

March 2, 2022

A Regular Meeting of the Piscataway Township Council was held on March 2, 2022 at the Piscataway Municipal Building, 455 Hoes Lane, Piscataway, New Jersey. The meeting was called to order by Council President, Michele Lombardi, at 7:30 pm.

Council President Lombardi made the following Statement, in compliance with the Open Public Meetings Act: Adequate notice of this meeting has been provided as required under Chapter 231, P.L. 1975, specifying the time, date, location, login, or dial in information, and, to the extent known, the agenda by posting a copy of the notice on the Municipal Building, Municipal Court and the two Municipal Library Bulletin Boards, Municipal Website, providing a copy to the official newspapers of the Township and by filing a copy in the office of the Township Clerk in accordance with a certification by the Clerk which will be entered in the minutes.

The Township continues to use a remote meeting format in an effort to mitigate the chance of exposure to COVID-19, as a part of the Township's ongoing effort to slow the rate of transmission and avoid overwhelming our treatment centers.

In order to make sure a clear record of the meeting can be made and that all parties are heard in an organized fashion, all members of the public will be muted during the meeting. If a member of the public wishes to speak during any public comment portion, please raise your hand. This can be done either through the zoom app or by pressing *9 (star nine) on your phone. When it is your turn to speak, you will receive a prompt or request to unmute, please click on the prompt or press *6 (star 6) on your phone to unmute.

Upon being unmuted, you should begin to ask any and all questions you may have. You will have three minutes to speak, at the conclusion of which you will be muted again, and the council or administration will respond as necessary.

Should you have any further comments or questions, the Township Council is always available by email and phone, and you can always call the Mayor's office during normal operating hours. Each member of the public shall only have one opportunity to speak during each public portion. As the technology does not allow us to know if there are multiple callers on an individual phone line or logged in user account, we ask that if you wish to speak, that you login in or dial in separately so that we can recognize you as a separate individual.

Individuals may also submit written comments to the Township Clerk up to forty-eight (48) hours prior to the meeting, to be read by the Township Clerk during the Public Comment Portion of the meeting. Said comments shall be limited to three minutes of reading.

Thank you in advance for your patience as we continue to move the Township forward during this Health Emergency.

On roll call, there were present: Messrs. Bullard, Cahn, Rouse, Uhrin and Lombardi

Ms. Lombardi had a moment of silence for the people of Ukraine.

There were no comments from Administration and Council on the Adjournment of any Agenda items.

Ms. Lombardi opened the meeting to the Public for comments regarding the Consent Agenda Items.

Ed Marsh, 113 Wyckoff Ave asked for information about the Historic Trust Grant.

Stacy Berger, 233 Ellis Pway asked for clarification on the Emergency Temporary Budget in regards to whether it included Council Members stipends and/or Health Benefits. She also asked if there was a guide on how Council should spend their stipend.

Brian Rak, 1247 Brookside Rd asked for clarification on item 10A.

David Akins, Ambrose Valley Ln asked for an elaboration on item 10E.

There being no further comments, this portion of the meeting was closed to the public.

Gabrielle Cahill joined the meeting at 7:48PM.

The Clerk read for SECOND READING the following CALENDAR YEAR 2022 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14).

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

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

WHEREAS, the Township Council of the Township of Piscataway in the County of Middlesex finds it advisable and necessary to increase its CY 2022 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and

WHEREAS, the Township Council hereby determines that a 1.0 % increase in the budget for said year, amounting to \$524,240.59 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

WHEREAS, the Township Council hereby determines that any amount authorized herein above that is not appropriated, as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and

NOW THEREFORE, BE IT ORDAINED, by the Township Council of the Township of Piscataway, in the County of Middlesex, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2022 budget year, the final appropriations of the Township of Piscataway shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 1.0 %, amounting to \$524,240.59, and that the CY 2022 municipal budget for the Township of Piscataway be approved and adopted in accordance with this ordinance; and

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

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

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

If any article, section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance and they shall remain in full force and effect, and to this end the provisions of this Ordinance are hereby declared severable.

All other ordinances in conflict or in conflict or inconsistent with this ordinance are hereby repealed, to the extent of such conflict or inconsistency. In the event of any inconsistencies between the provisions of this Ordinance and any prior ordinance of the Township, the provisions hereby shall be determined to govern. All other parts, portions and provisions of the Ordinances of the Township are hereby ratified and confirmed, except where inconsistent with the terms hereof.

