

June 6, 2019

A Regular Meeting of the Piscataway Township Council was held on June 6, 2019 at the Piscataway Municipal Building, 455 Hoes Lane, Piscataway, New Jersey. The meeting was called to order by Council President, Frank Uhrin, at 7:32 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, 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.

Mayor Wahler read the Proclamation for National Gun Violence Awareness Day

Whereas, gun violence is an epidemic in the United States killing an average of 100 Americans every day; and

Whereas, deaths and injuries from firearms pose a substantial risk to public health; and

Whereas, protecting public safety in the communities they serve is a top priority of a mayor and council; and

Whereas, Wear Orange and National Gun Violence Awareness Day were inspired by teens asking their classmates to wear orange to commemorate the life of a friend, Hadiya Pendleton, whom was shot and killed at the age of 15 shortly after having performed at President Obama's second inaugural parade; and

Whereas, orange is a color traditionally used to evoke safety; and

Whereas, Moms Demand Action was formed to improve gun safety laws and reduce gun violence; and

Whereas, we join with Moms Demand Action to renew our commitment to reduce gun violence and urge all residents to wear orange as a visual affirmation and to raise awareness about gun violence.

Now therefore be it resolved, that I, Brian C. Wahler, Mayor and the Council of the Township of Piscataway do hereby declare Friday, June 7, 2019 NATIONAL GUN VIOLENCE AWARENESS DAY and encourage all residents to support their local communities' efforts to prevent the tragic effects of gun violence and to honor and value human lives.

The Clerk read for SECOND 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

WHEREAS, the Mayor and Township Council of the Township of Piscataway, Middlesex County, finds it in the best interest of the public to amend Amending Chapter IV, Licensing and Business Regulations, Section 12, Rotating Vehicle/Towing Wrecker Services for Township Police and Chapter VII, Traffic, Section 20, Stop Intersections and Section 26, Turn Prohibitions, of the Revised General Ordinances of the Township of Piscataway regarding the stationing of on call wreckers from the rotating call list in the Township during potential acts of god (Chapter IV, Section 12) and the addition of

stop intersections (Chapter VII, Section 20) and the revision of U-Turn and Left Turn Prohibitions (Chapter VII, Section 26) within the Township of Piscataway; and

BE IT THEREFORE ORDAINED by the Township Council of the Township of Piscataway, County of Middlesex, State of New Jersey, that Chapter IV, Licensing and Business Regulations, Section 12, Rotating Vehicle/Towing Wrecker Services for Township Police And Chapter VII, Traffic, Section 20, Stop Intersections and Section 26, Turn Prohibitions, of the Revised General Ordinances of the Township of Piscataway are hereby amended with additions shown in italics and deletions shown in brackets with text as follows:

**CHAPTER IV
LICENSING AND BUSINESS REGULATIONS
4-12 ROTATING VEHICLE TOWING/WRECKER SERVICES FOR TOWNSHIP POLICE.**

* * *

4-12.14 Rotating Call List.

* * *

When dealing with an act of god, such as a potential winter storm, or other emergency at the Township’s sole determination, the on call towing company shall, at the Township’s request, station a tow truck, manned by a driver, within the confines of the Township. Said towing company will be notified at least 12 hours, but not more than 24 hours prior to the implementation of said requirement. If the towing company’s services are no longer required during the requested time period, the Township of Piscataway, at its own discretion, will release said towing company from its requirement.

This requirement will be enforceable starting January 1, 2020.

