

December 11, 2018

A Regular Meeting of the Piscataway Township Council was held on December 11, 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 SECOND READING the following ORDINANCE:
ORDINANCE APPROPRIATING \$1,050,000, \$45,000 OF WHICH IS FROM THE 2018 OPERATING BUDGET: UNIFORM CONSTRUCTION CODE, \$780,000 OF WHICH IS FROM CAPITAL SURPLUS AND \$225,000 OF WHICH IS FROM THE CAPITAL IMPROVEMENT FUND FOR VARIOUS CAPITAL 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. \$1,050,000 is hereby appropriated, \$45,000 of which is from the 2018 Operating Budget: Uniform Construction Code, \$780,000 of which is from Capital Surplus and \$225,000 of which is from the Capital Improvement Fund for various capital improvements, including the acquisition of various vehicles and equipment, consisting of an attenuator unit truck, a zero turn mower, a variable message sign, a sports utility vehicle, a senior citizen bus, a truck, the additional cost of a stump grinder, mower trailers and a chipper, the Department of Public Works Window Replacement Program and fire system upgrades to all buildings, including all work and materials necessary therefor and incidental thereto and further including all related costs and expenditure 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.

Mrs. McCullum opened the Meeting to the Public for Comments on an ORDINANCE APPROPRIATING \$1,050,000, \$45,000 OF WHICH IS FROM THE 2018 OPERATING BUDGET: UNIFORM CONSTRUCTION CODE, \$780,000 OF WHICH IS FROM CAPITAL SURPLUS AND \$225,000 OF WHICH IS FROM THE CAPITAL IMPROVEMENT FUND FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE TOWNSHIP OF PISCATAWAY, IN THE COUNTY OF MIDDLESEX, NEW JERSEY

There being no comments, this portion of the meeting was closed to the public. RESOLUTION offered by Mrs. Lombardi, seconded by Mr. Cahn, BE IT RESOLVED, By the Township Council of Piscataway Township, New Jersey that: AN ORDINANCE ENTITLED: ORDINANCE APPROPRIATING \$1,050,000, \$45,000 OF WHICH IS

FROM THE 2018 OPERATING BUDGET: UNIFORM CONSTRUCTION CODE, \$780,000 OF WHICH IS FROM CAPITAL SURPLUS AND \$225,000 OF WHICH IS FROM THE CAPITAL IMPROVEMENT FUND FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE TOWNSHIP OF PISCATAWAY, IN THE COUNTY OF MIDDLESEX, NEW JERSEY

was introduced on the 20th day of November, 2018 and had passed the first reading and was published on the 27th day of November, 2018.

NOW, THEREFORE, BE IT RESOLVED, that the aforesaid Ordinance, having had a second reading on December 11, 2018, 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. 18-28.

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

The Clerk read for SECOND READING the following ORDINANCE:
ORDINANCE AMENDING CHAPTER IV (4) LICENSING AND BUSINESS REGULATIONS OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING SECTION 4-5 CHARITABLE CLOTHING BINS.
BE IT ORDAINED by the Township Council of the Township of Piscataway, County of Middlesex, State of New Jersey that Chapter IV, Section 4-5.2 Application Information is hereby amended and supplemented to read as follows:

4-5.2 Application Information

In lieu of the requirements of subsection 4-1.2, the Applicant must provide all of the information required by N.J.S.A. 40:48-2.61, as amended from time-to-time, on a form provided by the Zoning Officer of the Township. The Zoning Officer shall review the application form and either approve, approve with conditions, or deny the application within twenty (20) days of receipt.

BE IT FURTHER ORDAINED that this Ordinance shall take effect immediately upon second reading, final passage and publication as required by law. 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. 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 provision 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.

Mrs. McCullum opened the Meeting to the Public for Comments on an ORDINANCE AMENDING CHAPTER IV (4) LICENSING AND BUSINESS REGULATIONS OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING SECTION 4-5 CHARITABLE CLOTHING BINS.

