

October 13, 2020

A Regular Meeting of the Piscataway Township Council was held on October 13, 2020 via the telephone meeting format, Zoom. The meeting was called to order by Council President, Gabrielle Cahill, at 7:30 pm.

Mrs. Cahill 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 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, 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.

On roll call, there were present: Messrs. Bullard, Cahn, Lombardi, McCullum, Shah, Uhrin, and Cahill. Mrs. Cahill led the salute to the flag.

No comments from Administration and Council on the Adjournment of any Agenda items.

Mrs. Cahill opened the meeting to the Public for comments regarding the Consent Agenda Items. There being no comments this portion of the meeting was closed.

Mayor Wahler read the following proclamation:

Whereas, distracted driving is a growing challenge on our roadways claiming thousands of lives and injuring hundreds of thousands more each year in the United States; and

Whereas, talking on a mobile phone even in hands-free mode, texting, programming your dashboard infotainment system or GPS device can divert your attention away from driving and result in physical or cognitive distraction; and

Whereas, the Township of Piscataway holds paramount the health and safety of its residents; and

Whereas, distracted driving is a serious, life-threatening practice that is preventable and requires the cooperation of all levels of government and the general public; and

Whereas, the National Safety Council and Keep Middlesex Moving work to promote policies, practices and procedures leading to increased safety on roads and highways; and

Whereas, increased awareness about the dangers of distracted driving may reduce the number of crashes, traffic fatalities and injuries; and

Now therefore be it resolved, that I, Brian C. Wahler, Mayor of the Township of Piscataway, County of Middlesex, State of New Jersey and the Piscataway Township Council fully endorse the month of October as Distracted **Driving Awareness Month** now marking its tenth anniversary and encourage the residents of Piscataway to increase safety for all by pledging to practice safe driving habits.

The Clerk read for FIRST READING the following ORDINANCE: ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, AMENDING CHAPTER VII (7), TRAFFIC, SECTION 17.8, SCHEDULE OF RESIDENTIAL PERMIT PARKING AREAS.

RESOLUTION offered by Mr. Bullard, seconded by Mrs. Lombardi, BE IT RESOLVED, by the Township Council of Piscataway Township, New Jersey that: ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, AMENDING CHAPTER VII (7), TRAFFIC, SECTION 17.8, SCHEDULE OF RESIDENTIAL PERMIT PARKING AREAS 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 telephonic conference on the 5th day of November, 2020.

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, Cahn, Lombardi, McCullum, Shah, Uhrin, and Cahill answered yes.

RESOLUTION #20-305

RESOLUTION offered by Mr. Shah, seconded by Mr. Bullard, BE IT RESOLVED, By the Township Council of Piscataway Township, New Jersey that:

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 October 13, 2020 Regular Meeting appear to have the unanimous approval of all members of the Township Council:

- a. RESOLUTION – Authorizing Award of Bid – Fairbanks pumps for Lakeview Ave “PepsiCo” Pump Station - PCS Pump and Process, Inc – Not to exceed \$27,046.04.
- b. RESOLUTION – Authorizing Cancellation of Taxes Due to 100% Disabled Veteran Status – Block 8001, Lot 4.01.
- c. RESOLUTION – Authorizing Execution of Agreement with Rutgers University Behavioral HealthCare Center - Employee Assistance Program – 1/1/2021 to 12/31/2021 – Not to Exceed \$9,120.72.
- d. RESOLUTION – Authorizing Return of Performance Surety and Cash Bonds:
 - New Market Holding Co. – Block 1016, Lot 2 – 600 Prospect Avenue.
- e. RESOLUTION – Authorizing 2020 Peddlers License – Alba I. Grandos-Diaz.
- f. RESOLUTION – Revising Resolution #20-301 – Chapter 159 - US Department of Justice, Bulletproof Vest Partnership - \$2,378.90.
- g. RESOLUTION – Authorizing Competitive Contracting for CDBG Consulting Services.
- h. MOTION – Accept Council Meeting Minutes for September 29, 2020.
- i. MOTION – Accept the Report of the Clerk’s Account – September 2020
- j. MOTION – Accept Report of the Division of Revenue – September 2020.
- k. MOTION – Receive and Enter into Minutes Disbursements for the Month of September 2020.

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 October 13, 2020 Regular meeting and adopted by separate vote.