* * *

**CHAPTER VII
TRAFFIC
7-20 STOP INTERSECTIONS.**

* * *

7-20 STOP INTERSECTIONS	
Intersection	Stop sign(s) on

* * *

<i>Apple Way and Strawberry Lane</i>	<i>Strawberry Lane</i>
--------------------------------------	------------------------

* * *

Behmer [Drive] <i>Road</i> and Sidney Road	Sidney Road [from the south approach of Sidney Road facing northbound traffic]
--	--

* * *

Brentwood Drive and Patton Avenue	Patton Avenue [on northeast corner]
-----------------------------------	-------------------------------------

* * *

Carlton Avenue and Charter Street	Charter Street [at northwest corner]
<i>Cedarwood Drive and Dogwood Drive</i>	<i>Dogwood Drive</i>

* * *

7-20 STOP INTERSECTIONS, continued

Intersection	Stop sign(s) on
--------------	------------------------

* * *

<i>Charles Terrace and Kate Terrace</i>	<i>Kate Terrace</i>
<i>Charles Terrace and Ryan Lane</i>	<i>Ryan Lane</i>
<i>Deborah Drive and Smock Place</i>	<i>Smock Place</i>

* * *

<i>Deborah Drive and Laura Drive</i>	<i>Laura Drive</i>
--------------------------------------	--------------------

* * *

<i>Dogwood Drive and Pinewood Drive</i>	<i>Pinewood Drive</i>
<i>Dogwood Drive and Rosewood Drive</i>	<i>Rosewood Drive</i>

* * *

Florence Avenue and Meister Street	Florence Avenue [(Northbound)]
Florence Avenue and Quincy Street	Florence Avenue [(Southbound)]
Foster Street and Hanson Avenue	[Near right side of] Hanson Avenue

* * *

<i>Glenwood Drive and Rosewood Drive (both intersections)</i>	<i>Rosewood Drive</i>
---	-----------------------

* * *

Hancock Road and Patton Avenue	Patton Avenue [at southwest corner]
Hancock Road and Astor Place	Astor Place [at northeast corner]

* * *

Haywood Avenue and Lynnwood Street	Lynnwood Street [at southwest southeast corners]
------------------------------------	--

* * *

7-20 STOP INTERSECTIONS, continued	
---	--

Intersection	Stop sign(s) on
--------------	------------------------

* * *

<i>Joyce Drive and Strawberry Lane</i>	<i>Strawberry Lane</i>
<i>Kilmer Court and Apple Way</i>	<i>Apple Way</i>
<i>Kilmer Court and Joyce Drive</i>	<i>Joyce Drive</i>

* * *

Nancy Lane and Chestnut Place	Chestnut Place [at southwest corner]
<i>Naomi Way and Anita Drive</i>	<i>Naomi Way</i>
<i>Naomi Way and Davis Ave</i>	<i>Naomi Way</i>

* * *

7-20 STOP INTERSECTIONS, continued	
Intersection	Stop sign(s) on

* * *

Patton Avenue and Elmwood Street	Elmwood Street [and northwest and southeast corners]
Primrose Lane and Wisteria Court (Westerly intersection)	Wisteria Court
<i>Primrose Lane and Wisteria Court (Easterly intersection)</i>	<i>Primrose Lane</i>

* * *

Roosevelt Avenue and Orchard Street	Roosevelt Avenue [(Westbound)]
-------------------------------------	--------------------------------

* * *

Second Avenue and Elmwood Street	Elmwood Street [at northwest and southeast corner]
----------------------------------	--

* * *

Stratton Street South and First Avenue	First Avenue [at northeast corner]
--	------------------------------------

7-20 STOP INTERSECTIONS, continued	
Intersection	Stop sign(s) on
Suttie Avenue and Seward Avenue – [(Northerly Leg)] (<i>Northern Intersection</i>)	Seward Avenue [(Northerly Leg)] (<i>Northern Intersection</i>)

* * *

Westfield Avenue and Deerfield Avenue	Westfield Avenue [(Westbound)]
---------------------------------------	--------------------------------

* * *

Wyndmere Road and Beverly Road	[Beverly Road at northwest and southeast corners] <i>Wyndmere Road</i>
--------------------------------	--

* * *

Wynnwood Avenue and Lynnwood Street	Lynnwood Street [at southeast corner]
-------------------------------------	---------------------------------------

**CHAPTER VII
TRAFFIC**

7-26 TURN PROHIBITIONS.

Intersection	Turn Prohibited	Movement Prohibited
--------------	-----------------	---------------------

* * *

<i>Knightsbridge Road</i>	<i>U Turn</i>	<i>At private access driveway to 53 Knightsbridge Road</i>
<i>Old New Brunswick Road</i>	<i>U Turn</i>	<i>At entrance to 262 Old New Brunswick Road</i>

Left Turns Prohibited.

This section was removed and replaced as follows.

<i>Intersection</i>	<i>Turn Prohibited</i>	<i>Movement Prohibited</i>
<i>Fairway Boulevard & Stelton Road</i>	<i>Left Turn</i>	<i>East on private access driveway of Fairway Boulevard to North on Stelton Road</i>
<i>New Brunswick Ave & St. Michael Street/Carpathia Street/Bohdan Street</i>	<i>Left Turn</i>	<i>West on New Brunswick Ave (CR #647) to South on to St. Michael Street, Carpathia Street and Bohdan Street from 7:00 AM to 9:00 AM, Monday through Friday</i>
<i>Old New Brunswick Road & Avalon Way</i>	<i>Left Turn</i>	<i>South on Old New Brunswick Road to East on Avalon Way</i>
<i>Old New Brunswick Road & Kossuth Street</i>	<i>Left Turn</i>	<i>East on Old New Brunswick Road to North on Kossuth Street from 4:00 PM to 6:00 PM, Monday through Friday</i>
<i>Old New Brunswick Road & Private Access Driveway (262 Old New Brunswick Road)</i>	<i>Left Turn</i>	<i>North on Old New Brunswick Road to West on private access driveway to 262 Old New Brunswick Road</i>
<i>Old New Brunswick Road & Private Access Driveway (242 Old New Brunswick Road)</i>	<i>Left Turn</i>	<i>East on private access driveway to North on Old New Brunswick Road</i>
<i>Pine Valley Way & Stelton Road</i>	<i>Left Turn</i>	<i>East on private access driveway of Pine Valley Way to North on Stelton Road</i>
<i>River Road & Private Access Driveway (QuickChek)</i>	<i>Left Turn</i>	<i>South on River Road (CR #622) to East on the Private Access Driveway. West on private access driveway to South on River Road</i>
<i>South Washington Ave & Access Road</i>	<i>Left Turn</i>	<i>North on South Washington Ave (CR #665) to West on Access Road</i>
<i>South Washington Ave & Towne Center Driveway</i>	<i>Left Turn</i>	<i>South on South Washington Ave to both East and West into private access driveway of Towne Center</i>
<i>Washington Avenue & Private Access Driveway (Dunkin Donuts)</i>	<i>Left Turn</i>	<i>East on West 7th Street to North on the private access driveway (Dunkin Donuts)</i>

BE IT FURTHER ORDAINED that 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.

BE IT FURTHER ORDAINED that 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 provisions 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.

This Ordinance shall take effect immediately upon second reading, final passage and publication as required by law.

Mr. Uhrin opened the Meeting to the Public for Comments 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 Mr. Bullard, seconded by Mr. Shah, 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

was introduced on the 7th day of May, 2019 and had passed the first reading and was published on the 10th day of May, 2019.

NOW, THEREFORE, BE IT RESOLVED, that the aforesaid Ordinance, having had a second reading on June 6, 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. 19-15.

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

The Clerk read for SECOND 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

BE IT THEREFORE ORDAINED by the Township Council of the Township of Piscataway, that Chapter XXXI, Openings in Streets and Sidewalks, Section 31-1.2 (d) Permits Required is hereby amended to read as follows:

31-1.2(d) Recently Paved Streets. The Township, in an attempt to preserve the integrity of recently paved streets, will not issue a street opening permit for a street that has been paved within the last eight (8) years except in an emergency or under extraordinary conditions. In cases where a street opening permit is issued on a street paved within the last eight (8) years, the bond or cash posted shall not be less than two thousand five hundred (\$2,500.00) dollars and the fee shall be one hundred (100%) percent more than indicated in subsection 31-1.6.

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.

This Ordinance shall take effect immediately upon second reading, final passage and publication as required by law.

