

The Minutes of the **Official Meeting** of the Township Committee of the Township of Cranford, County of Union, State of New Jersey on **November 27, 2018** at 7:50 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 will be taken at this meeting.

Present: Mayor Thomas H. Hannen, Jr.
Deputy Mayor Ann Dooley
Commissioner Patrick F. Giblin
Commissioner Jean-Albert Maisonneuve
Commissioner Mary O’Connor

ABSENT: None

INVOCATION AND FLAG SALUTE

The invocation was led by Deputy Mayor Dooley, followed by the flag salute which was led by Cub Scout Pack 103 Den 15.

MINUTE APPROVAL

On motion of Commissioner Maisonneuve, seconded by Deputy Mayor Dooley and passed, the minutes of the Official Meeting of November 5, 2018 were approved by indicated vote of the Township Committee:

Recorded vote:

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

Nay: None

Abstained: None

Absent: None

PAYMENT OF BILLS

On motion of Commissioner O’Connor, seconded by Commissioner Giblin and passed, the Bill List No.1 dated November 27, 2018, totaling \$9,118.06 and Bill List No. 2, totaling \$814,928.27 were 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 Dooley, Commissioners Giblin, Maisonneuve and O’Connor

Nay: None

Abstained: None

Absent: None

MAYORAL ANNOUNCEMENTS

Pancreatic Cancer Month

WHEREAS, in 2018, an estimated 55,400 people will be diagnosed with pancreatic cancer in the United States and 44,330 will die from the disease;

WHEREAS pancreatic cancer is one of the deadliest cancers, is currently the fourth leading cause of cancer death in the United States and is projected to become the second by 2020;

WHEREAS pancreatic cancer is the only major cancer with a five-year relative survival rate in the single digits at just six percent;

WHEREAS when symptoms of pancreatic cancer present themselves, it is generally late stage, and 73 percent of pancreatic cancer patients die within the first year of their diagnosis while 94 percent of pancreatic cancer patients die within the first five years;

WHEREAS approximately 1300 deaths will occur in New Jersey in 2018;

WHEREAS the *Recalcitrant Cancer Research Act* was signed into law in 2013, which calls on the National Cancer Institute to develop a scientific framework, or strategic plans, for pancreatic cancer and other deadly cancers, which will help provide the strategic direction and guidance needed to make true progress against these diseases; and

WHEREAS the Pancreatic Cancer Action Network is the national organization serving the pancreatic cancer community in Cranford and nationwide through a comprehensive approach that includes public policy, research funding, patient services, and public awareness and education related to developing effective treatments and a cure for pancreatic cancer;

WHEREAS the Pancreatic Cancer Action Network and its affiliates in New Jersey support those patients currently battling pancreatic cancer, as well as to those who have lost their lives to the disease, and are committed to nothing less than a cure;

WHEREAS the good health and well-being of the residents of Cranford are enhanced as a direct result of increased awareness about pancreatic cancer and research into early detection, causes, and effective treatments;

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Cranford designates the month of November 2018 as “Pancreatic Cancer Awareness Month” in the Township of Cranford.

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 – Final Reading and Public Hearing

Ordinance No. 2018-17

The Mayor Hannen read by title only Ordinance No. 2018-17 entitled, “AN ORDINANCE TO AMEND THE CODE OF THE TOWNSHIP OF CRANFORD, CHAPTER 255, LAND DEVELOPMENT, SECTION 37, SUPPLEMENTAL USE REGULATIONS”

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

Recorded vote:

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

Nay: None

Abstained: None

Absent: None

RESOLUTIONS – By Consent Agenda

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

Resolution No. 2018-362:

RESOLUTION AWARDING CONSTRUCTION CONTRACT FOR THE NORTHEAST QUADRANT STORMWATER MANAGEMENT PROJECT, RIVERSIDE DRIVE NORTH AND SOUTH GRAVITY STORM SEWER INTERCONNECTIONS – CONTRACT 2B FUNDED BY A BOND ORDINANCE PROVIDED BY THE TOWNSHIP OF CRANFORD, UNION COUNTY, NEW JERSEY

