

OCTOBER 16, 2018

A Regular Meeting of the Piscataway Township Council was held on October 16, 2018 at the Piscataway Municipal Building, 455 Hoes Lane, Piscataway, New Jersey. The meeting was called to order by the Council President, Chanelle McCullum, at 7:30 pm.

Mrs. McCullum 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, Cahill, Cahn, Lombardi, Shah, Uhrin and McCullum. Mrs. McCullum led the salute to the flag.

There were no comments from Administration and Council.

Mrs. McCullum 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 FIRST READING the following ORDINANCE:
ORDINANCE TO PROVIDE FOR THE CONSTRUCTION OF LOCAL IMPROVEMENT SIDEWALKS ON BLOCK 7501, LOT 24.01 OF THE TOWNSHIP OF PISCATAWAY TAX MAP, COMMONLY KNOWN AS, 501 HOES LANE, PISCATAWAY, AS PERMITTED UNDER N.J.S.A. 40:65-1.

RESOLUTION offered by Mrs. Lombardi, seconded by Mr. Uhrin, BE IT RESOLVED, by the Township Council of Piscataway Township, New Jersey that: ORDINANCE TO PROVIDE FOR THE CONSTRUCTION OF LOCAL IMPROVEMENT SIDEWALKS ON BLOCK 7501, LOT 24.01 OF THE TOWNSHIP OF PISCATAWAY TAX MAP, COMMONLY KNOWN AS, 501 HOES LANE, PISCATAWAY, AS PERMITTED UNDER N.J.S.A. 40:65-1.

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 on the 20th day of November, 2018.

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

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

The Clerk read for FIRST READING the following ORDINANCE:
ORDINANCE TO PROVIDE FOR THE CONSTRUCTION OF LOCAL IMPROVEMENT SIDEWALKS ON BLOCK 6003, LOTS 1.02 AND 9 OF THE TOWNSHIP OF PISCATAWAY TAX MAP, COMMONLY KNOWN AS 399-403 HOES LANE, PISCATAWAY, AS PERMITTED UNDER N.J.S.A. 40:65-1.

RESOLUTION offered by Mr. Cahill, seconded by Mr. Shah, BE IT RESOLVED, by the Township Council of Piscataway Township, New Jersey that: ORDINANCE TO PROVIDE FOR THE CONSTRUCTION OF LOCAL IMPROVEMENT SIDEWALKS ON BLOCK 6003, LOTS 1.02 AND 9 OF THE TOWNSHIP OF PISCATAWAY TAX MAP, COMMONLY KNOWN AS 399-403 HOES LANE, PISCATAWAY, AS PERMITTED UNDER N.J.S.A. 40:65-1.

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 on the 20th day of November, 2018.

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

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

The Clerk read for FIRST READING the following ORDINANCE:

ORDINANCE TO PROVIDE FOR THE CONSTRUCTION OF LOCAL IMPROVEMENT SIDEWALKS ON BLOCK 7501, LOT 24.01 OF THE TOWNSHIP OF PISCATAWAY TAX MAP, COMMONLY KNOWN AS, 501 HOES LANE, PISCATAWAY, AS PERMITTED UNDER N.J.S.A. 40:65-1.

RESOLUTION offered by Mrs. Lombardi, seconded by Mr. Uhrin, BE IT RESOLVED, by the Township Council of Piscataway Township, New Jersey that: ORDINANCE TO PROVIDE FOR THE CONSTRUCTION OF LOCAL IMPROVEMENT SIDEWALKS ON BLOCK 7501, LOT 24.01 OF THE TOWNSHIP OF PISCATAWAY TAX MAP, COMMONLY KNOWN AS, 501 HOES LANE, PISCATAWAY, AS PERMITTED UNDER N.J.S.A. 40:65-1.

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

The Clerk read for FIRST READING the following ORDINANCE:

ORDINANCE TO PROVIDE FOR THE CONSTRUCTION OF LOCAL IMPROVEMENT SIDEWALKS ON BLOCK 7401, LOT 1.02 OF THE TOWNSHIP OF PISCATAWAY TAX MAP, COMMONLY KNOWN AS 4 SKILES AVENUE, PISCATAWAY, AS PERMITTED UNDER N.J.S.A. 40:65-1.

RESOLUTION offered by Mrs. Lombardi, seconded by Mr. Cahill, BE IT RESOLVED, by the Township Council of Piscataway Township, New Jersey that: ORDINANCE TO PROVIDE FOR THE CONSTRUCTION OF LOCAL IMPROVEMENT SIDEWALKS ON BLOCK 7401, LOT 1.02 OF THE TOWNSHIP OF PISCATAWAY TAX MAP, COMMONLY KNOWN AS 4 SKILES AVENUE, PISCATAWAY, AS PERMITTED UNDER N.J.S.A. 40:65-1.

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 on the 20th day of November, 2018.

