

August 9, 2022

A Regular Meeting of the Piscataway Township Council was held on August 9, 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. Cahill, Cahn, Shah, Uhrin, & Lombardi.

Ms. Lombardi led the salute to the flag.

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.

Brian Rak, 1247 Brookside Rd, asked if the township would join the county or state radio system in regards to item L.

Mayor Brian Wahler responded to Brian.

Paul Sinckler, 434 Fisher Ave, commented that the council should table item N.

Business Administrator Tim Dacey responded to Paul.

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

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 14, PARKING PROHIBITED AT  
ALL TIMES ON CERTAIN STREETS

RESOLUTION offered by Mr. Shah seconded by Mr. Cahn, BE IT  
RESOLVED, by the Township Council of Piscataway Township, New Jersey that AN  
ORDINANCE ENTITLED: 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 14, PARKING PROHIBITED AT  
ALL TIMES ON CERTAIN STREETS

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 13<sup>th</sup> day of September, 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. Cahill, Cahn, Shah, Uhrin, & Lombardi answered yes.

RESOLUTION #22-240

RESOLUTION offered by Ms. Cahill, seconded by Mr. Cahn:

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 August 9, 2022 Regular Meeting appear to  
have the unanimous approval of all members of the Township Council:

- a. RESOLUTION – Authorizing Liquor License Renewal for 2022-2023 License  
Term for Piscataway 1, LLC.
- b. RESOLUTION – Authorizing Acceptance of FY23 Municipal Alliance Youth  
Leadership Grant.
- c. RESOLUTION – Authorizing Refund of Overpayment of Fees – Police Dept.
- d. RESOLUTION – Authorizing 4Site Planning LLC to Prepare an Area In Need  
of Redevelopment Study for 10 Normandy Drive.
- e. RESOLUTION – Authorizing Refund of Picnic Fees.
- f. RESOLUTION – Authorizing Cancellation of Taxes – Various Blocks and  
Lots.
- g. RESOLUTION – Designating A Non-Condemnation Area in Need of  
Redevelopment – Block 1701, Lot 2.03 – 4100 New Brunswick Avenue.
- h. RESOLUTION – Designating A Non-Condemnation Area in Need of  
Redevelopment – Block 5301, Lot 14.04 – 1551 South Washington Avenue.
- i. RESOLUTION – Return of Escrow Fees:
  - Block 4601, Lot 12 – Courtesy Review - 275 Old New Brunswick Road.
  - Block 11701, Lot 16.05 – 16-ZB-54 – 909 River Road.
- j. RESOLUTION – Authorizing Return of Cash Bonds:
  - (2) Block 8604, Lot 10 – 17-PB-18/19V – 80 Commonwealth Avenue.
- k. RESOLUTION – Authorizing Second Amendment to Lease Agreement –  
Block 4401, Lot 10 – PSE&G.
- l. RESOLUTION – Authorizing Award of Contract for Architectural and  
Engineering Services for Radio System Replacement – French and Parrello  
Associates – Not to Exceed \$342,300.00.
- m. RESOLUTION – Authorizing Cancellation of Taxes Due to 100% Disabled  
Veteran Status – Block 3201, Lot 1.01.
- n. RESOLUTION – Appointment of Municipal Alliance Coordinator – Rosemarie  
Rivoli.
- o. RESOLUTION – Authorizing Participation in the Region 8 Education Service  
Center – TIPS Purchasing Cooperative.

- p. RESOLUTION – Emergency Purchase – Demolition of 857 Hoes Lane West – Caravella Demolition, Inc. – Not to Exceed \$55,500.00.
- q. RESOLUTION – Authorizing Shared Services Agreement with Middlesex Borough – Baekeland Avenue.
- r. RESOLUTION – Authorizing Change Order #1 – 2022-2023 Hot Mix Asphalt Road Construction Materials – Stavola Construction Materials, Inc. – Not to Exceed \$108,400.00.
- s. RESOLUTION – Authorizing Tax Appeal Settlement – 330 S Rand Urban Renewal – Bock 4701, Lot 5.05 – 330 S Randolphville Road.
- t. MOTION – Accept Minutes – Council Meetings – April 12, May 3, June 9 and June 28, 2022.
- u. MOTION – Accept Report of the Clerk’s Account for July 2022.
- v. MOTION – Accept Report of the Division of Revenue – June & July 2022.
- w. MOTION – Receive and Enter into Minutes Disbursements for the Months of June & July 2022.

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 August 9, 2022 Regular meeting and adopted by separate vote.

On roll call vote: Messrs. Cahill, Cahn, Shah, Uhrin, & Lombardi voted yes.

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

**RESOLUTION #22-241**

WHEREAS, Piscataway 1, LLC, holder of a liquor license, as referenced in the attached schedule, in the Township of Piscataway, applied for renewal of said license for the period commencing July 1, 2022 to June 30, 2023; and

WHEREAS, appropriate municipal officials have advised that Piscataway 1, LLC has met the New Jersey statutory requirements and the New Jersey Alcoholic Beverage Code regulations for renewal; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that Piscataway 1, LLC liquor license, as referenced in the attached schedule, is renewed without special conditions for the period commencing July 1, 2022, until June 30, 2023 and the Township Clerk is hereby authorized to issue said renewal.

**TOWNSHIP OF PISCATAWAY**

**PLENARY RETAIL CONSUMPTION LICENSE – RENEWALS- 2022-2023**

**IN POCKET**

**(requires a special ruling from the Division of Alcohol Beverage Control)**

| <b>License Name</b>          | <b>Trade Name</b> | <b>Mailing Address</b> | <b>License No.</b> |
|------------------------------|-------------------|------------------------|--------------------|
| Piscataway 1 LLC (in pocket) |                   | 1260 Stelton Road      | 1217-33-025-004    |

**RESOLUTION #22-242**

WHEREAS, the Township Council of the Township of Piscataway (the “Township”) recognizes that it is the responsibility of not only public officials, but the entire community to promote and encourage the health, safety and welfare of our youth; and

WHEREAS, The Township has been awarded the FY2023 Municipal Alliance New Jersey Department of Mental Health and Addiction Service (DMHAS) Youth Leadership Grant, in the amount of \$5,000.00, from the; and

NOW, THEREFORE BE IT RESOLVED, by the Township Council of the Township of Piscataway, that the Township of Piscataway hereby accepts the FY2023 Municipal Alliance DMHAS Youth Leadership Grant, in the amount of \$5,000.00; and

BE IT FURTHER RESOLVED that the Township Council of the Township of Piscataway acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements; and

BE IT FURTHER RESOLVED that the appropriate Township officials and the Mayor are authorized to execute any documentation necessary to effectuate the grant award.

RESOLUTION #22-243

WHEREAS, on July 9, 2022, Koon Y. Chan paid twenty-one dollars (\$21.00) online in error as it pertains to a Gun Permit, which payment should have only been for twelve dollars (\$12.00); and

WHEREAS, on July 8, 2022, Brett R. Augustine paid two dollars (\$2.00) in error as it pertains to a Gun Permit, 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 refund the overpayment for said Gun Permit Fee, in the amount of nine dollars (\$9.00) to Koon Y. Chan; and

BE IT FURTHER RESOLVED that the appropriate municipal officials be and are hereby authorized to refund said Gun Permit Fee, in the amount of two dollars (\$2.00) to Brett R. Augustine.

RESOLUTION #22-244

WHEREAS, the Township of Piscataway contains property located on Block 3702, Lot 1.02 (10 Normandy Drive) on the Piscataway Township Tax Map (the "Property"); and

WHEREAS, the Township believes it necessary to obtain the assistance of a professional planner to help said Board investigate whether the subject area is a Non-Condensation Area in Need of Redevelopment as set forth in N.J.S.A. 40A:12A-5 for consideration by the Township Planning Board; and

WHEREAS, 4Site Planning, LLC submitted a proposal to the Township of Piscataway regarding the above investigation that was subsequently reviewed by the Board; and

WHEREAS, the Township desires that if the Property meets the criteria to be declared a Non-Condensation Area in Need of Redevelopment, that 4Site Planning, LLC, prepare a Redevelopment Plan for the Property; and

WHEREAS, 4Site Planning, LLC, was previously qualified under the Fair and Open Process to provide professional services for Planning Services by the Township of Piscataway for 2022; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway that the Township Council does hereby authorize 4Site Planning, LLC, to perform the aforementioned investigation of the above referenced Property in order to determine whether the Property meets the criteria to be declared a Non-Condensation Area in Need of Redevelopment as set forth in N.J.S.A. 40A:12A-5; and

BE IT FURTHER RESOLVED that if the Township Council determines that the Property meets the criteria to be declared a Non-Condensation Area in Need of Redevelopment, 4Site Planning, LLC is authorized to prepare a Redevelopment Plan for the Property.

RESOLUTION #22-245

WHEREAS, Marquita Roney, Piscataway, NJ requests the return of a Picnic Permit Fee in the amount of \$225.00, posted with the Township of Piscataway for a picnic at Possumtown Park on August 14, 2022; and

WHEREAS, the Piscataway Township Department of Recreation recommended the return of said Picnic Permit Fee, in the amount of \$225.00, as the picnic was cancelled; and

WHEREAS, Nichole Butler, Piscataway, NJ requests the return of a Picnic Permit Fee and Alcohol Permit Fee in the amounts of \$225.00 and \$150.00, respectively, posted with the Township of Piscataway for a picnic at Possumtown Park on August 7, 2022; and

WHEREAS, the Piscataway Township Department of Recreation recommended the return of said Picnic Permit Fee in the amount of \$225.00 and Alcohol Permit Fee in the amount of \$150.00, as the picnic was cancelled; and

