

May 7, 2019

A Regular Meeting of the Piscataway Township Council was held on May 7, 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, McCullum, Shah 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:
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

WHEREAS, the Haywood Avenue and Wynnwood Avenue roadways are currently in need of improvement; and

WHEREAS, the improvement of the foregoing roadways is in the best interest of the residents of the Township of Piscataway; and

WHEREAS, it is necessary for the improvement of these roadways to acquire easements and, if necessary, land in fee simple, on one certain property.

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

- A. As part of the improvements to Haywood Avenue and Wynnwood Avenue, it is necessary to acquire easement interests and, if necessary, land in fee simple, in a portion of the property set forth on Schedule A attached hereto and made a part hereof.
- B. The Township Council has determined that the acquisition of the aforesaid easement and fee simple interests on the property designated on Schedule A is necessary for the safety of the public and conforms to the public interest.
- C. The Assistant Township Attorney, or special counsel and such other appropriate officials as necessary be and are hereby authorized to acquire said land interests, either by negotiation or by instituting action by exercising the Township's right of eminent domain (condemnation).
- D. Counsel for said acquisition, by negotiation or condemnation, shall commence and complete proceedings as expeditiously as possible, and said Assistant Township Attorney or special counsel, as the case may be, shall receive reasonable compensation for their services.
- E. The Assistant Township Attorney and other appropriate officials be and are hereby authorized to hire and employ such appraisers, consultants and experts as may be appropriate to effectuate said acquisitions, whether by negotiation or eminent domain proceedings, and to pay said consultants and experts a reasonable fee for their services.

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 in conflict or inconsistent with this ordinance are hereby repealed, to the extent of such conflict or inconsistency. In the event of any inconsistencies between the provisions of this Ordinance and any prior ordinance of the Township, the provisions hereby shall be determined to govern. All other parts, portions and provisions of the Ordinances of the Township are hereby ratified and confirmed, except where inconsistent with the terms hereof.

This Ordinance shall take effect twenty (20) days after the first publication thereof, by summary, after final passage, in the manner provided by law.

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. Cahill, 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

was introduced on the 9th day of April, 2019 and had passed the first reading and was published on the 12th day of April, 2019.

NOW, THEREFORE, BE IT RESOLVED, that the aforesaid Ordinance, having had a second reading on May 7, 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. 19-13. 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 TO AMEND AND SUPPLEMENT THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, AMENDING CHAPTER IV (4), LICENSING AND BUSINESS REGULATIONS, SECTION 12, ROTATING VEHICLE/TOWING WRECKER SERVICES FOR TOWNSHIP POLICE AND CHAPTER VII (7), TRAFFIC, SECTION 20, STOP INTERSECTIONS AND SECTION 26, TURN PROHIBITIONS, IN THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY

RESOLUTION offered by Mrs. Lombardi, seconded by Mr. Cahn, BE IT RESOLVED, by the Township Council of Piscataway Township, New Jersey that: ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, AMENDING CHAPTER IV (4), LICENSING AND BUSINESS REGULATIONS, SECTION 12, ROTATING VEHICLE/TOWING WRECKER SERVICES FOR TOWNSHIP POLICE AND CHAPTER VII (7), TRAFFIC, SECTION 20, STOP INTERSECTIONS AND SECTION 26, TURN PROHIBITIONS, IN THE TOWNSHIP OF PISCATAWAY, 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 6th day of June, 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, McCullum, Shah, and Uhrin answered yes.

The Clerk read for FIRST READING the following ORDINANCE TO AMEND AND REVISE GENERAL ORDINANCES OF THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, AMENDING CHAPTER XXXI (31) STREETS AND SIDEWALKS SECTION 31-1.2 (d) PERMIT REQUIRED

RESOLUTION offered by Mr. Shah, seconded by Mr. Bullard, BE IT

RESOLVED, by the Township Council of Piscataway Township, New Jersey that:
ORDINANCE TO AMEND AND REVISE GENERAL ORDINANCES OF THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, AMENDING CHAPTER XXXI (31) STREETS AND SIDEWALKS SECTION 31-1.2 (d) PERMIT REQUIRED

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 6th day of June, 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, McCullum, Shah, and Uhrin answered yes.