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

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

The Clerk read for FIRST READING the following ORDINANCE:

ORDINANCE TO PROVIDE FOR THE CONSTRUCTION OF LOCAL IMPROVEMENT SIDEWALKS ON BLOCK 10301, LOTS 4.06, 6.03, 7.01, 8, and 9 OF THE TOWNSHIP OF PISCATAWAY TAX MAP, COMMONLY KNOWN AS 606 SOUTH RANDOLPHVILLE ROAD; 152X MORRIS AVENUE, REAR; 150 MORRIS AVENUE; 156X MORRIS AVENUE, REAR; AND 154X MORRIS AVENUE, REAR; PISCATAWAY, AS PERMITTED UNDER N.J.S.A. 40:65-1. RESOLUTION offered by

Mr. Bullard, seconded by Mr. Uhrin, BE IT RESOLVED, by the Township Council of Piscataway Township, New Jersey that: ORDINANCE TO PROVIDE FOR THE CONSTRUCTION OF LOCAL IMPROVEMENT SIDEWALKS ON BLOCK 10301, LOTS 4.06, 6.03, 7.01, 8, and 9 OF THE TOWNSHIP OF PISCATAWAY TAX MAP, COMMONLY KNOWN AS 606 SOUTH RANDOLPHVILLE ROAD; 152X MORRIS AVENUE, REAR; 150 MORRIS AVENUE; 156X MORRIS AVENUE, REAR; AND 154X MORRIS AVENUE, REAR; PISCATAWAY, AS PERMITTED UNDER N.J.S.A. 40:65-1.

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 on the 20th day of November, 2018.

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

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

RESOLUTION #18-429

RESOLUTION offered by Mrs. Lombardi, seconded by Mr. Cahn, 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 16, 2018 Regular Meeting appear to have the unanimous approval of all members of the Township Council:

- a. RESOLUTION – Authorizing Refund of Volleyball Fees:
 - Sharon Padula
- b. RESOLUTION – Authorizing Hazardous Materials Cost Recovery Agreement with Middlesex County – 3 year Agreement 2019, 2020 and 2021.
- c. RESOLUTION – Authorizing Return of Escrow Fees – Various Blocks and Lots.
- d. RESOLUTION – Return of Driveway Bond – Nicola Wright – Block 210, Lot 124.01 – 344 Rock Avenue.
- e. RESOLUTION – Authorizing Refund of Overpayment of Taxes – Various Blocks and Lots.
- f. RESOLUTION – Authorizing Change Order #1 – 2017-2018 HVAC Maintenance Contract – Air Systems Maintenance, Inc. – Not to Exceed \$10,000.00.
- g. RESOLUTION – Authorizing Change Order #1 – Sanitary Sewer Rehabilitation Project New Market Area Phase II – North American Pipeline Service, LLC – Not to Exceed \$8,500.00.
- h. RESOLUTION – Authorizing Raffle Licenses - RA-1378 – Children’s Specialized Hospital Foundation Inc., RA-1372 (Amended) & RA-1379 – Arbor Hose Company #1 Inc., RA-1380, RA-1381 & RA-1382 – Rutgers University Foundation Inc.
- i. RESOLUTION – Authorizing Acceptance and Approving Execution of Grant Agreement with NJDOT – Morris Avenue Roadway Improvements.
- j. RESOLUTION – Authorizing Purchase of 2019 Police Interceptor Through Coop #47-CPCPS – Beyer Ford – Not to Exceed \$29,802.75.
- k. RESOLUTION – Authorizing Purchase of MVR Equipment Through NJ NASPO #89980 for Police Interceptor – Wireless Communications and Electronics – Not to Exceed \$7,365.31.
- l. RESOLUTION – Authorizing Purchase of Lighting and Emergency Equipment Through NJ State Contract #A81338 for Police Interceptor – East Coast Emergency Lighting – Not to Exceed \$9,292.71.

- m. RESOLUTION – Authorizing Purchase of Low Sulphur Diesel Fuel Through Somerset County Coop #CC-0036-17 – National Fuel, Inc. – Not to Exceed \$25,000.00 for CY2018 and \$120,000.00 for CY2019.
- n. RESOLUTION – Refund of 2018 Temporary Retail Food License Application Fees.
- o. RESOLUTION – Authorizing Professional Appraisal Services – Temporary Construction Easements on Haywood and Wynnwood Avenues – Sterling DiSanto & Associates – Not to Exceed \$1,200.00.
- p. RESOLUTION – Authorizing Tax Appeal Settlements:
 - Horiba Instruments Inc. – Block 6102, Lot 2.01 – 20 Knightsbridge Road.
 - William Kenyon & Sons Inc. – Block 9001, Lot 56 – 90 Ethel Road West.
- q. RESOLUTION – Consenting to Assignment of Redevelopment and Financial Agreements from 2 Turner Place Urban Renewal LLC – Block 4901, Lots 1.02 & 1.03 and Block 5201, Lot 5.
- r. MOTION – Accept Report of Clerk’s Account – September 2018.
- s. MOTION – Accept Report of the Division of Revenue – September 2018.
- t. MOTION – Receive and Enter into Minutes Disbursements for the Month of September 2018.
- u. MOTION – Accept Minutes Regular and Agenda Meetings – June 26, 2018.

