

August 13, 2019

A Regular Meeting of the Piscataway Township Council was held on August 13, 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, 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 Mayor read the following proclamations:

Whereas, Emma Broggi is a 2019 graduate of Piscataway High School who earned varsity letters in cross country, swimming and track and field while also excelling in the classroom; and

Whereas, the Marisa Tufaro Foundation was established to help pediatric patients in the greater Middlesex County area; and

Whereas, community service is an integral part of the Marisa Tufaro Foundation's mission; and

Whereas, Emma was inspired to make every day count by a friend whom ultimately succumbed to Duchenne Muscular Dystrophy; and

Whereas, Emma has volunteered for and participated in a range of various charitable endeavors such as Parent Project Muscular Dystrophy; and

Whereas, Emma serves as an example to the youth of our community through her high level of personal achievement, awareness and community service; and

Whereas, Emma has received the Tufaro Foundation GMC Student Athlete Scholarship; and

Whereas, it is fitting to recognize the proud accomplishments of Emma as she begins her studies at Rutgers University; and

Now therefore be it resolved, that I, Brian C. Wahler, Mayor and the Council of the Township of Piscataway do hereby offer hearty congratulations to EMMA BROGGI and encourage all of the residents of Piscataway Township to be inspired to live with the same compassion and care she possesses.

Whereas, Gabriel Rodrigues is a 2019 graduate of Piscataway High School where he distinguished himself as captain of the varsity soccer and wrestling teams, president of the chess club and member of the National and World Language Honor Societies; and

Whereas, after watching and helping his sister win a courageous battle with kidney cancer Gabriel wanted to give back to the community sharing the kindness that his family had received; and

Whereas, Gabriel volunteered for two summers at Sunrise Day Camp, a summer camp for children receiving cancer treatments or whom are in remission, traveling an hour each day to Staten Island; and

Whereas, Gabriel was favored by the campers due to his phenomenal compassion and enthusiasm; and

Whereas, Gabriel continues to volunteer at the camp, inspiring campers to move beyond their physical and emotional limitations; and

Whereas, Gabriel serves as an example to the youth of our community through his high level of personal achievement, awareness and community service; and

Whereas, Gabriel has received the Tufaro Foundation GMC Student Athlete Scholarship; and

Whereas, it is fitting to recognize Gabriel's wonderful accomplishments as he begins his studies at the NYU Stern School of Business.

Now therefore be it resolved, that I, Brian C. Wahler, Mayor and the Council of the Township of Piscataway do hereby extend congratulations and best wishes to GABRIEL RODRIGUES

for demonstrating extraordinary standards through hard work, scholastic achievement and athletic dedication as well as community mindfulness and volunteerism.

The Clerk read for SECOND READING the following ORDINANCE:
ORDINANCE TO SUPPLEMENT THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, SUPPLEMENTING CHAPTER XVII (17) PROPERTY MAINTENANCE, ADDING SECTION 17-2.6(A) DUMPSTERS AND CONTAINERS

No person shall park, stop, leave or permit any roll-off container, dumpster or other container on public sidewalks.

No person shall park, stop, leave, or permit a roll-off container, dumpster or other container to remain in the public street without filing a Zoning Permit Application and receiving written approval therefore.

The Township Zoning Officer shall not approve a Zoning Permit Application to permit a roll-off container, dumpster or other container on any public street if the site has a driveway or other similarly available space upon which to place said dumpster or container.

No person shall park, stop, or permit a roll-off container, dumpster or other container on any public street without first placing a minimum of one-half-inch plywood or other approved material under said dumpster or container to prevent the same from damaging or marking the surface of the pavement.

Only one (1) dumpster or container can be placed on a residentially zoned or occupied property at any one time.

An approved dumpster or container shall be equipped with markers consisting of all yellow reflective diamond-shaped panels having a minimum size of 18 inches by 18 inches. These panels shall be mounted at the edge of the dumpster or container at both ends nearest the path passing vehicles and facing the direction of oncoming traffic.

The holder of a Zoning Permit for a dumpster or container may place materials therein only from the site where the dumpster or container is located.

An approved dumpster or container may not exceed thirty (30) cubic yards in capacity.

An approved Zoning Permit may allow for the use of a dumpster or container for up to twenty (20) days. For good cause shown, the Zoning Officer may extend the approved Zoning Permit for up to an additional twenty (20) days upon receipt of a new Zoning Permit Application.

This subsection may be enforced by the Township of Piscataway or Piscataway Police Department, Zoning Officer, Construction Code Official or such other employee or department of the Township as designated in writing by the Construction Code Official.

Any person, corporation and/or entity violating or neglecting to comply with any provision of this subsection shall be subject to a fine of up to \$2,000. Each and every day such violation or noncompliance exists shall constitute a separate offense and an additional fine may be imposed.