WHEREAS, Thursday, November 8, 2018 at 10:00 am, bids were opened in the presence of the Township Engineer and the Deputy Township Clerk; and

WHEREAS, there were eight (8) bids received with the low bidder for the project being Underground Utilities Corp., 711 Commerce Road, Linden, NJ 07036, with a total price of \$2,188,198.00; and

WHEREAS, the Township Engineer and other appropriate Township Officials have reviewed the bids and recommend award of contract for this project to Underground Utilities Corp.; 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 2016-18; and

WHEREAS, this Project is funded by way of a capital improvements bond ordinance stated herein as provided by Township of Cranford; 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 Underground Utilities Corp., 711 Commerce Road, Linden, NJ 07036, with a total bid price of **\$2,188,198.00**; and

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

Resolution No. 2018-363:

BE IT RESOLVED, that the Township Committee of the Township of Cranford on this 27th day of November 2018 hereby authorizes the following holidays for Township employees for the year 2019;

<u>Holiday</u>	<u>Actual Date</u>	<u>Employee Holiday</u>
New Year’s Day	Tuesday, January 1 st	Tuesday, January 1 st
Martin Luther King Jr.	Monday, January 21 st	Monday, January 21 st
Lincoln’s Birthday	Tuesday, February 12 th	Friday, July 5 th
Washington’s Birthday	Monday, February 18 th	Monday, February 18 th
Good Friday	Friday, April 19 th	Friday, April 19 th
Memorial Day	Monday, May 27 th	Monday, May 27 th
Independence Day	Thursday, July 4 th	Thursday, July 4 th
Labor Day	Monday, September 2 nd	Monday, September 2 nd
Columbus Day	Monday, October 14 th	Monday, October 14 th
Election Day	Tuesday, November 5 th	Friday, November 29 th
Veteran’s Day	Monday, November 11 th	Monday, November 11 th
Thanksgiving Day	Thursday, November 28 th	Thursday, November 28 th
Christmas Day	Wednesday, December 25 th	Wednesday, December 25 th

Resolution No. 2018-364:

BE IT RESOLVED by the Township Committee of the Township of Cranford, that the Township Clerk be and hereby is authorized to advertise for the receipt of bids for animal control services

Resolution No. 2018-365:**RESOLUTION AUTHORIZING CONTRACT CHANGE ORDER NO. 1 & FINAL FOR FINAL ADJUSTMENT OF AS-BUILT QUANTITIES AND ITEMS OF EXTRA WORK FOR THE INTERSECTION IMPROVEMENTS AT NORTH UNION AVENUE AND ALDEN STREET FOR THE TOWNSHIP OF CRANFORD, UNION COUNTY, NEW JERSEY**

WHEREAS, by Resolution No. 2017-409 adopted December 20, 2017, the Township Council of the Township of Cranford authorized and approved an award of contract to S. Brothers, Inc., 16 Sobeckko Road, Manalapan, NJ 07726 for the Intersection Improvements at North Union Avenue and Alden Street with a total project price of \$370,466.75; and

WHEREAS, the project has been completed and the need exists to rectify the final as-built construction item quantities with the original contract quantities for the project; and

WHEREAS, certain necessary items of extra work were required to be undertaken throughout the course of the project due to unforeseen field conditions; and

WHEREAS, the Township Engineer has reviewed and approved the final as-built construction item quantities and items of extra work as set forth in Change Order No. 1 & Final, a copy of which is attached to the original hereof; and

WHEREAS, Change Order No. 1 & Final reflects an increase in the materials and work utilized in the amount of \$4,676.67 (1.26% increase); and

WHEREAS, the following summarizes the allocation of the \$4,676.67 Change Order:

- Utilize the available funding from Capital Bond Ordinance C-04-17-005-000-200

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available within the current and/or previously adopted budget for said purpose.