WHEREAS, Linda Esposito, Piscataway, NJ requests the return of a Picnic Permit Fee and Alcohol Permit Fee in the amounts of \$225.00 and \$150.00, respectively, posted with the Township of Piscataway for a picnic at Riverside Park on July 23, 2022; and

WHEREAS, the Piscataway Township Department of Recreation recommended the return of said Picnic Permit Fee in the amount of \$225.00 and Alcohol Permit Fee in the amount of \$150.00, as the picnic was cancelled; and

WHEREAS, Brian Luper, Piscataway, NJ requests the return of a Picnic Permit Fee in the amount of \$225.00, posted with the Township of Piscataway for a picnic at Riverside Park on August 12, 2022; and

WHEREAS, the Piscataway Township Department of Recreation recommended the return of said Picnic Permit Fee in the amount of \$225.00, as the picnic was cancelled; and

WHEREAS, John Vito, Piscataway, NJ requests the return of a Picnic Permit Fee and Alcohol Permit Fee in the amounts of \$225.00 and \$150.00, respectively, posted with the Township of Piscataway for a picnic at Possumtown Park on August 27, 2022; and

WHEREAS, the Piscataway Township Department of Recreation recommended the return of said Picnic Permit Fee in the amount of \$225.00 and Alcohol Permit Fee in the amount of \$150.00, as the picnic was cancelled; 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 a Picnic Permit Fee in the amount of \$225.00, pursuant to receipt #A145190, to Marquita Roney; and

BE IT FURTHER RESOLVED that the appropriate municipal officials be and are hereby authorized to return a Picnic Permit Fee in the amount of \$225.00 and an Alcohol Permit Fee in the amount of \$150.00, for a total amount due of \$375.00, pursuant to receipt #A145221, to Nichole Butler; and

BE IT FURTHER RESOLVED that the appropriate municipal officials be and are hereby authorized to return a Picnic Permit Fee in the amount of \$225.00 and an Alcohol Permit Fee in the amount of \$150.00, for a total amount due of \$375.00, pursuant to receipt #A145118, to Linda Esposito; and

BE IT FURTHER RESOLVED that the appropriate municipal officials be and are hereby authorized to return a Picnic Permit Fee in the amount of \$225.00, pursuant to receipt #A145216, to Brian Luper; and

BE IT FURTHER RESOLVED that the appropriate municipal officials be and are hereby authorized to return a Picnic Permit Fee in the amount of \$225.00 and an Alcohol Permit Fee in the amount of \$150.00, for a total amount due of \$375.00, pursuant to receipt #A145130, to John Vito.

RESOLUTION #22-246

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

| BLOCK | LOT       | NAME                   | YEAR | AMOUNT      | REASON          |
|-------|-----------|------------------------|------|-------------|-----------------|
| 8002  | 1.03      | TOWNSHIP OF PISCATAWAY | 2022 | \$2,786.81  | TAX EXEMPT      |
| 8002  | 1.03      | TOWNSHIP OF PISCATAWAY | 2023 | \$2,995.32  | TAX EXEMPT      |
| 11302 | 4         | TOWNSHIP OF PISCATAWAY | 2022 | \$887.15    | TAX EXEMPT      |
| 11302 | 4         | TOWNSHIP OF PISCATAWAY | 2023 | \$2,094.36  | TAX EXEMPT      |
| 6501  | 17        | HAROLD FISHER          | 2022 | \$12,833.83 | 100% EXEMPT VET |
| 6501  | 17        | HAROLD FISHER          | 2023 | \$7,825.69  | 100% EXEMPT VET |
| 8306  | 14.0<br>1 | JASON R. INGLE         | 2022 | \$5,630.81  | 100% EXEMPT VET |
| 8306  | 14.0<br>1 | JASON R. INGLE         | 2023 | \$3,819.25  | 100% EXEMPT VET |
| 11210 | 3         | JAMES C. WORSHAM       | 2022 | \$3,720.64  | 100% EXEMPT VET |
| 11210 | 3         | JAMES C. WORSHAM       | 2023 | \$3,399.40  | 100% EXEMPT VET |
| 1006  | 11.0<br>1 | ROBERT NALLY           | 2022 | \$3,796.20  | 100% EXEMPT VET |

|      |           |              |              |                    |                    |
|------|-----------|--------------|--------------|--------------------|--------------------|
| 1006 | 11.0<br>1 | ROBERT NALLY | 2023         | \$3,431.38         | 100% EXEMPT<br>VET |
|      |           |              | <u>Total</u> | <u>\$53,220.84</u> |                    |

THEREFORE, BE IT RESOLVED that the Tax Collector is hereby authorized to cancel the taxes and refund the overpayment of taxes to the record owner. The Collector is hereby authorized to adjust the records accordingly.