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

RESOLUTION offered by Mr. Cahn, seconded by Mrs. Cahill, BE IT RESOLVED, By the Township Council of Piscataway Township, New Jersey that: AN ORDINANCE ENTITLED: ORDINANCE AMENDING CHAPTER IV (4) LICENSING AND BUSINESS REGULATIONS OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING SECTION 4-5 CHARITABLE CLOTHING BINS.

was introduced on the 20th day of November, 2018 and had passed the first reading and was published on the 24th day of November, 2018.

NOW, THEREFORE, BE IT RESOLVED, that the aforesaid Ordinance, having had a second reading on December 11, 2018, 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. 18-29.

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

The Clerk read for SECOND READING the following ORDINANCE:
 ORDINANCE AMENDING CHAPTER VII (7) TRAFFIC OF THE REVISED GENERAL
 ORDINANCES OF THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX,
 STATE OF NEW JERSEY.

BE IT ORDAINED by the Township Council of the Township of Piscataway, County of Middlesex, State of New Jersey that Chapter VII, Section 7-25(b) Vehicles Over Designated Weight Excluded from Certain Streets, is hereby supplemented to read as follows:

7-25 Vehicles Over Designated Weight Excluded from Certain Streets

* * *

<i>Name of Street</i>	<i>Tons</i>	<i>Location</i>
River Road	10 tons	Northbound between N.J. 18 and Centennial Avenue; and southbound between Centennial Avenue and Landing Lane (CR 609).

BE IT FURTHER ORDAINED that this Ordinance shall take effect immediately upon second reading, final passage and publication as required by law, and provided that a consenting Resolution is adopted by the Middlesex County Board of Chosen Freeholders.

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.

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 provision 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.

Mrs. McCullum opened the Meeting to the Public for Comments on an ORDINANCE AMENDING CHAPTER VII (7) TRAFFIC OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY.

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

RESOLUTION offered by Mr. Cahn, seconded by Mrs. Lombardi, BE IT RESOLVED, By the Township Council of Piscataway Township, New Jersey that: AN ORDINANCE ENTITLED: ORDINANCE AMENDING CHAPTER VII (7) TRAFFIC OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY.

was introduced on the 20th day of November, 2018 and had passed the first reading and was published on the 24th day of November, 2018.

NOW, THEREFORE, BE IT RESOLVED, that the aforesaid Ordinance, having had a second reading on December 11, 2018, 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. 18-30.

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

The Clerk read for SECOND READING the following ORDINANCE AMENDING CHAPTER XXVI (26) SOIL AND THE MOVEMENT OF SOIL OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY

BE IT ORDAINED by the Township Council of the Township of Piscataway, County of Middlesex, State of New Jersey, that Chapter XXVI, Section 40.12 Exempt Activities, is hereby amended to read as follows: 26-40.12 Exempt Activities.

The following activity shall be exempted from the provisions of this Chapter: Agricultural use of land. Reserved.

BE IT FURTHER ORDAINED that this Ordinance shall take effect immediately upon second reading, final passage and publication as required by law. 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. 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 provision 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.

Mrs. McCullum opened the Meeting to the Public for Comments on an ORDINANCE AMENDING CHAPTER XXVI (26) SOIL AND THE MOVEMENT OF SOIL OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY

There being no comments, this portion of the meeting was closed to the public. RESOLUTION offered by Mr. Shah, seconded by Mr. Cahn, BE IT RESOLVED, By the Township Council of Piscataway Township, New Jersey that: AN ORDINANCE ENTITLED: ORDINANCE AMENDING CHAPTER XXVI (26) SOIL AND THE MOVEMENT OF SOIL OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY was introduced on the 20th day of November, 2018 and had passed the first reading and was published on the 24th day of November, 2018.

NOW, THEREFORE, BE IT RESOLVED, that the aforesaid Ordinance, having had a second reading on December 11, 2018, 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. 18-31.

