A Regular Meeting of the Piscataway Township Council was held on April 9, 2019 at the Piscataway Municipal Building, 455 Hoes Lane, Piscataway, New Jersey. The meeting was called to order by Council President, Frank Uhrin, at 7:30 pm.

Mr. Uhrin 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, McCullum and Uhrin. Mr. Uhrin led the salute to the flag.

There were no comments from Administration and Council.

Mr. Uhrin 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: CALENDAR YEAR 2019 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the TOWNSHIP COUNCIL of the TOWNSHIP OF PISCATAWAY in the County of MIDDLESEX finds it advisable and necessary to increase its CY 2019 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the TOWNSHIP COUNCIL hereby determines that a 1.0 % increase in the budget for said year, amounting to \$479,559.06 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the TOWNSHIP COUNCIL hereby determines that any amount authorized hereinabove that is not appropriated, as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the TOWNSHIP COUNCIL of TOWNSHIP OF PISCATAWAY, in the County of MIDDLESEX, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2019 budget year, the final appropriations of the TOWNSHIP OF PISCATAWAY shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 1.0 %, amounting to \$479,559.06, and that the CY 2019 municipal budget for the TOWNSHIP OF PISCATAWAY be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption. Mr. Uhrin opened the Meeting to the Public for Comments CALENDAR YEAR 2019 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)

RESOLUTION offered by Mr. Bullard, seconded by Mrs. Lombardi, BE IT RESOLVED, By the Township Council of Piscataway Township, New Jersey that: CALENDAR YEAR 2019 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)

was introduced on the 5<sup>th</sup> day of March, 2019 and had passed the first reading and was published on the 14th day of March, 2019.

NOW, THEREFORE, BE IT RESOLVED, that the aforesaid Ordinance, having had a second reading on April 9, 2019, 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. 19-09.

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

The Clerk read for FIRST READING the following ORDINANCE: ORDINANCE FOR THE ACQUISITION OF AN EASEMENT AND LAND IN FEE SIMPLE FOR THE IMPROVEMENT OF HAYWOOD AVENUE AND WYNNWOOD AVENUE IN PISCATAWAY TOWNSHIP, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY

RESOLUTION offered by Mr. Cahn, seconded by Mr. Shah, BE IT RESOLVED, by the Township Council of Piscataway Township, New Jersey that: ORDINANCE FOR THE ACQUISITION OF AN EASEMENT AND LAND IN FEE SIMPLE FOR THE IMPROVEMENT OF HAYWOOD AVENUE AND WYNNWOOD AVENUE IN PISCATAWAY TOWNSHIP, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY

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 7<sup>th</sup> day of May, 2019.

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, and Uhrin answered yes.

# **RESOLUTION #19-191**

RESOLUTION offered by Mrs. Lombardi, seconded by Mr. Bullard, 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 April 9, 2019 Regular Meeting appear to have the unanimous approval of all members of the Township Council:

- a. RESOLUTION Authorizing Award of Bid 2019-2021 Road Program for Curbs, Sidewalk, Driveway & ADA Ramps Improvements – Abraham General Construction – Not to Exceed \$1,729,876.00.
- b. RESOLUTION Authorizing Release of Engineering and Inspection Fees:
  - Vincent Vocisano Block 1507, Lots 6-9 857 Nelson Place.
  - Piscataway HUH 2014, LLC Block 5302, Lot 1.04 593 Stelton Road.
- c. RESOLUTION Authorizing Return of Escrow Fees:
  - Bohler Engineering NJ, LLC Block 703, Lot 1.04 3 Lakeview Avenue.
- d. RESOLUTION Authorizing Tax Appeal Settlements:
  - Solpart Investments LLC/Zheng Yuan Intl Block 4601, Lot 11 255 Old New Brunswick Road.

- Hapag-Lloyd (America) Inc. Block 6003, Lot 1.02 399 Hoes Lane.
- Intellect Polaris Design LLC Block 5801, Lot 11.01 20 Corporate Place South.
- Oceanfirst Bank Block 4401, Lot 4.05 7, 8, 9, 10, 18, 22, 23, 24, 25, 31, 32, 33 & 34 Wills Way.
- 24 West 96<sup>th</sup> Street Realty Corp Block 2707, Lot 16 Begonia Court.
- e. RESOLUTION Authorizing Award of Contract for JD Z997R Diesel W72" Iron Side Discharge Deck Zero Turn Mower Under ESCNJ Coop #18/19-25 John Deere and Company Not to Exceed \$19,803.42.
- f. RESOLUTION Authorizing Release of Performance Surety and Cash Bonds:
  - Ibis Car Care, Inc. Block 8501, Lot 45.01 555 New Durham Road.
- g. RESOLUTION Authorizing Award of Contract for Compact Track Loader Work Tool Stump Grinder, SG18B Under ESCNJ Coop #18/19-25 – Caterpillar, Inc. d/b/a Foley Inc. – Not to Exceed \$8,241.00.
- h. RESOLUTION Authorizing 2019 Solicitors License Michael LoConte.
- i. RESOLUTION Authorizing Affordability Assistance Grant 7000 Avalon Way Unit # 7338.
- j. RESOLUTION Authorizing Affordability Assistance Grant 5000 Avalon Way Unit # 5305.
- k. RESOLUTION Authorizing Affordability Assistance Grant 3000 Avalon Way Unit # 3209.
- I. RESOLUTION Authorizing Affordability Assistance Grant 3000 Avalon Way Unit # 3309.
- m. RESOLUTION Authorizing Affordability Assistance Grant 4000 Avalon Way Unit # 4101.
- n. RESOLUTION Authorizing Affordability Assistance Grant 2000 Avalon Way Unit # 2207.
- RESOLUTION Authorizing Return of Sterling Village Pet Security Deposit:
  - Marilyn O'Day Apt. 210.
  - Barbara Matthews Apt. 343
- p. RESOLUTION Supporting Improved Services and Midtown Direct Trains on the Raritan Valley Line (RVL).
- q. RESOLUTION Authorizing Award of Contract Under State Contract #T-0109 – Motorola Service Agreement/System Upgrade – 5 Year Contract – Motorola - Not to Exceed \$3,665,168.19.
- RESOLUTION Authorizing Contract Amendment #1 Old New Brunswick Road Improvements – T & M Associates – Not to Exceed \$26,225.00.
- RESOLUTION Authorizing Change Order #1 Piscataway Police Vehicle Canopy Project – T.R. Weniger, Inc. – Not to Exceed \$19,862.00.
- RESOLUTION Qualification and Acceptance of Rates for Data Collection & Inspection for Special Class 4, Class 1 and Class 15 Properties from April 9, 2019 through April 9, 2023 – and Awarding one (1) year Contract to Sterling DiSanto and Associates – Not to Exceed \$16,375.00.
- RESOLUTION Authorizing Change Order #1 Emergency Fire Sprinkler System Repairs at Sterling Village – Servpro of South Plainfield – Not to Exceed \$5,714.83.
- RESOLUTION Authorizing Award of Bid Solar Powered Portable Dynamic Message Signs – Garden State Highway Products, Inc. – Not to Exceed \$82,995.00.
- w. RESOLUTION Authorizing Acceptance of Safe and Secure Communities Grant.
- x. RESOLUTION Authorizing Raffle License RA-1393 American Legion Post #261.

- y. RESOLUTION Authorizing Award of Contract 2019 and 2020 July 4<sup>th</sup> Celebration and Fireworks Fireworks by Grucci Not to Exceed \$49,500.00 and \$50,950.00.
- RESOLUTION Authorizing Change Order #1 Construction of Water Service Connection to 495 Sidney Road, Little League Building – Burlew Mechanical – Not to Exceed \$8,704.80.

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 April 9, 2019 Regular meeting and adopted by separate vote.

#### RESOLUTION #19-192

WHEREAS, on March 21, 2019, the Township of Piscataway (the "Township") received bids for the 2019-2021 Road Program for Curbs, Sidewalk, Driveway & ADA Ramps Improvements Project (the "Project"); and

WHEREAS, the Township Supervisor of Engineering reviewed the bids and recommended awarding a contract to Abraham General Construction, LLC, West Orange, NJ, who is the lowest qualifying bidder, in the amount not to exceed \$1,729,876.00; and

WHEREAS, funds are available pursuant to certification # B-2019-010;

**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 two (2) year contract for the 2019-2021 Road Program for Curbs, Sidewalk, Driveway & ADA Ramps Improvements Project to Abraham General Construction, LLC, West Orange, NJ who is the lowest qualifying bidder, in the amount not to exceed \$1,729,876.00, subject to all bid specifications and contract documents.

# RESOLUTION #19-193

WHEREAS, on August 30, 1999, Vincent Vocisano, Piscataway, NJ posted an escrow check with the Township of Piscataway in the amount of \$15.00, regarding Block 217, Lots 6-9 (857 Nelson Place); and

WHEREAS, pursuant to a Request for Release of Funds dated February 1, 2019 and a Memorandum from the Township Supervisor of Planning dated February 6, 2019, the Supervisor of Engineering and the Finance Department approved the release of the unexpended escrow fees in the amount of \$15.01 to Vincent Vocisano, Piscataway, NJ; and

WHEREAS, on or about September 26, 2017, Piscataway HUH 2014, LLC, Morristown, NJ posted an escrow check with the Township of Piscataway in the amount of \$500.00, regarding Zoning Board Application #17-ZB-12/13V/14V for Block 5302, Lot 1.04 (593 Stelton Road); and

WHEREAS, pursuant to Requests for Release of Funds dated December 3, 2018 and a Memorandum from the Township Supervisor of Planning dated February 7, 2019, the Supervisor of Engineering and the Finance Department approved the release of the unexpended escrow fees in the amount of \$383.76 to Piscataway HUH 2014, LLC, Morristown, 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 Vincent Vocisano, Piscataway, NJ, in the amount of \$15.01, regarding Block 217, Lots 6-9 (857 Nelson Place); and

**BE IT FURTHER RESOLVED** that the appropriate municipal officials be and are hereby authorized to release unexpended escrow fees to Piscataway HUH 2014, LLC, Morristown, NJ, in the amount of \$383.76, regarding Zoning Board Application #17-ZB-12/13V/14V.

#### RESOLUTION #19-194

WHEREAS, on October 21, 2015, Bohler Engineering NJ, LLC, Warren, NJ posted an escrow check with the Township of Piscataway in the amount of \$2,000.00, regarding Block 703, Lot 1.04 (3 Lakeview Avenue); and

**WHEREAS,** pursuant to a Request for Release of Funds dated February 4, 2019 and a Memorandum from the Township Supervisor of Planning dated June 1, 2017, the

Supervisor of Planning and the Finance Department approved the release of the unexpended escrow fees in the amount of \$1,350.00 to Bohler Engineering NJ, LLC, Warren, 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 return unexpended escrow fees to Bohler Engineering NJ. LLC. Warren. NJ in the amount of \$1,350.00, regarding Block 703, Lot 1.04 (3 Lakeview Avenue).

#### **RESOLUTION #19-195**

**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:

#### Solpart Investments LLC/Zheng Yuan Intl

#### Block 4601, Lot 11 255 Old New Brunswick Rd

Block 6003, Lot 1.02

	2014 & 2017	2014-2017 Proposed	2018	2018 Proposed
	<u>Assessment</u>	<u>Settlement</u>	Assessment	Settlement
Land	1,662,500	1,662,500	1,900,000	
Improvements	3,839,100	1,337,500	600,000	WITHDRAWN
Total	5,501,600	3,000,000	2,500,000	<u></u>

#### Hapag-Lloyd (America) Inc.

I and

Total

#### 399 Hoes Ln 2014 & 2017 2014 Proposed 2015 Proposed 2016 Proposed <u>Settlement</u> <u>Assessment</u> <u>Settlement</u> <u>Assessment</u> 2,280,000 2,280,000 2,280,000 2,280,000 Improvements 5,923,300 2,798,800 3,340,000 3,183,800 8,203,300 5,620,000 5,463,800 5,078,800

	2017 Proposed	2018	2018 Proposed
	Settlement	<u>Assessment</u>	Settlement
Land	2,280,000	1,536,000	1,536,000
Improvements	2,801,600	4,084,000	4,084,000
Total	5,081,600	5,620,000	5,620,000

# Hapag-Lloyd (America) Inc.

# Block 6003, Lot 9 403 Hoes Ln

#### 2014 through 2018 appeals will be withdrawn.

# **Oceanfirst Bank** Per Unit Except 18 Wills Way

	2018
	<u>Assessment</u>
Land	200,000
Improvements	306,300
Total	506,300

#### Block 4401, Lot 4.05 7-10, 22-25, 31-34 Wills Way

# **Oceanfirst Bank**

#### Block 4401, Lot 4.05 18 Wills Way

2018

2018 Proposed

2018 Proposed <u>Settlement</u>

200,000

100,000 300.000

	Assessment	<u>Settlement</u>
Land	85,800	85,800
Improvements	<u>135,700</u>	45,400
Total	221,500	131,200

# Intellect Polaris Design LLC

#### Block 5801, Lot 11.01 20 Corporate PI S

	2015 & 2016	2015 & 2016 Proposed	2017 Proposed
	<u>Assessment</u>	<u>Settlement</u>	<u>Settlement</u>
Land	1,995,000	1,995,000	1,995,000
Improvements	<u>5,555,700</u>	2,755,000	2,415,700
Total	7,550,700	4,750,000	4,410,700

# 24 West 96<sup>th</sup> Street Realty Corp

#### Block 2707, Lot 16 Begonia Ct

**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 #19-196**

**WHEREAS,** the Township of Piscataway is in need of a Freightliner 108SD Flatbed Truck with DD8 Engine; and

WHEREAS, the Director of Public Works recommends awarding a contract for a Freightliner 108SD Flatbed Truck with DD8 Engine through Educational Services Commission of NJ Co-Op Bid #ESCNJ17/18-30, State Approved Co-Op #65MCESCCPS, to Campbell Freightliner, LLC, South Brunswick, NJ, in the amount not to exceed \$84,283.39; and

WHEREAS, <u>N.J.S.A.</u> 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, funds are available pursuant to certification # R-2019-0058;

**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 a Freightliner 108SD Flatbed Truck with DD8 Engine with Campbell Freightliner, LLC, South Brunswick, NJ, for a total cost not to exceed \$84,283.39, through Educational Services Commission of NJ Co-Op Bid #ESCNJ17/18-30, State Approved Co-Op #65MCESCCPS.

# **RESOLUTION #19-197**

WHEREAS, Ibis Car Care, Inc., Edison, NJ, requests the release of a Performance Surety Bond in the original amount of \$1,017,843.68 and a Cash Bond in the original amount of \$113,093.74, which were posted with the Township of Piscataway on November 3, 2017 and December 1, 2017, respectively, for Zoning Board Application #16-ZB-27/28V regarding improvements for Block 8501, Lot 45.01 (555 New Durham Road); and

WHEREAS, the Township previously approved the release of 63% of the Performance Surety and Cash Bonds upon Ibis Car Care, Inc., Edison, NJ posting a new Surety Bond in the amount of \$376,602.16 and the Township retaining a Cash Bond in the amount of \$41,844.68; and

WHEREAS, Ibis Car Care, Inc. now requests the release of the remainder of the above referenced Performance Bond and Cash Bond in the amounts of \$376,602.16 and \$41,844.68, respectively; and

WHEREAS, pursuant to a Request for Release of Funds dated March 14, 2019 and a letter from the Township Supervisor of Engineering dated March 20, 2019, copies of which are attached hereto and made a part hereof, the said Supervisor of Engineering advised that all improvements required and covered have been satisfactorily installed and a release of said Bonds is appropriate at this time in accordance with the provision of the Municipal Land Use Law (40:55D-53), upon Ibis Car Care, Inc. posting a two (2) year Maintenance Bond in the amount of \$67,575.00 for the storm water management system; and

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Piscataway, that the appropriate municipal officials be and are hereby authorized to return a Performance Surety Bond in the amount of \$376,602.16 and a Cash Bond in the amount of \$42,376.14 (including accrued interest) to Ibis Car Care, Inc., Edison, NJ, upon Ibis Car Care, Inc. posting a two (2) year Maintenance Bond in the amount of \$67,575.00 for the storm water management system, regarding Zoning Board Application #16-ZB-27/28V.

# RESOLUTION #19-198

**WHEREAS,** the Township of Piscataway is in need of a Compact Track Loader Work Tool Stump Grinder ("Grounds Equipment"); and

WHEREAS, the Township of Piscataway wishes to purchase said Grounds Equipment from Caterpillar, Inc. (DBA Foley, Inc.), Piscataway, NJ, in the amount not to exceed \$8,241.00 through Educational Services Commission of NJ Co-Op Bid #18/19-25, NJ State Approved Co-Op #65MCESCCPS; and

WHEREAS, <u>N.J.S.A.</u> 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, funds are available pursuant to certification # R-219-0071;

**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 a Compact Track Loader Work Tool Stump Grinder with Caterpillar, Inc. (DBA Foley, Inc.), Piscataway, NJ in the amount not to exceed \$8,241.00, through Educational Services Commission of NJ Co-Op Bid #18/19-25, NJ State Approved Co-Op #65MCESCCPS.

#### RESOLUTION #19-199

**WHEREAS,** Michael LoConte applied with the Township of Piscataway for a Solicitors License for 2019; and

WHEREAS, pursuant to a letter from the Piscataway Township Police Department dated February 5, 2019, a copy of which is attached hereto and made a part hereof, the Piscataway Township Police Department recommends granting a Solicitors License to Michael LoConte for 2019; 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 issue a Solicitors License to Michael LoConte for 2019.

#### RESOLUTION #19-200

**WHEREAS,** AVALON PISCATAWAY LLC / AVALON PISCATAWAY rents property located at <u>7000 Avalon Way, Apt. 7338</u>, which property is governed by the statutes, ordinances, rules and regulations restricting ownership and use of the property as an Affordable Housing unit; and

**WHEREAS**, the tenant has requested an Affordability Assistance Program grant from the Affordable Housing Trust Fund; and

**WHEREAS,** the Township is willing to extend a grant to the tenant in the amount of \$601.00, which covers half of the first month's rent; 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 execute an Affordability Assistance Program grant with the renter of an Affordable Housing unit located at 7000 Avalon Way, Apt. 7338, Piscataway, NJ.

#### RESOLUTION #19-201

WHEREAS, AVALON PISCATAWAY LLC / AVALON PISCATAWAY rents property located at <u>5000 Avalon Way, Apt. 5305</u>, which property is governed by the statutes, ordinances, rules and regulations restricting ownership and use of the property as an Affordable Housing unit; and

**WHEREAS,** the tenant has requested an Affordability Assistance Program grant from the Affordable Housing Trust Fund; and

**WHEREAS,** the Township is willing to extend a grant to the tenant in the amount of \$694.50, which covers half of the first month's rent; 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 execute an Affordability Assistance Program grant with the renter of an Affordable Housing unit located at 5000 Avalon Way, Apt. 5305, Piscataway, NJ.