NOW THEREFORE BE IT RESOLVED, by the Township Council of the Township of Cranford, Union County, New Jersey that the above referenced Change Order No. 1 & Final for the Intersection Improvements at North Union Avenue and Alden Street is awarded to S. Brothers, Inc., 16 Sobeckko Road, Manalapan, NJ 07726 in the amount of \$4,676.67 (1.26% of the original contract amount of \$370,466.75).

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

Resolution No. 2018-366:**SUPPORTING THE DRIVE SOBER OR GET PULLED OVER 2018 HOLIDAY STATEWIDE CRACKDOWN**

WHEREAS, approximately one-third of all fatal traffic crashes in the United States involve drunk drivers; and

WHEREAS, impaired driving crashes cost the United States almost \$50 Billion a year; and

WHEREAS, 28.6% of motor vehicle fatalities in New Jersey in 2016 (the last year for which complete data is available) were alcohol-related; and

WHEREAS, an enforcement crackdown is planned to combat impaired driving; and

WHEREAS, the holiday season in particular is traditionally times of social gatherings **which** include alcohol; and

WHEREAS, the State of New Jersey, Division of Highway Traffic Safety, has asked law enforcement agencies throughout the state to participate in the *Drive Sober or Get Pulled Over 2018 Holiday Statewide Crackdown*; and

WHEREAS, the project will involve increased impaired driving enforcement from December 13, 2018 through January 1, 2019; and

WHEREAS, an increase in impaired driving enforcement and a reduction in impaired driving will save lives on our roadways;

THEREFORE, BE IS RESOLVED that the Township of Cranford declares its support for the *Drive Sober or Get Pulled Over 2018 Statewide Holiday Crackdown* from December 13, 2018 through January 1, 2019 and pledges to increase awareness of the dangers of drinking and driving.

Resolution No. 2018-367:

WHEREAS, the Tax Collector of this municipality has previously issued a tax sale certificate to TFS CUST/FIG CAP INV NJ13, LLC which certificate is dated Sept 19, 2017 covering premises commonly known and referred to as Lot 2 in Block 149 as set out in the municipal tax map then in use which certificate bears number 17-00001.

WHEREAS, the purchaser of the aforesaid tax sale certificate has indicated to the Tax Collector that they have lost or otherwise misplaced the original tax sale certificate and have duly filed the appropriate Affidavit of Loss with the Tax Collector, a copy of which is attached hereto.

NOW, THEREFORE, be it resolved by the Mayor and the Governing Body of the Municipality of Cranford that the Tax Collector of the municipality be and is hereby authorized, upon receipt of the appropriately executed and notarized Loss Affidavit and the payment of a fee of \$100.00 per certificate, to issue an appropriate duplicate tax sale certificate to the said purchaser covering the certificate lost as previously described all in accordance with the requirements of Chapter 99 of Public Laws of 1997.

BE IT FURTHER RESOLVED that a copy of this Resolution and the Loss Affidavit be attached to the duplicate certificate to be issued to said purchaser and that said duplicate certificate shall be stamped or otherwise have imprinted upon it the word "Duplicate" as required by law.

Resolution No. 2018-368:

WHEREAS, the Tax Collector of this municipality has previously issued a tax sale certificate to TFS CUST/FIG CAP INV NJ13, LLC which certificate is dated Sept 19, 2017 covering premises commonly known and referred to as Lot 1 in Block 195 as set out in the municipal tax map then in use which certificate bears number 17-00004 .

WHEREAS, the purchaser of the aforesaid tax sale certificate has indicated to the Tax Collector that they have lost or otherwise misplaced the original tax sale certificate and have duly filed the appropriate Affidavit of Loss with the Tax Collector, a copy of which is attached hereto.

NOW, THEREFORE, be it resolved by the Mayor and the Governing Body of the Municipality of Cranford that the Tax Collector of the municipality be and is hereby authorized, upon receipt of the appropriately executed and notarized Loss Affidavit and the payment of a fee of \$100.00 per certificate, to issue an appropriate duplicate tax sale certificate to the said purchaser covering the certificate lost as previously described all in accordance with the requirements of Chapter 99 of Public Laws of 1997.