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

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

RESOLUTION #20-306

WHEREAS, on both July 27, 2020 and September 1, 2020, the Township of Piscataway (the “Township”) received competitive quotes for three (3) Fairbanks Pumps for the Lakeview Avenue “PepsiCo” Pump Station (the “Project”); and

WHEREAS, the Township Assistant Director of Public Works reviewed the quotes and recommended awarding a contract for the Project to PCS Pump and Process, Inc., Fairfield, NJ in the amount not to exceed \$27,046.04; and

WHEREAS, pursuant N.J.S.A. 40A:11-6.1, contracts that are equal to or less than the bid threshold can be awarded after soliciting at least two (2) quotations in regard to same; and

WHEREAS, funds are available pursuant to certification # R-2020-0103;

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 award a contract for three (3) Fairbanks Pumps for the Lakeview Avenue “PepsiCo” Pump Station to PCS Pump and Process, Inc., Fairfield, NJ in the amount not to exceed \$27,046.04, subject to all bid

specifications and contract documents.

RESOLUTION #20-307

WHEREAS, the Tax Collector is requesting authorization to cancel taxes as listed below

| BLOCK | LOT | QUAL | NAME | YEAR | AMOUNT | REASON |
|-------|------|------|-----------------|------|---------|-----------------------|
| 8001 | 4.01 | | Willie H. Lewis | 2020 | 1670.07 | 100% Disabled Veteran |

THEREFORE, BE IT RESOLVED that the Tax Collector is hereby authorized to cancel the taxes and hereby authorized to adjust the records accordingly.

RESOLUTION #20-308

WHEREAS, the Administration has recommended the renewal of a professional services contract for the Employee Assistance Program for the Township with RUTGERS BIOMEDICAL AND HEALTH SCIENCES - UNIVERSITY BEHAVIORAL HEALTH CARE ("RUTGERS"); and

WHEREAS, RUTGERS has agreed to perform such professional services for the period of January 1, 2021 to December 31, 2021, in an amount not to exceed \$9,120.72 pursuant to a contract proposal, a copy of which is attached hereto and made a part hereof; and

WHEREAS, the Township Council of the Township of Piscataway is of the opinion that such agreement is in all respects in the public interest; and

WHEREAS, RUTGERS has submitted proof that it is not subject to N.J.S.A. 19:44A-20.4 et seq.; and

WHEREAS, funds are available pursuant to certification # R-2020-0105;

WHEREAS, the New Jersey Local Public Contracts Law, specifically, N.J.S.A. 40A:11-1 et seq., requires that a resolution authorizing the award of a contract for professional and/or extraordinary unspecifiable services without competitive bids must be publicly advertised, the within contract being one for generally recognized professional and/or extraordinary unspecifiable services, as defined by statute; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway as follows:

1. The Mayor and other appropriate officials be and the same are hereby authorized to enter into an agreement for services related to the Employee Assistance Program for the period from January 1, 2021 to December 31, 2021, with RUTGERS BIOMEDICAL AND HEALTH SCIENCES - UNIVERSITY BEHAVIORAL HEALTH CARE in a sum not to exceed \$9,120.72; and
2. This contract is being awarded without competitive bids as a professional service under the provisions of the Local Public Contracts Law, more specifically addressed in the body of this Resolution; and
3. The final form of said contract for these services shall be subject to the review and approval of the Township Director of Law; and
4. Notice of this Resolution shall be published as required by law.

RESOLUTION #20-309

WHEREAS, New Market Holding Co., Piscataway, NJ, requests the release of a Performance Surety Bond in the original amount of \$400,000.00 and a Cash Bond in the original amount of \$41,214.37, which were posted with the Township of Piscataway ("Township") on June 28, 2000 and July 28, 2000, respectively, for improvements on Block 1016, Lot 2 (600 Prospect Avenue), regarding Zoning Board Application No. 98-ZB-5V16; and

WHEREAS, pursuant to a Request for Release of Funds dated August 21, 2020 and a letter from the Township Supervisor of Engineering dated September 22, 2020, copies of which are attached hereto and made a part hereof, the said Supervisor of Engineering advised that all improvements required and covered have been satisfactorily installed, no maintenance bond is required, and therefore recommends the release of said Bonds; 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 return said

Performance Surety Bond in the amount of \$400,000.00 and said Cash Bond in the amount of \$47,325.87 (including accrued interest) to New Market Holding Co., Piscataway, NJ for improvements on Block 1016, Lot 2 (600 Prospect Avenue), regarding Zoning Board Application No. 98-ZB-5V16.