This Ordinance shall take effect immediately upon second reading, final passage and publication as required by law.

Ms. Lombardi opened the Meeting to the Public for comments.

Stacy Berger, 233 Ellis Pway asked for answers to questions that were asked during the previous public portion.

Gabrielle Cahill provided clarification on what the cap bank is.

There being no further comments, the public portion was closed.

RESOLUTION offered by Ms. Cahill seconded by Mr. Cahn, Be it resolved, by the Township Council of Piscataway Township, New Jersey, that an ordinance entitled: CALENDAR YEAR 2022 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14) was introduced on the 15th day of February, 2022 and had passed the first reading and was published on the 18th day of February, 2022.

NOW, THEREFORE, BE IT RESOLVED, that the aforesaid Ordinance, having had a second reading on March 2, 2022, be adopted, passed, and after passage, be published, together with a notice of the date of passage or approval, in the official newspaper.

BE IT FURTHER RESOLVED that this Ordinance shall be assigned No. 2022-03.

On roll call vote: Messrs.: Bullard, Cahill, Cahn, Rouse, Uhrin and Lombardi answered yes.

The Clerk read for SECOND READING the following AN ORDINANCE VACATING ALL OF THE RIGHT, TITLE AND INTEREST OF THE TOWNSHIP OF PISCATAWAY IN THE ENTIRETY OF A PAPER STREET KNOWN AS TRENT PLACE.

WHEREAS, the Governing Body of the Township of Piscataway has been requested to vacate all of the right, title and interest of the Township in all of a paper street known as Trent Place; and

WHEREAS, Trent Place is to be vacated for a total area of 25,304 square feet, as shown on the plan and legal descriptions for Tract I, Tract II, and Tract III, respectively, prepared by Control Layouts, Inc., dated June 27, 2016, revised through May 25, 2021, attached hereto as Exhibit A; and

WHEREAS, N.J.S.A. 40:67-1 et seq. authorizes a municipality to vacate the public interest in any public street, highway, lane or alley or any part thereof.

NOW, THEREFORE, BE IT ORDAINED, by the Governing Body of the Township of Piscataway, County of Middlesex, State of New Jersey, as follows:

1. The rights of the public and the Township of Piscataway in and to all of Trent Place in its entirety are hereby extinguished and vacated for a total area of 25,304 square feet, as shown on the plan and legal descriptions for Tract I, Tract II, and Tract III, respectively, prepared by Control Layouts, Inc. and dated June 27, 2016, revised through May 25, 2021, attached hereto as Exhibit A, and

2. Pursuant to N.J.S.A. 40:49-6, at least one week prior to the time affixed for consideration of this Ordinance for final passage, a copy thereof, together with a notice of introduction thereof, at a time and place when and where the Ordinance will be further considered for final passage, should be mailed to every person whose land may be effected by this Ordinance insofar as it may be ascertained. Said notices shall be made by the Township Clerk to the owners of Block 5203, Lot 5.02 and Block 5204, Lot 1.03; and

3. The Township Clerk shall, within 60 days of the effective date of this Ordinance, file copies of this Ordinance certified by her under the seal of the Township to be a true copy thereof, together with proof of publication thereof in the office of the Clerk of the County of Middlesex in accordance with the provisions of N.J.S.A. 40:67-21; and

4. The Mayor and Council declare this right-of-way to be surplus and not needed for public use; and

5. If any article, section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance and they shall remain in full force and effect, and to this end the provisions of this ordinance are hereby declared severable; and

6. All other ordinances in conflict or inconsistent with this ordinance are hereby repealed, to the extent of such conflict or inconsistency. In the event of any inconsistencies between the provisions of this Ordinance and any prior ordinance of the Township, the provisions hereof shall be determined to govern. All other parts, portions and provisions of the Ordinances of the Township are hereby ratified and confirmed, except where inconsistent with the terms hereof.

This Ordinance shall take effect immediately upon second reading, final passage and publication as required by law.

Ms. Lombardi opened the Meeting to the Public for comments.
There being no further comments, the public portion was closed.

RESOLUTION offered by Mr. Uhrin seconded by Mr. Bullard, Be it resolved, by the Township Council of Piscataway Township, New Jersey, that an ordinance entitled: AN ORDINANCE VACATING ALL OF THE RIGHT, TITLE AND INTEREST OF THE TOWNSHIP OF PISCATAWAY IN THE ENTIRETY OF A PAPER STREET KNOWN AS TRENT PLACE was introduced on the 15th day of February, 2022 and had passed the first reading and was published on the 18th day of February, 2022.

NOW, THEREFORE, BE IT RESOLVED, that the aforesaid Ordinance, having had a second reading on March 2, 2022, be adopted, passed, and after passage, be published, together with a notice of the date of passage or approval, in the official newspaper.

BE IT FURTHER RESOLVED that this Ordinance shall be assigned No. 2022-04.

On roll call vote: Messrs. Bullard, Cahill, Cahn, Rouse, Uhrin and Lombardi answered yes.

The Clerk read for SECOND READING the following ORDINANCE: ORDINANCE AUTHORIZING THE ACQUISITION OF CERTAIN PROPERTY IDENTIFIED AS BLOCK 8002, LOT 1.02 (251 METLARS LANE) IN THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY FOR PUBLIC PURPOSE PURSUANT TO N.J.S.A. 20:3-1, ET SEQ.

WHEREAS, the Township of Piscataway (the “Township”) wishes to acquire a certain property along Metlars Lane for public purpose; and

WHEREAS, the property known as Block 8002, Lot 1.02 (251 Metlars Lane) (the “Property”) on the Tax Map of the Township of Piscataway is desired by the Township to be used for the future expansion of the roadway and bridge over Lake Nelson and the Ambrose Brook and for open space; and

WHEREAS, the Township wishes to exercise its rights pursuant to N.J.S.A. 20:3-1 et seq.

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of Piscataway, County of Middlesex, State of New Jersey as follows:

- A. The Township is authorized to engage in good faith negotiations with the owner of the Property.
- B. The Township is authorized to commence eminent domain and/or condemnation proceedings to acquire the Property using the processes approved in N.J.S.A. 20:3-1 et seq.
- C. The Mayor of the Township is duly authorized to execute any and all documents and affidavits related to the legal proceedings involved in acquiring the Property.
- D. The Township Attorney, Assistant Township Attorney or special counsel and such other appropriate officials as necessary be and are hereby authorized to acquire said land interests, either by negotiation or by instituting action by exercising the Township's right of eminent domain (condemnation).
- E. The Township Attorney, Assistant Township Attorney and other appropriate officials be and are hereby authorized to hire and employ such appraisers, consultants and experts as may be appropriate to effectuate said acquisitions, whether by negotiation or eminent domain proceedings, and to pay said consultants and experts a reasonable fee for their services.
- F. The Township Council of the Township of Piscataway authorizes the filing of a Declaration of Taking in relation to acquiring the Property as required under the applicable statute; and

If any article, section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance and they shall remain in full force and effect, and to this end the provisions of this Ordinance are hereby declared severable.

All other ordinances in conflict or in conflict or inconsistent with this ordinance are hereby repealed, to the extent of such conflict or inconsistency. In the event of any inconsistencies between the provisions of this Ordinance and any prior ordinance of the Township, the provisions hereby shall be determined to govern. All other parts, portions and provisions of the Ordinances of the Township are hereby ratified and confirmed, except where inconsistent with the terms hereof.

This Ordinance shall take effect immediately upon second reading, final passage and publication as required by law.

Ms. Lombardi opened the Meeting to the Public for comments.

David Akins, Ambrose Valley Ln asked about the plans for the property that is being acquired

Evan Shegoski asked what the cost of this property is and if the property will be considered open space

Craig, 3 Lake Park Drive, asked if it would be more appropriate for the County to acquire the property rather than the Township

There being no further comments, the public portion was closed.

RESOLUTION offered by Mr. Bullard seconded by Mr. Cahn, BE IT RESOLVED, by the Township Council of Piscataway Township, New Jersey that AN ORDINANCE ENTITLED: ORDINANCE AUTHORIZING THE ACQUISITION OF CERTAIN PROPERTY IDENTIFIED AS BLOCK 8002, LOT 1.02 (251 METLARS LANE) IN THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY FOR PUBLIC PURPOSE PURSUANT TO N.J.S.A. 20:3-1, ET SEQ. be and is hereby adopted on the first reading, that it be published in the official newspaper, and that a second reading and public hearing be held at 7:30 p.m., prevailing time at the Piscataway Municipal Building, 455 Hoes Lane, Piscataway, New Jersey as well as by remote meeting format on the 2nd day of March, 2022.

BE IT FURTHER RESOLVED that a copy of this Ordinance shall be posted in at least two public places within the Township prior to the day of the second reading and final passage, and a copy of this Ordinance shall be made available at the Office of the Township Clerk for any interested member of the public.

