

November 29, 2022

A Regular Meeting of the Piscataway Township Council was held on November 29, 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, Rouse, 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. There being no comments, this portion of the meeting was closed to the public.

The Clerk read for SECOND READING the following ORDINANCE: AN ORDINANCE APPROVING THE TRAFFIC SIGNAL IMPROVEMENTS FOR NEW BRUNSWICK AVENUE (COUNTY ROUTE 647) AND CARLTON AVENUE IN THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY

WHEREAS, the Mayor and Township Council of Piscataway Township, Middlesex County, finds it in the interest of public safety to install a Traffic Signal at the intersection of New Brunswick Avenue (County Route 647) and Carlton Avenue; and

WHEREAS, the Township Engineer has submitted and certified all the legislative requirements pursuant to N.J.S.A. 39:4 and N.J.A.C. 16:27; and

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

1. The intersection of New Brunswick Avenue (County Route 647) and Carlton Avenue shall be controlled by a Traffic Control Signal in accordance with the As-Built Traffic Signal Plan, bearing the date of September 9, 2022 prepared by Menlo Engineering Associates, Inc.; and
2. That the Traffic Control Signal shall be in accordance with the provisions of the Manual on Uniform Traffic Control Devices, Title 39 of the Revised Statutes and the New Jersey Administrative Code, and shall be operated in conformance with the designated plans; and
3. 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
4. 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, publication as required by law.

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

RESOLUTION offered by Ms. Cahill seconded by Mr. Uhrin, BE IT RESOLVED, by the Township Council of Piscataway Township, New Jersey, that AN ORDINANCE ENTITLED: AN ORDINANCE APPROVING THE TRAFFIC SIGNAL IMPROVEMENTS FOR NEW BRUNSWICK AVENUE (COUNTY ROUTE 647) AND CARLTON AVENUE IN THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY was introduced on the 10<sup>th</sup> day of November, 2022 and had passed the first reading and was published on the 16<sup>th</sup> day of November, 2022.

NOW, THEREFORE, BE IT RESOLVED, that the aforesaid Ordinance, having had a second reading on November 29, 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. 2022-22.

On roll call vote: Messrs. Cahill, Rouse, Shah, Uhrin, & Lombardi answered yes.

The Clerk read for SECOND READING the following ORDINANCE:  
ORDINANCE APPROPRIATING \$2,500,000 FROM THE SEWER UTILITY BUDGET – CAPITAL OUTLAY FOR VARIOUS SEWER UTILITY IMPROVEMENTS IN AND BY THE TOWNSHIP OF PISCATAWAY, IN THE COUNTY OF MIDDLESEX, NEW JERSEY.

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PISCATAWAY, IN THE COUNTY OF MIDDLESEX, NEW JERSEY AS FOLLOWS:  
Section 1. \$2,500,000 is hereby appropriated from the Sewer Utility Budget – Capital Outlay for various sewer utility improvements, including preliminary planning and engineering services for various sewer improvements (professional and consultants for design and improvements), including, but not limited to sewer infiltration and inflow, sewer study and stormwater regulation consultants, improvements to Maple Avenue yard and building for sewer equipment and including, but not limited to, design, building improvements and heating, ventilation and air conditioning systems, the acquisition of a tandem truck and Cedarwood stormwater rehabilitation from Cedarwood Drive to Greenwood Drive, including all work and materials necessary therefor and incidental thereto and further including all related costs and expenditures incidental thereto, in and by the Township of Piscataway, in the County of Middlesex, New Jersey (the “Township”).

Section 2. The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 3. This ordinance shall take effect after final adoption and publication and otherwise as provided by law.

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

RESOLUTION offered by Mr. Shah seconded by Mr. Rouse, BE IT RESOLVED, by the Township Council of Piscataway Township, New Jersey, that AN ORDINANCE ENTITLED: ORDINANCE APPROPRIATING \$2,500,000 FROM THE SEWER UTILITY BUDGET – CAPITAL OUTLAY FOR VARIOUS SEWER UTILITY IMPROVEMENTS IN AND BY THE TOWNSHIP OF PISCATAWAY, IN THE COUNTY OF MIDDLESEX, NEW JERSEY was introduced on the 10<sup>th</sup> day of November, 2022 and had passed the first reading and was published on the 17<sup>th</sup> day of November, 2022.

NOW, THEREFORE, BE IT RESOLVED, that the aforesaid Ordinance, having had a second reading on November 29, 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. 2022-23.

On roll call vote: Messrs. Cahill, Rouse, Shah, Uhrin, & Lombardi answered yes.

The Clerk read for SECOND READING the following ORDINANCE: BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF A COMMUNICATION NETWORK IN AND BY THE TOWNSHIP OF PISCATAWAY, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$9,000,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,689,811 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PISCATAWAY, IN THE COUNTY OF MIDDLESEX, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The improvement described in Section 3(a) of this bond ordinance is hereby authorized to be undertaken by the Township of Piscataway, in the County of Middlesex, New Jersey (the "Township") as a general improvement. For the improvement or purpose described in Section 3(a), there is hereby appropriated the sum of \$9,000,000, including the sum of \$7,310,189 from American Rescue Plan Funds (Federal Funds) as the down payment required by the Local Bond Law.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount of \$1,689,811 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is the acquisition of a communication network, including, but not limited to cell towers, Police radios, communication and equipment, including all related costs and expenditures incidental there.

(b) The estimated maximum amount of bonds or bond anticipation notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Director of Finance; provided that no bond anticipation note shall mature later than one year from its date unless such bond anticipation notes are permitted to mature at such later date in accordance with

applicable law. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the Director of Finance. The Director of Finance shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the Director of Finance's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law or other applicable law. The Director of Finance is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The Director of Finance is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3(a) of this bond ordinance is not a current expense. It is an improvement or purpose that the Township may lawfully undertake as a general improvement and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 10 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$1,689,811, and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$250,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

Section 7. The Township hereby declares the intent of the Township to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3(a) of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of Treasury Regulations.

Section 8. Any grant moneys received for the purpose described in Section 3(a) hereof shall be applied either to direct payment of the cost of the improvement or if other than as referred to in Section 1 hereof, to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The chief financial officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel,

consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy ad valorem taxes upon all the taxable real property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

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

Jessica Kratovil, 1247 Brookside Rd, asked for the reasoning behind the communication network acquisition.

Business Administrator Tim Dacey, Gabrielle Cahill, & Council President Lombardi responded to Jessica.

Brian Rak, 1247 Brookside Rd, asked for clarification on what the benefits of a new communications system.

Business Administrator Tim Dacey responded to Brian.

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

RESOLUTION offered by Mr. Uhrin seconded by Mr. Rouse, BE IT RESOLVED, by the Township Council of Piscataway Township, New Jersey, that AN ORDINANCE ENTITLED: BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF A COMMUNICATION NETWORK IN AND BY THE TOWNSHIP OF PISCATAWAY, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$9,000,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,689,811 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF was introduced on the 10<sup>th</sup> day of November, 2022 and had passed the first reading and was published on the 17<sup>th</sup> day of November, 2022.

NOW, THEREFORE, BE IT RESOLVED, that the aforesaid Ordinance, having had a second reading on November 29, 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. 2022-24.

On roll call vote: Messrs. Cahill, Rouse, Shah, Uhrin, & Lombardi answered yes.

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 II (2), ADMINISTRATION, SECTION 10, DEPARTMENTS, SECTION 18, DIVISION OF POLICE, CHAPTER III (3), POLICE REGULATIONS, SECTION 27 SMOKING AND EDIBLES ON PUBLIC PROPERTY, CHAPTER VII (7), TRAFFIC, SECTION 8, PARKING, SECTION 14, PARKING PROHIBITED AT ALL TIMES ON CERTAIN STREETS, SECTION 20, STOP INTERSECTIONS, SECTION 25, VEHICLES OVER DESIGNATED WEIGHT EXCLUDED FROM CERTAIN STREETS, CHAPTER X (10), HEALTH REGULATIONS, SECTION 2.4, FEES, CHAPTER XII (12), PARKS AND RECREATION AREAS, SECTION 1, USE OF PARKS, PLAYGROUNDS, FIELDS, RINKS AND COURTS; HOURS; PERMITS, SECTION 4.1, FEES AND CHARGES, SECTION 5.1, RULES AND REGULATIONS FOR PUBLIC USE, SECTION 10.1 DISPLAY OF FLAGS ON TOWNSHIP FLAGPOLES, CHAPTER XIV (14), BUILDING, SECTION 1.3, FEES, CHAPTER XV (15), SHORT-TERM RENTALS, SECTION 5, FEES, CHAPTER XVII (17), PROPERTY MAINTENANCE CODE ADOPTED, SECTION PM-101.8, APPLICATION TO CREDITORS, SECTION PM-113.5, REGISTRATION OF REAL PROPERTY MORTGAGEE HOLDING MORTGAGES IN DEFAULT, CHAPTER XXI (21), ZONING, SECTION 1102, GENERAL PARKING SCHEDULE, CHAPTER XXIII (23), SEWERS AND WASTEWATER, SECTION 3.3, STRENGTH MEASUREMENT,