RESOLUTION #22-247

WHEREAS, the Township of Piscataway (the "Township") contains property designated as Block 1701, Lot 2.03 (4100 New Brunswick Avenue) on the Piscataway Township Tax Map (the "Property"); and

WHEREAS, the Township authorized a Redevelopment Study to be completed for the Property by 4Site Planning, LLC and authorized the Township Planning Board to undertake a preliminary investigation to determine whether the Property should comprise a Non-Condensation Area in Need of Redevelopment according to the criteria set forth in N.J.S.A. 40A:12A-5; and

WHEREAS, after completing the preliminary investigation, reviewing the report by 4Site Planning, LLC, and hearing testimony, the Township Planning Board recommended that the Property be found to be a Non-Condensation Area in Need of Redevelopment in accordance with Criteria D & H of N.J.S.A. 40A:12A-5, with said determination memorialized in a Resolution by the Township Planning Board on July 13, 2022; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway that the Township Council does hereby designate Block 1701, Lot 2.03 (4100 New Brunswick Avenue) as a Non-Condensation Area in Need of Redevelopment pursuant to N.J.S.A 40A:12A-1 et seq.; and

BE IT FURTHER RESOLVED that in accordance with N.J.S.A. 40A-12A-6b(5)(c) the Clerk of the Township of Piscataway shall forthwith transmit a copy of this Resolution to the Commissioner of the Department of Community Affairs; and

BE IT FURTHER RESOLVED that in accordance with N.J.S.A. 40A-12A-6b(5)(d), within ten (10) days of the Township Council's adoption of the within resolution, the Clerk of the Township of Piscataway shall serve notice of the Township Council's determination and this Resolution upon the record owner of the property within the Non-Condensation Redevelopment Area, and upon each person who filed a written objection thereto and stated, in or upon the written submission, an address to which notice of the determination and Resolution may be sent.

RESOLUTION #22-248

WHEREAS, the Township of Piscataway (the "Township") contains property designated as Block 5301, Lot 14.04 (1551 South Washington Avenue) on the Piscataway Township Tax Map (the "Property"); and

WHEREAS, the Township authorized a Redevelopment Study to be completed for the Property by 4Site Planning, LLC and authorized the Township Planning Board to undertake a preliminary investigation to determine whether the Property should comprise a Non-Condensation Area in Need of Redevelopment according to the criteria set forth in N.J.S.A. 40A:12A-5; and

WHEREAS, after completing the preliminary investigation, reviewing the report by 4Site Planning, LLC, and hearing testimony, the Township Planning Board recommended that the Property be found to be a Non-Condensation Area in Need of Redevelopment in accordance with Criteria B, D & H of N.J.S.A. 40A:12A-5, with said determination memorialized in a Resolution by the Township Planning Board on July 13, 2022; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway that the Township Council does hereby designate Block 5301, Lot 14.04 (1551 South Washington Avenue) as a Non-Condensation Area in Need of Redevelopment pursuant to N.J.S.A 40A:12A-1 et seq.; and

BE IT FURTHER RESOLVED that in accordance with N.J.S.A. 40A-12A-6b(5)(c) the Clerk of the Township of Piscataway shall forthwith transmit a copy of this Resolution to the Commissioner of the Department of Community Affairs; and

BE IT FURTHER RESOLVED that in accordance with N.J.S.A. 40A-12A-6b(5)(d), within ten (10) days of the Township Council's adoption of the within

resolution, the Clerk of the Township of Piscataway shall serve notice of the Township Council's determination and this Resolution upon the record owner of property within the Non-Condensation Redevelopment Area, and upon each person who filed a written objection thereto and stated, in or upon the written submission, an address to which notice of the determination and Resolution may be sent.

RESOLUTION #22-249

WHEREAS, on December 15, 2020 and May 17, 2021, DiLeo Property Group (as Managing Agent for SRP 275 ONBR LLC), Piscataway, NJ, posted escrow checks with the Township of Piscataway in the amounts of \$1,500.00, and \$250.00, respectively, regarding Block 4601, Lot 12 (275 Old New Brunswick Road); and

WHEREAS, pursuant to a Request for Release of Funds dated July 12, 2022 and a Memorandum from the Township Supervisor of Planning dated July 21, 2022, the Supervisor of Planning and the Finance Department approved the release of the unexpended escrow fees in the amount of \$289.84 to SRP 275 ONBR LLC, Piscataway, NJ; and

WHEREAS, on October 27, 2016, January 11, 2017, March 3, 2017 and August 24, 2017, Windels Marx Lane & Mlttendorf, LLP, New Brunswick, NJ, posted escrow checks with the Township of Piscataway in the amounts of \$4,800.00, \$4,000.00, \$1,000.00 and \$4,000.00, respectively, regarding Block 11701, Lot 16.05 (909 River Road) for Zoning Board Application #16-ZB-54; and

WHEREAS, pursuant to a Request for Release of Funds dated July 22, 2022 and a Memorandum from the Township Supervisor of Planning dated July 22, 2022, the Supervisor of Planning and the Finance Department approved the release of the unexpended escrow fees in the amount of \$1,611.37 to Windels Marx Lane & Mlttendorf, LLP, New Brunswick, 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 SRP 275 ONBR LLC, Piscataway, NJ in the amount of \$289.84 for Block 4601, Lot 12 (275 Old New Brunswick Road); and

BE IT FURTHER RESOLVED that the appropriate municipal officials be and are hereby authorized to release unexpended escrow fees to Windels Marx Lane & Mlttendorf, LLP, New Brunswick, NJ in the amount of \$1,611.37 regarding Block 11701, Lot 16.05 (909 River Road) for Zoning Board Application #16-ZB-54.