Mr. Uhrin opened the Meeting to the Public for Comments 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. Bullard, 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 was introduced on the 7th day of May, 2019 and had passed the first reading and was published on the 10th day of May, 2019.

NOW, THEREFORE, BE IT RESOLVED, that the aforesaid Ordinance, having had a second reading on June 6, 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. 19-16.

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

The Clerk read for SECOND READING the following ORDINANCE APPROVING A REDEVELOPMENT PLAN FOR BLOCK 5203, LOTS 1.01, 5.02, 16.01, 19.01, AND TRENT PLACE

WHEREAS, the Township of Piscataway has previously determined that the property known and designated on the Tax Map of the Township as Block 5203, Lots 1.01, 5.02, 16.01, 19.01 and Trent Place (the "Property") is an area in need of redevelopment, in accordance with the criteria set forth in N.J.S.A. 40A:12A-5 by the adoption of Resolution #18-341; and

WHEREAS, a redevelopment project can only proceed if a redevelopment plan is adopted by Ordinance of the Municipal Governing Body; and

WHEREAS, prior to the adoption of a redevelopment plan, the Governing Body must first refer the matter to the Municipal Planning Board for its consideration of a redevelopment plan and the issuance of a report containing its recommendation concerning the redevelopment plan; and

WHEREAS, the Township Council of the Township of Piscataway has previously authorized the Piscataway Township Planning Board to consider a redevelopment plan for the Property by the adoption of Resolution #19-237; and

WHEREAS, a public hearing for the purpose of reviewing the proposed redevelopment plan was conducted on May 8, 2019 at 7:30 p.m., in the meeting room of the Public Works building at 505 Sydney Road, Piscataway, New Jersey; and

WHEREAS, at said meeting the Township of Piscataway Planning Board considered a proposed redevelopment plan prepared by 4-Site Planning, LLC, dated April 16, 2019; and

WHEREAS, at said meeting the Township of Piscataway Planning Board determined that the proposed land use plan, including permitted principal and conditional uses, permitted accessory structures and uses, and the area, yard and bulk requirements proposed were all reasonable and appropriate and would further the goals and objectives of the redevelopment plan, and further that the proposed redevelopment plan is consistent with both the Master Plan of the Township of Piscataway and the New Jersey State Development and Redevelopment Plan, and adopted a written resolution memorializing those determinations; and

WHEREAS, the Township Council has reviewed the aforesaid Resolution adopted by the Piscataway Township Planning Board, as well as the proposed redevelopment plan prepared by 4-Site Planning, LLC and has carefully considered the appropriateness of the Redevelopment Plan.

NOW, THEREFORE, be it ordained by the Township Council of the Township of Piscataway, County of Middlesex, State of New Jersey, that the proposed redevelopment plan for the property known as and designated on the Township of Piscataway Tax Map as Block 5203, Lots 1.01, 5.02, 16.01, 19.01 and Trent Place is hereby approved; with one revision, namely that the length of the required loading area be revised to 50 feet;

AND BE IT FURTHER ORDAINED, that the Township Council hereby determines that the redevelopment plan is consistent with the goals and objectives of the Township's Master Plan and the New Jersey State Development and Redevelopment Plan.

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.

This Ordinance shall take effect immediately upon second reading, final passage and publication as required by law.

Mr. Uhrin opened the Meeting to the Public for Comments 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. Bullard, ORDINANCE APPROVING A REDEVELOPMENT PLAN FOR BLOCK 5203, LOTS 1.01, 5.02, 16.01, 19.01, AND TRENT PLACE was introduced on the 14th day of May, 2019 and had passed the first reading and was published on the 17th day of May, 2019.

NOW, THEREFORE, BE IT RESOLVED, that the aforesaid Ordinance, having had a second reading on June 6, 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. 19-17.