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 16, 2018 Regular meeting and adopted by separate vote.

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

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

RESOLUTION #18-430

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

WHEREAS, Sharon R. Padula of South Plainfield, NJ paid Volleyball Fees in the amount of \$225.00 on September 13, 2018 to the Township of Piscataway for Volleyball “A” Wednesdays; and

WHEREAS, the Township Municipal Clerk recommends that the Volleyball Fees be refunded to Sharon R. Padula; 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 Volleyball Fees to Sharon R. Padula of South Plainfield, NJ in the amount of \$225.00.

RESOLUTION #18-431

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

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 deems it to be in the public interest to enter into a Shared Services Agreement with the Middlesex County Office of Health Services for the purpose of providing environmental health services of a technical and professional nature for years 2019, 2020 and 2021; and

WHEREAS, Hazardous Materials Emergency Preparedness is beneficial to the residents of Piscataway; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that appropriate municipal officials be and are hereby authorized to execute all documents necessary to enter into a Shared Services Agreement with the County of

Middlesex for the purpose of providing environmental health services of a technical and professional nature for years 2019, 2020 and 2021; 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; and

BE IT FURTHER RESOLVED that the final form of said Shared Services Agreement shall be subject to the review and approval of the Township Director of Law.

RESOLUTION #18-432

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

WHEREAS, on November 25, 2003, Maple Woods @ Piscataway, Woodbridge, NJ, posted an escrow check with the Township of Piscataway in the amount of \$5,500.00, regarding Planning Board Application #03-PB-43 for Block 405.1, Lot 16 (Maple Woods/Sewell Avenue); and

WHEREAS, pursuant to a Request for Release of Funds dated July 25, 2018 and a Memorandum from the Township Supervisor of Planning dated July 25, 2018, the Supervisor of Planning and the Finance Department approved the release of the unexpended escrow fees in the amount of \$4,362.46 to Maple Woods @ Piscataway, Woodbridge, NJ; and

WHEREAS, on August 17, 2004 and February 5, 2004, Maple Woods @ Piscataway, Woodbridge, NJ, posted escrow checks with the Township of Piscataway in the amounts of \$135.00 and \$2,000.00, respectively, regarding Planning Board Application #04-PB-06 for Block 405.1, Lot 16 (Wayne Avenue Extension); and

WHEREAS, pursuant to a Request for Release of Funds dated July 25, 2018 and a Memorandum from the Township Supervisor of Planning dated July 25, 2018, the Supervisor of Planning and the Finance Department approved the release of the unexpended escrow fees in the amount of \$578.45 to Maple Woods @ Piscataway, Woodbridge, NJ; and

WHEREAS, on November 28, 2007, Maple Woods @ Piscataway, Woodbridge, NJ, posted an escrow check with the Township of Piscataway in the amount of \$250.00 and on December 26, 2007, Maple Woods @ Piscataway, Woodbridge, NJ, posted escrow checks with the Township of Piscataway in the amounts of \$1,115.00, \$1,500.00, and \$135.00, regarding Planning Board Application #07-PB-52/53V for Block 405.1, Lot 16 (Chariot Court); and

WHEREAS, pursuant to a Request for Release of Funds dated July 25, 2018 and a Memorandum from the Township Supervisor of Planning dated July 25, 2018, the Supervisor of Planning and the Finance Department approved the release of the unexpended escrow fees in the amount of \$140.34 to Maple Woods @ Piscataway, Woodbridge, NJ; and

WHEREAS, on August 16, 2017 and September 15, 2017, MSN Pharmaceuticals, Inc., Edison, NJ, posted escrow checks with the Township of Piscataway in the amounts of \$1,500.00 and \$3,500.00, respectively, regarding Planning Board Application #17-PB-34/35V, for Block 4302, Lot 11.01 (20 Duke Road); and

WHEREAS, pursuant to a Request for Release of Funds dated January 22, 2018 and a Memorandum from the Township Supervisor of Planning dated May 31, 2018, the Supervisor of Planning and the Finance Department approved the release of the unexpended escrow fees in the amount of \$216.56 to MSN Pharmaceuticals, Inc., Edison, NJ; and

WHEREAS, on November 29, 2016, Nicholas P. Braco, Jr., Bridgewater, NJ, posted an escrow check with the Township of Piscataway in the amount of \$2,500.00, regarding Block 2101, Lot 8 (300 Stelton Road); and

WHEREAS, pursuant to a Request for Release of Funds dated September 6, 2018 and a Memorandum from the Township Supervisor of Planning dated September 10, 2018, the Supervisor of Planning and the Finance Department approved the release of the unexpended escrow fees in the amount of \$2,008.23 to Nicholas P. Braco, Jr., Bridgewater, NJ; and