RESOLUTION #22-250

WHEREAS, John Hanrahan, EMC Paving Company, Piscataway, NJ, requests the release of a Cash Bond in the original amount of \$3,000.00, posted with the Township of Piscataway on August 13, 2018, for improvements on Block 8604, Lot 10 (80 Commonwealth Avenue) regarding Planning Board Application 17-PB-18/19V; and

WHEREAS, pursuant to a Request for Release of Funds dated July 20, 2022 and a letter from the Township Supervisor of Engineering dated July 25, 2022, 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, and recommends the release of the Cash Bond to John Hanrahan, EMC Paving Company; and

WHEREAS, John Hanrahan, EMC Paving Company, Piscataway, NJ, requests the release of a Cash Bond in the original amount of \$11,502.00, posted with the Township of Piscataway on August 13, 2018, for improvements on Block 8604, Lot 10 (80 Commonwealth Avenue) regarding Planning Board Application 17-PB-18/19V; and

WHEREAS, pursuant to a Request for Release of Funds dated July 20, 2022 and a letter from the Township Supervisor of Engineering dated July 25, 2022, 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, and recommends the release of the Cash Bond to John Hanrahan, EMC Paving Company; 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 a Cash Bond in the amount of \$3,000.00, to John Hanrahan, EMC Paving Company, Piscataway, NJ, for improvements on Block 8604, Lot 10 (80 Commonwealth Avenue) regarding Planning Board Application 17-PB-18/19V; and

BE IT FURTHER RESOLVED by the Township Council of the Township of Piscataway, that the appropriate municipal officials be and are hereby authorized to release a Cash Bond in the amount of \$11,585.66 (including accrued interest), to John Hanrahan, EMC Paving Company, Piscataway, NJ, for improvements on Block 8604, Lot 10 (80 Commonwealth Avenue) regarding Planning Board Application 17-PB-18/19V

**RESOLUTION #22-251**

WHEREAS, the Township of Piscataway (the "Township") wishes to enter into a Second Amendment to License Agreement ("Second Amendment") with Public Service Electric and Gas Company (PSE&G), as it pertains to the real property located in the Township near and around the intersection of Possumtown Road and Centennial Avenue (Block 4401, Lot 10) (the "Property"); and

WHEREAS, the Township is the owner of the Property and, via a License Agreement dated November 25, 2020 (the "License Agreement"), PSE&G was permitted to utilize the Property for a staging site for its employees or contractors to help facilitate PSE&G's utility services work in the area; and

WHEREAS, via a First Amendment to the License Agreement dated October 4, 2021, the Township and PSE&G extended the term of the License Agreement; and

WHEREAS, the Township and PSE&G desire to further amend the License Agreement to further extend the term of the License Agreement to September 30, 2023; and

WHEREAS, the Township Attorney has reviewed the Second Amendment, a copy of which is attached hereto as Exhibit A and made a part hereof, and recommends execution of same; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that the Township Council formally approves the Second Amendment to License Agreement; and

BE IT FURTHER RESOLVED that the appropriate municipal officials and the Mayor are hereby authorized to execute the Second Amendment to License Agreement on behalf of the Township of Piscataway and that their signature constitutes acceptance of the terms and conditions of said Second Amendment to License Agreement.

**RESOLUTION #22-252**

WHEREAS, the Township of Piscataway requires Professional Architectural & Engineering Services for the Radio System Replacements Project (the "Project"); and

WHEREAS, French and Parrello Associates, Wall, NJ, has submitted a quote for Professional Architectural & Engineering Services related to said Project, a copy of which is attached hereto and made a part hereof ("Proposal"), with a cost not to exceed \$342,300.00; and

WHEREAS, French and Parrello Associates, Wall, NJ, was previously qualified under the Fair and Open Process to provide professional services for Professional Engineering Services – Special Projects, Environmental, Etc. by the Township of Piscataway for 2022; and

WHEREAS, pursuant to a Recommendation to Award from the Township Police Captain, dated July 7, 2022, said Police Captain recommends awarding a contract for the Project to French and Parrello Associates; and

WHEREAS, there is funding available pursuant to certification # R-2022-0060;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway that the Township Council does hereby authorize French and Parrello Associates, Wall, NJ, to provide Professional Architectural & Engineering Services for the Radio System Replacements Project, at the rates set forth in said quote, with such services not to exceed \$342,300.00 in cost.