# RESOLUTION #19-202

**WHEREAS,** AVALON PISCATAWAY LLC / AVALON PISCATAWAY rents property located at <u>3000 Avalon Way, Apt. 3209</u>, which property is governed by the statutes, ordinances, rules and regulations restricting ownership and use of the property as an Affordable Housing unit; and

**WHEREAS**, the tenant has requested an Affordability Assistance Program grant from the Affordable Housing Trust Fund; and

**WHEREAS,** the Township is willing to extend a grant to the tenant in the amount of \$694.50, which covers half of the first month's rent; 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 execute an Affordability Assistance Program grant with the renter of an Affordable Housing unit located at 3000 Avalon Way, Apt. 3209, Piscataway, NJ.

#### RESOLUTION #19-203

**WHEREAS,** AVALON PISCATAWAY LLC / AVALON PISCATAWAY rents property located at <u>3000 Avalon Way, Apt. 3309</u>, which property is governed by the statutes, ordinances, rules and regulations restricting ownership and use of the property as an Affordable Housing unit; and

**WHEREAS,** the tenant has requested an Affordability Assistance Program grant from the Affordable Housing Trust Fund; and

**WHEREAS,** the Township is willing to extend a grant to the tenant in the amount of \$694.50, which covers half of the first month's rent; 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 execute an Affordability Assistance Program grant with the renter of an Affordable Housing unit located at 3000 Avalon Way, Apt. 3309, Piscataway, NJ.

# RESOLUTION #19-204

WHEREAS, AVALON PISCATAWAY LLC / AVALON PISCATAWAY rents property located at <u>4000 Avalon Way, Apt. 4101</u>, which property is governed by the statutes, ordinances, rules and regulations restricting ownership and use of the property as an Affordable Housing unit; and

**WHEREAS,** the tenant has requested an Affordability Assistance Program grant from the Affordable Housing Trust Fund; and

**WHEREAS,** the Township is willing to extend a grant to the tenant in the amount of \$245.00, which covers half of the first month's rent; 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 execute an Affordability Assistance Program grant with the renter of an Affordable Housing unit located at 4000 Avalon Way, Apt. 4101, Piscataway, NJ.

# RESOLUTION #19-205

**WHEREAS**, AVALON PISCATAWAY LLC / AVALON PISCATAWAY rents property located at 2000 Avalon Way, Apt. 2207, which property is governed by the statutes, ordinances, rules and regulations restricting ownership and use of the property as an Affordable Housing unit; and

**WHEREAS**, the tenant has requested an Affordability Assistance Program grant from the Affordable Housing Trust Fund; and

WHEREAS, the Township is willing to extend a grant to the tenant in the amount of \$601.00, which covers half of the first month's rent; 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 execute an Affordability Assistance Program grant with the renter of an Affordable Housing unit located at 2000 Avalon Way, Apt. 2207, Piscataway, NJ.

#### RESOLUTION #19-206

**WHEREAS,** Barbara L. Matthews requests the return of a Pet Security Deposit, in the amount of \$50.00 posted with the Township of Piscataway regarding Apartment 343 at Sterling Village; and

**WHEREAS,** the Township Finance Department recommends the release of said Pet Security Deposit in the amount of \$50.00 to Barbara L. Matthews; and

WHEREAS, Marilyn O'Day requests the return of a Pet Security Deposit, in the amount of \$50.00 posted with the Township of Piscataway regarding Apartment 210 at Sterling Village; and

**WHEREAS,** the Township Finance Department recommends the release of said Pet Security Deposit in the amount of \$50.00 to Marilyn O'Day; 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 Pet Security Deposits to Barbara L. Matthews in the amount of \$50.00, regarding Apartment 343 at Sterling Village and to Marilyn O'Day in the amount of \$50.00, regarding Apartment 210 at Sterling Village.

#### RESOLUTION #19-207

**WHEREAS**, the Raritan Valley Line (RVL) trains currently terminate in Newark Penn Station and riders destined for midtown Manhattan and Penn Station must transfer platforms and trains; and

WHEREAS, RVL is one of the busiest and fastest growing lines of NJ Transit with more than 23,000 weekday passengers and no midtown direct, one-seat ride in and out of NY; and

**WHEREAS,** RVL did get some off-peak hour one-seat service in 2014 and 2015 that provided relief and on average a 30 minute reduction in commuting time each way; and

**WHEREAS,** the off-peak one-seat service on RVL, Atlantic City and Princeton Lines were suspended in 2018 because of Positive Train Control installation; and

**WHEREAS**, Atlantic City and Princeton trains will be restored on May 24, 2019, there is no confirmation that service will be restored on the RVL; and

WHEREAS, the Township of Piscataway and the Raritan Valley Line Mayors Alliance of 32 Mayors in Union, Somerset, Hunterdon and Middlesex Counties, organized in 2018 by Fanwood Mayor Colleen Mahr, Westfield Mayor Shelley Brindle and Bound Brook Mayor Robert Fazen, are committed advocates for equitable service for RVL; and

WHEREAS, 23,000 commuters and approximately 400,000 residents in towns served by the RVL deserve to know when the suspended off-peak morning and evening direct trains into New York will be back on schedule; and

WHEREAS, midtown direct train service, known as "one-seat ride" has a positive impact on Fanwood, quality of life for our residents, home values and business growth; and

**NOW, THEREFORE, BE IT RESOLVED** that the Township Council of the Township of Piscataway urges Governor Phil Murphy, DOT Commissioner Gutierrez and our State Legislators to support the immediate restoration of the off-peak hour "one seat ride" to NY Penn Station; and

**BE IT FURTHER RESOLVED** that a copy of this resolution be transmitted to Governor Phil Murphy, Piscataway's Legislative Delegation and NJ Transit.