WHEREAS, on March 13, 2017, Krishna 424 LLC, Piscataway, NJ, posted an escrow check with the Township of Piscataway in the amount of \$5,000.00 and on December 21, 2016, Borrus, Goldin, Foley, Vignuolo, Hyman & Stahl, North Brunswick, NJ, posted an escrow check with the Township of Piscataway in the amount of \$500.00, regarding Zoning Board Application #16-ZB-68/69V, for Block 607, Lot 19.01 (424

South Washington Avenue); and

WHEREAS, pursuant to a Request for Release of Funds dated April 18, 2018 and a Memorandum from the Township Supervisor of Planning dated August 28, 2018, the Supervisor of Planning and the Finance Department approved the release of the unexpended escrow fees in the amount of \$238.75 to Krishna 424 LLC, Piscataway, NJ; and

WHEREAS, on June 21, 2017, New Market Volunteer Fire Co., Piscataway, NJ, posted an escrow check with the Township of Piscataway in the amount of \$3,000.00 regarding Planning Board Application #17-PB-21/22V, for Block 1503, Lot 135.02 (801 South Washington Avenue); and

WHEREAS, pursuant to a Request for Release of Funds dated May 4, 2018 and a Memorandum from the Township Supervisor of Planning dated September 21, 2018, the Supervisor of Planning and the Finance Department approved the release of the unexpended escrow fees in the amount of \$2,486.52 to New Market Volunteer Fire Co., Piscataway, 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 Maple Woods @ Piscataway, Woodbridge, NJ in the amount of \$4,362.46 regarding Planning Board Application #03-PB-43 for Block 405.1, Lot 16 (Maple Woods/Sewell Avenue), to Maple Woods @ Piscataway, Woodbridge, NJ in the amount of \$578.45 regarding Planning Board Application #04-PB-06 for Block 405.1, Lot 16 (Wayne Avenue Extension), and to Maple Woods @ Piscataway, Woodbridge, NJ in the amount of \$140.34 regarding Planning Board Application #07-PB-52/53V for Block 405.1, Lot 16 (Chariot Court); and

BE IT FURTHER RESOLVED that the appropriate municipal officials be and are hereby authorized to release unexpended escrow fees to MSN Pharmaceuticals, Inc., Edison, NJ in the amount of \$216.56 regarding Planning Board Application #17-PB-34/35V, for Block 4302, Lot 11.01 (20 Duke Road), and to Nicholas P. Braco, Bridgewater, NJ in the amount of \$2,008.23 regarding Block 2101, Lot 8 (300 Stelton Road); and

BE IT FURTHER RESOLVED that the appropriate municipal officials be and are hereby authorized to release unexpended escrow fees to Krishna 424 LLC, Piscataway, NJ in the amount of \$238.75 regarding Zoning Board Application #16-ZB-68/69V, for Block 607, Lot 19.01 (424 South Washington Avenue), and to New Market Volunteer Fire Co., Piscataway, NJ in the amount of \$2,486.52 regarding Planning Board Application #17-PB-21/22V, for Block 1503, Lot 135.02 (801 South Washington Avenue).

RESOLUTION #18-433

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

WHEREAS, Nicola Wright, Plainfield, NJ, requests the return of a Driveway Bond in the amount of \$1,200.00, posted with the Township of Piscataway regarding inspections and approvals for Block 210, Lot 124.01 (344 Rock Avenue); and

WHEREAS, pursuant to a Request for Release of Funds dated July 16, 2018 and a Memorandum from the Township Supervisor of Engineering dated August 10, 2018, copies of which are attached hereto and made a part hereof, the Township Supervisor of Engineering advised that the necessary inspections and approvals have been made, and therefore recommends the return of said Driveway Bond to Nicola Wright; 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 the above referenced Driveway Bond in the amount of \$1,200.00 to Nicola Wright, regarding inspections and approvals for Block 210, Lot 124.01 (344 Rock Avenue).

RESOLUTION #18-434

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

WHEREAS, the following party overpaid taxes and is requesting a refund of this amount as listed below.

BLOCK	LOT	QUAL	NAME	YEAR	AMOUNT	REASON
1603	30		MARSHALL, GEORGE 415 CARLTON AVE	2018	129.44	HOMESTEAD REBATE--NOV 100%EXEMPT
1819	18.01		LAQUINO, GEORGE 1032 CHARTER ST	2018	205.30	HOMESTEAD REBATE--NOV 100%EXEMPT
8502	07		PRESTER, FRANCIS 503 NEW DURHAM RD	2018	192.13	HOMESTEAD REBATE--NOV 100%EXEMPT
8801	427	C307	MC GAULEY, RUTH 307 PEGASUS RD	2018	538.57	COAH OVERPAYMENT
8801	427	C0397	DAO, VIEN 397 DRACO RD	2018	461.37	COAH OVERPAYMENT

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

RESOLUTION #18-435

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

WHEREAS, the Township of Piscataway (the "Township") awarded a contract to Air Systems Maintenance, Inc., Kenilworth, NJ for the 2017-2018 HVAC Maintenance Services Project (the "Project"), in an amount not to exceed \$99,713.00; and

WHEREAS, additional work was necessary for the Project that was not included in the original scope of work outlined by the Township and not anticipated in Air Systems Maintenance, Inc.'s proposal 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 \$10,000.00 increase in the total amount of the Project from the original contract amount for a final total not to exceed \$109,713.00, a 10.03% 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 dated September 25, 2018 from the Township Director of Public Works, said Director of Public Works recommends approving the Change Order Request No. 1; and

WHEREAS, funds are available pursuant to certification # B-2017-029-03;

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 Air Systems Maintenance, Inc., Kenilworth, NJ from \$99,713.00 to a final total not to exceed \$109,713.00 and execute the enclosed Contract Change Order in the amount of \$10,000.00, subject to all bid specifications and contract documents.