Mr. Uhrin opened the Meeting to the Public for Comments ORDINANCE TO SUPPLEMENT THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, SUPPLEMENTING CHAPTER XVII (17) PROPERTY MAINTENANCE, ADDING SECTION 17-2.6(A) DUMPSTERS AND CONTAINERS

RESOLUTION offered by Mr. Bullard, seconded by Mrs. Lombardi, BE IT RESOLVED, By the Township Council of Piscataway Township, New Jersey that: ORDINANCE TO SUPPLEMENT THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF

NEW JERSEY, SUPPLEMENTING CHAPTER XVII (17) PROPERTY MAINTENANCE, ADDING SECTION 17-2.6(A) DUMPSTERS AND CONTAINERS was introduced on the 23rd day of July, 2019 and had passed the first reading and was published on the 26th day of July, 2019.

NOW, THEREFORE, BE IT RESOLVED, that the aforesaid Ordinance, having had a second reading on August 13, 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. 19-21 On roll call vote, Messrs. Bullard, Cahill, Lombardi, McCullum, Shah and Uhrin answered yes.

The Clerk read for FIRST READING the following ORDINANCE: AN ORDINANCE VACATING ALL OF THE RIGHT, TITLE AND INTEREST OF THE TOWNSHIP OF PISCATAWAY IN ALL OF THE REMAINING PORTION OF ROTHE PLACE FROM TURNER PLACE TO A POINT 150 FEET SOUTH OF TURNER PLACE AS SHOWN ON THE TOWNSHIP OF PISCATAWAY TAX MAP

RESOLUTION offered by Mrs. Lombardi, seconded by Mr. Cahn, BE IT RESOLVED, by the Township Council of Piscataway Township, New Jersey that: AN ORDINANCE VACATING ALL OF THE RIGHT, TITLE AND INTEREST OF THE TOWNSHIP OF PISCATAWAY IN ALL OF THE REMAINING PORTION OF ROTHE PLACE FROM TURNER PLACE TO A POINT 150 FEET SOUTH OF TURNER PLACE AS SHOWN ON THE TOWNSHIP OF PISCATAWAY TAX MAP

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 13th day of August, 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, and Uhrin answered yes.

The Clerk read for FIRST READING the following ORDINANCE: ORDINANCE TO SUPPLEMENT THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, SUPPLEMENTING CHAPTER XVII (17) PROPERTY MAINTENANCE, ADDING SECTION 17-2.6(A) DUMPSTERS AND CONTAINERS

RESOLUTION offered by Mrs. Lombardi, seconded by Mr. Cahn, BE IT RESOLVED, by the Township Council of Piscataway Township, New Jersey that: ORDINANCE TO SUPPLEMENT THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, SUPPLEMENTING CHAPTER XVII (17) PROPERTY MAINTENANCE, ADDING SECTION 17-2.6(A) DUMPSTERS AND CONTAINERS

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 13th day of August, 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, and Uhrin answered yes.

RESOLUTION #19-344

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 August 13, 2019 Regular Meeting appear to have the unanimous approval of all members of the Township Council:

- a. RESOLUTION – Authorizing Award of Bid – Public Safety Building Renovations – Northeastern Interior Services, LLC – Not to Exceed \$725,000.00.
- b. RESOLUTION – Authorizing Rejection of Bids and Rebid – Sterling Village Renovations.
- c. RESOLUTION – Authorizing Rejection of Bids and Rebid – 2019 Sidewalk Repair Program.
- d. RESOLUTION – RESOLUTION – Authorizing Return of Escrow:
 - Stanley Karczynski – Block 4501, Lot 1.10 – 15-/160 Old New Brunswick Road – Conceptual Review.
 - Benzie Sistrunk Jr. – Block 8405, Lot 14.02 – 2 Water Street & 15 Poplar Road.
 - CP East Brunswick, Inc. – Block 2206, Lot 53.02 – 216 Stelton Road.
 - Najib Khan – Block 11316, Lots 1.01 & 2 – 360 & 636 Hoes Lane West – 16-PB-07.
 - Najib Khan – Block 11316, Lots 1.01 & 2 – 360 & 636 Hoes Lane West – 115-PB-42/43V.
 - River Road Fire Co. – Block 6807, Lot 1.01 – 102 Netherwood Avenue.
 - Cardamone Brothers Custom Homes Inc. – Block 6904, Lot 5.01 – 2401 Spencer Street.
- e. RESOLUTION – Authorizing Cancellation of Taxes – Block 2705, Lot 31.01 – 2 Sewell Avenue and Block 3501, Lot 3.01 – River Road.
- f. RESOLUTION – Authorizing Refund of Overpayment of Taxes – Erroneous Payment Made by Lien holder – Block 1211, Lot 60.01 – 35 Central Avenue.
- g. RESOLUTION - Authorizing Agreement to Provide Sanitary Sewer Connection to Coptic Church.
- h. RESOLUTION – Authorizing Refund of Duplicate Payment – Reinspection Fee \$100.00 – Pleasantview Gardens Pool.
- i. RESOLUTION – Authorizing Refund of Overpayment of Taxes – 500 Whittier LLC – Block 915, Lot 21 – 400 Whittier Avenue.
- j. RESOLUTION – Authorizing Return of Engineering and Inspection Fees:
 - CIP Conference Center, Inc. – Block 5501, