

The Minutes of the **Official Meeting** of the Township Committee of the Township of Cranford, County of Union, State of New Jersey on **February 14, 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.

#### **MINUTE APPROVAL**

On motion of Commissioner O’Connor, seconded by Deputy Mayor Giblin and passed, the minutes of the Workshop Meeting of January 23, 2017, Conference and Official Meetings of January 24, 2017 and Workshop Budget Meeting of February 4, 2017 were approved 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

#### **PAYMENT OF BILLS**

On motion of Commissioner Kalnins, seconded by Commissioner Dooley and passed, the Bill Lists dated February 14, 2017 totaling \$5,170,034.33, 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

#### **MAYORAL ANNOUNCEMENTS**

##### **Cameron Elizabeth Hay**

**WHEREAS**, Cameron Elizabeth Hay is a student of Cranford High School and will be graduating in June 2017. She is known by her peers for being passionate, idealistic and community oriented; and

**WHEREAS**, she has volunteered most of her time with the Cranford High School University Program, Model UN, the Cranford High Assistance Program, Captain of the Cranford High School Girls Soccer Team and is also a coach for a soccer camp with young children; and

**WHEREAS**, Ms. Hay attended a United States Military Academy (USMA) at West Point pre-college program in 2016, completed a Junior Internship with Congressman Lance’s office, was nominated by federal legislators to apply to West Point where she had to prove that she excelled in academic athletic and leadership achievements in order to become accepted; and

**WHEREAS**, Cameron received notification that she was accepted for admission for this summer into USMA at West Point on January 18, 2017; and

**WHEREAS**, being accepted into USMA at West Point is an exceptional honor reserved for our nation’s most promising students who are leaders, intelligent, physically fit and of outstanding character. These students receive a college education that is unparalleled in the world of tuition, room and board and expenses fully paid; and

**WHEREAS**, upon graduation, Cameron Elizabeth Hay will be part of a highly distinguished and internationally respected membership of the “Long Gray Line”.

**NOW, THEREFORE, BE IT RESOLVED**, that the Township Committee of the Township of Cranford commend and congratulate Cameron Elizabeth Hay for her outstanding achievement in being accepted into USMA at West Point and wish her success in all her future endeavors.

#### **INFORMAL MEETING**

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

## **ORDINANCES – Introduction**

### **Ordinance No. 2017-01:**

The Township Clerk read by title only Ordinance No. 2017-01 entitled, “AN ORDINANCE TO AMEND THE CODE OF THE TOWNSHIP OF CRANFORD, CHAPTER 112 GARBAGE COLLECTION AND DISPOSAL, SECTION 3 PREPARATION OF REFUSE FOR COLLECTION ”

Said ordinance was approved on first reading on motion of Deputy Mayor Giblin, seconded by Commissioner O’Connor, 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. 2017-01 to be held March 14, 2017.**

### **Ordinance No. 2017-02:**

The Township Clerk read by title only Ordinance No. 2017-02 entitled, “AN ORDINANCE TO AMEND THE CODE OF THE TOWNSHIP OF CRANFORD, CHAPTER 172 PROPERTY MAINTENANCE, SECTION 3 REVISIONS TO CODE ”

Said ordinance was approved on first reading on motion of Deputy Mayor Giblin, seconded by Commissioner O’Connor, 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. 2017-02 to be held March 14, 2017.**

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--113:**

**BE IT RESOLVED** by the Township Committee of the Township of Cranford that Timothy Meyer be, and hereby is, advanced to 1<sup>st</sup> Grade Firefighter in the Cranford Fire Department effective December 23, 2016.

Recorded vote:

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

Nay: None

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--114:**

**BE IT RESOLVED** by the Township Committee of the Township of Cranford that Mark Wills be, and hereby is, advanced to 1<sup>st</sup> Grade Firefighter in the Cranford Fire Department effective December 23, 2016.

Recorded vote:

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

Nay: None

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--115:**

**BE IT RESOLVED** by the Township Committee of the Township of Cranford that Carmen Giordino be, and hereby is, advanced to 1<sup>st</sup> Grade Firefighter in the Cranford Fire Department effective January 1, 2017.

Recorded vote:

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

Nay: None

Abstained: Mayor Hannen

Absent: None

**RESOLUTIONS – By Consent Agenda**

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

**Resolution No. 2017:116:**

**WHEREAS**, Russell Luedecker, Detective Sergeant within the Police Department, is qualified for a leave of absence pursuant to the Federal Family Medical Leave Act (FMLA), New Jersey Family Leave Act (NJFLA) and the New Jersey Paid Family Leave Act (NJPFLA) for the birth of his child.

**NOW THEREFORE BE IT RESOLVED** by the Township Committee of the Township of Cranford that Russell Luedecker is approved for a FMLA/NJFLA/NJPFLA leave of absence beginning February 20, 2017, using accumulated time as available as employee so elects;

**BE IT FURTHER RESOLVED** that Russell Luedecker shall comply with all provisions of law during the FMLA/NJFLA/NJPFLA leave of absence, including providing all required medical proofs.

**Resolution No. 2017-117:**

**WHEREAS**, N.J.S.A. 40A: 4-58 provides for appropriation transfers during the first three (3) 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.

<b>Account</b>	<b>From</b>	<b>To</b>
DPW Roundhouse	\$5,000.00	
DPW Municipal Building		\$5,000.00
	<u>\$5,000.00</u>	<u>\$5,000.00</u>

**Resolution No. 2017-118:**

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF CRANFORD, IN THE COUNTY OF UNION, NEW JERSEY, COVENANTING TO COMPLY WITH THE PROVISIONS OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED, APPLICABLE TO THE EXCLUSION FROM GROSS INCOME FOR FEDERAL INCOME TAX PURPOSES OF INTEREST ON OBLIGATIONS ISSUED BY THE TOWNSHIP OF CRANFORD AND AUTHORIZING THE MAYOR, TOWNSHIP CLERK, CHIEF FINANCIAL OFFICER AND OTHER TOWNSHIP OFFICIALS TO TAKE SUCH ACTION AS THEY MAY DEEM NECESSARY OR ADVISABLE TO EFFECT SUCH COMPLIANCE AND DESIGNATING A \$9,700,000 BOND ANTICIPATION NOTE, DATED JANUARY 27, 2017, PAYABLE JANUARY 26, 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") from time to time issues bonds, notes and other obligations the interest on which is excluded from gross income for Federal income tax purposes and desires to take such action as may be necessary or advisable to establish and maintain such exclusion; and

**WHEREAS**, the Internal Revenue Code of 1986, as amended (the "Code"), contains provisions with respect to the exclusion from gross income for Federal income tax purposes of interest on obligations, including provisions, among others, which require issuers of tax-exempt obligations, such as the Township to account for and rebate certain arbitrage earnings to the United States Treasury and to take other action to establish and maintain such Federal tax exclusion; and

**WHEREAS**, the Township intends to issue a \$9,700,000 bond anticipation note, dated January 27, 2017 and payable January 26, 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 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 Township Committee hereby covenants on behalf of the Township, to the extent permitted by the Constitution and the laws of the State of New Jersey, to do and perform all acts and things permitted by law and necessary to assure that interest paid on bonds, notes or other obligations of the Township (including the

Note) be and remain excluded from gross income of the owners thereof for Federal income tax purposes pursuant to Section 103 of the Code.

**SECTION 2.** The Mayor, Township Clerk, Chief Financial Officer and other officials of the Township are hereby authorized and directed to take such action, make such representations and give such assurances as they may deem necessary or advisable to effect compliance with the Code.

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

**SECTION 4.** It is hereby determined and stated that (1) the 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 5.** It is further determined and stated that the Township has not, as of the date hereof, issued any tax-exempt obligations (other than the Note) during the calendar year 2017.

**SECTION 6.** 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 7.** The issuing officers of the Township are hereby 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 8.** This resolution shall take effect immediately upon its adoption.

**Resolution No. 2017-119:**

**WHEREAS**, this Corporation (the Township of Cranford), for its own convenience, desires to have its checks, drafts, or other orders for the payment or withdrawal of money signed with facsimile signatures; and

**WHEREAS**, the Township of Cranford recognizes that it is impossible for TWO RIVER COMMUNITY BANK to determine whether or not a genuine facsimile signature has been affixed by authorized persons or means:

**NOW, THEREFORE, BE IT RESOLVED**, that TWO RIVER COMMUNITY BANK, as a designated depository of the Township of Cranford is hereby requested, authorized and directed to honor any and all checks, drafts, or other orders for the payment or withdrawal of money drawn in the Township of Cranford's name or names appear thereon as signer or signers thereof, when bearing the facsimile signature(s) made by machine or other mechanical device of the following:

Thomas H. Hannen, Jr.  
Lavona Patterson

**BE IT FURTHER RESOLVED**, that TWO RIVER COMMUNITY BANK shall be entitled to pay and charge to the account of this corporation any and all such checks, drafts or other orders, regardless of by whom or by what means the above facsimile signature(s) thereon may have been affixed thereto; and

**BE IT FURTHER RESOLVED** that the Township of Cranford assumes full responsibility for all payments made by TWO RIVER COMMUNITY BANK, in good faith in reliance upon the above facsimile signature(s) of such person or persons; and

**BE IT FURTHER RESOLVED** that the Secretary (Municipal Clerk) or Assistant Secretary (Deputy Municipal Clerk) of the Township of Cranford, are hereby authorized and directed to furnish to TWO RIVER COMMUNITY BANK, the above specimens of the facsimile signature(s); and

**BE IT FURTHER RESOLVED** that these resolutions shall continue and remain in full force and effect until notice of their revocation by further resolution of the Board of Directors or the Township of Cranford has been received in writing by TWO RIVER COMMUNITY BANK.

**Resolution No. 2017-120:**

**WHEREAS**, there exists a need to engage experts to provide labor attorney services for the Township of Cranford; and

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

**WHEREAS**, the Township of Cranford advertised for a Request for Qualifications (RFQ) for labor attorney services 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**, the Township Committee of the Township of Cranford approved Resolution No. 2017-28 designating **Schenck, Price, Smith and King** as a firm to provide Labor Attorney legal services.

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

1. **Schenck, Price, Smith and King, 351 Sparta Avenue, Sparta, New Jersey 07871** be and hereby is awarded a contract to provide Labor Attorney legal services at a cost not to exceed \$20,000.00.
2. The Mayor and Municipal Clerk are hereby authorized and directed to execute a contract with **Schenck, Price, Smith and King**; and
3. This contract is awarded pursuant to the "fair and open" process (N.J.S.A.19:44A-20.5 et seq.).

**Resolution No. 2017-121:**

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

**WHEREAS**, the Chief Financial Officer has certified as to the availability of funds which is on file in the office of the Township Clerk; 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**, 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**, the Township Committee of the Township of Cranford approved Resolution No. 2017-31 designating **Palumbo, Renaud and DeAppolonio, LLC** as an expert to be engaged to provide tax appeal legal services.

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

1. **Robert F. Renaud, of Palumbo, Renaud and DeAppolonio, LLC, 190 North Avenue East (Rte 28), Cranford, NJ 07016**, be and hereby is awarded a contract to provide Tax Appeal legal services at a cost not to exceed \$20,000.00.
2. The Mayor and Municipal Clerk are hereby authorized and directed to execute a contract with **Robert F. Renaud**; and
3. This contract is awarded pursuant to the “fair and open” process (N.J.S.A.19:44A-20.5 et seq.)

**Resolution No. 2017-122:**

**WHEREAS**, there exists a need to engage experts to provide general litigation services for the Township of Cranford; and

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

**WHEREAS**, the Township of Cranford advertised for a Request for Qualifications (RFQ) for General Litigation services 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**, the Township Committee of the Township of Cranford approved Resolution No. 2017-29 designating **McElroy, Deutsch, Mulvaney & Carpenter, LLP** as a firm to provide General Litigation services.

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

1. **McElroy, Deutsch, Mulvaney & Carpenter, LLP, Three Gateway Center, Newark, NJ 07102** be and hereby is awarded a contract to provide General Litigation legal services at a cost not to exceed \$20,000.00.
2. The Mayor and Municipal Clerk are hereby authorized and directed to execute a contract with **McElroy, Deutsch, Mulvaney & Carpenter, LLP**; and
3. This contract is awarded pursuant to the “fair and open” process (N.J.S.A.19:44A-20.5 et seq.).

**Resolution No. 2017-123:**

**WHEREAS**, there exists a need to engage experts to provide general litigation services for the Township of Cranford; and

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

**WHEREAS**, the Township of Cranford advertised for a Request for Qualifications (RFQ) for General Litigation services 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**, the Township Committee of the Township of Cranford approved Resolution No. 2017-29 designating **Rogut Mc Carthy LLC** as a firm to provide General Litigation services.

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

1. **Rogut Mc Carthy, 37 Alden St., Cranford, NJ 07016** be and hereby is awarded a contract to provide General Litigation legal services at a cost not to exceed \$20,000.00.
2. The Mayor and Municipal Clerk are hereby authorized and directed to execute a contract with **Rogut Mc Carthy**; and
3. This contract is awarded pursuant to the “fair and open” process (N.J.S.A.19:44A-20.5 et seq.).

**Resolution No. 2017-124:**

**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 Sanitation Truck Repair be and hereby is awarded a contract for the purchase of two (2) 30 cubic yard containers,

one (1) 40 cubic yard container, and one (1) 40 cubic yard enclosed container for the Department of Public Works at a quoted price of \$18,251.00 under state contract # T2108 & T2085.

**Resolution No. 2017-125:**

**WHEREAS**, in July 2015, the Township advertised for bids for the collection and marketing of recyclable materials within the Township (“Services”); and

**WHEREAS**, by Resolution No. 2015-338, the Township awarded the contract to Giordano Company (“Contractor”) for the provision of Services by a single-stream system for a five-year term commencing on November 1, 2015 and ending on October 31, 2020 (the “Contract”); and

**WHEREAS**, pursuant to the Contract the Contractor performs the Services within the Township every week, collecting recyclable materials from approximately half the households and addresses every Tuesday such that the entire Township receives Services once every other week;

**WHEREAS**, Contractor has requested an amendment to the Contract permitting it perform the Services within the entire Township every other week, collecting recyclable materials from approximately all of the households and addresses on the same day such that the entire Township continues to receive Services once every other week;

**WHEREAS**, the proposed amendment would still require the Contractor to provide Services to every household and address no less frequently than every other week; and

**WHEREAS**, the Township finds that the work Contractor has performed the Services in an effective and efficient manner; and

**NOW THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Cranford, in the County of Union, New Jersey does hereby authorize execution of the First Amendment, with the following salient provisions:

1. The Mayor and Municipal Clerk are hereby authorized and directed to execute an amendment to the Contract with Contractor to permit performance of the Services within the Township once every other week on a schedule such that the entire Township receives Services on the same day and no less frequently than every other week.

**Resolution No. 2017-126:**

**WHEREAS**, it is necessary to amend the contract for Redevelopment Attorney services performed by Wanda Monahan, Esq. in connection with the purchase of the Birchwood Avenue property; and

**WHEREAS**, at a meeting held December 13, 2016, the Township Committee of the Township of Cranford adopted Resolution No. 2016-2380 authorizing an award of contract to **Wanda Monahan, Esquire, of the firm Sedita, Campisano and Campisano, LLC, Wayne Plaza 1, 145 Route 46 West, Suite 102, Wayne, New Jersey 07470**, at a fee not to exceed \$10,000; and

**WHEREAS**, **Wanda Monahan, Esquire** has completed and submitted a Business Entity Disclosure Certification which certifies that **Wanda Monahan, Esquire** 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 **Sedita, Campisano and Campisano, LLC** from making any reportable contributions through the term of the contract; and

**WHEREAS**, **Wanda Monahan, Esquire** has submitted a Business Entity Contribution Certification which certifies that **Wanda Monahan, Esquire** 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**, an amendment to the contract is required to allow for an additional amount not to exceed \$25,000; and

**WHEREAS**, the Chief Financial Officer and Finance Director have certified as 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, New Jersey as follows:

1. Amends the contracts via issuance of purchase orders in an amount not to exceed \$25,000; and
2. The Business Entity Disclosure Certification and Business Entity Contribution Disclosure Certification be placed on file with a copy of this resolution; and
3. A copy of this resolution be published as required by law within twenty (20) days of its adoption.

**Resolution No. 2017-127:**

**APPROVE RELEASE OF PERFORMANCE BOND FOR TC LANDSCAPE CONSTRUCTION GROUP, INC.**

**WHEREAS**, the contractor of the 2015 Paver Repair Project, TC Landscape Construction Group, Inc., 729 Marie Street, Toms River, NJ 08753, has posted Maintenance Bond No. B10026175M in the amount of \$6,523.60 for construction work and activity performed in connection with the aforementioned project; and

**WHEREAS**, Maser Consulting, as the Township Engineer, per correspondence dated January 16, 2017, is recommending the release of the Performance Bond being held by the Township in the amount of \$66,220; and

**NOW, THEREFORE, BE IT RESOLVED**, that all work was performed to the satisfaction of the Township Engineer and release of the Performance Bond in the amount of \$66,220 be and hereby is authorized.

**Resolution No. 2017-128:**

**WHEREAS**, RJ Twitchell & Co., Inc. has posted a Cashier’s Check in the amount of \$6,710.00 in connection with a contract for the purchase of a 90 Yard Ejector Trailer for the Department of Public Works; and

**WHEREAS**, the Superintendent of Public Works, per correspondence dated February 1, 2017, is recommending the release of the Cashier’s Check being held by the Township in the amount of \$6,710.00.  
**NOW, THEREFORE, BE IT RESOLVED**, that the contract was carried out to the satisfaction of the Superintendent of Public Works and release of the Cashier’s Check in the amount of \$6,710.00 be and hereby is authorized.

**Resolution No. 2017-129:**

**WHEREAS**, the Mandatory Source Separation and Recycling Act, P.L.1987, c.102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and  
**WHEREAS**, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and  
**WHEREAS**, the New Jersey Department of Environmental Protection has promulgated recycling regulations to Implement the Mandatory Source Separation and Recycling Act; and  
**WHEREAS**, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and  
**WHEREAS**, a resolution authorizing Cranford to apply for the **2016 Recycling Tonnage Grant** will memorialize the commitment of this municipality to recycling and to indicate the assent of the Mayor and Township Committee to the efforts undertaken by the Township of Cranford and the requirements contained in the Recycling Act and recycling regulations; and  
**WHEREAS**, such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.  
**NOW THEREFORE BE IT RESOLVED** by the Mayor and the Township Committee that the Township of Cranford hereby endorses the submission of recycling tonnage grant application to the New Jersey Department of Environment Protection and designates Steven Wardell, Recycling Coordinator to ensure that the application is properly filed; and  
**BE IT FURTHER RESOLVED** that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

**Resolution No. 2017-130:**

**BE IT RESOLVED** by the Township Committee of the Township of Cranford that the Township Clerk be and hereby is authorized to advertise in the local newspaper for the solicitation of bids for “**Landscape Design and Contract Administration for Post Office Plaza**” for the Township of Cranford.

**Resolution No. 2017-131:**

**BE IT RESOLVED**, by the Township Committee of the Township of Cranford at a meeting held February 14, 2017 that the Township Clerk be, and hereby is, authorized to advertise for sale at public auction certain unclaimed bicycles which have come into the possession of the Cranford Police Department through abandonment or failure of owner to claim same.  
**BE IT FURTHER RESOLVED**, that the Public Auction will be held on March 11, 2017 at 8:00 a.m.

Make	Color	Serial #
Huffy	Crosswind	90662HUFFYK6262
Ross	Mt. Pocono	S08D039782
Schwinn	Ranger	12E58181
Avigo	Fade	G1506087540
Next	Power Climber	4643449
Kent	Abyss	WMGS00730210
Pacific	Stratus	SNF5D12M02095
Giant	Boulder	C37HB702A
Giant	Revel	CA1T8498
Schwinn	Ranger	SNIDC06E03190
Mongoose	Magnetic	SNGNP05F08183
Roadmaster	Shimano	RMC23690024
Giant	MTX 225	A58026674
GT	Avalanche	IDC04H12391
Mongoose	Element	SNFSD15G47554
SE Bikes	Madman	ICSE13E03140
Huffy	Malice	58905194
Razor	Scooter	N/A

**Resolution No. 2017-132:****A RESOLUTION SUPPORTING SENATE BILL S2171 “NEW JERSEY LIBRARY CONSTRUCTION BOND ACT” AND URGING THE SENATE COMMITTEE(S) TO APPROVE SAME FOR A FULL SENATE VOTE**

**WHEREAS**, Senate Bill S2171, the New Jersey Library Construction Bond Act, authorizes the issuance of \$125,000,000.00 in general obligation bonds to finance capital projects; and

**WHEREAS**, it has been more than fifteen years since a library construction bond program has been developed by the State of New Jersey; and

**WHEREAS**, numerous public library facilities need capital funding to provide physical and technological improvements to meet the growing needs of their communities, and

**WHEREAS**, many public library facilities in New Jersey are not ADA compliant and, therefore, thousands of New Jersey residents do not have full access to library services; and

**WHEREAS**, the Township of Cranford supports this financing for capital projects at public libraries around the State of New Jersey;

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Committee of Cranford that it does express and hereby affirm its support of Senate Bill S2171 and urges its passage; and

**BE IT FURTHER RESOLVED**, that the Borough Clerk is directed to convey a certified copy of this Resolution to New Jersey Senate President and all members of the New Jersey Senate.

I, Tara Rowley, Clerk, Township of Cranford, in the County of Union, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Township Committee of Cranford, County of Union, State of New Jersey at a Regular meeting of said Committee held on February 14, 2017.

**Resolution No. 2017-133:****2017 DISTRACTED DRIVING CRACKDOWN “U DRIVE· U TEXT· U PAY”**

**WHEREAS**, distracted driving is a dangerous epidemic on America’s roadways; and

**WHEREAS**, in 2014 alone, 3,179 people were killed in distracted driving crashes; and

**WHEREAS**, in New Jersey, driver inattention remains the most significant cause of fatal and incapacitating crashes; and

**WHEREAS**, the State of New Jersey, Division of Highway Traffic Safety, has asked law enforcement agencies throughout the state to participate in the 2017 *Distracted Driving Statewide Crackdown*; and

**WHEREAS**, the project will involve increased distracted driving enforcement from April 1, 2017 through April 21, 2017; and

**WHEREAS**, an increase in distracted driving enforcement will help save lives on our roadways;

**THEREFORE, BE IS RESOLVED** that the Township of Cranford declares its support for the 2017 *Distracted Driving Statewide Crackdown* from April 1, 2017 through April 21, 2017 and pledges to increase awareness of the dangers of distracted driving.

**Resolution No. 2017-134:**

**BE IT RESOLVED** by the Township Committee of the Township of Cranford on the 14th day of February 2017 that the following checks will be refunded by the Tax Collector due to appeals of added adjustments in 2016 according to statutory requirements:

**TAX OVERPAYMENT**

Block 149 Lot 16

Thomas & Shelley Shaffery

5 Hillside Place

Cranford, NJ 07016

**Refund:** \$309.76

(7-01-55-000-010-028)

Block 414 Lot 4.01

Craig Clayton & Stacy Schreiber

165 Hillcrest Avenue

Cranford, NJ 07016

**Refund:** \$99.31

(7-01-55-000-010-028)

Block 460 Lot 20

Carol U. Coe

312 Denman Road

Cranford, NJ 07016

**Refund:** \$74.46

(7-01-55-000-010-028)

Block 554 Lot 87

Donald A. Whellan

33 Manitou Circle

Westfield, NJ 07090

**Refund:** \$309.77

(7-01-55-000-010-028)

**Resolution No. 2017-135:**

**BE IT RESOLVED** by the Township Committee of the Township of Cranford on the 14th day of February 2017 that the following checks will be refunded by the Tax Collector to the lien holder according to statutory requirements:



**Redemption of Certificate #16-00011**

Block 294 Lot 18  
SLS 1, LLC  
21 Robert Pitt Drive Ste. 207  
Monsey, NY 10952

**Refund:** \$ 25,534.42  
(7-01-55-000-010-029)  
**Premium:** \$ 75,000.00  
(T-15-00-000-106-000)

**Redemption of Certificate #16-00012**

Block 334 Lot 7.02  
TWR as Custodian for Ebury Fund I NJ, LLC  
P.O. Box 37695  
Baltimore, Md. 21297-3695

**Refund:** \$ 371.27  
(7-01-55-000-010-029)  
**Premium:** \$ 300.00  
(T-15-00-000-106-000)

**Redemption of Certificate #16-00023**

Block 547 Lot 7  
D1Softball  
20 Glenside Terrace  
Montclair, NJ 07043

**Refund:** \$ 14,103.86  
(7-01-55-000-010-029)  
**Premium:** \$ 43,100.00  
(T-15-00-000-106-000)

**Redemption of Certificate #16-00025**

Block 580 Lot 19  
FWDSL & Associates, LP  
17 W. Cliff Street  
Somerville, NJ 08876

**Refund:** \$ 595.97  
(7-01-55-000-010-029)  
**Premium:** \$ 1,400.00  
(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:

**SEWER OVERPAYMENT**

Block 474 Lot 4.03      Account # 5769-0  
Block 474 Lot 4.03      Account # 5769-1  
Block 476 Lot 2.01      Account # 5784-0  
Block 476 Lot 2.01      Account # 5784-1  
Morgan Properties, Utilities Assistant  
160 Clubhouse Road  
King of Prussia, Pa. 19406  
Attn: Joanne Quirion

**Refund:** \$ 921.42  
2,787.49  
1,552.50  
1,544.98  
**Total**      \$ 6,806.39  
  
(7-01-55-000-010-026)

**TAX OVERPAYMENT**

Block 616 Lot 7  
Mortgage Service Center  
95 Methodist Hill Dr. STE 400  
Rochester, NY 14623  
Loan# 7133423843

**Refund:** \$4,110.02  
(7-01-55-000-010-025)

Block 270 Lot 8  
Christopher Walsh  
106 Maple Place  
Cranford, NJ 07016

**Refund:** \$3,288.26  
(7-01-55-000-010-025)

**Resolution No. 2017-136:**

**WHEREAS**, Cranford Restaurants, LLC (t/a The Thirsty Turtle), located within the Cranford Special Improvement District at 3 South Avenue West, has requested to install an awning which would encroach approximately 2’6” on the Township right-of-way; and  
**WHEREAS**, the Downtown District Management Corporation (DMC) has reviewed and has indicated its approval of said request; and  
**WHEREAS**, as per Chapter 136-22.12 of the Township Code of Cranford, awnings shall be permitted to extend not more than four feet beyond the façade of the structure to which the awning is attached, and shall not be permitted to overhang the Township’s right-of-way without express consent of the township Committee; and  
**WHEREAS**, the Office of Planning and Zoning has indicated that the request is in compliance with the aforementioned chapter of the Cranford Township Code; and  
**WHEREAS** the consent granted herein to Cranford Restaurants, LLC is for the non-exclusive use by Cranford Restaurants, LLC of the public Rights-of-Way for the stated purposes and will be subject to a Right-of-way use agreement.

**NOW, THEREFORE, BE IT RESOLVED** that the Township Committee of the Township of Cranford hereby authorizes the Mayor and Township Clerk to execute a Right-Of-Way Use Agreement with Cranford Restaurants, LLC governing the terms and conditions of the awning to be installed in a form to be approved by the Township Attorney.

Recorded vote:

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

Nay: None

Abstained: None

Absent: None

**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, discussed reasons why he feels the Township Committee should oppose "sanctuary cities". Also spoke in support of military personnel and members of the Cranford community that were lost fighting in Vietnam. Sang a song in support of the military. Urged the Township Committee to request that legislators reactivate Muhlenberg Hospital and other hospitals in the area due to their proximity to Ground Zero.

Theodore Mann, 303 Lincoln Park East, requested clarification of the agenda and the resolutions that were approved. Feels discussion of these items should be held in public.

Mayor Hannen explained that resolutions and other items scheduled for official action are discussed during the Workshop Meeting held the Monday evening prior to the Official Meeting. Also mentioned that resolutions and ordinances scheduled for official action are available through the Township's website.

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

**PROFESSIONAL COMMENTS**

**Township Administrator Terence Wall**

- Provided an update of the Birchwood Avenue property. Announced that the Township completed the purchase transaction and now owns the property. Also explained that the Township would aggressively engage in a Request for Proposals (RFP) process consistent with the goals and objectives of the Township Committee.

**COMMISSIONER REPORTS/COMMENTS**

**Commissioner Mary O'Connor**

- Commended the Department of Public Works for their efforts with snow removal. Mentioned that she drove through neighboring communities and the roads were not cleared as well as Cranford's roads;
- Commended the Police Department, Fire Department and TV35 for keeping residents informed and safe during the snow storm. Encouraged residents to register for Nixle to receive updates and provided the website address for those interested;
- Discussed the "See Click Fix" app available for residents for pothole repair;
- Mentioned that she would be traveling with Mayor Hannen to Washington DC to meet with legislators regarding flood control. Explained that the purpose of the meeting is to request expedition of the timeline in connection with the regional flood mitigation project considered for the Rahway River Watershed;
- Congratulated those Firefighters who advanced to Firefighter First Grade;
- Congratulated Cameron Hay on being accepted to the West Point Military Academy. Feels it is an amazing accomplishment and that Ms. Hay sets an exceptional example for all youth in Cranford;
- Wished everyone a Happy Valentine's Day.

**Commissioner Andis Kalnins**

- Congratulated Cameron Hay on her acceptance to the West Point Military Academy and extended his best wishes to Ms. Hay in her future endeavors;
- Discussed the 2017 Municipal Budget and thanked the Department Managers for their presentations and efforts during the process. Announced that he would be holding office hours to discuss the 2017 Municipal Budget with interested residents;
- Discussed the meeting in Washington DC with legislators regarding flood control. Stated that he is unable to attend the meeting, but is hopeful that legislators will support expedition of the project. Urged residents to continue to write letters to Congress in support of regional flood control for the Rahway River Watershed;
- Discussed the Chamber of Commerce's networking breakfast and announced that Mayor Hannen would be the guest speaker. Provided information for those interested in attending the event;

- Discussed improvements in technology that have occurred within Cranford's daily operations and other improvements that are planned for the future. Feels progress has been made over the past several years and stated that he would like it to continue to move forward;
- Discussed the Workshop Meeting of February 13, 2017 in which the majority of the Township Committee supported moving forward with an in-house engineering model. Discussed his disappointment with this decision and his concerns with an in-house engineering model. Feels significant progress was made with an outsourced engineer and would like that progress to continue.
- Wished everyone a Happy Valentine's Day.

**Commissioner Ann Dooley**

- Wished everyone a Happy Valentine's Day;
- Discussed the snow storm that occurred last week and stated that she was able to ride along with the Department of Public Works as roads were being cleared. Discussed the importance of removing vehicles from the roadways during a snow storm. Also urged residents to clear personal items from the right-of-way in order to keep the area clear for plowing. In addition, requested that residents avoid shoveling snow in the street after the road has been plowed;
- Discussed costs related to engineering services and the amount of on-site hours that were provided to the Township by an outsourced engineer, versus the amount that could be provided by an in-house engineer for that same cost. Also discussed capital projects and the fact that costs related to these projects, such as road paving, are not limited to materials and construction, but also include costs for engineering services. Stated that she has done extensive amount of research concerning this matter and feels it is an issue that must be addressed.

**Deputy Mayor Patrick Giblin**

- Wished everyone a Happy Valentine's Day;
- Discussed various events being hosted by the Friends of the Public Library and provided contact information for those interested in attending;
- Announced that a Pedestrian Safety Committee meeting has been scheduled and provided information for those interested in attending;
- Discussed "Below 100 Training" which is a nationwide effort to lower the number of police fatalities to below 100. Thanked Captain Van Bergen and Captain Patterson for instructing the program and also thanked them for the invitation. Encouraged the other members of the Township Committee to attend the next training session.

**Mayor Thomas H. Hannen, Jr.**

- Welcomed TV35 Director Davenport back from his medical leave and extended his appreciation to Mr. Davenport and his staff for their efforts;
- Congratulated Cameron Hay on her acceptance to the West Point Military Academy and wished her much success;
- Mentioned that he would be traveling to Washington DC with Commissioner O'Connor to address the flood mitigation project considered for the Rahway River Watershed. Stated that residents have raised many questions regarding the proposed project and announced that he would be setting up a meeting to continue to keep residents informed;
- Wished everyone a Happy Valentine's Day.

On motion of Commissioner O'Connor, seconded by Commissioners Kalnins and passed, the Township Committee adjourned at 8:46 PM.

Respectfully submitted,

---

Tara Rowley, RMC  
Township Clerk

Date: February 14, 2017