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

RESOLUTION #18-499

RESOLUTION offered by Mrs. Lombardi, seconded by Mr. Shah, 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 11, 2018 Regular Meeting appear to have the unanimous approval of all members of the Township Council:

- a. RESOLUTION – 2019-2020 Janitorial Services – Pure Productive Services –Year One - Not to Exceed \$78,280.00.
- b. RESOLUTION – New Market Lake Retaining Wall and Parking Lot Improvements – Stilo Excavation, Inc. – Not to Exceed \$192,030.00.
- c. RESOLUTION – Property Maintenance – Custom Care Services, Inc. – Not to Exceed \$104,400.00.
- d. RESOLUTION – Authorize Rejecting Bids and Rebid for 2019 July 4th Fireworks Display.
- e. RESOLUTION – 2018 or Newer Adult Mini Bus – Rohrer Enterprises, Inc. d/b/a Rohrer Bus Sales – Not to Exceed \$100,980.00.
- f. RESOLUTION – Authorizing Return of Sterling Village Security Deposit:
 - Betty Ann W. Randolph – Apt. 549
- g. RESOLUTION – Authorizing Return of Street Opening Bonds:
 - George E. Petty – Block 6602, Lot 7 – 452 Elwood Street.
 - Hung Van Le – Block 1911, Lot 25.01 – 164 Hamilton Boulevard.
 - Donna Chanto – Block 506, Lot 27.01 – 1467 Cedarwood Drive.
 - Ramon Leak – Block 10006, Lot 9 – 511 Blue Ridge Avenue.

- Rominnella Associates, LLC – Block 2904, Lot 69 – 121 Brewster Avenue.
 - Carol Cassaday – Block 10006, Lot 14.03 – 6 Piluso Way.
 - Abdul Sahulhameed – Block 1939, Lot 21.01.
- h. RESOLUTION – Authorizing Return of Performance Surety and Cash Bonds:
- Diocese of Metuchen – Block 10201, Lot 4.02 and Block 7508, Lot 1.01 – East Lincoln Avenue, Hoes Lane and Morris Avenue.
 - 2 Turner Place Urban Renewal, LLC & FGC Turner, LLC – Block 4901, Lot 1 and Block 5201, Lot 5 – 2 Turner Place.
- i. RESOLUTION – Authorizing Refund of Overpayment of Taxes – Various Blocks and Lots.
- j. RESOLUTION – Authorizing Chapter 159 – Friends of Piscataway Library - \$32,890.53.
- k. RESOLUTION – Consenting to the Transfer of the Financial Agreement and Special Assessment agreement Between the Township of Piscataway and Piscataway Building I Urban Renewal LLC to RAR2-100 Ridge Road Urban Renewal LLC.

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 11, 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 #18-500

WHEREAS, on November 29, 2018, the Township of Piscataway received bids for the 2019-2020 Janitorial Services (the "Project"); and

WHEREAS, the Township Director of Public Works reviewed the bids and recommended awarding a contract for the Project to Pure Productive Services, Princeton, NJ, who is the lowest qualifying bidder, in the amount not to exceed \$78,280.00, from January 1, 2019 through December 31, 2019; and

WHEREAS, funds are available pursuant to certification # B-2018-033;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that the appropriate municipal officials be and are hereby authorized to award a contract for the 2019-2020 Janitorial Services to Pure Productive Services, Princeton, NJ, for a total cost not to exceed \$78,280.00, from January 1, 2019 through December 31, 2019, subject to all bid specifications and contract documents.

RESOLUTION #18-501

WHEREAS, on November 29, 2018, the Township of Piscataway (the "Township") received bids for the New Market Lake Retaining Wall & Parking Lot Improvements – Phase III (the "Project"); and

WHEREAS, pursuant to a Memorandum from the Township Landscape Architect, dated December 3, 2018, a copy of which is attached hereto and made a part hereof, the Township Landscape Architect has reviewed the bids and recommends awarding a contract for the Project to Stilo Excavation, Inc., South Plainfield, NJ, who is the lowest qualifying bidder, in the amount not to exceed \$192,030.00; and

WHEREAS, funds are available pursuant to certification # B-2018-031;

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 the New Market Lake Retaining Wall & Parking Lot Improvements – Phase III with Stilo Excavation, Inc., South Plainfield, NJ, who is the lowest qualifying bidder, in the amount not to exceed \$192,030.00.