RESOLUTION #18-436

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

WHEREAS, the Township of Piscataway (the "Township") awarded a contract to North American Pipeline Service, LLC, Freehold, NJ for the Sanitary Sewer Rehabilitation Project – New Market Area – Phase II (the "Project") in an amount not to exceed \$55,750.00; and

WHEREAS, additional work was necessary for the Project that was not included in the original scope of work outlined by the Township and not anticipated in North American Pipeline Service, LLC's proposal 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 \$8,500.00 increase in the total amount of the Project from the original contract amount for a final total not to exceed \$64,250.00, a 15.25% 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 dated September 25, 2018 from the Township Director of Public Works, said Director of Public Works recommends approving the Change Order Request No. 1; and

WHEREAS, funds are available pursuant to certification # B-2018-021-A;

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 North American Pipeline Service, LLC, Freehold, NJ from \$55,750.00 to a final total not to exceed \$64,250.00 and execute the enclosed Contract Change Order in the amount of \$8,500.00, subject to all bid specifications and contract documents.

RESOLUTION #18-437

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

WHEREAS, Children's Specialized Hospital Foundation Inc., Mountainside, NJ, has filed Application No. RA 1378 with the Township of Piscataway for a Raffle License to conduct an On-Premise 50/50 Raffle on November 29, 2018 at 84 Joyce Kilmer Avenue #117D, Piscataway, NJ; and

WHEREAS, Arbor Hose Company #1, Inc., Piscataway, NJ, has filed Application No. RA 1379 with the Township of Piscataway for a Raffle License to conduct an On-Premise 50/50 Raffle on December 1, 2018 at 1780 W 7th Street, Piscataway, NJ; and

WHEREAS, Rutgers University Foundation, Inc., Piscataway, NJ, has filed Application No. RA 1380 with the Township of Piscataway for a Raffle License to conduct On-Premise 50/50 Raffles on November 3 and December 16 of 2018 and January 11, 13, and 25 and February 1, 3, 15, 16, and 17 of 2019 at Rutgers Athletic Center, 83 Rockafeller Road, Piscataway, NJ; and

WHEREAS, Rutgers University Foundation, Inc., Piscataway, NJ, has filed Application No. RA 1381 with the Township of Piscataway for a Raffle License to conduct On-Premise 50/50 Raffles on November 9, 11, 16, 19, 23, and 30 and December 22 and 29 of 2018 and January 5, 9, 18, 21, 30 and February 5, 16 and 24 and March 6 of 2019 at Rutgers Athletic Center, 83 Rockafeller Road, Piscataway, NJ; and

WHEREAS, Rutgers University Foundation, Inc., Piscataway, NJ, has filed Application No. RA 1382 with the Township of Piscataway for a Raffle License to conduct On-Premise 50/50 Raffles on November 6, 9, 13, and 18 and December 15 and 28 of 2018 and January 4, 6, 16, 20, and 31, and February 10, 14, 25, and 28 of 2019 at Rutgers Athletic Center, 83 Rockafeller Road, Piscataway, NJ; and

WHEREAS, the Township Municipal Clerk has reviewed the applications and recommends that the applications be approved; and

WHEREAS, Arbor Hose Company #1, Inc., Piscataway, NJ, filed Application No. RA 1372 with the Township of Piscataway for a Raffle License to conduct an On-Premise Tricky Tray Raffle on October 6, 2018 at 6:00 P.M., at 1780 West 7th Street, Piscataway, NJ; and

WHEREAS, the Township accepted Application No. RA 1372 and issued said Raffle License; and

WHEREAS, Arbor Hose Company #1, Inc. wishes to amend the date of the aforementioned On-Premise Tricky Tray Raffle from October 6, 2018 at 6:00 P.M. to December 1, 2018 at 5:30 P.M., and has accordingly filed an Application to Amend for

