

December 4, 2018

A Regular Meeting of the Piscataway Township Council was held on December 4, 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, 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 AN ORDINANCE AMENDING THE COMPREHENSIVE SALARY, COMPENSATION AND CLASSIFICATION SYSTEM FOR THE VARIOUS OFFICIALS AND EMPLOYEES OF THE TOWNSHIP OF PISCATAWAY

RESOLUTION offered by Mrs. Lombardi, seconded by Mr. Shah, BE IT RESOLVED, by the Township Council of Piscataway Township, New Jersey that: AN ORDINANCE AMENDING THE COMPREHENSIVE SALARY, COMPENSATION AND CLASSIFICATION SYSTEM FOR THE VARIOUS OFFICIALS AND EMPLOYEES 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 on the 18th day of December, 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, Lombardi, Shah, Uhrin, and McCullum answered yes

The Clerk read for FIRST READING the following ORDINANCE: Amending Chapter XXIII (23), Sewers and Wastewater, Section 2, Connection Fee; Service Charges RESOLUTION offered by Mr. Bullard, seconded by Mrs. Cahill, BE IT RESOLVED, by the Township Council of Piscataway Township, New Jersey that: Amending Chapter XXIII (23), Sewers and Wastewater, Section 2, Connection Fee; Service Charges

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 18th day of December, 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, Lombardi, Shah, Uhrin, and McCullum answered yes.

RESOLUTION #18-490

RESOLUTION offered by Mrs. Lombardi, seconded by Mr. Uhrin, 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 December 4, 2018 Regular Meeting appear to have the unanimous approval of all members of the Township Council:

- a. RESOLUTION – Authorizing Raffle License RA-1384 - SKWC Inc. and Bingo License BA-271 – Sterling Village Socialites.
- b. RESOLUTION – Authorizing Return of Permit Fee:
  - Block 2801, Lot 12 – 137 Dunellen Avenue.
- c. RESOLUTION – Authorizing Contract Renewal – Fort Dearborn Life Insurance Company – Police Group Life Insurance – not to exceed \$25,000.00.
- d. RESOLUTION – Authorizing Change Order No. 2 – 2018 Playground Equipment Replacements – PlayPower LT Farmington, Inc. – Not to Exceed \$8,754.00.
- e. RESOLUTION – Authorizing Chapter 159 – Drunk Driving Enforcement Fund FY2018 - \$6,411.52.
- f. RESOLUTION – Appointing Tara Nicole Auciello as Municipal Court Judge.
- g. RESOLUTION – Authorizing Carpet/Flooring Installation Under State Contract #81754 - JFK Library – AllState Office Interiors – Not to Exceed \$24,734.09.
- h. RESOLUTION – Authorizing Professional Appraisal Services – 1 Wynnwood Avenue and 118 Haywood Avenue – Sterling DiSanto & Associates – Not to Exceed \$1,000.00.
- i. MOTION – Accept Report of the Division of Revenue – October 2018.
- j. MOTION – Receive and Enter into Minutes Disbursements for the Month of October 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 December 4, 2018 Regular meeting and adopted by separate vote.

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

RESOLUTION #18-491

WHEREAS, SKWC Inc., New Brunswick, NJ, has filed Application No. RA 1384 with the Township of Piscataway for a Raffles License to conduct an Off-Premise Draw Raffle on February 17, 2019, at Rutgers Athletic Center, 83 Rockefeller Rd, Piscataway, NJ; and

WHEREAS, the Township Municipal Clerk has reviewed the application and recommends that the application for a Raffles License by SKWC Inc., be approved; and

WHEREAS, Sterling Village Socialites, Piscataway, NJ, has filed Application No. BA 271 with the Township of Piscataway for a Bingo License to conduct On-Premise Bingo Nights on January 8, 15, 22, and 29, February 5, 12, 19, and 26, March 5, 12, 19, and 26, April 2, 9, 16, 23, and 30, May 7, 14, 21, and 28, and June 4, 11, 18, and 25 of 2019, at 1 Sterling Drive, Piscataway, NJ; and

WHEREAS, the Township Municipal Clerk has reviewed the application and recommends that the application for a Bingo License by Sterling Village Socialites be approved; 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 1384 and issue a Raffles License to SKWC Inc., New Brunswick, NJ to conduct an Off-Premise Draw Raffle on February 17, 2019, at Rutgers Athletic Center, 83 Rockefeller Rd, Piscataway, NJ; 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 accept Application No. BA 271 and issue a Bingo License to Sterling Village Socialites, Piscataway, NJ to conduct On-Premise Bingo Nights on January 8, 15, 22, and 29, February 5, 12, 19, and 26, March 5, 12, 19, and 26, April 2, 9, 16, 23, and 30, May 7, 14, 21, and 28, and June 4, 11, 18, and 25 of 2019, at 1 Sterling Drive, Piscataway, NJ.