RESOLUTION #18-502

WHEREAS, on November 29, 2018, the Township of Piscataway (the "Township") received bids for Property Maintenance for One Year with the Option for a Second Year (the "Project"); and

WHEREAS, the Township Director of Public Works reviewed the bids and recommended awarding a contract to Custom Care Services, Inc., Wall, NJ, who is the lowest qualifying bidder, in the amount not to exceed \$104,400.00; and

WHEREAS, the Township may award a second year at the option of the Township upon satisfactory first year service; and

WHEREAS, funds are available pursuant to certification # B-2018-034;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that the appropriate municipal officials be and are hereby authorized to award a contract for Property Maintenance, for the period of April 5, 2019 to December 31, 2019, to Custom Care Services, Inc., Wall, NJ, for a total cost not to exceed \$104,400.00, subject to all bid specifications and contract documents.

RESOLUTION #18-503

WHEREAS, on November 29, 2018, the Township of Piscataway (the "Township") received one (1) bid for the 2019 July Fourth Fireworks Display; and

WHEREAS, the Township Business Administrator recommended that, pursuant to N.J.S.A. 40A:11-13.2(b), the Township reject the bid as it substantially exceeds the Township's appropriation for the goods or services; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that the appropriate municipal officials be and are hereby authorized to reject the bid by Pyro Engineering DBA Volt Live for substantially exceeding the Township's appropriation for the goods and services and re-advertise a bid request for the 2019 July Fourth Fireworks Display.

RESOLUTION #18-504

WHEREAS, on November 29, 2018, the Township of Piscataway received bids for a 2018 or Newer Adult Mini Bus; and

WHEREAS, the Township Director of Public Works reviewed the bids and recommended awarding a contract to Rohrer Enterprises, Inc., Trenton, NJ, who is the lowest qualifying bidder, in the amount not to exceed \$100,980.00; and

WHEREAS, funds are available pursuant to certification # B-2018-032;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that the appropriate municipal officials be and are hereby authorized to award a contract for a 2018 or Newer Adult Mini Bus to Rohrer Enterprises, Inc., Trenton, NJ, who is the lowest qualifying bidder, in the amount not to exceed \$100,980.00, subject to all bid specifications and contract documents.

RESOLUTION #18-505

WHEREAS, Betty Ann W. Randolph requests the return of a Security Deposit in the amount of \$984.75, posted with the Township of Piscataway for Apartment 549 at Sterling Village; 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 said Security Deposit to Betty Ann W. Randolph in the amount of \$984.75 in regard to Apartment 549 at Sterling Village.

RESOLUTION #18-506

WHEREAS, George E. Petty/Stone Pavements, Piscataway, NJ, requests the return of a Street Opening Bond in the amount of \$500.00, posted with the Township of Piscataway on September 19, 2017 regarding repairs and inspections for Block 6602, Lot 7 (432 Elmwood Street); and

WHEREAS, pursuant to a Request for Release of Funds dated October 23, 2018 and a memorandum from the Supervisor of Engineering dated November 28, 2018, copies of which are attached hereto and made a part hereof, the said Supervisor of Engineering advised that the repairs and inspections have been made according to Township specifications, and therefore recommended the return of said Street Opening Bond; and

WHEREAS, Hung Van Le, Piscataway, NJ, requests the return of a Street Opening Bond in the amount of \$500.00, posted with the Township of Piscataway on October 17, 2017 regarding repairs and inspections for Block 1911, Lot 25.01 (164 Hamilton Blvd.); and

WHEREAS, pursuant to a Request for Release of Funds dated October 2, 2018 and a memorandum from the Supervisor of Engineering dated October 31, 2018, copies of which are attached hereto and made a part hereof, the said Supervisor of Engineering advised that the repairs and inspections have been made according to Township specifications, and therefore recommended the return of said Street Opening Bond; and

