksgiving.

On motion of Deputy Mayor O'Connor, seconded by Commissioner Mallon and passed, the Township Committee returned to the Conference Meeting in Room 108 at 8:31 PM.

Respectfully submitted,

Tara Rowley, RMC
Township Clerk

Date: November 14, 2016