# RESOLUTION #19-208

**WHEREAS,** the Township of Piscataway (the "Township") is in need of a Motorola Service Agreement/System Upgrade; and

WHEREAS, pursuant to <u>N.J.S.A.</u> § 40:A11-15(8), a contract for the supplying of any product or the rendering of any service by a company providing voice, data, transmission, or switching services is permitted for a term not exceeding five (5) years; and

WHEREAS, the Township Chief of Police recommends awarding a contract for the Motorola Service Agreement/System Upgrade through New Jersey State Contract #83909 to Motorola, Burlington, NJ, in the amounts not to exceed \$1,390,080.28 for CY 2019, \$549,647.73 for CY 2020, \$562,145.96 for CY 2021, \$575,017.80 for CY 2022, and \$588,276.42 for CY 2023 for a final total not to exceed \$3,665,168.19; and

WHEREAS, there is funding available pursuant to certification # R-2019-0072;

**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 Motorola, Burlington, NJ, for a Motorola Service Agreement/System Upgrade, in the amounts not to exceed \$1,390,080.28 for CY 2019, \$549,647.73 for CY 2020, \$562,145.96 for CY 2021, \$575,017.80 for CY 2022, and \$588,276.42 for CY 2023 for a final total not to exceed \$3,665,168.19, through New Jersey State Contract #83909.

#### RESOLUTION #19-209

WHEREAS, the Township of Piscataway (the "Township") requires Professional Engineering Services in regard to the Old New Brunswick Road Improvements (the "Project"); and

WHEREAS, additional work 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 T&M Associates proposal to the Township for said Project; and

WHEREAS, <u>N.J.A.C.</u> 5:30-11.6 authorizes the Township to approve change orders for professional services for a project; and

WHEREAS, the Township Business Administrator has reviewed the contract amendment request and recommends approval of same; and

**WHEREAS**, there is funding available pursuant to certification # R-2018-0076-01;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Piscataway, that the appropriate municipal officials be and are hereby authorized to amend the total contract amount with T&M Associates from \$175,667.00 to \$201,892.00, an increase of not to exceed \$26,225.00, due to unanticipated work required in regard to the Old New Brunswick Road Improvements Project, subject to all bid specifications and contract documents.

#### RESOLUTION #19-210

**WHEREAS,** the Township of Piscataway (the "Township") awarded a contract to T.R. Weniger, Inc., Piscataway, NJ for the Piscataway Police Vehicle Canopy Project (the "Project"), in an amount not to exceed \$2,561,990.00; 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 the proposal from T.R. Weniger, Inc. to the Township for the Project; and

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

**WHEREAS,** this change order would represent a \$19,862.00 increase in the total amount of the Project from the original contract amount for a final total not to exceed \$2,581,852.00, a 0.78% 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 March 26, 2019, 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-2018-025-01;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Piscataway, that the appropriate municipal officials be and are hereby authorized to amend the total contract amount for the Project with T.R. Weniger, Inc., Piscataway, NJ from \$2,561,990.00 to a final total not to exceed \$2,581,852.00 and execute the enclosed Contract Change Order in the amount of \$19,862.00, subject to all bid specifications and contract documents.

# RESOLUTION #19-211

**WHEREAS,** the Township of Piscataway (the "Township") has advertised a Request for Qualifications ("RFQ") for the following professional services for a term from April 9, 2019 to April 9, 2023 under a "fair and open process" pursuant to <u>N.J.S.A.</u> 19:44A-20.4, et seq.:

Property Inspections & Data Collection – Special Class 4, Class 1, and Class 15 Properties

**WHEREAS**, submissions for the above professional services were received by the Township on February 28, 2018; and

WHEREAS, in accordance with the "Fair and Open Process," N.J.S.A. 19:44A-20.1 et. seq. and the criteria set forth in the above RFQ, the Township Administration evaluated the above sealed proposal(s) by considering the following criteria: (a) experience and reputation in the field, (b) knowledge of the Township of Piscataway in relation to the subject matter to be addressed under the contract; (c) availability to accommodate any required meetings; (d) number of years practicing in the field; (e) familiarity with the Township of Piscataway; (f) availability of personnel, facilities, equipment and other resources; and (g) other factors to be in the Township's best interests; and

WHEREAS, after a thorough analysis of the sealed proposals received, the Township Administration recommended the following individuals/firms for the designated professional services for the Township of Piscataway, for the four (4) year period of April 9, 2019 to April 9, 2023, at the rates set forth on the rate sheets annexed to their proposals, subject to the terms of the RFQ and the availability of funds:

#### INDIVIDUAL/FIRM

Sterling DiSanto & Associates, LLC

PROFESSIONAL SERVICE

Property Inspections & Data Collection – Special Class 4, Class 1, and Class 15 Properties

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Piscataway, that in accordance with "Fair and Open Process," N.J.S.A. 19:44A-20.4 et. seq. and the requirements set forth in the aforementioned Request for Qualifications, the Township Council does hereby accept the rates and qualifications of the following individuals/firms for the term from April 9, 2019 to April 9, 2023 at the rates set forth on the rate sheets annexed to their proposals, subject to the terms of the RFQ and the availability of funds:

INDIVIDUAL/FIRM

Sterling DiSanto & Associates, LLC

#### PROFESSIONAL SERVICE

Property Inspections & Data Collection – Special Class 4, Class 1, and Class 15 Properties

**BE IT FURTHER RESOLVED** that the Township Council does hereby award a one (1) year contract to Sterling DiSanto & Associates, LLC for Property Inspections & Data Collection – Special Class 4, Class 1, and Class 15 Properties in the amount not to exceed \$16,375.00, for a term commencing April 9, 2019, and terminating April 9, 2023; and

**BE IT FURTHER RESOLVED** that the one (1) year contract is subject to the Tax Assessor's satisfaction with the work provided by Sterling DiSanto & Associates, LLC and that the Tax Assessor is authorized to terminate the contract with thirty (30) days' notice to Sterling DiSanto & Associates, LLC.

# RESOLUTION #19-212

**WHEREAS,** the Township of Piscataway (the "Township") awarded a contract to Servpro, South Plainfield, NJ for emergency fire sprinkler system repairs at Sterling Village (the "Project"), in an amount not to exceed \$30,000.00; 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 the proposal from Servpro 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 \$5,714.83 increase in the total amount of the Project from the original contract amount for a final total not to exceed \$35,714.83, a 19.05% increase; and

WHEREAS, <u>N.J.A.C.</u> 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 March 26, 2019, 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 # R-2018-0123-01;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Piscataway, that the appropriate municipal officials be and are hereby authorized to amend the total contract amount for the Project with Servpro, South Plainfield, NJ from \$30,000.00 to a final total not to exceed \$35,714.83 and execute the enclosed Contract Change Order in the amount of \$5,714.83, subject to all bid specifications and contract documents.

# RESOLUTION #19-213

**WHEREAS,** on March 28, 2019, the Township of Piscataway ("Township") received bids for Solar Powered Portable Dynamic Message Signs; and

**WHEREAS,** the Director of Public Works reviewed the bids and recommended awarding a contract to Garden State Highway Products, Inc., Vineland, NJ, who is the lowest qualifying bidder, in the amount not to exceed \$82,995.00; and

WHEREAS, funds are available pursuant to certification # B-2019-011;

**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 Solar Powered Portable Dynamic Message Signs to Garden State Highway Products, Inc., Vineland, NJ, for a total cost not to exceed \$82,995.00, subject to all bid specifications and contract documents.

#### RESOLUTION #19-214

WHEREAS, the Piscataway Township Police Department has been awarded the 2019 Safe and Secure Communities Program, Grant #P-19-1217 from the New Jersey Department of Law and Public Safety, Division of Criminal Justice Sub Award. The subgrant, award of \$60,000.00 from the State, and \$82,207.48 Local Matching Funds for fringe benefits for the period August 1, 2018 to July 31, 2019 is for the purposes set forth in the approved application; and

WHEREAS, the subgrant award incorporates all conditions and representations contained or made in the application and notice of award number P-19-1217; and

WHEREAS, the Application for Subgrant Award calls for a match for fringe benefits amounting to \$82,207.48 which the Piscataway Township Police Department adequately through the 2019 Piscataway Township approved budget for Division salaries and wages and fringe benefits; and

**NOW, THEREFORE BE IT RESOLVED,** by the Township Council of the Township of Piscataway, that the Township of Piscataway herewith accepts the subaward #P-19-1217 of the 2019 Safe and Secure Communities Program, in the amount of \$60,000.00, and the match for fringe benefits in the amount of \$82,207.48, for a final total not to exceed \$142,207.48; for the period of August 1, 2018 to July 31, 2019; and

**BE IT FURTHER RESOLVED** that the Township Administrator, the Township Chief Financial Officer and the Chief of Police of the Township of Piscataway are hereby authorized to sign the appropriate subgrant award documents; and

**BE IT FURTHER RESOLVED** that copies of this Resolution shall be forwarded to the New Jersey Department of Law and Public Safety, Division of Criminal Justice; the Township Administrator; the Township Chief Financial Officer; and the Chief of Police, of the Township of Piscataway.