BE IT FURTHER RESOLVED that a copy of this Resolution and the Loss Affidavit be attached to the duplicate certificate to be issued to said purchaser and that said duplicate certificate shall be stamped or otherwise have imprinted upon it the word "Duplicate" as required by law.

Resolution No. 2018-369:

WHEREAS, the Tax Collector of this municipality has previously issued a tax sale certificate to TFS CUST/FIG CAP INV NJ13, LLC which certificate is dated Sept 19, 2017 covering premises commonly known and referred to as

Lot 12 in Block 212 as set out in the municipal tax map then in use which certificate bears number 17-00008 .

WHEREAS, the purchaser of the aforesaid tax sale certificate has indicated to the Tax Collector that they have lost or otherwise misplaced the original tax sale certificate and have duly filed the appropriate Affidavit of Loss with the Tax Collector, a copy of which is attached hereto.

NOW, THEREFORE, be it resolved by the Mayor and the Governing Body of the Municipality of Cranford that the Tax Collector of the municipality be and is hereby authorized, upon receipt of the appropriately executed and notarized Loss Affidavit and the payment of a fee of \$100.00 per certificate, to issue an appropriate duplicate tax sale certificate to the said purchaser covering the certificate lost as previously described all in accordance with the requirements of Chapter 99 of Public Laws of 1997.

BE IT FURTHER RESOLVED that a copy of this Resolution and the Loss Affidavit be attached to the duplicate certificate to be issued to said purchaser and that said duplicate certificate shall be stamped or otherwise have imprinted upon it the word "Duplicate" as required by law.

Resolution No. 2018-370:

RESOLUTION AUTHORIZING THE TOWNSHIP OF CRANFORD TO ENTER INTO A COOPERATIVE PRICING AGREEMENT

WHEREAS, N.J.S.A 40A:11-11(5) authorizes contracting units to establish a Cooperative Pricing System and to enter into Cooperative Pricing Agreements for its administration; and

WHEREAS, the Hunterdon County Educational Services Commission, hereinafter referred to as the "Lead Agency" has offered voluntary participation in a Cooperative Pricing System for the purchase of goods and services; and

WHEREAS, on November 27, 2018 the Township Committee of the Township of Cranford, County of Union, State of New Jersey duly considered participation in a Cooperative Pricing System for the provision and performance of goods and services;

NOW, THEREFORE, BE IT RESOLVED as follows:

TITLE

This resolution shall be known and may be cited as the Cooperative Pricing Resolution of the Township of Cranford

AUTHORITY

Pursuant to the provisions of N.J.S.A. 40A:11-11(5), the Mayor is hereby authorized to enter into a Cooperative Pricing Agreement with the Lead Agency.

CONTRACTING UNIT

The Lead Agency shall be responsible for complying with the provisions of the Local Public Contracts Law (N.J.S.A. 40A:1-1 et seq.) and all other provisions of the revised statutes of the State of New Jersey.

EFFECTIVE DATE

This resolution shall take effect immediately.

Resolution No. 2018-371:

BE IT RESOLVED by the Township Committee of the Township of Cranford on the 27th day of November, 2018 that the following checks will be refunded by the Tax Collector to the lien holder according to statutory requirements:

Redemption of Certificate# 18-00007

Block 294 Lot 18– 100 Birchwood Ave
BB 316 Investments LLC
PO Box 953
Lakewood, NJ 08701

Refund: \$533.81
(8-01-55-000-010-029)

Redemption of Certificate# 18-00013

Block 599 Lot 3 – 4 McClellan Street
BB 316 Investments LLC
PO Box 953
Lakewood, NJ 08701

Refund: \$6,977.94
(8-01-55-000-010-029)
Premium: \$22,500.00
(T-15-00-000-106-000)

Resolution No. 2018-372:

WHEREAS, there is currently a waitlist for individual commuters wanting to purchase parking permits at the Cranford Train Station; and
WHEREAS commuters who cannot park in the existing commuter parking facilities often park on neighboring side streets causing increased traffic conditions in certain neighborhoods; and
WHEREAS, there exists a need for additional commuter parking for individuals who commute to/from New York City; and
WHEREAS, the Township of Cranford has identified this vehicular congestion as a potential disruption to the safety and welfare of its residents; and
WHEREAS, Boxcar and the Alliance Church propose an arrangement whereby the Alliance Church located at 7 Cherry Street agrees to rent the Church’s available parking spaces, located on Block 477, Lot 9, to commuters while such commuters take the Boxcar bus service to/from New York City; and
WHEREAS, such use is not currently provided for in the Cranford’s Land Use Ordinance; and
WHEREAS, the Township Committee recognizes this proposal as a potential solution to the commuter parking situation, it will give its approval on a temporary six (6) month basis whereby this pilot program will be closely watched and monitored to ensure its beneficial impact on the Township of Cranford; and
WHEREAS, such pilot program will be re-examined and may be renewed by the Township Committee once the progress of such an arrangement can be reviewed and examined by the Planning Board, Zoning Board and Township Engineer, who will ensure the program meets the needs of the Township’s commuters while maintaining the safety and general welfare of the community at large; and
NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Cranford grants the Zoning Officer authority to issue temporary approval to the arrangement to be reviewed in six (6) months and reported to the Township Committee that Boxcar and the Alliance Church shall enter into an agreement to provide parking spaces for commuters wishing to take the Boxcar commuter bus service to/from New York City.

Resolution No. 2018-373:

BE IT RESOLVED, by the Township Committee of the Township of Cranford on the 27th day of November 2018 that the Tax Collector has been authorized to refund the following tax payment.

TAX PAYMENT

Block 517 Lot 16 (property location-511 Elm Street)	<u>Refund \$ 20,763.60</u>
Elizabeth Di Luccio	(8-01-55-000-010-025)
511 Elm Street	
Cranford, NJ 07016	

TAX PAYMENT

Block 505.02 Lot 1 C0511 (property location-511 Lincoln Park E)	
Corelogic	<u>Refund \$ 1,374.48</u>
Corelogic Centralized Refunds	(8-01-55-000-010-025)
PO Box 9202	
Coppell, TX 75019-9760	

Resolution No. 2018-374:

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 2018 budget appropriations in accordance with the following schedule of transfers

Account	From	To
Zoning Board: Other Expenses		
8-01-21-185-000-200	3,000.00	
Planning Board: Other Expenses		
8-01-21-180-000-200		3,000.00
Salary Account		
8-01-36-477-100-101	25,000.00	

Admin: O/S Prof. – Information

8-01-20-100-100-215	10,000.00
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Admin: O/S Prof. – Plan. & Engineering

8-01-20-100-100-216	10,000.00
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Hydrant Service

8-01-25-265-130-237	5,000.00
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Pool: Utilities

8-26-00-200-105-237	30,000.00
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Pool Admin: Temp./Seasonal

8-26-00-100-105-104	30,000.00
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\$58,000.00

\$58,000.00

Resolution No. 2018-375:

**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 2018 in the sum of \$8,481.00 which is now available as a revenue from the Bureau of Justice Assistance for the Bulletproof Vest Partnership Grant, pursuant to the provision of the statute; and

BE IT FURTHER RESOLVED that the like sum of \$8,481.00 is hereby appropriated under the caption “Federal Bulletproof Vest Grant;” and

BE IT FURTHER RESOLVED that the above is a result of a grant of \$8,481.00 from Bureau of Justice Assistance.

Resolution No. 2018-376:

WHEREAS, at its regularly scheduled meeting of November 26, 2018 at 7:30 PM in the Municipal Building, 8 Springfield Avenue, Room 108, the Township Committee of the Township of Cranford, Union County, New Jersey, held discussion regarding the proposal for funding Community Development Fiscal Year 2019-2020 (Year 45) programs; and

WHEREAS, said meeting was advertised in compliance with the “Open Public Meetings Act”; and

WHEREAS, the Township Committee of the Township of Cranford agrees with the prioritization of proposed programs as presented.