**RESOLUTION #22-253**

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

| BLOCK | LOT  | QUAL  | NAME         | YEAR | AMOUNT     | REASON                |
|-------|------|-------|--------------|------|------------|-----------------------|
| 3201  | 1.01 | C0113 | DAVID ALONSO | 2022 | \$3,779.43 | 100% Disabled Veteran |



|      |      |       |                 |      |            |                             |
|------|------|-------|-----------------|------|------------|-----------------------------|
| 3201 | 1.01 | C0113 | DAVID<br>ALONSO | 2023 | \$3,824.27 | 100%<br>Disabled<br>Veteran |
|------|------|-------|-----------------|------|------------|-----------------------------|

THEREFORE, BE IT RESOLVED that the Tax Collector is hereby authorized to cancel the taxes and refund the overpayment of taxes to the record owner. The Collector is hereby authorized to adjust the records accordingly.

RESOLUTION #22-254

WHEREAS, the Governor’s Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey; and

WHEREAS, The Township Council of the Township of Piscataway, County of Middlesex, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore, has an established Municipal Alliance Committee; and

WHEREAS, the Township of Piscataway (the “Township”) now wishes to appoint a Municipal Alliance Coordinator (the “Coordinator”), who is to assume the duties associated with the filing of and receipt of funding from the Municipal Alliance Grant; and

WHEREAS, the Coordinator is in charge of organizing and coordinating efforts to reduce alcoholism and drug abuse in the local community; and

WHEREAS, the Coordinator shall also oversee, among other things, the development of procedures for the intervention and treatment of student abusing alcohol or drugs within the local school district; and

WHEREAS, the Township recommends the appointment of Rosemarie Rivoli, to serve as Municipal Alliance Coordinator; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that the Township Council does hereby appoint Rosemarie Rivoli as the Municipal Alliance Coordinator; and

BE IT FURTHER RESOLVED that Rosemarie Rivoli is authorized to take any and all actions necessary to apply for and accept Municipal Alliance Grants and coordinate and implement programs to use said Municipal Alliance grant funds.

RESOLUTION #22-255

WHEREAS, the Township of Piscataway (the “Township”) desires to participate in The Interlocal Purchasing System (TIPS); and

WHEREAS, TIPS is a National Cooperative Purchasing Program offered by Region VIII Education Service Center, located in Pittsburg, Texas, (Camp County); and

WHEREAS, participation through membership and utilization of competitively bid and awarded vendor contracts in a cooperative purchasing program specializing in the management of high-quality cooperative procurement solutions will be beneficial to the taxpayers through the anticipated savings to be realized by the Township; and

WHEREAS, TIPS meets the requirements of P.L. 2011, c. 139 and N.J.S.A. 52:34-6.2, which allow local contracting units to utilize national cooperative contracts as a method of procurement; 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 participate in The Interlocal Purchasing System; and

BE IT FURTHER RESOLVED that the appropriate municipal officials and the Mayor are authorized to sign, seal, and execute a Cooperative Purchasing / Membership Agreement with the The Interlocal Purchasing System.

RESOLUTION #22-256

WHEREAS, on May 2, 2022, the Township of Piscataway (the “Township”) Construction Official declared the dwelling and accessory buildings located at 857 Hoes Lane West (the “Property”) an imminent hazard; and

WHEREAS, the Property has been isolated and preparations to demolish the dwelling and accessory buildings have been initiated, specifically with regard to disconnecting utilities; and

WHEREAS, while waiting upon receipt of the utility disconnect letters an incident, as well as concerns of trespassing, on the Property have created circumstances that are detrimental to the health, safety and welfare of the general public; and

WHEREAS, N.J.S.A 40A:11-6 allows the Township to award emergency contracts when an emergency affecting the public health, safety or welfare requires the immediate delivery of goods or the performance of services; and

WHEREAS, the Director of DPW and Business Administrator approved the emergency services as specified in the Certification of Request for Emergency Purchases, a copy of which is attached hereto and made a part hereof; and

WHEREAS, Caravella Demolition, Inc., Piscataway, NJ is able to provide immediate assistance in regard to the demolition of the Property; and

WHEREAS, there is funding available in Account # 04-2013-131307-4001-4003-100188;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, County of Middlesex and State of New Jersey, that the appropriate municipal officials be and do hereby approve an emergency contract with Caravella Demolition, Inc. for demolition of the above referenced Property located at 857 Hoes Lane West, in the amount not to exceed \$55,500.00, subject to all contract documents.