#### RESOLUTION #19-215

WHEREAS, American Legion Post #261, Piscataway, NJ, has filed Application No. 1393 with the Township of Piscataway for a Raffle License to conduct an On-Premise Instant Raffle from April 28, 2019 to April 28, 2020, at 840 South Washington Ave., Piscataway, NJ; and

**WHEREAS**, the Township Municipal Clerk has reviewed the application and recommends that the application for a Raffle License by American Legion Post #261 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. 1393 and issue a Raffle License to American Legion Post #261, Piscataway, NJ, to conduct an On-Premise Instant Raffle from April 28, 2019 to April 28, 2020, at 840 South Washington Ave., Piscataway, NJ.

#### RESOLUTION #19-216

**WHEREAS,** on February 21, 2019 and March 21, 2019, the Township of Piscataway (the "Township") received bids for the 2019-2020 July Fourth Fireworks Display (the "Fireworks"); and

**WHEREAS,** no qualifying bids were received on either occasion and, pursuant to <u>N.J.S.A.</u> 40A:11-5(3), the Township was authorized to negotiate a contract for the Fireworks; and

WHEREAS, the Township Director of Recreation has negotiated for the Fireworks and recommends awarding a contract to Fireworks By Grucci, Bellport, NY, in the amounts not to exceed \$49,500.00 for the 2019 Fireworks and \$50,950.00 for the 2020 Fireworks; 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 award a contract for the 2019-2020 July Fourth Fireworks Display to Fireworks By Grucci, Bellport, NJ, in the amounts not to exceed \$49,500.00 for the 2019 Fireworks and \$50,950.00 for the 2020 Fireworks.

#### RESOLUTION #19-217

WHEREAS, the Township of Piscataway (the "Township") awarded a contract to Burlew Mechanical, South Amboy, NJ for the Little League Complex Water Service Project (the "Project"), in an amount not to exceed \$47,000.00; 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 the proposal from Burlew Mechanical 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 \$8,704.00 increase in the total amount of the Project from the original contract amount for a final total not to exceed \$55,704.00, a 18.52% increase; and

WHEREAS, <u>N.J.A.C.</u> 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 April 2, 2019, from the Township Assistant Director of Public Works, said Assistant Director of Public Works recommends approving the Change Order Request No. 1; and

WHEREAS, funds are available pursuant to certification # R-2019-0033;

**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 Burlew Mechanical, South Amboy, NJ from \$47,000.00 to a final total not to exceed \$55,704.00 and execute the enclosed Contract Change Order in the amount of \$8,704.00, subject to all bid specifications and contract documents.

# Proclamation 2019 Distracted Driving Crackdown

**Whereas**, distracted driving is a serious, life-threatening practice that is preventable; and

**Whereas**, distracted driving can result in injuries and deaths to all road users (motorists, pedestrians and bicyclists); and

**Whereas**, distracted driving occurs when drivers divert their attention away from the task of driving to focus on another activity instead; and

**Whereas**, in 2015 alone distracted driving-related crashes resulted in 3,477 deaths and 391,000 injuries on our nation's roads; and

**Whereas**, in New Jersey distracted driving was listed as a contributing circumstance in nearly 750,000 crashes between 2011-2015; and

**Whereas**, the State of New Jersey will participate in the nationwide *Distracted Driving 2018 Crackdown* from April 1 - 21, 2018 in an effort to raise awareness and decrease driver distraction through a combination of enforcement and education; and

Whereas, the national slogan for the campaign is UDrive. UText. UPay; and

Whereas, a reduction in distracted driving in New Jersey will save lives on our roadways;

**Therefore**, be is resolved that Piscataway Township declares it's support for the *Distracted Driving 2019 Crackdown* both locally and nationally from April 1 - 21, 2019 and pledges to increase awareness of the dangers of distracted driving.

#### ANNOUNCEMENTS & COMMENTS FROM OFFICIALS:

Mrs. Cahill states Clean up Piscataway Day is Saturday followed by Easter Egg Hunt at the Little League Field.

Mrs. McCullum acknowledged passing of Larry Lester. Mayor Wahler acknowledged DARE graduates.

#### **OPEN TO PUBLIC:**

Marshall Butler, 89 School St, speed limit concerns on School St. Concerned about damage to his property during the roadwork.

Anthony Weil, 2250 Plainfield Ave N, concerned about visual buffer.

Jim Brennan, 2200 Custer St, asking about tenant for 800 Centennial Ave. Upset he is not receiving phone calls back about visual buffer. Discussion with council.

Bruce Buratti, 105 Normandy Dr, wants to make council aware about cricket field and damage to his property. Council and Mayor will not respond on advice of council due to resident's impending lawsuit.

Brian, 741 River Rd, asking about clarification of River Rd truck ordinance.

Jonathan Powers, 361 Stelton Rd, asking about new apartments on Old New Brunswick Rd.

David Akins, 39 Ambrose Valley Ln, asking about item S clarification.

There being no further business to come before the council, the meeting was adjourned at 8:27 pm on motion of Mrs. Lombardi, seconded by Mr. Cahill, carried unanimously.

Respectfully submitted,

Melissa A. Seader, Township Clerk

Accepted:

Frank Uhrin Council President