SECTION 23-11.4, TOWNSHIP RESPONSIBILITY, SECTION 11.5 SYSTEM IMPROVEMENTS, CHAPTER XXIV (24), SITE PLAN REVIEW, SECTION 702.3 OTHER DESIGN CRITERIA, CHAPTER XXXII (32), STORMWATER MANAGEMENT AND CONTROL, SECTION 5, DEFINITIONS, AND SECTION 7A, GREEN ROOFS, AND THE SALARY, COMPENSATION AND CLASSIFICATION PLAN FOR THE OFFICIALS AND EMPLOYEES OF THE TOWNSHIP

RESOLUTION offered by Mr. Shah seconded by Ms. Cahill, 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 II (2), ADMINISTRATION, SECTION 10, DEPARTMENTS, SECTION 18, DIVISION OF POLICE, CHAPTER III (3), POLICE REGULATIONS, SECTION 27 SMOKING AND EDIBLES ON PUBLIC PROPERTY, CHAPTER VII (7), TRAFFIC, SECTION 8, PARKING, SECTION 14, PARKING PROHIBITED AT ALL TIMES ON CERTAIN STREETS, SECTION 20, STOP INTERSECTIONS, SECTION 25, VEHICLES OVER DESIGNATED WEIGHT EXCLUDED FROM CERTAIN STREETS, CHAPTER X (10), HEALTH REGULATIONS, SECTION 2.4, FEES, CHAPTER XII (12), PARKS AND RECREATION AREAS, SECTION 1, USE OF PARKS, PLAYGROUNDS, FIELDS, RINKS AND COURTS; HOURS; PERMITS, SECTION 4.1, FEES AND CHARGES, SECTION 5.1, RULES AND REGULATIONS FOR PUBLIC USE, SECTION 10.1 DISPLAY OF FLAGS ON TOWNSHIP FLAGPOLES, CHAPTER XIV (14), BUILDING, SECTION 1.3, FEES, CHAPTER XV (15), SHORT-TERM RENTALS, SECTION 5, FEES, CHAPTER XVII (17), PROPERTY MAINTENANCE CODE ADOPTED, SECTION PM-101.8, APPLICATION TO CREDITORS, SECTION PM-113.5, REGISTRATION OF REAL PROPERTY MORTGAGEE HOLDING MORTGAGES IN DEFAULT, CHAPTER XXI (21), ZONING, SECTION 1102, GENERAL PARKING SCHEDULE, CHAPTER XXIII (23), SEWERS AND WASTEWATER, SECTION 3.3, STRENGTH MEASUREMENT, SECTION 23-11.4, TOWNSHIP RESPONSIBILITY, SECTION 11.5 SYSTEM IMPROVEMENTS, CHAPTER XXIV (24), SITE PLAN REVIEW, SECTION 702.3 OTHER DESIGN CRITERIA, CHAPTER XXXII (32), STORMWATER MANAGEMENT AND CONTROL, SECTION 5, DEFINITIONS, AND SECTION 7A, GREEN ROOFS, AND THE SALARY, COMPENSATION AND CLASSIFICATION PLAN FOR THE OFFICIALS AND EMPLOYEES OF THE TOWNSHIP 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 December, 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, Rouse, Shah, Uhrin, & Lombardi answered yes.