WHEREAS, Donna Chanto, Piscataway, NJ, requests the return of a Street Opening Bond in the amount of \$500.00, posted with the Township of Piscataway on July 5, 2016 regarding repairs and inspections for Block 506, Lot 27.01 (1467 Cedarwood Drive); and

WHEREAS, pursuant to a Request for Release of Funds dated September 27, 2018 and a memorandum from the Supervisor of Engineering dated October 31, 2018, copies of which are attached hereto and made a part hereof, the said Supervisor of Engineering advised that the repairs and inspections have been made according to Township specifications, and therefore recommended the return of said Street Opening Bond; and

WHEREAS, Ramon Leak, Piscataway, NJ, requests the return of a Street Opening Bond in the amount of \$500.00, posted with the Township of Piscataway on April 21, 2017 regarding repairs and inspections for Block 10006, Lot 9 (511 Blue Ridge Avenue); and

WHEREAS, pursuant to a Request for Release of Funds dated April 5, 2018 and a memorandum from the Supervisor of Engineering dated October 23, 2018, copies of which are attached hereto and made a part hereof, the said Supervisor of Engineering advised that the repairs and inspections have been made according to Township specifications, and therefore recommended the return of said Street Opening Bond; and

WHEREAS, Rominnella Associates, LLC, Piscataway, NJ, requests the return of a Street Opening Bond in the amount of \$500.00, posted with the Township of Piscataway on January 28, 2016 regarding repairs and inspections for Block 2904, Lot 69 (121 Brewster Avenue); and

WHEREAS, pursuant to a Request for Release of Funds dated September 6, 2018 and a memorandum from the Supervisor of Engineering dated October 31, 2018, copies of which are attached hereto and made a part hereof, the said Supervisor of Engineering advised that the repairs and inspections have been made according to Township specifications, and therefore recommended the return of said Street Opening Bond; and

WHEREAS, Carol Cassaday, Piscataway, NJ, requests the return of a Street Opening Bond in the amount of \$500.00, posted with the Township of Piscataway on October 25, 2017 regarding repairs and inspections for Block 10006, Lot 14.03 (6 Piluso Way); and

WHEREAS, pursuant to a Request for Release of Funds dated October 2, 2018 and a memorandum from the Supervisor of Engineering dated October 31, 2018, copies of which are attached hereto and made a part hereof, the said Supervisor of Engineering advised that the repairs and inspections have been made according to Township specifications, and therefore recommended the return of said Street Opening Bond; and

WHEREAS, Abdul Sahulhameed, Piscataway, NJ, requests the return of a Street Opening Bond in the amount of \$500.00, posted with the Township of Piscataway on August 16, 2017 regarding repairs and inspections for Block 1939, Lot 21.01 (242 Hamilton Blvd.); and

WHEREAS, pursuant to a Request for Release of Funds dated October 15, 2018 and a memorandum from the Supervisor of Engineering dated October 31, 2018, copies of which are attached hereto and made a part hereof, the said Supervisor of Engineering advised that the repairs and inspections have been made according to Township specifications, and therefore recommended the return of said Street Opening Bond; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that the appropriate municipal officials be and are hereby authorized to return said Street Opening Bonds to George E. Petty/Stone Pavements, Piscataway, NJ in the amount of \$500.00, to Hung Van Le, Piscataway, NJ in the amount of \$500.00, to Donna Chanto, Piscataway, NJ in the amount of \$500.00, and to Ramon Leak, Piscataway, NJ in the amount of \$500.00, regarding the above referenced properties; and

BE IT FURTHER RESOLVED that the appropriate municipal officials be and are hereby authorized to return said Street Opening Bond to Rominnella Associates, LLC, Piscataway, NJ in the amount of \$500.00, to Carol Cassaday, Piscataway, NJ in the amount of \$500.00, and to Abdul Sahulhameed, Piscataway, NJ in the amount of \$500.00, regarding the above referenced properties.