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

The Clerk read for FIRST READING the ORDINANCE TO AMEND AND REVISE THE GENERAL ORDINANCES OF THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, AMENDING CHAPTER XXI (21) ZONING, SECTION 601 OF THE ZONING REGULATIONS

RESOLUTION offered by Mr. Cahn, seconded by Mrs. Lombardi, BE IT RESOLVED, by the Township Council of Piscataway Township, New Jersey that: ORDINANCE TO AMEND AND REVISE THE GENERAL ORDINANCES OF THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, AMENDING CHAPTER XXI (21) ZONING, SECTION 601 OF THE ZONING REGULATIONS

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 23rd day of July, 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, Cahn, Lombardi, McCullum, Shah, and Uhrin answered yes.

The Clerk read for FIRST READING the ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, AMENDING CHAPTER XXIII (23), SEWERS AND WASTEWATER, SECTION 2, CONNECTION FEE; SERVICE CHARGES, IN THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY

RESOLUTION offered by Mrs. Lombardi, seconded by Mr. Shah, 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 XXIII (23), SEWERS AND WASTEWATER, SECTION 2, CONNECTION FEE; SERVICE CHARGES, 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 23rd day of July, 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, Cahn, Lombardi, McCullum, Shah, and Uhrin answered yes.

RESOLUTION 19-273

RESOLUTION offered by Mrs. Lombardi, seconded by Mrs. McCullum, 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 June 6, 2019 Regular Meeting appear to have the unanimous approval of all members of the Township Council:

- a. RESOLUTION – Authorizing Release of Cash Maintenance Bond:
 - Chun C. Cheung – Block 2303, Lot 1.04 – Grandview Avenue and Tabb Avenue.
- b. RESOLUTION – Authorizing Refund of Picnic Reservation Fee:
 - Calambenos USA - \$225.00.
- c. RESOLUTION – Authorizing Contract Amendment #2 – Professional Services for Haywood Avenue and Wynnwood Avenue Road Improvements – Alaimo Group – Not to Exceed \$10,000.00.
- d. RESOLUTION – Authorizing Electronic Tax Sale Services.
- e. RESOLUTION – Authorizing Chapter 159 – New Jersey Department of Transportation: Municipal Aid Program for Morris Avenue Roadway - \$557,200.00.
- f. RESOLUTION – Authorizing Return of Escrow Fees:
 - Trammel Crow CO-DS Disb. – Block 496, Lot 1.03 – South Washington Avenue.
 - Macedonia OFW Baptist Church – Block 10514, Lot 31.03.
 - Macedonia Affordable Housing LLC – Block 10514, Lot 31.03.
- g. RESOLUTION – Authorizing Soil Removal Permit No. 259 – Valencia Piscataway, LLC – 73 Old New Brunswick Road.
- h. RESOLUTION – Authorizing Refund of Overpayment of Taxes – Various Blocks and Lots
- i. RESOLUTION – Authorizing Return of Engineering and Inspection Fees - Ashish Patel – Block 1509, Lot 30.01 – 800 Eva Street.
- j. RESOLUTION – Authorizing Refund of Street Fair Application Fee – Juvasia Banks - \$40.00.
- k. RESOLUTION – Authorizing Affordability Assistance Grant – 2000 Avalon Way Unit # 3304.
- l. RESOLUTION – Authorizing Refund of Overpayment of Taxes – Tax Court Judgment – Block 4601, Lot 11 – 255 Old New Brunswick Road.
- m. RESOLUTION – Authorizing Legal Agreement.
- n. RESOLUTION – Authorizing Purchase of Electricity Supply Services for Public Use.

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 June 6, 2019 Regular meeting and adopted by separate vote.

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

RESOLUTION #19-274

WHEREAS, Gerald Williamson, Piscataway, NJ, request the release of a Maintenance Cash Bond in the original amount of \$6,760.43, which was posted by Chun C. Cheung with the Township of Piscataway on October 11, 2012 for Planning Board Application #04-PB-14/15V regarding improvements for Block 2303 (F/Blk 333.2), Lot 1.04 (Grandview Avenue & Tabb Avenue); and

WHEREAS, pursuant to a Request for Release of Funds dated May 7, 2019 and a letter from the Township Supervisor of Engineering dated May 7, 2019, copies of which are attached hereto and made a part hereof, the said Supervisor of Engineering advised that the two year maintenance period has expired, all improvements required and covered have been satisfactorily installed, and recommends the release of the Maintenance 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 Maintenance Cash Bond in the amount of \$6,843.50 (including accrued interest) , to Chun C. Cheung, regarding Planning Board Application #04-PB-14/15V.