The Clerk read for FIRST READING the following ORDINANCE: AN ORDINANCE ADOPTING AN AMENDED REDEVELOPMENT PLAN FOR BLOCK 11901, LOT 22.15 (857 HOES LANE WEST), AS SHOWN ON THE TAX MAP OF THE TOWNSHIP OF PISCATAWAY

RESOLUTION offered by Ms. Cahill seconded by Mr. Rouse, BE IT RESOLVED, by the Township Council of Piscataway Township, New Jersey that AN ORDINANCE ENTITLED: AN ORDINANCE ADOPTING AN AMENDED REDEVELOPMENT PLAN FOR BLOCK 11901, LOT 22.15 (857 HOES LANE WEST), AS SHOWN ON THE TAX MAP OF THE TOWNSHIP OF PISCATAWAY 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 December, 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, Rouse, Shah, Uhrin, & Lombardi answered yes.

RESOLUTION #22-366

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

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 November 29, 2022 Regular Meeting appear to have the unanimous approval of all members of the Township Council:

- a. RESOLUTION – Authorizing Cancellation of Taxes Due to Tax Court Judgements – Block 3101, Lot 16.01 and Block 4701, Lot 5.05.
- b. RESOLUTION – Authorizing Municipal Liens for Abatement of Public Nuisance – Various Blocks and Lots.
- c. RESOLUTION – Authorizing Change Orders #5 & #6 – 2019-2021 Road Program for Curbs, Sidewalk, Driveway a& ADA Ramps Improvements – New Prince Concrete Construction Co. Inc. – Not to Exceed \$62,069.70 and \$129,004.00.
- d. RESOLUTION – Authorizing the Purchase of Electricity Supply Services for Public Use on an Online Auction Website.

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 November 29, 2022 Regular meeting and adopted by separate vote.

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

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

RESOLUTION #22-367

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

Block	Lot	Qual	Name	Year	Amount	Reason
3101	16.01	C0261	JANANI, SAMIR & SWEETY	2022	\$3,263.32	Tax Court Docket No.010512-22
3101	16.01	C0261	JANANI, SAMIR & SWEETY	2023	\$1,631.66	Tax Court Docket No.010512-22
4701	5.05		330 South Rand Urn RNWL% Transwestern	2022	\$349,927.20	Tax Court Docket No. 007064-2022
4701	5.05		331 South Rand Urn RNWL% Transwestern	2023	\$174,963.60	Tax Court Docket No. 007064-2023
					<u>\$529,785.78</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 #22-368

WHEREAS, the Township Council of the Piscataway has been advised that the township has incurred costs associated with abatement of a public nuisance on certain properties as follow:

Block	Lot	Location	Amount
1502	29	9 Woodrow Ave.	\$325.65
8706	9.01	30 Brotherhood St.	\$410.65
9805	16.02	526 Metlars Lane	\$941.90

THEREFORE, BE IT RESOLVED by the township council of the Township of Piscataway, that municipal officials be and are hereby authorized to take the necessary steps to impose municipal liens, as indicated above, for the costs of remedial action to abate a public nuisance on certain.

RESOLUTION #22-369

WHEREAS, New Prince Concrete Construction Co., Inc., Hackensack, NJ was awarded a contract for the 2019-2021 Road Program for Curbs, Sidewalk, Driveway & ADA Ramps Improvements (the "Project"), in the amount not to exceed \$2,270,605.00; and

WHEREAS, the Township previously approved change orders in the amount of \$71,758.73, a 3.16% increase; and

WHEREAS, additional work is 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 New Prince Concrete Construction Co., Inc. to the Township for the Project; and

WHEREAS, Change Orders No. 5 & No. 6 would represent \$62,069.70 and \$129,004.00 increases, respectively, in the total amount of the Project from the previous total for a final cost not to exceed \$2,533,437.43, an 8.42% increase from the original contract amount; and

WHEREAS, the total change orders amount to a 11.57% increase in the total contract amount; 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 Change Orders Requests No. 5 & No. 6, dated September 28, 2022 and November 17, 2022, respectively, from the Township Supervisor of Engineering, the Township Supervisor of Engineering recommends that the Township approve Change Order Requests No. 5 and No. 6; and

WHEREAS, funds are available pursuant to certification # R-2020-0007-05 & R-2020-0007-06;

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 Project with New Prince Concrete Construction Co., Inc., Hackensack, NJ from \$2,342,363.73 to a final total not to exceed \$2,533,437.43 and execute the enclosed Contract Change Orders No. 5 and No. 6 in the amounts of \$62,069.70 and \$129,004.00, respectively, subject to all bid specifications and contract documents.