On roll call vote: Messrs. Bullard, Cahill, Cahn, Rouse, Uhrin and Lombardi answered yes.

The Clerk read for FIRST READING the following ORDINANCE: AN ORDINANCE VACATING ALL OF THE RIGHT, TITLE AND INTEREST OF THE TOWNSHIP OF PISCATAWAY IN THE ENTIRETY OF A PAPER STREET KNOWN AS TRENT PLACE.

RESOLUTION offered by Mr. Cahn seconded by Ms. Cahill, BE IT RESOLVED, by the Township Council of Piscataway Township, New Jersey that AN ORDINANCE ENTITLED: AN ORDINANCE VACATING ALL OF THE RIGHT, TITLE AND INTEREST OF THE TOWNSHIP OF PISCATAWAY IN THE ENTIRETY OF A PAPER STREET KNOWN AS TRENT PLACE be and is hereby adopted on the first reading, that it be published in the official newspaper, and that a second reading and public hearing be held at 7:30 p.m., prevailing time at the Piscataway Municipal Building, 455 Hoes Lane, Piscataway, New Jersey as well as by remote meeting format on the 2nd day of March, 2022.

BE IT FURTHER RESOLVED that a copy of this Ordinance shall be posted in at least two public places within the Township prior to the day of the second reading and final passage, and a copy of this Ordinance shall be made available at the Office of the Township Clerk for any interested member of the public.

On roll call vote: Messrs. Bullard, Cahill, Cahn, Rouse, Uhrin and Lombardi answered yes.

RESOLUTION 22-105

RESOLUTION offered by Mr. Uhrin, seconded by Mr. Bullard:

WHEREAS, the Revised General Ordinances of the Township of Piscataway permit the adoption of Resolutions, Motions or Proclamations by the Township Council of the Township of Piscataway as part of the Consent Agenda, upon certain conditions; and

WHEREAS, each of the following Resolutions, Motions or Proclamations to be presented before the Township Council at its March 2, 2022 Regular Meeting appear to have the unanimous approval of all members of the Township Council:

- a. RESOLUTION – Authorizing Adoption of the Middlesex County Hazard Mitigation Plan.

- b. RESOLUTION – Authorizing the Return of Escrow Funds:
 - Block 5701, Lot 11 – Concept Plan – 1700 S Washington Avenue
 - Block 5201, Lot 6.01 – 17-PB-16/17V – 40 Turner Place
 - Block 5901, Lot 3.03 – 19-PB-17/18V – 10 Constitution Avenue
 - Block 8301, Lot 1.01 – 21-PB-25/26V – 1201 Brookside Avenue
- c. RESOLUTION – Authorizing Business Administrator, Timothy Dacey, to Sign All Documentation for the New Jersey Historic Trust Grant.
- d. RESOLUTION – Designating IPT Knightsbridge Business Center Urban Renewal LLC as Redeveloper and Authorizing Execution of Redevelopment Agreement.
- e. RESOLUTION – Urging the Swift Passage of S-330 which Restores Energy Tax Receipts.
- f. RESOLUTION – Emergency Temporary Budget.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway that each of the above-listed Resolutions, Motions or Proclamations be approved and adopted by the Township Council, with the same legal effect as through each was read in its entirety at the March 2, 2022 Regular meeting and adopted by separate vote.

On roll call vote: Mesrrs. Bullard, Cahill, Cahn, Rouse, Uhrin and Lomardi answered yes.

The following are the Resolution, typed in full, which were adopted by the foregoing consent agenda resolution:

RESOLUTION 22-106

WHEREAS, by resolution dated November 4, 2010 the Township of Piscataway approved and adopted the Middlesex County Multi-Jurisdictional All Hazards Mitigation Plan approved by FEMA; and

WHEREAS, FEMA has approved a 2020 Middlesex County Hazard Mitigation Plan Update (“Plan”) and requires the County and each municipality to formally adopt same; and

WHEREAS, adoption of the Plan is in the best interests of the residents of the Township of Piscataway; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that it hereby adopts the attached 2020 Middlesex County Hazard Mitigation Plan; and

BE IT FURTHER RESOLVED, that the Township Clerk shall forward certified copies of this resolution to the Federal Emergency Management Agency and the Mayors of each municipality within Middlesex County.