RESOLUTION #19-275

WHEREAS, Marilou Mendoza requests the return of a Picnic Fee posted by Calambenos USA, Piscataway, NJ in the amount of \$225.00, posted with the Township of Piscataway on March 5, 2019 for a picnic at Possumtown Park on June 29, 2019; and

WHEREAS, the Piscataway Township Department of Recreation recommended the return of said Picnic Fee as the picnic was cancelled; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that the appropriate municipal officials be and are hereby authorized to return the Picnic Fee, receipt #144962, in the amount of \$225.00, to Calambenos USA, Piscataway, NJ.

RESOLUTION #19-276

WHEREAS, the Township of Piscataway (the "Township") requires Professional Engineering Services in regard to the Haywood Avenue and Wynnwood Avenue Road Improvements Project (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 Alaimo Group's proposal to the Township for said Project; and

WHEREAS, N.J.A.C. 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 # C-2012-12093-B;

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 Alaimo Group from \$108,700.00 to \$118,700.00, an increase of not to exceed \$10,000.00, due to unanticipated work required in regard to the Haywood Avenue and Wynnwood Avenue Road Improvements Project, subject to all bid specifications and contract documents.

RESOLUTION #19-277

WHEREAS, the Township of Piscataway (the "Township") wishes to authorize an electronic municipal tax lien sale with a nationally recognized electronic tax sale service, as required pursuant to N.J.A.C. §5:33-1.1(b); and

WHEREAS, pursuant to N.J.S.A. 40A:11-6.1 et seq., a contract that, in the aggregate, is less than the bid threshold but 15% or more of that amount, the contracting agent shall award the contract after soliciting at least two (2) competitive quotations, if practicable; and

WHEREAS, the Township has solicited competitive quotations for said electronic municipal tax lien service and wishes to award a contract for same to ROK Industries, Inc. d/b/a NJTaxlieninvestor.com, in the amount not to exceed \$8,000.00; 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 electronic municipal tax lien sale to ROK Industries, Inc. d/b/a NJTaxlieninvestor.com, in the amount not to exceed \$8,000.00.

RESOLUTION #19-278

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 \$557,200.00 from the **New Jersey Department of Transportation**: and wishes to amend its **Calendar Year 2019** 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 2019** in the sum of \$557,200.00, which is now available from **New Jersey Department of Transportation**:, in the amount of \$557,200.00.

BE IT FURTHER RESOLVED, that the like sum of \$557,200.00 is hereby appropriated under the caption; “**New Jersey Department of Transportation: Municipal aid Program for Morris Avenue Roadway**”; and

BE IT FURTHER RESOLVED, that the above is the result of funds from “**New Jersey Department of Transportation: Municipal aid Program for Morris Avenue Roadway** in the amount of \$ 557,200.00.

RESOLUTION #19-279

WHEREAS, on May 22, 2017, January 30, 2018 and May 23, 2018, Macedonia Affordable Housing LLC, Elizabeth, NJ posted escrow checks with the Township of Piscataway in the amounts of \$3,500.00, \$500.00, and \$12,500.00, respectively, regarding Zoning Board Application #18-ZB-03/04/05V for Block 10514, Lot 15.05, 15.08, and 31.03 (Highland & Roosevelt Avenue, Ludlow Street); and

WHEREAS, pursuant to Requests for Release of Funds dated March 20, 2019 and Memorandums from the Township Supervisor of Planning dated May 15, 2019, the Supervisor of Planning and the Finance Department approved the release of the unexpended escrow fees in the amounts of \$3050.25 and \$4,729.78 to Macedonia Affordable Housing LLC, Elizabeth, NJ; and