RESOLUTION #18-492

WHEREAS, Rusty Moore, Piscataway, NJ, filed a Permit (#20181109) regarding construction of a front porch (the "Project") at Block 2801, Lot 12 (137 Dunellen Avenue) and submitted \$393.00 to the Township for same; and

WHEREAS, Rusty Moore overpaid for the above referenced permit and, as such, requests a refund of said overpayment in the amount of \$245.00 for the above referenced Project; and

WHEREAS, pursuant to a Request for Release of Permit Fee, dated October 15, 2018, and a memorandum from the Township Construction Official, dated October 16, 2018, copies of which are attached hereto and made a part hereof, said Construction Official recommends refunding \$245.00 to Rusty Moore in regard to the above referenced Permit Fee, due to overpayment of same; 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 \$245.00 of the above referenced Permit Fee to Rusty Moore, Piscataway, NJ, in regard to his Project at Block 2801, Lot 12 (137 Dunellen Avenue).

RESOLUTION #18-493

WHEREAS, the Administration has advised of the need to renew the contract for group Police Life Insurance as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, the Business Administrator has determined and certified in writing that the value of the services will exceed \$17,500.00 (hereinafter the "Determination of Value"); and

WHEREAS, Fort Dearborn Life Insurance Company, of Downers Grove, IL, has submitted a proposal dated November 19, 2018, indicating that it will provide the group Police Life Insurance at the rate of \$0.19 per \$1,000.00; and

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

WHEREAS, Fort Dearborn Life Insurance Company has previously completed and submitted a Business Entity Disclosure Certification which certifies that Fort Dearborn Life Insurance Company has not made any reportable contributions to a political or candidate committee in the Township of Piscataway in the previous one year, and that the contract will prohibit Fort Dearborn Life Insurance Company from making any reportable contributions through the term of the contract; and

WHEREAS, funding is available pursuant to certification # R-2018-0115;

WHEREAS, the New Jersey Local Public Contracts Law, specifically N.J.S.A. § 40A:11-5, exempts contracts for insurance from the necessity of public bidding; and

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

1. The Mayor and other appropriate officials be and the same are hereby authorized to enter into an agreement to renew the contract for group Police Life Insurance coverage with Fort Dearborn Life Insurance Company through January 1, 2020, at the rates specified above for a total amount not to exceed \$25,000.00; and
2. This contract is being awarded without competitive bids as a contract for the provision of insurance under the provisions of the Local Public Contracts Law, more specifically addressed in the body of this resolution; and
3. The final form of contract for these services shall be subject to the review and approval of the Township Attorney; and
4. Notice of this Resolution shall be published as required by law.

BE IT FURTHER, RESOLVED that the Business Entity Disclosure Certification and the Determination of Value be placed on file with this Resolution.

RESOLUTION #18-494

WHEREAS, the Township of Piscataway (the "Township") awarded a contract to PlayPower LT Farmington, Inc., Monett, MO ("PlayPower") for 2018 Playground Equipment Replacements (the "Project") in an amount not to exceed \$899,153.45; and

WHEREAS, the Township previously approved a change order in the amount of \$54,805.00 for a final cost of \$953,958.45, a 6.1% increase; and

WHEREAS, additional work in the amount of \$8,754.00 is required for the Project that was not included in the original scope of work outlined by the Township of Piscataway and not anticipated in PlayPower's proposal to the Township for the Project; and

WHEREAS, the total increase from the original contract amount is \$63,559.00 for a final cost of \$962,712.45, a 7.1% 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 November 20, 2018, from the Township Landscape Architect, a copy of which is attached hereto and made a part hereof, said Landscape Architect recommends approving Change Order Request No. 2; 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 amend the total contract amount for the Project with PlayPower LT Farmington, Inc., Monett, MO from \$953,958.45 to a final total not to exceed \$962,712.45 and execute the enclosed Contract Change Order in the amount of \$8,754.00, subject to all bid specifications and contract documents.