RESOLUTION 22-107

WHEREAS, on May 23, 2017, All American Poly, Piscataway, NJ, posted an escrow check with the Township of Piscataway in the amount of \$3,000.00, regarding Block 5201, Lot 6.01 (40 Turner Place); and

WHEREAS, pursuant to a Request for Release of Funds dated February 10, 2022 and a Memorandum from the Township Supervisor of Planning dated February 10, 2022, the Supervisor of Planning and the Finance Department approved the release of the unexpended escrow fees in the amount of \$1,772.95 to All American Poly, Piscataway, NJ; and

WHEREAS, on August 5, 2021 and September 20, 2021, Henry Hinterstein (HBR Properties, LLC), Westfield, NJ, posted escrow checks with the Township of Piscataway in the amounts of \$1,000.00 and \$725.00, respectively, regarding Block 8301, Lot 1.01 (1201 Brookside Avenue); and

WHEREAS, pursuant to a Request for Release of Funds dated February 10, 2022 and a Memorandum from the Township Supervisor of Planning dated February 10, 2022, the Supervisor of Planning and the Finance Department approved the release of the unexpended escrow fees in the amount of \$133.50 to Henry Hinterstein (HBR Properties, LLC), Westfield, NJ; and

WHEREAS, on November 14, 2018, Old Forge Builders Inc., Millstone, NJ, posted an escrow check with the Township of Piscataway in the amount of \$1,500.00, regarding Block 5701, Lot 11 (1700 S Washington Avenue); and

WHEREAS, pursuant to a Request for Release of Funds dated February 10, 2022 and a Memorandum from the Township Supervisor of Planning dated February 10, 2022, the

Supervisor of Planning and the Finance Department approved the release of the unexpended escrow fees in the amount of \$1,305.06 to Old Forge Builders Inc., Millstone, NJ; and

WHEREAS, on May 1, 2019, Tyde Properties, LLC, Edison, NJ, posted an escrow check with the Township of Piscataway in the amount of \$16,000.00, regarding Block 5901, Lot 3.03 (10 Constitution Avenue); and

WHEREAS, pursuant to a Request for Release of Funds dated February 11, 2022 and a Memorandum from the Township Supervisor of Planning dated February 11, 2022, the Supervisor of Planning and the Finance Department approved the release of the unexpended escrow fees in the amount of \$2,919.49 to Tyde Properties, LLC, Edison, NJ; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that the appropriate municipal officials be and are hereby authorized to release unexpended escrow fees to All American Poly, Piscataway, NJ in the amount of \$1,772.95 regarding Block 5201, Lot 6.01 (40 Turner Place); and

BE IT FURTHER RESOLVED that the appropriate municipal officials be and are hereby authorized to release unexpended escrow fees to Henry Hinterstein (HBR Properties, LLC), Westfield, NJ in the amount of \$133.50 regarding Block 8301, Lot 1.01 (1201 Brookside Avenue); and

BE IT FURTHER RESOLVED that the appropriate municipal officials be and are hereby authorized to release unexpended escrow fees to Old Forge Builders Inc., Millstone, NJ in the amount of \$1,305.06 regarding Block 5701, Lot 11 (1700 S Washington Avenue); and

BE IT FURTHER RESOLVED that the appropriate municipal officials be and are hereby authorized to release unexpended escrow fees to Tyde Properties, LLC, Edison, NJ in the amount of \$2,919.49 regarding Block Block 5901, Lot 3.03 (10 Constitution Avenue).

RESOLUTION 22-108

WHEREAS, the governing body of the Township of Piscataway (the “Township”) wishes to obtain a grant from the New Jersey Historic Trust; and

WHEREAS, the Township wishes to authorize Timothy J. Dacey to execute the required documentation for submission of the grant application with the New Jersey Historic Trust (“Grant”); and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that Timothy J. Dacey is hereby authorized to execute and submit all necessary documentation and application materials for the above referenced Grant, including but not limited to the assurances and any such certification of same.

RESOLUTION 22-109

WHEREAS, the Township of Piscataway (“Township”) is authorized pursuant to the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1 et seq.* (“Redevelopment Law”) to determine whether certain parcels of land within the Township constitute an area in need of redevelopment, to adopt and implement redevelopment plans, and to carry out redevelopment projects within the Township; and

WHEREAS, the Township Council of the Township (“Township Council”), pursuant to *N.J.S.A. 40A:12A-6(a)*, authorized the Planning Board of the Township (“Planning Board”) to determine whether certain parcels of land in the Township met the statutory criteria for designation as an “area in need of redevelopment” pursuant to the provisions of the Redevelopment Law; and