NOW THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Cranford at a meeting held November 27, 2018, that the Mayor and Township Clerk be, and hereby are, authorized to sign the Community Development Block Grant application for funding Fiscal Year 2019-2020 (Year 45) projects.

Resolution No. 2018-377:

BE IT RESOLVED by the Township Committee of the Township of Cranford that the salary for Sandanna Jones, Communication’s Officer within the Police Department, be and hereby is set at \$45,732.69, effective December 1, 2018.

Resolution No. 2018-378:

BE IT RESOLVED by the Township Committee of the Township of Cranford, at a meeting held November 27, 2018, that John Heesters be and hereby is reappointed as a per diem Special Law Enforcement Officer II within the Cranford Police Department, effective November 28, 2018.

Resolution No. 2018-379:

BE IT RESOLVED by the Township Committee of the Township of Cranford, at a meeting held November 27, 2018, that Peter Graczyk be and hereby is reappointed as a per diem Special Law Enforcement Officer II within the Cranford Police Department, effective November 28, 2018.

Recorded vote:

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

Nay: None
 Abstained: None
 Absent: None

Deputy Mayor Dooley commented on Resolution No. 2018-362. Explained that this flood control project pertains to Phase 2B of the Northeast Quadrant Stormwater Management Project on Riverside Drive and related streets. The Township is ready to start the work and once it is complete and the town receives the flood mitigation impact of the project, the area that needs to be repaved will be in store to be repaved.

RESOLUTIONS – By Roll Call Vote

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

Resolution No. 2018-380:

BE IT RESOLVED by the Township Committee of the Township of Cranford that the following individuals be and hereby are appointed as per diem Emergency Medical Technicians (EMTs):

Patrick Rodrigues
 Matthew Kiamie
 Roberto LaVecchia

Recorded vote:

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

Township Attorney Cooper addressed the public regarding various updates. On November 20th the Township filed a complaint in Superior Court asking the court to approve its plan to satisfy its Third Round Affordable Housing obligation. The complaint with attachments is available on the Township's website. Provided some key elements of the summary attached to the complaint: 1) the summary has a detailed description of the Township's past efforts to satisfy its obligation; and 2) the plan to satisfy the obligation is also included in Table 3 of the plan. Explained that the plan only requires and anticipates two more new projects that have not yet been submitted and approved and will be located in the Downtown core. Currently the plan anticipates only 57 total units inclusive of the affordable units for Cranford to satisfy its anticipated Third Round Affordable Housing obligation. Mentioned that there are existing overlay zones contemplated by the plan which have been in existence since the prior housing element. There will be some tweaks to the overlay zones. Discussed other credits in the plan and units that are available to help satisfy the criteria but are not eligible for credits and that is why they are not listed in the plan. The full plan will be finalized and will be noticed for public comments and a full hearing for the Planning Board at a future hearing in December.

PUBLIC COMMENTS

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

John E. Pritchard, 42-44 West Holly Street, mentioned that the Christmas season is approaching. 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, and urged the Township Committee to request that legislators reactivate Muhlenberg Hospital and other hospitals in the area due to their proximity to Ground Zero.

Rita LaBrutto, 104 Arlington Road, Thanked the Township Committee for their efforts with the Affordable Housing plan. Realizes that some things need to be flushed out. Questioned the number of motions filed.

Township Attorney Cooper explained that a motion was filed Wednesday to continue the Township's immunity that expires on December 31, 2018 while the court considers the relief being requested in the complaint.

Ms. LaBrutto questioned if the immunity is continued would he anticipate more than one Planning Board hearing and go beyond December 31, 2018 if the extension is granted until March.

Township Attorney Cooper stated that he cannot speak for the Planning Board. Said it is a Master Plan document that only requires one hearing and approval by the Township Committee. Explained that it will be noticed with a minimum of ten days' notice for at least one hearing which the Planning Board will handle from there.

Ms. LaBrutto stated that there are towns that have Affordable Housing Committees. Honestly feels it should have been a more collaborative effort throughout the year for more information forthcoming on this issue. Feels one hearing is not enough time to digest all that information. Mentioned November 30th and December 7th as hearing dates. Seeking which date is correct so she can attend.