RESOLUTION #18-507

WHEREAS, Diocese of Metuchen, Piscataway, NJ, requests the release of a Performance Surety Bond in the original amount of \$706,063.50 and a Cash Bond in the original amount of \$78,451.50, which were posted with the Township of Piscataway on November 1, 2013 and September 12, 2013, respectively, for Planning Board Application #12-PB-26/27V regarding improvements for Blocks 10201 & 7508, Lots 4.02 & 1.01 (E. Lincoln Ave, Hoes Lane, & Morris Ave); and

WHEREAS, pursuant to a Request for Release of Funds dated October 29, 2018 and a letter from the Township Supervisor of Engineering dated November 19, 2018, copies of which are attached hereto and made a part hereof, the said Supervisor of Engineering advised that the Performance Surety and Cash Bonds have been previously reduced for a cumulative total of 70%, in accordance with the provision of the Municipal Land Use Law (40:55D-53), and the remainder of said Performance Surety and Cash Bonds should be released, conditioned upon Diocese of Metuchen, posting a Maintenance Bond in the amount of \$9,540.00; and

WHEREAS, FGC Turner, LLC, East Brunswick, NJ, requests the release of a Performance Surety Bond, submitted by 2 Turner Place Urban Renewal, LLC, in the original amount of \$4,810,713.00 and a Cash Bond, submitted by FGC Turner, LLC, in the original amount of \$534,523.72, which were posted with the Township of Piscataway on August 29, 2016 and October 3, 2016, respectively, for Planning Board Applications #15-PB-44/45 & #16-PB-01V regarding improvements for Block 4901, Lot 1 & Block 5201, Lot 5 (2 Turner Place); and

WHEREAS, pursuant to a Request for Release of Funds dated October 23, 2018 and a letter from the Township Supervisor of Engineering dated November 29, 2018, copies of which are attached hereto and made a part hereof, the Supervisor of Engineering advised that all improvements required and covered have been satisfactorily installed and recommends the release of the above referenced Performance Surety Bond and Cash Bond in the amounts of \$4,810,713.00 and \$534,523.72, respectively, in regard to the above referenced property; 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 said Performance Surety Bond in the amount of \$211,819.05 and said Cash Bond in the amount of \$23,957.65, to Diocese of Metuchen, Piscataway, NJ, conditioned upon Diocese of Metuchen posting a Maintenance Bond, in the amount of \$9,540.00, regarding Planning Board Application #12-PB-26/27V; and

BE IT FURTHER RESOLVED that the appropriate municipal officials be and are hereby authorized to return said Performance Surety Bond, in the amount of \$4,810,713.00, to 2 Turner Place Urban Renewal, LLC and said Cash Bond, in the amount of \$557,766.92 (including accrued interest) to FGC Turner, LLC, East Brunswick, NJ, regarding Planning Board Applications #15-PB-44/45 & #16-PB-01V.

RESOLUTION #18-508

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

BLOCK	LOT	QUAL	NAME	YEAR	AMOUNT	REASON
1213	30.01		PHAM, S 246 CENTRAL AVE	2018	385.44	PD BY H/O & BANK
2808	1		MAPA, J 118 HEFFERNAN ST	2018	611.26	PD BY H/O & BANK
7302	15.04		OGLESBY, P 3 IVY ST	2018	709.63	PD BY H/O & BANK

7305	17	NGUYEN, D 8 NYE CT	2018	743.62	PD BY H/O & BANK
7703	14	LILIA, S 8 SUTTIE AVE	2018	154.57	PD BY H/O & BANK

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 #18-509

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 \$32,890.53 from the FRIENDS OF PISCATAWAY LIBRARY 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 \$32,890.53, which is now available from FRIENDS OF PISCATAWAY LIBRARY, in the amount of \$32,890.53.

BE IT FURTHER RESOLVED, that the like sum of \$32,890.53 is hereby appropriated under the caption; "FRIENDS OF PISCATAWAY LIBRARY"; and

BE IT FURTHER RESOLVED, that the above is the result of funds from "FRIENDS OF PISCATAWAY LIBRARY in the amount of \$32,890.53.