WHEREAS, the Planning Board undertook said investigation and conducted a public hearing, all in accordance with *N.J.S.A. 40A:12A-6*; and

WHEREAS, thereafter the Planning Board by Resolution dated October 13, 2021, found that the property commonly known as Block 6702, Lot 6.02 on the tax maps of the Township (“Property”) satisfied certain statutory criteria and thus constituted an area in need of redevelopment in accordance with *N.J.S.A. 40A:12A-5* and *N.J.S.A. 40A:12-6*; and

WHEREAS, by Resolution dated November 4, 2021 and Ordinance dated December 14, 2021, the Township Council accepted the findings of the Planning Board and designated the Property as an area in need of redevelopment (“Redevelopment Area”) and prepared and adopted, in accordance with the Redevelopment Law, a redevelopment plan (“Redevelopment Plan”) for the Redevelopment Area; and

WHEREAS, Redeveloper is the owner of the Property from and desires to be designated by the Township as the redeveloper for the Redevelopment Area, and has provided information consisting of documentation evidencing financial responsibility and capability with respect to the Project (as defined herein), estimated total project costs, and estimated time schedule for commencement and completion of construction; and

WHEREAS, the Township has determined that Redeveloper meets all necessary criteria, including financial capabilities, experience, expertise and project concept descriptions, and, as a result, has determined to engage in negotiations with Redeveloper for the purpose of entering into this Redevelopment Agreement to designate Redeveloper as the redeveloper of the Property; and

WHEREAS, Redeveloper has agreed to implement the Redevelopment Plan to effectuate the Project and in connection therewith, Redeveloper has agreed to devote substantial assets and funds to complete the Project; and

WHEREAS, pursuant to *N.J.S.A. 40A:12A-8* of the Redevelopment Law, the Township is permitted to enter into contracts for planning, construction or undertaking of any redevelopment work in an area designated as an area in need of redevelopment; and

WHEREAS, in order to implement the development, financing, construction, operation and management of the Project, the Township has now determined to enter into a redevelopment agreement with the Redeveloper (the “Redevelopment Agreement”), in substantially the same form as attached hereto as Exhibit A and on file with the Township Clerk, which agreement specifies the rights and responsibilities of the Township and Redeveloper with respect to the Project.

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of Piscataway, in the County of Middlesex, New Jersey, as follows:

Section 1. The foregoing recitals are hereby incorporated by reference as if fully repeated herein.

Section 2. The Mayor is hereby authorized to execute the Redevelopment Agreement, in substantially the same form as attached hereto as Exhibit A and on file with the Township Clerk, subject to such additions, deletions, modifications or amendments deemed necessary by the Mayor in his discretion in consultation with counsel, which additions, deletions, modifications or amendments do not alter the substantive rights and obligations of the parties thereto, and to take all other necessary and appropriate action to effectuate the Redevelopment Agreement.

Section 3. Upon execution of the Redevelopment Agreement, and so long as the Redevelopment Agreement remains in full force and effect, the Redeveloper is hereby designated as “redeveloper” (as defined in the Redevelopment Law) of the Redevelopment Area.

Section 4. This Resolution shall take effect immediately.

RESOLUTION 22-110

WHEREAS, taxes on gas and electric utilities were originally collected by the host municipalities to be used for local purposes and to compensate the public for the use of their rights of way; and

WHEREAS, when the State made itself the collection agent for these taxes, it promised to dedicate the proceeds to municipal property tax relief; since, just as municipalities collect property taxes for the benefit of school districts, counties, and other entities, the State is supposed to collect Energy Taxes for the benefit of municipal governments; and

WHEREAS, for years, though, State budget makers have diverted funding from Energy Taxes to fund State programs; and instead of being spent on local programs and services and used to offset property taxes, the money has been spent as successive Legislatures and Administrations have seen fit; and

WHEREAS, the diversion of dedicated energy tax receipts to the State’s General Fund further jeopardizes this critical property tax relief funding in future years; and

WHEREAS, by reducing Consolidated Municipal Property Tax Relief Act (CMPTRA), which is also comprised of revenues that should be returned to municipalities, State Budget makers have been able to continue collecting Energy Taxes, while keeping additional revenue that should have been returned to provide property tax relief; and

WHEREAS, the cumulative impact of years of underfunding has left many municipalities with serious needs and burdensome property taxes; and

WHEREAS, local elected officials are in the best position to decide the best use of these resources, which were always intended to fund local programs and services; and

WHEREAS, Senator Singleton and Senate President Scutari have introduced legislation (S-330) that will restore, over a five-year period, Energy Tax Receipts to municipalities; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that the Township Council urges the Legislature to swiftly pass this legislation and Governor Murphy sign the legislation prior to passage of the FY2023 State budget; and

BE IT FURTHER RESOLVED that a copy of this Resolution is forwarded to Assembly members Joseph V. Egan and Joseph Danielsen, Senator Bob Smith, Senate President Scutari, Assembly Speaker Coughlin, Governor Murphy, and the League of Municipalities.