RESOLUTION #22-257

WHEREAS, pursuant to the authority contained in the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1, et seq., the Township of Piscataway (the "Township") deems it to be in the public interest to enter into a Shared Services Agreement with the Borough of Middlesex (the "Borough") for the construction of a 12" Sewer Force Main along Baekeland Avenue; and

WHEREAS, the Borough and the Township border along Baekeland Avenue; and

WHEREAS, the Township is planning and preparing to pave Baekeland Avenue; and

WHEREAS, prior to the Township commencing paving, the Borough desires to construct a 12" Sewer Force Main (the "Main"); and

WHEREAS, the Township's contractor for the paving, Lucas Brothers Construction, is willing and able to perform the work to construct the Main and the Township is willing to process said work as a change order to their existing contract with Lucas Brothers Construction; and

WHEREAS, the Borough will pay for any and all work performed with regard to the Main by promptly paying to the Township such sums as may be invoiced by Lucas Brothers Construction from time to time for work performed, which includes but is not limited to, fittings, valves, testing, removal & disposal of regulated materials, backfill, HMA trench restoration and traffic control; and

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq. specifically authorizes local government units to enter into agreements to provide or received any service that each local unit participating in the agreement empowered to provide or receive; and

WHEREAS, the condition of the Main and the roads within the Township are beneficial to the safety and welfare of the residents and visitors of the Township; and

WHEREAS, the Township Attorney has reviewed the Shared Services Agreement, a copy of which is attached hereto as Exhibit A and made a part hereof, and recommends execution of same; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that the Township Council formally approves and authorizes the execution of the Shared Services Agreement in substantially the form attached hereto, subject to such final changes as may be approved by the Mayor upon the advice of the Township Attorney; and

BE IT FURTHER RESOLVED that the appropriate municipal officials, the Township Attorney and the Mayor are hereby authorized to execute any such documents or take such actions necessary to effectuate the Shared Services Agreement; and

BE IT FURTHER RESOLVED that a copy of said Shared Services Agreement shall be available for public inspection at the office of the Township Clerk.

RESOLUTION #22-258

WHEREAS, the Township of Piscataway (the "Township") awarded a contract to Stavola Construction Materials, Inc., Tinton Falls, NJ for the 2022-2023 Hot Mix Asphalt Road Construction Materials Project (the "Project"), in the amount not to exceed \$542,000.00; and

WHEREAS, additional site work was necessary for the Project that was not included in the original scope of work outlined by the Township and not anticipated in the proposal from Stavola Construction Materials, Inc. to the Township for the Project; and

WHEREAS, there was no prior increase or decrease to this Project; and

WHEREAS, this change order would represent a \$108,400.00 increase in the total amount of the Project from the original contract amount for a final total not to exceed \$650,400.00, a 20.00% increase; and

WHEREAS, N.J.A.C. 5:30-11.3 authorizes a municipality to approve change orders up to twenty (20) percent of the originally awarded contract; and

WHEREAS, pursuant to a Change Order Form from the Township Director of Public Works, dated August 5, 2022, said Director of Public Works recommends approving Change Order No. 1; and

WHEREAS, funds are available pursuant to certification # B-2022-007-01;

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 amend the total contract amount for the 2022-2023 Hot Mix Asphalt Road Construction Materials Project, from \$542,000.00, to a final total not to exceed \$650,400.00 and execute a Change Order in the amount of \$108,400.00, subject to all bid specifications and contract documents.

RESOLUTION #22-259

WHEREAS, the Township of Piscataway and the following property owner has been engaged in litigation on a tax appeal which is pending in the Tax Court; and

WHEREAS, the Municipal Tax Assessor and Special Counsel for Tax Appeals have recommended the following settlement regarding the assessed value of the property for the specified year:

|              |                                 |                   |                               |
|--------------|---------------------------------|-------------------|-------------------------------|
|              | <u>330 S Rand Urban Renewal</u> |                   | <u>Block 4701, Lot 5.05</u>   |
|              |                                 |                   | <u>330 S Randolphville Rd</u> |
|              | 2022                            | 2022 Proposed     |                               |
|              | <u>Assessment</u>               | <u>Assessment</u> |                               |
| Land         | 23,760,000                      | 8,040,000         |                               |
| Improvements | <u>0</u>                        | <u>0</u>          |                               |
| Total        | 23,760,000                      | 8,040,000         |                               |

WHEREAS, the Special Counsel for Tax Appeals, as well as appraisal consultants retained by the Township, have advised that the proposed settlement fully conforms with the public interest; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that the settlement of the above Tax Appeal, as recommended by the Municipal Tax Assessor and Special Counsel for Tax Appeals and as specifically set forth above, be and the same is hereby approved; and

BE IT FURTHER RESOLVED that upon notification from the Assessor that the above settlement has been approved by the Tax Court, the Tax Collector and other appropriate officials, the appropriate municipal officials be and are hereby authorized to issue the refund and/or credit corresponding to the aforementioned assessed value.

The following are the Disbursements for the month of June and July 2022.

Ms. Lombardi opened the meeting to the Public for comments regarding Amending Fire District 4 Budget.

Brian Rak, 1247 Brookside Rd, asked for clarification on the amendment.

Township Attorney Raj Goomer and Steve Cahn responded to Brian.