RESOLUTION #19-239

RESOLUTION offered by Mrs. Lombardi, seconded by Mr. Shah, BE IT RESOLVED, By the Township Council of Piscataway Township, New Jersey that:

WHEREAS, the local municipal budget for the Calendar Year 2019 was approved on the 5th day of March 2019, and

WHEREAS, the public hearing on said budget has been held as advertised, and

WHEREAS, it is desired to amend said approved budget,

NOW THEREFORE BE IT RESOLVED, by the Mayor and Township Council of the Township of Piscataway, County of Middlesex, that the following amendments to the approved budget of Calendar Year 2019 be made:

	FROM	TO
CURRENT FUND: ANTICIPATED REVENUES		
Surplus Anticipated	10,000,000.00	10,150,000.00
Total Surplus Anticipated	10,000,000.00	10,150,000.00
Miscellaneous Revenue – Section F:		
2019 Distracted Driving Crackdown, U-Drive, U-Text, U-Pay	0.00	5,500.00
Miscellaneous Revenue – Section G:		
Interlocal Services Agreement – Highland Park	22,000.00	0.00
Reserve for Developer’s Contribution From Capital Fund	3,650,000.00	3,500,000.00
Total Miscellaneous Revenue:	16,463,439.00	16,296,939.89
Subtotal: General Revenues	27,363,439.89	27,346,939.89
TOTAL GENERAL REVENUES	\$76,867,282.92	\$76,850,782.92
CURRENT FUND: APROPRIATION		
General Appropriations: (A Operations – Within “CAPS”		
Parks & Recreation		
Management Services For Community Center	0.00	500,000.00
Deferred Charges and Statutory Expenditures:		
Anticipated Deficit – Recreation Utility Fund	1,000,000.00	0.00
TOTAL OPERATIONS INCLUDING CONTINGENT WITHIN “CAPS”	51,477,022.64	50,977,022.64
General Appropriations Excluded From “CAPS”		
Public and Private Programs Offset by Revenue:		
2019 Distracted Driving Crackdown, U-Drive, U-Text, U-Pay	0.00	5,500.00
Shared Services Agreement:		
Interlocal Tax Collector – Highland Park	22,000.00	0.00

Deferred Charges Excluded from “CAPS”		
Unfunded Ordinance – Ordinance 18-15	3,000,000.00	3,500,000.00
TOTAL APPROPRIATIONS EXCLUDED FROM “CAPS”	23,517,517.07	24,001,017.07
TOTAL GENERAL APPROPRIATIONS	\$76,867,282.92	\$76,850,782.92
RECREATION UTILITY BUDGET:		
ANTICIPATED REVENUES:		
Deficit (General Budget)	1,000,000.00	0.00
TOTAL RECREATION UTILITY REVENUES	1,000,000.00	0.00
RECREATION UTILITY: APPROPRIATIONS		
Operating: Other Expenses	1,000,000.00	0.00
TOTAL RECREATION UTILITY APPROPRIATIONS	1,000,000.00	0.00

BE IT FURTHER RESOLVED, that two (2) certified copies of this resolution be filed forthwith in the Office of the Director of the Division of Local Government Services for approval and certification of the 2019 Municipal Budget so amended.