RESOLUTION #18-510

WHEREAS, the Township of Piscataway in the County of Middlesex, New Jersey (the "Township") and Piscataway Building I Urban Renewal LLC, a New Jersey limited liability company (the "Entity") entered in to a Redevelopment Agreement dated as of January 19, 2018 (the "Redevelopment Agreement") and a Financial Agreement dated January 19, 2018 (the "Financial Agreement") in connection with the redevelopment of certain property known and designated on the Tax Map of the Township as Block 3502, Lot 1.06 (the "Property"); and

WHEREAS, pursuant to the Redevelopment Agreement, the Entity has entered into a Special Assessment Agreement dated as of November 5, 2018 (the "Assessment Agreement") in accordance with the terms of the Redevelopment Agreement; and

WHEREAS, Section 9.01 of the Financial Agreement provides that the Township will consent to the transfer of the benefits and obligations set forth in the Financial Agreement from the Entity to another qualified urban renewal entity (the "Assignee Entity") upon the satisfaction of the following conditions: (a) the Assignee Entity does not own any other Project subject to long term tax exemption at the time of transfer; (b) the Assignee Entity is formed and eligible to operate under the Long Term Tax Exemption Law of 1992, as amended and supplemented, N.J.S.A. 40A:20-1, et seq. (the "Long Term Tax Exemption Law"); (c) the Entity is not then in default of the Financial Agreement or in violation of applicable law; (d) the Entity's obligations under the Financial Agreement are fully assumed by the Assignee Entity in a duly executed written instrument or document satisfactory to Township; (e) the Assignee Entity abides by all terms and conditions of the Financial Agreement including, without limitation, the filing of an application pursuant to N.J.S.A. 40A:20-8; and

WHEREAS, the Entity has notified the Township of its intent to transfer the Property to RAR2 – 100 Ridge Road Urban Renewal LLC, a New Jersey limited liability company (the "Assignee"), has made application to the Township in accordance with Section 9.01 of the Financial Agreement, and has provided a draft assignment and assumption agreement (the "Assignment and Assumption Agreement"), a copy of which is attached hereto as Exhibit A and has requested that the Township consent to such

transfer of the benefits and obligations of the Financial Agreement and the Assessment Agreement to the Assignee and to execute the Assignment and Assumption Agreement to confirm such consent; and

WHEREAS, the Township and its advisors have reviewed the Assignment and Assumption Agreement and have concluded that upon the execution of the same, all conditions to transfer set forth in the Financial Agreement will have been satisfied; and

WHEREAS, the Township desires to evidence its consent to the proposed transfer of the benefits and obligations set forth in the Financial Agreement and the Assessment Agreement from the Entity to the Assignee.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Council of the Township of Piscataway (the "Council") that:

(1) The Council hereby consents to the proposed transfer of the Financial Agreement and the Assessment Agreement, and the benefits and obligations set forth therein, from the Entity to the Assignee, pursuant to the terms of the Assignment and Assumption Agreement.

(2) The Council hereby authorizes and directs the Mayor of the Township of Piscataway to execute any document or writing or to make such representations, on behalf of the municipality, which may be necessary to further evidence or acknowledge the Township's consent.

(3) The Financial Agreement and the Assessment Agreement remain in full force and effect and this consent shall have no impact on the validity or enforceability of either the Financial Agreement or the Assessment Agreement.

(4) This resolution shall take effect immediately.

ANNOUNCEMENTS & COMMENTS FROM OFFICIALS:

Mr. Cahn thanked everyone for voting for and supporting the River Rd Truck ban.

Mrs. Lombardi was happy with success of Santa on TV and the nice holiday party at Senior Center.

OPEN TO PUBLIC:

David Akins, 39 Ambrose Valley Ln asked for and received clarification on item J.

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 7:43 pm on motion of Mrs. Lombardi, seconded by Mr. Shah, carried unanimously.

Respectfully submitted,

Melissa A. Seader, Township Clerk

Accepted:

Chanelle McCullum
Council President