Township Attorney Cooper explained that the November 30th hearing is on the Township's pending motion to resolve the change in the number of units in the Birchwood project and December 7th is the hearing for the motion on the Township's immunity.

Ms. LaBrutto discussed the number of units proposed for the North Avenue Redevelopment Plan. Confused how the units are included in the plan when the public has not heard about a design or a concept.

Township Attorney Cooper clarified that the plan states that the units will be built. Explained that the plan requires the Township to identify property that can be redeveloped and the regulations require calculations of how many units can be built on that property. Also stated that any proposed development for any of those sites will be subject to a development process that would require multiple public hearings.

Ms. LaBrutto questioned the pending credits and stated that she feels the public should be entitled to see a list of those. Also questioned if the Township runs out of rental bonus credits, could it change to for sale units. Feels the Township should diversify its mix of housing units. Concerned with the north and south overlay zones. Feels some areas make sense and others do not. Also discussed the redevelopment on 310 Centennial Avenue. Feels it would be nice if in the future the town accomplishes its affordable housing goal a lot better. Cautioned the Township Committee that this effects the school system. Also discussed the Lost and Found application and the Just for Pooches application which is in the same zone and was required to have six parking spaces. Stated that there is a parking requirement for retail services.

Deputy Mayor Dooley stated that the parking ordinance has been amended. Explained that the previous ordinance did not require parking because it was poorly drafted. Assured Ms. LaBrutto that the error has been corrected. Clarified that the application for 310 Walnut Avenue was not in the Township Committee's jurisdiction.

Ms. LaBrutto stated that the Zoning Board heard the application for 310 Walnut Avenue.

Deputy Mayor Dooley stated that the Zoning Board is an independent body. Clarified how various boards of the Township work.

Township Attorney Cooper addressed concerns Mr. Carvalho brought forth to the Township Committee at a prior meeting. Discussed litigation regarding the property known as Swan Cleaners. The case was settled last year between the property owners and the adjacent property owners. A settlement was reached by Principal which means many of the terms were agreed upon but the agreement needs to be written up. There were a number of sticking points which were finally resolved at a hearing on November 23, 2018. The settlement agreement will be on the December 18, 2018 Township Committee meeting for approval. The case has been settled as a compromise and does not acknowledge liability. Assured Mr. Carvalho that the lack of liability does not expose Cranford taxpayers to additional lawsuits. The settlement amount is for \$300,000 which has been appropriated from the Township's Operating Budget. Explained that since 2015 the Township's insurance has been paying 70% of all legal fees associated with this litigation as a result of a compromise reached in 2015.

James Carvalho 9 Orange Avenue, questioned if the Township is reimbursed for paying 70% of the legal fees. Referred to a recent resolution.

Township Attorney Cooper explained that the Township pays the attorney directly and elaborated. Explained that the resolution to amend the contract is only appropriating the money so it is reserved and not spending it. This is required by State law.

Deputy Mayor Dooley explained that the money needs to be set aside but does not have to be spent.

Township Attorney Cooper answered the question why the Township has not filed suit against the party that caused damage. The Township didn't need to because they were already a part of the lawsuit. The Township does have a judgment against the property owners of Swan Cleaners for all our attorney fees and costs. Also mentioned that the Township will be applying to court in the future for a judgement to indemnify to reimburse the Township for the full amount of the settlement. Anticipates to have judgements in hand by the end of January to allow the Township to recoup 100% of its expenses in the course of this litigation from all of the parties. Explained that when litigation is listed on the agendas it is for updating purposes only with no discussion.

Mr. Carvalho thanked Township Attorney Cooper for answering his questions. Spoke about how this litigation was not presented clearly on agendas. Discussed an adopted resolution for a signed settlement in the amount of \$300,000 for Swan Cleaners. Questioned why this was referred to as signed instead of a proposed settlement.

Township Attorney Cooper stated that it was an oversight.