Raffle License 1372 to reschedule said Raffle to December 1, 2018 at 5:30 P.M.; 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 accept Application No. RA 1378 and issue a Raffle License to Children's Specialized Hospital Foundation Inc., Mountainside, NJ to conduct On-Premise 50/50 Raffle on November 29, 2018 at 84 Joyce Kilmer Avenue #117D, Piscataway, NJ, to accept Application No. RA 1379 and issue a Raffle License to Arbor Hose Company #1, Inc., Piscataway, NJ to conduct an On-Premise 50/50 Raffle on December 1, 2018 at 1780 W 7th Street, Piscataway, NJ, to accept Application No. RA 1380 and issue a Raffle License to Rutgers University Foundation, Inc., Piscataway, NJ to conduct On-Premise 50/50 Raffles on November 3 and December 16 of 2018, January 11, 13, and 25 and February 1, 3, 15, 16, and 17 of 2019 at Rutgers Athletic Center, 83 Rockefeller Road, Piscataway, NJ, to accept Application No. RA 1381 and issue a Raffle License to Rutgers University Foundation, Inc., Piscataway, NJ to conduct On-Premise 50/50 Raffles on November 9, 11, 16, 19, 23, and 30 and December 22 and 29 of 2018 and January 5, 9, 18, 21, 30 and February 5, 16 and 24, and March 6 of 2019 at Rutgers Athletic Center, 83 Rockefeller Road, Piscataway, NJ, and to accept Application No. RA 1382 and issue a Raffle License to Rutgers University Foundation, Inc., Piscataway, NJ to conduct On-Premise 50/50 Raffles on November 6, 9, 13, and 18 and December 15 and 28 of 2018 and January 4, 6, 16, 20, 31 and February 10, 14, 25, and 28 of 2019 at Rutgers Athletic Center, 83 Rockefeller Road, Piscataway, NJ; and

BE IT FURTHER RESOLVED that the appropriate municipal officials be and are hereby authorized to accept the Application to Amend Raffle License 1372 and issue an amended Raffle License to Arbor Hose Company #1, Inc., Piscataway, NJ to conduct an On-Premise Tricky Tray Raffle on December 1, 2018 at 5:30 P.M. at 1780 West 7th Street, Piscataway, NJ.

RESOLUTION #18-438

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

WHEREAS, the Township of Piscataway wishes to obtain a grant from the New Jersey Department of Transportation (the "NJDOT") for the Morris Avenue Roadway Improvements Project (the "Project"); and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that the Township Council formally approves the grant application for the above stated Project; and

BE IT FURTHER RESOLVED that the appropriate municipal officials and Clerk are hereby authorized to submit an electronic grant application identified as MA-2019-00195 to the NJDOT on behalf of the Township of Piscataway; and

BE IT FURTHER RESOLVED that the appropriate municipal officials and Clerk are hereby authorized to sign the grant agreement on behalf of the Township of Piscataway and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

RESOLUTION #18-439

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

WHEREAS, the Township of Piscataway Police Department is in need of one (1) 2019 Ford Police Interceptor SUV; and

WHEREAS, the Township of Piscataway Chief of Police recommends awarding a contract for one (1) 2019 Ford Police Interceptor SUV under the Cranford Cooperative Purchasing Program #47-CPCPS to Beyer Ford, East Hanover, NJ in the amount not to exceed \$29,802.75; and

WHEREAS, N.J.S.A 52:34-6.2 et. seq. authorizes the Township to make purchases and contract for services through the use of a nationally-recognized and accepted cooperative purchasing agreement that has been developed utilizing a competitive bidding process; and

WHEREAS, there is funding available pursuant to certification # R-2018-0108; 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 purchase one (1) 2019 Ford Police Interceptor SUV under the Cranford Cooperative Purchasing Program #47-CPCPS from Beyer Ford, East Hanover, NJ in the amount not to exceed \$29,802.75.

RESOLUTION #18-440

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

WHEREAS, the Township of Piscataway Police Department is in need of the Purchase and installation of MVR Equipment for one (1) 2019 Police Interceptor SUV (“MVR Equipment”); and

WHEREAS, the Township of Piscataway Chief of Police recommends awarding a contract for the MVR Equipment under the State Contract #NJ NASPO, Contract #89980 to Wireless Communications and Electronics, West Berlin, NJ in the amount not to exceed \$7,365.31; and

WHEREAS, N.J.S.A. 52:34-6.2 et. seq. authorizes the Township to make purchases and contract for services through the use of a nationally-recognized and accepted cooperative purchasing agreement that has been developed utilizing a competitive bidding process; and

WHEREAS, there is funding available pursuant to certification # R-2018-0109;

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 enter into a contract with Wireless Communications and Electronics, West Berlin, NJ for the Purchase and installation of MVR Equipment for one (1) 2019 Police Interceptor SUV, in the amount not to exceed \$7,365.31, through State Contract #NJ NASPO, Contract #89980.

RESOLUTION #18-441

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

WHEREAS, the Township of Piscataway Police Department is in need of the Purchase and Installation of Lighting and Emergency Equipment for one (1) 2019 Police Interceptor SUV (“Lighting and Emergency Equipment”); and

WHEREAS, the Township of Piscataway Chief of Police recommends awarding a contract for the Lighting and Emergency Equipment under the State Contract #A81338 to East Coast Emergency Lighting, Millstone Township, NJ in the amount not to exceed \$9,292.71; and

WHEREAS, there is funding available pursuant to certification # R-2018-0106;

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 enter into a contract with East Coast Emergency Lighting, Millstone Township, NJ for the Purchase and Installation of Lighting and Emergency Equipment for one (1) 2019 Police Interceptor SUV, in the amount not to exceed \$9,292.71, through State Contract # A81338.