RESOLUTION #18-495

WHEREAS, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

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

WHEREAS, the Township of Piscataway has received notice of an award of \$6,411.52 from the STATE OF NEW JERSEY, DIVISION OF HIGHWAY TRAFFIC SAFETY and wishes to amend its Calendar Year 2018 Budget to include this amount as revenue, and

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Piscataway in the County of Middlesex, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year Calendar Year 2018 in the sum of \$ 6,411.52, which is now available from STATE OF NEW JERSEY, DIVISION OF HIGHWAY TRAFFIC SAFETY, in the amount of \$6,411.52.

BE IT FURTHER RESOLVED, that the like sum of \$ 6,411.52 is hereby appropriated under the caption; "DRUNK DRIVING ENFORCEMENT FUND FY 2018"; and

BE IT FURTHER RESOLVED, that the above is the result of funds from "DRUNK DRIVING ENFORCEMENT FUND FY 2018 in the amount of \$ 6,411.52.

RESOLUTION #18-496

WHEREAS, the Piscataway Township Municipal Court is in need of a judge to replace one of its retiring judges; and

WHEREAS, Mayor Brian C. Wahler has indicated his intention to appoint Tara Nicole Auciello, Esq., as a judge of the Piscataway Municipal Court for a term of three (3) years commencing January 1, 2019, subject to the advice and consent of the Piscataway Township Council;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that it hereby renders its advice and consent to the

appointment of TARA NICOLE AUCIELLO, ESQ., as a Judge of the Piscataway Township Municipal Court.

RESOLUTION #18-497

WHEREAS, the Township of Piscataway is in need of carpet installation on the main floor of the John F. Kennedy Branch of the Piscataway Library (the "Project"); and  
WHEREAS, the Township Finance Director recommends awarding a contract for the Project through New Jersey State Contract #81754 to Allstate Office Interiors, Hamilton, NJ in the amount not to exceed \$24,734.09; and  
WHEREAS, funds are available pursuant to certification # R-2018-0116;  
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 for carpet installation on the main floor of the John F. Kennedy Branch of the Piscataway Library with Allstate Office Interiors, Hamilton, NJ for a total cost not to exceed \$24,739.09, through New Jersey State Contract #81754.

RESOLUTION #18-498

WHEREAS, the Township of Piscataway requires Professional Appraisal Services for 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 November 29, 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 \$1,000.00; 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-2018-0117;  
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 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 \$1,000.00 in cost.

The following are Disbursements for the month of October 2018.

Continued on next page

Proclamation For Honorable Presiding Judge Dennis Fackelman Retirement

WHEREAS, Dennis Fackelman received his Bachelor of Science degree from Boston College and his Juris Doctorate from Notre Dame University; and

WHEREAS, Judge Fackelman is a member of the New Jersey, Middlesex County and Somerset County Bar Associations as well as New Jersey Association for Justice and the Alumni Associations of St. Benedict's, Boston College and Notre Dame; and

WHEREAS, Dennis Fackelman has faithfully and impartially served as the Township's Municipal Court Judge and Presiding Municipal Court Judge; and

WHEREAS, Dennis Fackelman is retiring after sixteen years of loyal service to the Township of Piscataway; and

WHEREAS, Judge Fackelman has maintained a distinguished record of accomplishment, judicial integrity, character and excellence to all he has served; and

NOW THEREFORE BE IT RESOLVED that I, Brian C. Wahler, Mayor of the Township of Piscataway, County of Middlesex, State of New Jersey, do hereby thank The Honorable Presiding Judge Dennis Fackelman for his outstanding example of judicial leadership and extend wishes of good health and happiness to Dennis during his retirement years.

ANNOUNCEMENTS & COMMENTS FROM OFFICIALS:

Mrs. McCullum and Mrs. Lombardi congratulated Piscataway Chiefs on their undefeated season,

OPEN TO PUBLIC:

Anthony Weil, 2250 Plainfield Ave North, appreciates that the police department reached out to him regarding concerns with truck traffic. Brought photographs regarding the visual buffer between his property and Horiba Scientific that has decayed over 23 years. Discussion ensued.

David Akins, 39 Ambrose Valley Ln, asking about item 7. Tim Dacey responded.

Staci Berger, 233 Ellis Parkway, wants to know if copies of resolutions can be provided before meetings in draft form. Also wants to know about budget totals. Discussion with Tim Dacey and council.

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 7:46 pm on motion of Mrs. Lombardi, seconded by Mr. Shah, carried unanimously.

Respectfully submitted,

Melissa A. Seader, Township Clerk  
Accepted:

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Chanelle McCullum  
Council President