RESOLUTION 22-111

WHEREAS, N.J.S.A. 40A: 4-20 provides for the adoption of an emergency temporary appropriation for any purposes for which appropriations may lawfully be made for the period between the beginning of the current calendar year and the date of the adoption of the budget for said year; and

WHEREAS, an emergent condition has arisen in that the Township is expected to enter in contracts, commitments or payments prior to the CY-2022 budget and no adequate provision has been made in the CY-2022 temporary budget for the aforesaid purposes, and

WHEREAS, the total emergency temporary resolutions adopted in the year CY 2022 pursuant to the provisions of (N.J.S.A. 40A:4-20); including this resolution total Current Fund \$22,588,864.00; Senior Housing Utility Operating Fund \$555,000.00; Sewer Utility Operating Fund \$7,284,445.00; and \$1,200,000.00 for Recreation Utility.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway that in accordance with the provisions of N.J.S.A. 40A:4-20 An emergency temporary appropriation be and the same is hereby made in the amount of Current Fund \$5,802,364.00; Senior Housing Utility Operating Fund \$350,000.00; Sewer Utility Operating Fund \$1,824,445.00; and \$350,000.00 for Recreation Utility; as follows:

CURRENT FUND

ACCOUNT CODE	DESCRIPTION	CLASSIFICATION	EMERGENCY TEMP 03/02/2022
01- 2022- 0230- 0220- 2	HEALTH INSURANCE	OTHER EXPENSES	\$ 1,000,000.00
01- 2022- 0280- 0365- 2	PARKS & MAINTENANCE	OTHER EXPENSES	\$ 100,000.00
01- 2022- 0360- 0471- 2	PUBLIC EMPLOYEES RETIREMENT SYSTEM (PERS)	OTHER EXPENSES	\$ 1,504,849.00
01- 2022- 0360- 0475- 2	POLICE AND FIREMEN RETIREMENT SYSTEM (PFRS)	OTHER EXPENSES	\$ 3,197,515.00
TOTAL 2020 TEMPORARY BUDGET: CURRENT FUND			\$ 5,802,364.00

SENIOR HOUSING OPERATING FUND

ACCOUNT CODE	DESCRIPTION	CLASSIFICATION	EMERGENCY TEMP 03/02/2022
05- 2022- 0600- 0601- 2	HSG UTILITY OPERATIONS	OTHER EXPENSES	\$ 350,000.00
TOTAL 2022 TEMPORARY BUDGET: SENIOR HOUSING UTILITY FUND			\$ 350,000.00

SEWER UTILITY OPERATING FUND

ACCOUNT CODE	DESCRIPTION	CLASSIFICATION	EMERGENCY TEMP 03/02/2022
07- 2022- 0550- 0551- 1	SEWER UTILITY OPERATIONS	SALARIES AND WAGES	\$ 200,000.00
07- 2022- 0550- 0551- 2	SEWER UTILITY OPERATIONS	OTHER EXPENSES	\$ 200,000.00
07- 2022- 0550- 0553- 2	SEWER STATUTORY - PERS	OTHER EXPENSES	\$ 424,445.00
07- 2022- 0550- 0901- 2	CAPITAL OUTLAY	OTHER EXPENSES	\$ 1,000,000.00
TOTAL 2022 TEMPORARY BUDGET: SEWER UTILITY FUND			\$ 1,824,445.00

RECREATION UTILITY OPERATING FUND

ACCOUNT CODE	DESCRIPTION	CLASSIFICATION	EMERGENCY TEMP 03/02/22
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41- 2022- 4100- 4100- 2	YMCA - RECREATION UTILITY	OTHER EXPENSES	\$ 250,000.00
41- 2022- 4100- 4100- 9	YMCA - RECREATION UTILITY	OPERATING (DIRECT)	\$ 100,000.00
TOTAL 2022 TEMPORARY BUDGET: RECREATION UTILITY FUND			\$ 350,000.00

1. That said emergency temporary appropriation shall be provided for in the CY 2022 budget under their respective title.
2. That one certified copy of this resolution be filed with the Director, Division of Local Government Services

RESOLUTION 22-112

RESOLUTION offered by Mr. Bullard, seconded by Mr. Uhrin.