WHEREAS, on May 7, 2008 and May 22, 2008, CBRE Real Estate Services, Inc., Dallas, TX posted escrow checks with the Township of Piscataway in the amounts of \$15,000.00 and \$6,500.00 respectively, regarding Planning Board Application #08-PB-23/24/25V for Block 496, Lot 1.03 (South Washington Avenue); and

WHEREAS, pursuant to a Request for Release of Funds dated April 30, 2019 and a Memorandum from the Township Supervisor of Planning, the Supervisor of Planning and the Finance Department approved the release of the unexpended escrow fees in the amount of \$12,228.89 to CBRE Real Estate Services, Inc., Dallas, TX; 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 Macedonia Affordable Housing LLC, Elizabeth, NJ, in the amounts of \$3050.25 and \$4,729.78, regarding Zoning Board Application #18-ZB-03/04/05V; and

BE IT FURTHER RESOLVED by the Township Council of the Township of Piscataway, that the appropriate municipal officials be and are hereby authorized to release unexpended escrow fees to CBRE Real Estate Services, Inc., Dallas, TX, in the amount of \$12,228.89, regarding Planning Board Application #08-PB-23/24/25V.

RESOLUTION #19-280

WHEREAS, on April 29, 2019, Valencia Piscataway, LLC, Livingston, NJ

submitted an application with the Township of Piscataway (the “Township”) for Soil Removal Permit #259 regarding improvements for Block 2101, Lot 11.02 (73 Old New Brunswick Road); and

WHEREAS, Pursuant to a Memorandum dated May 17, 2019, the Township Landscape Architect advised that Valencia Piscataway, LLC, Livingston, NJ posted the required \$1,000.00 performance bond to guarantee enough topsoil is left for the project site; and

WHEREAS, pursuant to said Memorandum, a copy of which is attached hereto and made a part hereof, said Township Landscape Architect further advised that the Soil Removal Permit and the Township Engineers May 8, 2019 letter, confirming the excess soil quantities, were reviewed and found to be in order and recommended that the Soil Removal Permit be granted; 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 approve the Soil removal Permit Application and issue Soil Removal Permit #259 to Valencia Piscataway, LLC, Livingston, NJ.

RESOLUTION #19-281

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

BLOCK	LOT	QUAL	NAME	YEAR	AMOUNT	REASON
2102	28.01		Argertina Cano 7 Ruth Pl	2019	1627.10	Pd by bank & title co
1503	110	C0253	Zaheer Khan 253 Deep Brook Ct	2019	2000.00	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 #19-282

WHEREAS, Ashish N. and Manisha A. Patel, Piscataway, NJ have completed their project on Block 1509, Lot 30.01 (800 Eva Street); and

WHEREAS, pursuant to a Request for Release of Funds dated February 22, 2019 and a Memorandum from the Township Supervisor of Engineering dated May 21, 2019, copies of which are attached hereto and made a part hereof, said Supervisor of Engineering advised that all inspections and deductions for the project are complete and recommended that unexpended engineering and inspection fee funds in the amount of \$366.03 be returned to Ashish N. and Manisha A. Patel, Piscataway, NJ; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that the appropriate municipal officials be and are hereby authorized to return unexpended engineering and inspection fee funds to Ashish N. and Manisha A. Patel in the amount of \$366.03, regarding Block 1509, Lot 30.01 (800 Eva Street).

RESOLUTION #19-283

WHEREAS, Juvasia Banks, East Orange, NJ filed an application for Piscataway’s 28th Annual Street Fair and submitted the required \$40.00 fee for a Merchant Vendor; and

WHEREAS, Juvasia Banks is no longer taking part in Piscataway’s 28th Annual Street Fair; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that the appropriate municipal officials be and are hereby authorized to refund a Merchant Vendor application fee with regard to Piscataway’s 28th Annual Street Fair to Juvasia Banks, East Orange, NJ, in the amount of \$40.00.