RESOLUTION 19-240

RESOLUTION offered by Mr. Bullard, seconded by Mrs. Cahill, 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 May 7, 2019 Regular Meeting appear to have the unanimous approval of all members of the Township Council:

- a. RESOLUTION – Authorizing Refund of Overpayment of Taxes – Homestead Rebates – Various Blocks and Lots.
- b. RESOLUTION – Authorizing Return of Cash Bond:
 - Vincent Vocisano – Block 1507, Lot 6.01 – 857 Nelson Place.
- c. RESOLUTION – Authorizing Award of Bid – Public Safety Building Mechanical & Electrical Systems Renovation – EACM Corp. – Not to Exceed \$870,000.00.
- d. RESOLUTION – Authorizing Award of Contract for Phase IV Sanitary Sewer Rehab Project – Mott McDonald – Not to Exceed \$208,400.00.
- e. RESOLUTION – 2019 Peddlers License:
 - Mohammad Jaber
- f. RESOLUTION – Authorizing Award of Contract Under State Contract #89980 – 2019 Police Vehicles Video and Audio Recording Equipment and Maintenance – Wireless Communications and Electronics – Not to Exceed \$22,095.00.
- g. RESOLUTION – Emergency Purchase – Columbus Park Restroom/Storage Building Fire Damage Clean up – ServPro of Piscataway – Not to Exceed \$15,500.00.

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 May 7, 2019 Regular meeting and adopted by separate vote.

RESOLUTION #19-241

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

BLOCK	LOT	QUAL	NAME	YEAR	AMOUNT	REASON
506	3		Brown, Andrew 1407 Redwood Dr	2019	237.93	2016 Homestead Rebate-now exempt
613	47.01		Griffin, Savill 401 Adrian Ave	2019	154.28	2016 Homestead Rebate-now exempt
2602	50.01		Gilbert, Dennis 188 N Randolphville Rd	2019	243.82	2016 Homestead Rebate-now exempt
3101	16.01	C0163	Gustitos, Lucinda 163 Vasser Dr	2019	142.01	2016 Homestead Rebate- property sold -3-11-19
8502	7		Prester, Francis 503 New Durham Rd	2019	192.13	2016 Homestead Rebate-now exempt
7801	2		Cheng, Ah 26 Thornton Ln	2019	322.45	2016 Homestead Rebate-property sold -1-9-19

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 #19-242

WHEREAS, Vincent Vocisano, Piscataway, NJ, requests the release of a Cash Bond in the original amount of \$360.00, which was posted with the Township of Piscataway on August 30, 1999 regarding improvements for Block 1507 (F/Blk 217), Lot 6.01 (F/Lot 6-9) (857 Nelson Place); and

WHEREAS, pursuant to a Request for Release of Funds dated February 1, 2019 and a letter from the Township Supervisor of Engineering dated March 6, 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, that no maintenance bond is required, and recommends the release of the Cash 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 release a Cash Bond in the amount of \$360.00, to Vincent Vocisano, Piscataway, NJ, regarding Block 1507 (F/Blk 217), Lot 6.01 (F/Lot 6-9) (857 Nelson Place).

RESOLUTION #19-243

WHEREAS, on April 4, 2019, the Township of Piscataway (the "Township") received bids for the Public Safety Building Mechanical & Electrical Systems

Renovation Project (the "Project"); and

WHEREAS, the Township Director of Public Works reviewed the bids and recommended awarding a contract to EACM Corp., Sea Bright, NJ, who is the lowest qualifying bidder, in the amount not to exceed \$870,000.00; and

WHEREAS, funds are available pursuant to certification # B-2019-014;

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 Public Safety Building Mechanical & Electrical Systems Renovation Project to EACM Corp., Sea Bright, NJ who is the lowest qualifying bidder, in the amount not to exceed \$870,000.00, subject to all bid specifications and contract documents.

RESOLUTION #19-244

WHEREAS, the Township of Piscataway requires Professional Engineering Consultant Services for the Phase IV Sanitary Sewer Rehab Project (the "Project"); and

WHEREAS, Mott McDonald, South Iselin, NJ, has submitted a proposal dated March 8, 2019, for Professional Engineering Consultant Services related to said Project, a copy of which is attached hereto and made a part hereof ("Proposal"), with a cost not to exceed \$208,400.00; and

WHEREAS, Mott McDonald, Iselin, NJ was previously qualified under the Fair and Open Process to provide professional services for Professional Engineering Services - Special Projects by the Township of Piscataway for 2019; and

WHEREAS, there is funding available pursuant to certification # R-2019-0073;

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 to Mott McDonald, Iselin, NJ, to provide Professional Engineering Consultant Services for the Phase IV Sanitary Sewer Rehab Project, at the rates set forth in said Proposal, with such services not to exceed \$208,400.00 in cost.