BE IT RESOLVED, By the Township Council of Piscataway Township, New Jersey that:
MUNICIPAL BUDGET NOTICE

Municipal Budget of the Township of Piscataway, County of Middlesex for the Fiscal Year 2022.

Be It Resolved, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the Year 2022.

Be It Further Resolved that said Budget be published in the Star Ledger, New Jersey in the issue of March 8, 2022.

The Governing Body of the Township of Piscataway does hereby approve the following as the Budget for the year 2022

General Appropriations:

Appropriations within “CAPS”

Municipal Purposes 52,292,674.00

Appropriations excluded from “CAPS”

Municipal Purposes 24,246,473.67

Total General Appropriations excluded from “CAPS” 24,246,473.67

Reserve for Uncollected Taxes Based on Estimated

99.05% Percent of Tax Collections 1,814,932.95

Total General Appropriations 78,355,080.62

Less: Anticipated Revenues Other than Current

Property Tax 26,284,566.22

Difference: Amount to be Raised by Taxes for

Support of Municipal Budget (as follows)

Local Tax for Municipal Purposes Including Reserve 48,774,112.40

For Uncollected Taxes 3,296,402.00

Minimum Library Tax

On roll call vote, Messrs. Bullard, Cahill, Cahn, Lombardi, Uhrin and McCullum answered yes.

ANNOUNCEMENTS & COMMENTS FROM OFFICIALS:

Jim Bullard says that he hopes everyone is doing well.

Gabrielle Cahill wishes those who celebrate a happy Lenten Season. She also reminds residents about a breakfast that the Knights of Columbus is hosting a breakfast this weekend and that there will be a blood drive and free exercise class at the YMCA.

Business Administrator Tim Dacey encourages residents to enroll their children in the summer camps at the YMCA is they are interested because it is filling up quickly.

Council President Lombardi says that tomorrow there is a vaccine clinic at the YMCA for residents that are interested. She also wishes everyone a Happy St. Patrick’s Day and recognizes that March is Women’s History Month.

The Council considered the matters on the Agenda for April 12, 2022:

- RESOLUTION – Authorizing 2022 Peddlers Licenses:
 - Amjad Alasmar
 - Daylton P. Amaral
- RESOLUTION – Authorizing Refund of Gun Permit Fee.
- RESOLUTION – Authorizing Acceptance of Project and Release of Retainage – Second Avenue Improvements Phase 1 & 2 – JADS Construction Co.
- RESOLUTION – Authorizing Award of Contract for Asphalt Coring Testing for Netherwood Avenue Improvements – SOR Testing Laboratories, Inc. – Not to Exceed \$2,250.00.

OPEN TO PUBLIC:

Ed Marsh, 113 Wyckoff Ave spoke about Historic Preservation.

Steve Cahn & Gabrielle Cahill responded to Ed.

David Akins, Ambrose Valley Ln asked for more information about a property in town that is under construction.

Herb Tarbous, 411 New Market Rd spoke about the recent re-warding in Piscataway.

Township Attorney Raj Goomer clarified that the Re-Warding Commission is an independent body.

Evan Shegoski encourages those who are interested to join the EMS Advisory Council. He also asks when the Township plans to reopen the Municipal Building.

Charlie Kratovil, Editor New Brunswick Today asked for clarification about the recent re-warding. He also spoke about lawsuits against the Piscataway Police Department.

Ralph Johnson, 39 E. Burgess Dr. asked how the elderly community will be affected by the AT&T 3G network being shut down and if the town is prepared to assist them.

Staci Berger, 233 Ellis Pkwy asked for clarification on the Municipal Budget Appropriation Limits. She also asked where the agendas are posted on the website and if there was an update on the Cable Franchise Agreement.

Brian Rak, 1247 Brookside Rd asked about the results from the Fire Election and if the town is working with T-Mobile and Verizon to encourage 5G options.

There being no further comments, this portion of the meeting was closed to the public.

There being no further business to come before the council, the meeting was adjourned at 9:02pm. Motion by Ms. Cahill, seconded by Mr. Cahn, carried unanimously.

Respectfully submitted,

Kelly Mitch, Deputy Township Clerk

Accepted:

Michele Lombardi
Council President