RESOLUTION #19-284

WHEREAS, AVALON PISCATAWAY LLC / AVALON PISCATAWAY rents property located at 2000 Avalon Way, Apt. 3304, 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 \$482.50, 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 2000 Avalon Way, Apt. 3304, Piscataway, NJ

RESOLUTION #19-285

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

BLOCK	LOT	QUAL	NAME	YEAR	AMOUNT	REASON
4601	11		Solpart Investments LLC 255 Old New Brunswick Rd	2014	64141.02	TAX COURT JUDGMENT
4601	11		Solpart Investments LLC 255 Old New Brunswick Rd	2015	65591.95	TAX COURT JUDGMENT

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 #19-286

WHEREAS, Tracy Abode v. Township of Piscataway, Civil Action No 2:14-cv-06101, was filed against the Township of Piscataway; and

WHEREAS, the Parties desired to settle the matter and have reached a Settlement Agreement to fully and finally resolve all claims between them; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that the aforementioned Settlement Agreement is approved in substantially the form attached hereto as Schedule A, with any modifications to be authorized by the Mayor on the advice of the Township Attorney; and

BE IT FURTHER RESOLVED that the appropriate municipal officials be and are hereby authorized to execute the Settlement Agreement and perform all acts necessary to effectuate same, in regard to Tracy Abode v. Township of Piscataway, Civil Action No 2:14-cv-06101.

RESOLUTION #19-287

WHEREAS, the Local Unit Technology Pilot Program and Study Act (P.L. 2001, c. 30) (the "Act") authorizes the purchase of electricity supply service for public use through the use of an online auction service; and

WHEREAS, the Township of Piscataway is in need of electric supply for its Public Facilities and would like to obtain twenty-five percent (25%) of the electricity from Green Energy sources; and

WHEREAS, the Township of Piscataway authorized, pursuant to Resolution #17-482, to obtain the online auction services of EMEX, LLC, an approved vendor pursuant to the Act, waiver number EMEX LLC-1, to obtain said electric supply; and

WHEREAS, EMEX, LLC is compensated for all services rendered through the participating supplier that a contract is awarded to; and

WHEREAS, EMEX, LLC conducted the auction on behalf of the Township of Piscataway for electric supply for Public Facilities and the Township will obtain twenty-five percent (25%) of said electricity from Green Energy sources and recommends awarding a contract for said electric supply to Constellation New Energy, Inc., the lowest qualified bidder, for a twenty four (24) month period; 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 enter into a contract for electric supply for Public Facilities, where the Township will obtain twenty-five percent (25%) of said electricity from Green Energy

sources, with Constellation New Energy, Inc. for a twenty four (24) month period, at the rates set forth in the bid documents.

ANNOUNCEMENTS & COMMENTS FROM OFFICIALS:

Mr. Cahn commented on National Gun Violence Awareness Day, and spoke out restrictions on gun sales in township.

Mrs. Lombardi expressed condolences to former fireman Ron Vinnie from Homes Marshall FD.

Mrs. McCullum echoed Mrs. Lombardi's sentiments. Thanks Moms Demand for Action for coming out. Happy to see proclamation on gun violence. Street Fair is Saturday 10-4.

Mayor Wahler also expressed his condolences on Ron Vinnie's death.

OPEN TO PUBLIC:

Fred White, 607 Ellis Parkway, requesting clarification on Item 10 and 13e

David Akins, 39 Ambrose Valley Ln, requested clarification on Item N. Tim Dacey explained township uses 3rd party for electricity.

Gustas Astillios, 58 Curtis Ave, apologized for his attitude at previous meetings. Asked council for help with his property.

Leonard Brown, 325 Hazelwood Pl, wants to know timeframe and agenda for roadway. Discussion with council and mayor.

Curtis Grubbs, 1750 W Third St, wants to know timeframe for curbs and sidewalks.

There being no further business to come before the council, the meeting was adjourned at 8:07 pm on motion of Mr. Shah, seconded by Mr. Bullard, carried unanimously.

Respectfully submitted,

Melissa A. Seader, Township Clerk

Accepted:

Frank Uhrin
Council President