RESOLUTION #19-245

WHEREAS, Mohammed Jaber has applied with the Township of Piscataway for a Peddlers License for 2019; and

WHEREAS, pursuant to a letter from the Piscataway Township Police Department dated April 24, 2019, a copy of which is attached hereto and made a part hereof, the Piscataway Township Police Department recommends granting a Peddlers License for 2019 to Mohammed Jaber; 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 Peddlers License for 2019 to Mohammed Jaber.

RESOLUTION #19-246

WHEREAS, the Township of Piscataway Police Department is in need of 2019 Police Vehicles Video and Audio Recording Equipment and Maintenance ("Equipment and Maintenance"); and

WHEREAS, the Township of Piscataway Chief of Police recommends awarding a contract for the Equipment and Maintenance through NJ State Contract #89980, M-0483 to Wireless Communication and Electronics, West Berlin, NJ in the amount not to exceed \$22,095.00; and

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

WHEREAS, there is funding available pursuant to certification # R-2019-0079;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that the appropriate municipal officials be and are hereby authorized to enter into a contract with Wireless Communication and Electronics, West Berlin, NJ for the 2019 Police Vehicles Video and Audio Recording Equipment and Maintenance, in the amount not to exceed \$22,095.00, through NJ State Contract #89980, M-0483.

RESOLUTION #19-247

WHEREAS, on March 28, 2019, a fire was started in a garbage can in close proximity to the restroom/storage building at Columbus park at the intersection of Mansfield and 11th Street (“Storage Building”) in the Township of Piscataway (the “Township”); and

WHEREAS, this fire raged enough to burn soffit, char rafters, and fill the Storage Building with smoke; and

WHEREAS, Servpro, South Plainfield, NJ was called under emergency circumstances to clean and remove any smoke damage to the Storage Building; and

WHEREAS, N.J.S.A. 40A:11-6 allows the Township to award emergency contracts where it affects the public health, safety or welfare; and

WHEREAS, if the existing conditions remain as is, without cleaning the Storage Building or removing the smoke from same, it would pose a safety risk to individuals due to sensitivity to smoke inhalation; and

WHEREAS, the Assistant Director of the DPW and the Business Administrator approved the emergency services as specified in the Certification of Request for Emergency Purchases, a copy of which is attached hereto and made a part hereof; and

WHEREAS, the Director of DPW recommends that a purchase order for Servpro, South Plainfield, NJ be created for an amount not to exceed \$15,500.00; and

WHEREAS, funds are available pursuant to certification # R-2019-0078;

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 emergency contract with Servpro, South Plainfield, NJ, for emergency cleaning and smoke damage removal from the Columbus Park restroom/storage building, in the amount not to exceed \$15,500.00, subject to all contract documents.

ANNOUNCEMENTS & COMMENTS FROM OFFICIALS:

Mr. Bullard spoke about the 90th birthday bash for the county, 54 residents from Piscataway attended, and oldest attendee was also a Piscataway resident at 103 years old. 30th anniversary of cultural arts in Piscataway.

Mrs. Cahill wishing Happy Mother’s Day

Mr. Cahn supporting Senator Smith’s legislation

Mrs. Lombardi wishing Happy Mother’s Day

Mrs. McCullum wishing Happy Mother’s Day and Happy Nurses Week

Mr. Shah Happy Mother’s Day

OPEN TO PUBLIC:

Gustas Astiliios, 58 Curtis Ave, read a letter he wrote to the Mayor about his property

There being no further business to come before the council, the meeting was adjourned at 7:46 pm on motion of Mrs. Cahill, seconded by Mr. Bullard, carried unanimously.

Respectfully submitted,

Melissa A. Seader, Township Clerk

Accepted:

Frank Uhrin
Council President