RESOLUTION #18-442

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

WHEREAS, the Township of Piscataway is in need of Low Sulphur Diesel Supply for the remainder of 2018 and the calendar year 2019; and

WHEREAS, the Township of Piscataway Director of the Department of Public Works recommends awarding an Open-End contract for the purchase of Low Sulphur Diesel on an as-needed basis under the Somerset County Cooperative Purchasing Contract # CC-0036-17 to National Fuel, Inc., Newark, New Jersey, at the unit price specified in the above referenced contract in the amounts not to exceed \$25,000.00 from November 10, 2018 to December 31, 2018 and \$120,000.00.00 from January 1, 2019 to November 10, 2019; and

WHEREAS, pursuant to requirements of N.J.A.C. 5:30-5.1 et seq., any Open-Ended contract shall be subject to the availability and appropriation of sufficient funds annually; and

WHEREAS, funds are available pursuant to certification # R-2018-0105;

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 an Open-End contract for as-needed purchase of Low Sulphur Diesel from National Fuel, Inc., Newark, New Jersey, through the Somerset County Cooperative Purchasing Contract # CC-0036-17 in the amounts not to exceed \$25,000.00 from November 10, 2018 to December 31, 2018 and \$120,000.00 from January 1, 2019 to November 10, 2019.

RESOLUTION #18-443

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

WHEREAS, Bonified Smokin BBQ, Elizabeth, NJ, submitted Retail Food Establishment Temporary License Application Fees, in the amount of \$100.00, received by the Township of Piscataway (the "Township") on September 12, 2018; and

WHEREAS, Mary, The Queen of Pork, Burlington, NJ, submitted Retail Food Establishment Temporary License Application Fees, in the amount of \$100.00, received by the Township on September 5, 2018; and

WHEREAS, 2 Much Sauce Food Truck, Plainfield, NJ submitted Retail Food Establishment Temporary License Application Fees, in the amount of \$100.00, received by the Township on September 11, 2018; and

WHEREAS, JJ Concessions LLC T/A Johnny Zeppoli, Pompton Lakes, NJ submitted Retail Food Establishment Temporary License Application Fees, in the amount of \$100.00, received by the Township on August 10, 2018; and

WHEREAS, Family Flava, Plainfield, NJ submitted Retail Food Establishment Temporary License Application Fees, in the amount of \$100.00, received by the Township on September 14, 2018; and

WHEREAS, Big John's Gourmet Burgers, Plainfield, NJ submitted Retail Food Establishment Temporary License Application Fees, in the amount of \$100.00, received by the Township on September 14, 2018; and

WHEREAS, Rashine Divine Dream Cuisine, Plainfield, NJ submitted Retail Food Establishment Temporary License Application Fees, in the amount of \$100.00, received by the Township on September 14, 2018; and

WHEREAS, the above referenced entities have requested a refund of their application fees in regard to the Superchiefs Band Festival, which took place on September 29, 2018; 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 Retail Food Establishment Temporary License Application Fees to Bonified Smokin BBQ, Elizabeth, NJ, Mary, The Queen of Pork, Burlington, NJ, 2 Much Sauce Food Truck, Plainfield, NJ, JJ Concessions LLC T/A Johnny Zeppoli, Pompton Lakes, NJ, Family Flava, Plainfield, NJ, Big John's Gourmet Burgers, Plainfield, NJ, and Rashine Divine Dream Cuisine, Plainfield, NJ in the amounts of \$100.00, respectively, in regard to the Superchiefs Band Festival.

RESOLUTION #18-444

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

WHEREAS, the Township of Piscataway requires Professional Appraisal Services for 122 Haywood Avenue (Block 6303, Lot 7), 1 Wynnwood Avenue (Block 6301, Lot 4), and 118 Haywood Avenue (Block 6303, Lot 8) (the "Project"); and

WHEREAS, Sterling DiSanto & Associates, Somerville, NJ, has submitted a proposal dated October 2, 2018, for Professional Appraisal Services related to said Project, a copy of which is attached hereto and made a part hereof ("Proposal"), with a cost not to exceed \$1,200.00; and

WHEREAS, Sterling DiSanto & Associates was previously qualified under the Fair and Open Process to provide professional services for Professional Appraisal Services - Various Projects by the Township of Piscataway for 2018; and

WHEREAS, there is funding available pursuant to certification # R-2018-0107;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway that the Township Council does hereby authorize Sterling DiSanto & Associates, Somerville, NJ, to provide Professional Appraisal Services for 122 Haywood Avenue (Block 6303, Lot 7), 1 Wynnwood Avenue (Block 6301, Lot 4), and 118 Haywood Avenue (Block 6303, Lot 8), at the rates set forth in said Proposal, with such services not to exceed \$1,200.00 in cost.