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

RESOLUTION #22-260

RESOLUTION offered by Mr. Cahn, seconded by Mr. Shah:

WHEREAS, the Township previously passed Resolution #22-227 in regard to the approval of the Piscataway Fire District No. 4 (“Fire District No. 4”) 2022 Budget; and

WHEREAS, the Department of Community Affairs (“DCA”) requested that the Township hold an additional hearing to confirm the approval of said budget and reaffirm Resolution #22-227; and

WHEREAS, the Fire District No. 4 2022 Budget Referendum was defeated on February 19, 2022; and

WHEREAS, pursuant to N.J.A.C. 5:31-2.4(m), the Township Council must adopt a budget for the fiscal year of the fire district; and

WHEREAS, the Township administration has reviewed the 2022 Fire District No. 4 Budget (“Budget”) submitted to the voters, and has reviewed additional financials of the Fire District; and

WHEREAS, the Township administration recommends that the Budget be approved with the following changes:

1. An increase of \$100,000.00 in the use of surplus to balance the budget.
  - a. Increase use of surplus from \$700,000.00 to \$800,000.00. Surplus will be generated in 2022 by:
    - i. The Sale of the Old fire Engine being replaced in the budget.
    - ii. The insurance proceeds of \$167,000.00 from the 2002 Hummer Brush Truck received on February 5, 2022.
2. A decrease in Administration of \$15,000.00.
  - a. Reduction of \$10,000 in the Salary of Commissioner Craig Aumack from \$20,000 to \$10,000 in line with the other Fire Commissioners.
  - b. Reduction of \$5,000 in Professional Fees and Other Administration Expenses (Bookkeeping).
3. The Amount to be Raised By Taxation to support the Budget shall be \$1,031,600.00.
  - a. This will be a decrease of \$115,000.00 due to items (1) and (2) above.
  - b. This will result in a decrease of the Tax Rate from \$0.063 to \$0.054.

WHEREAS, the Township Council wishes to adopt the recommendations of the Administration and adopt the Budget with the specific line item amendments as provided in the attached Schedule A; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that the Township of Piscataway Fire District No. 4 Budget is hereby adopted with the line item amendments provided in the attached Schedule A; and

BE IT FURTHER RESOLVED that Fire District No. 4 is recommended to complete an Asset Management Review of all the Equipment owned by the District and liquidate all surplus equipment to create additional revenue; and

BE IT FURTHER RESOLVED that the Township recommends that Fire District No. 4 schedule future special referendums for capital purchases to be consistent with poll hours and on similar days as set forth by statute for budget referendums (Tuesday or Saturday from 2:00pm to 9:00pm), in order to promote increased voter turnout; and

BE IT FURTHER RESOLVED that Fire District No. 4 shall assist the municipality to prepare the Budget with the line item amendments as attached and submit same to the New Jersey Department of Community Affairs Director for approval pursuant to N.J.A.C. 5:31-2.4(m)(1).

On roll call vote: Messrs. Cahill, Cahn, Shah, & Uhrin voted yes. No vote from Ms. Lombardi.

ANNOUNCEMENTS & COMMENTS FROM OFFICIALS:

Gabrielle Cahill reminds residents to keep the voluntary water conversation notice in mind.

Mayor Brian Wahler says that the Community Center spray park has been heavily used over the past two weeks.

Council President Lombardi thanks everyone involved in National Night Out. She also reminds residents that there is a concert in the park on August 18<sup>th</sup>.

The Council considered the matters on the Agenda for September 13, 2022:

- ORDINANCE – SECOND READING – Repealing Chapter XXI (21) Zoning, Section 8A Flood Damage Prevention and Adopting New Floodplain Management Regulations – OPEN TO PUBLIC - RESOLUTION Adopting Ordinance.
- ORDINANCE – SECOND READING – Amending Chapter VII (7) Traffic – Section 14, Parking Prohibited at All Times on Certain Streets – OPEN TO PUBLIC - RESOLUTION Adopting Ordinance.
- MOTION – Accept Minutes – Council Meetings – July 12 and August 9, 2022.

OPEN TO PUBLIC:

Kevin Wine, 345 Lancastere Ct, asked about the violation letter for Society Hill that was sent out by the Township.

Township Attorney Raj Goomer & Steve Cahn responded to Kevin.

Pratik Patel, 29 Redbud Rd, asked for clarification on what volunteer means.

Council President Lombardi clarified the term for Pratik.

Sid Madison, 176 Blackford Ave, spoke about reducing fossil fuel projects.

John Fakla, 521 Norwich Ct, spoke about the Society Hill violations.

Township Attorney Raj Goomer, Mayor Brian Wahler, & Steve Cahn responded to John.

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 8:18 pm. Motion by Mr. Uhrin, seconded by Mr. Cahn, carried unanimously.

Respectfully submitted,

Melissa A. Seader, Township Clerk

Accepted:

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Michele Lombardi  
Council President