RESOLUTION #22-370

WHEREAS, the Township of Piscataway requires the purchase of Electricity Supply services for public use; and

WHEREAS, the Local Government Electronic Procurement Act (P.L. 2018, c. 156) (the "Act") authorizes the purchase of electricity supply service for public use through the use of an online auction service; and

WHEREAS, Township of Piscataway has determined to move forward with the EMEX Reverse Auction in order procure electricity for Township of Piscataway; and

WHEREAS, Township of Piscataway will utilize the online auction services of EMEX, LLC, a division of Mantis Innovation, an approved vendor pursuant to the Act; and

WHEREAS, EMEX, LLC, a division of Mantis Innovation, is compensated for all services rendered through the participating supplier that a contract is awarded to; and

WHEREAS, the auction will be conducted pursuant to the Act; and



WHEREAS, if the auction achieves a price of \$0.1458/kWh or less for a 12 month term, a price of \$0.1447/kWh or less for an 18 month term, a price of \$0.14743/kWh or less for a 24 month term; Township of Piscataway may award a contract to the winning supplier for the selected term.

NOW THEREFORE BE IT RESOLVED, by the Township Council of the Township of Piscataway that the appropriate Township officials are hereby authorized to execute on behalf of the Township of Piscataway any electricity contract proffered by the participating supplier that submits the winning bid in the EMEX Reverse Auction if the auction achieves a price of \$0.1458/kWh or less for a 12 month term, a price of \$0.1447/kWh or less for an 18 month term, a price of \$0.14743/kWh or less for a 24 month term; and the Township of Piscataway may award a contract to the winning supplier for the selected term.

ANNOUNCEMENTS & COMMENTS FROM OFFICIALS:

Mayor Brian Wahler reminded residents that DPW will be collecting leaf bags until December 31<sup>st</sup>.

Council President Lombardi reminded residents that the Christmas tree lighting with Santa will be on December 9<sup>th</sup>.

The Council considered the matters on the Agenda for December 6, 2022:

- FULLY FUNDED ORDINANCE – SECOND READING - \$1,080,000 – Various Capital Improvements – OPEN TO PUBLIC - RESOLUTION Adopting Ordinance.
- BOND ORDINANCE – SECOND READING - \$9,700,000/\$9,215,000 – Various Capital Improvements – OPEN TO PUBLIC - RESOLUTION Adopting Ordinance.
- RESOLUTION – Authorizing Renewal of Contract with MicroSystems-NJ.com for MOD IV Program for Assessing – January 1, 2023 through December 31, 2023 – not to exceed \$17,474.82.
- RESOLUTION – Authorizing Return of Street Opening Bond – Block 7203, Lot 25 – 114 Perrine Avenue.
- RESOLUTION – Authorizing Return of Escrow:
  - Block 5701, Lot 2 – 1690 South Washington Avenue.
  - Block 5403, Lot 5.07 – 1350 Centennial Avenue.
  - Block 123, Lot 8.01 – 366 Vail Avenue.
  - Block 615, Lots 8.01 & 13.01 – 440-456 Washington Avenue.
- RESOLUTION – Authorizing Return of Cash Performance Bond:
  - Block 6813, Lot 9.02 – 216 Plainfield Avenue.
- RESOLUTION – Authorizing Cancellation of Taxes and Refund of Overpayment Due to Tax Court Judgment – Block 703, Lot 1.06.

OPEN TO PUBLIC:

Brian Rak, 1247 Brookside Rd, asked for further clarification on Piscataway's need for a new communications system.

Township Attorney Rajvir Goomer responded to Brian.

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 8:01 pm. Motion by Mr. Shah, seconded by Mr. Uhrin, carried unanimously.

Respectfully submitted,

Melissa A. Seader, Township Clerk

Accepted:

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Michele Lombardi  
Council President