RESOLUTION #18-445

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

WHEREAS, the Township of Piscataway and the following property owners have been engaged in litigation on tax appeals which are pending in the Tax Court; and

WHEREAS, the Municipal Tax Assessor and Special Counsel for Tax Appeals have recommended the following settlements regarding the assessed values of the properties for the specified years:

William Kenyon & Sons Inc

Block 9001, Lot 56
90 Ethel Rd W

	<u>2014-2017</u> <u>Assessment</u>	<u>2014 & 2015</u> <u>Proposed</u> <u>Settlement</u>	<u>2016 Proposed</u> <u>Assessment</u>	<u>2017</u> <u>Proposed</u> <u>Assessment</u>
Land	1,485,800		1,485,800	
Improvements	<u>1,184,200</u>	<u>WITHDRAW</u>	<u>1,168,200</u>	
Total	2,670,000		2,654,000	1,485,800
				<u>982,200</u>
				2,468,000

	<u>2018</u> <u>Assessment</u>	<u>2018 Proposed</u> <u>Settlement</u>
Land	1,485,800	1,485,800
Improvements	1,485,800	<u>1,244,000</u>
Total	1,485,800	2,730,000

1,474,200

00

Horiba Instruments Inc

Block 6102, Lot 2.01
20 Knightsbridge Rd

	<u>2017</u> <u>Assessment</u>	<u>2017 Proposed</u> <u>Settlement</u>
Land		3,860,300
Improvements	3,860,300	<u>2,989,700</u>
Total		6,850,000

11,064,200

500

WHEREAS, the Assistant Township Attorney, as well as appraisal consultants retained by the Township, have advised that the proposed settlements fully conform with the public interest; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that the settlements of the above Tax Appeals, 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 refunds and/or credits corresponding to the aforementioned assessed values.

RESOLUTION #18-446

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

WHEREAS, 2 Turner Place Urban Renewal, LLC (the “Redeveloper”) and the Township entered into (a) that certain Redevelopment Agreement, dated July 28, 2016 (the “Redevelopment Agreement”), (b) that certain Financial Agreement, dated July 28, 2016 (the “Financial Agreement”), and (c) that certain Amended and Restated Special Assessment Agreement, dated October 31, 2017 (the “Special Assessment Agreement”), all of which relate to a redevelopment project constructed on Block 4901, Lots, 1.02 and 1.03 (formerly Lot 1) and Block 5201, Lot 5 on the tax map of the Township, comprised of warehouse/distribution, research/laboratory, professional office and certain industrial uses, and related purposes (the “Project”); and

WHEREAS, the Project is substantially complete and the Township issued a temporary certificate of occupancy therefor, however, certain punch list items consisting of off-site improvements remain to be completed such that a Certificate of Completion (as defined in the Redevelopment Agreement) has not yet been issued; and

WHEREAS, by Purchase and Sale Agreement (the “Purchase Agreement”) dated as of September 25, 2018, between the Redeveloper and TURNER LOGISTICS ILP LLC, a California limited liability company (“New Member”), New Member will be acquiring 100% of the membership interest in Redeveloper; and

WHEREAS, the Redeveloper believes, notwithstanding the fact that Township approval and consent are not required under the Financial Agreement or the Special Assessment Agreement, that the Township must acknowledge its consent to a transaction like that provided for in the Purchase Agreement and, toward that end, the Redeveloper requested that the Township execute a Consent to Assignment by and between the Township and the Redeveloper (“Consent to Assignment”); and

WHEREAS, the Township hereby acknowledges receipt of notice of the assignment under the Financial Agreement and the Special Assessment Agreement; and WHEREAS, New Member executed a certificate certifying that it reviewed the Redevelopment Agreement, Financial Agreement and Special Assessment Agreement, and recognizes that same will be binding on the Redeveloper after New Member acquires the membership interest therein.

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

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

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

Section 3. The Mayor is further authorized to execute any and all documents, including other agreements, as are necessary to effectuate the intent and purpose of the Redevelopment Agreement.

Section 4. This Resolution shall take effect immediately.

The following are Disbursements for the month of September, 2018.

Continued on next page

ANNOUNCEMENTS & COMMENTS FROM OFFICIALS:

Jim Bullard would like to recognize veterans from the township in the month of November.

Mrs. Cahill discussed Halloween and being extra cautious with trick or treaters because it will be dark early.

Mr. Cahn read an email from an anonymous female from Spotswood concerning gun safety and sales and looking for advice on how to implement the same ban that Piscataway did. Mr. Cahill is proud of Piscataway Township's proactive approach.

Mrs. Lombardi discussed October being Breast cancer awareness month. Mrs. McCullum emphasized preventative care.

OPEN TO PUBLIC:

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 7:42 pm on motion of Mrs. Lombardi, seconded by Mr. Shah, carried unanimously.

Respectfully submitted,

Melissa A. Seader, Township Clerk

Accepted:

Chanelle McCullum
Council President