Mr. Carvalho discussed comments he made at last night's Workshop meeting regarding 44 North Avenue.

Barbara Krause, 20 Pittsfield Street, looking for clarification regarding the adoption of Ordinance No. 2018-17.

Mayor Hannen explained that it allows the town to have more leeway in where the cellphone tower sites are chosen.

Ms. Krause looking for clarification as to the current situation.

Mayor Hannen explained that the Township currently has an ordinance on the books. This ordinance adds additional language to give the Township leeway.

Ms. Krause questioned how the process works.

Mayor Hanen explained that it depends on the type of tower. Is unaware if there is a current application before the Planning or Zoning Board. Stated that this type of application would not go before the Township Committee.

James Carvalho 9 Orange Avenue (continued), read various titles of articles regarding prior litigation that were published in the paper. Mentioned that the Township has not published any articles regarding the current litigation with Swan Cleaners.

Mayor Hannen stated that the Township Committee cannot be held responsible for how the press reports on the Township Committee meetings. The Township does its best to publish the agendas and make them as public as possible.

Mr. Carvalho asked if the Township Committee could ensure the taxpayers that no one associated with the Township of Cranford has implicitly asked anybody from those publications to not publish information.

Mayor Hannen stated that not to his knowledge, no one from the Township Committee had asked the newspapers to not publish information.

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

PROFESSIONAL COMMENTS- NONE

COMMISSIONER REPORTS/COMMENTS

Commissioner Mary O'Connor

- Thanked Cub Scout Pack 103 Den 15 for leading the flag salute;
- Discussed seminars she attended at the League of Municipalities Conference. Discussed two bills that have potential impact to towns including Cranford: 1) restricted liquor permits to any food establishment meeting certain space criteria. This allows BYOBs the ability to have table service for beer and wine on one level and full alcohol service on another level. 2) legalization of recreational marijuana. Discussed a proposal to assemble a local panel that brings together experts in law, public safety, planning and zoning, education, church and community originations and residents to look at this issue objectively and do the research of how this legislation will pertain to Cranford and present these findings to the public. Provided contact information for those interested in serving on this panel;
- Discussed events that took place and will be taking place to kick off the holiday season;
- Wished everyone a Happy Chanukah.

Commissioner Patrick Giblin

- Reminded residents to change their smoke and carbon monoxide detectors every ten years. Provided the Fire Departments contact phone number for anyone with questions;
- Announced that there will be additional commuter and shopper parking starting tomorrow morning with the opening of Lot #8 on South Avenue. Permit holders will be notified tomorrow morning. Thanked Detective D'Ambola, and the Traffic Department for their efforts in making this happen;
- Announced that the Cranford Police Department, Fire Department and the Jaycees will be sponsoring the Santa Toys for Tots. Provided information for those interested in participating.

Commissioner Jean-Albert Maisonneuve

- Encouraged everyone to enjoy the holidays and support the local vendors;
- Announced that there will be free parking for the holiday season in the downtown.

Deputy Mayor Dooley

- Provided an update regarding the paving program. The first half of the 2018 paving program has been completed except for the striping which will be completed within the next two weeks, weather permitting;
- Discussed the Northeast Quadrant Stormwater Management Plan Phase 2B. This project has started and the work has ben completed on the Riverside Drive portion. This project has been delayed approximately two weeks due to the weather. Hopeful this project will be completed by the end of 2018;
- Discussed the desilting project. Looks like the town will be able to desilt in the first part of 2019. The dam gates will hopefully be repaired and replaced prior to the fish embargo;
- Wished everyone a Happy Chanukah.

Mayor Thomas H. Hannen, Jr.

- Thanked the Boy Scouts for leading the flag salute this evening;
- Thanked everyone who came out on November 23, 2018;

- Wished everyone a happy holiday.

On motion of Commissioner O'Connor, seconded by Commissioner Maisonneuve and passed, the Township Committee adjourned at 8:52 PM.

Respectfully submitted,

Date: November 27, 2018

Patricia Donahue, RMC
Township Clerk