RESOLUTION #20-310

WHEREAS, Alba I. Grandos-Diaz has applied with the Township of Piscataway for a Peddlers License for 2020; and

WHEREAS, pursuant to a letter from the Piscataway Township Police Department dated September 30, 2020, a copy of which is attached hereto and made a part hereof, the Piscataway Township Police Department recommends granting a Peddlers License for 2020 to Alba I. Grandos-Diaz; 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 issue a Peddlers License for 2020 to Alba I. Grandos-Diaz.

RESOLUTION #20-311

WHEREAS, Resolution 20-301, adopted September 29, 2020, is hereby amended as follows:

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 was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount, and

WHEREAS, the Township of Piscataway has received notice of an award of **\$2,378.90** from the **U.S Department of Justice, Bulletproof Vest Partnership** and wishes to amend its **Calendar Year 2020** Budget to include this amount as revenue, and

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Piscataway in the County of Middlesex, 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 **Calendar Year 2020**:

| | |
|---|-------------------|
| <i>Amount Received for</i> | |
| <i>Bulletproof Vest Partnership Grant</i> | <i>\$2,378.90</i> |

BE IT FURTHER RESOLVED that the like sum of \$2,378.90 is hereby appropriated under the caption of:

| | |
|---|-------------------|
| <i>Bulletproof Vest Partnership Grant</i> | <i>\$2,378.90</i> |
|---|-------------------|

BE IT FURTHER RESOLVED, that the Director of Finance forward a certified copy of this resolution electronically to the Director of Local Government Services.

RESOLUTION #20-312

WHEREAS, the Township of Piscataway (the "Township") wishes to contract for CDBG Consulting Services (the "Services"); and

WHEREAS, N.J.S.A. 40A:11-4.1 allows the Township to use competitive contracting in lieu of public bidding for consulting services; and

WHEREAS, N.J.S.A. 40A:11-4.3 requires initial governing body authorization to competitively contract for these Services; 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 use competitive contracting, pursuant to N.J.S.A. 40A:11-4, to contract for CDBG Consulting Services.

The following are the disbursements for the months of September 2020

Mr. Dacey led a discussion of 2020 Best Practices Check List.

ANNOUNCEMENTS & COMMENTS FROM OFFICIALS:

Mrs. Lombardi spoke on Breast Cancer Awareness and Domestic Violence Awareness month.

Mrs. McCullum echoed Mrs. Lombardi's comments.

Mrs. Cahill echoed Mrs. Lombardi's comments as well.

The Council considered the matters on the Agenda session:

- ORDINANCE – SECOND READING – Amending Chapter XII (7) Traffic, 7-17.8 Schedule of Residential Permit Parking Areas – OPEN TO PUBLIC - RESOLUTION Adopting Ordinance.
- RESOLUTION – Chapter 159 – Governor's Council on Alcoholism Thru the County of Middlesex - \$2,307.80.
- RESOLUTION – Authorizing Change in Title or Text for Budget Appropriation.
- RESOLUTION – Authorizing Return of Engineering & Inspection Fees:
 - CMC Construction Group LLC – Block 8405, Lot 15 – 12 Water Street.
 - AvalonBay Communities Inc. – Block 2101, Lot 11.06 – Old New Brunswick Road & Stelton Road (7000 Avalon Way).
- RESOLUTION – Establishing Emergency Remote Meeting Protocols for Local Public Bodies.

OPEN TO PUBLIC:

Staci Berger, 233 Ellis Parkway, asked about first read Ordinance (Raj explained). Asked about Cablevision update from meeting with township (Mrs. Cahill elaborated). Asked Mr. Dacey for information on environmental issues with Best Practices and data on how many residents have opted up and out of energy aggregation (Mrs. Cahill elaborated).

Charles Kratovil, Food and Water Watch, invited Mayor and Council to join them on Zoom for a community forum for information on Community Aggregation program in town. Concerned that township facebook page tagged his organization in a post with inaccurate information.

Darryl Williams, 57 Woodlake Dr, asked about planning board meeting.

There being no further business to come before the council, the meeting was adjourned at 8:06pm on motion of Mrs. Lombardi, seconded by Mr. Shah, carried unanimously.

Respectfully submitted,

Melissa A. Seader, Township Clerk

Accepted:

Gabrielle Cahill
Council President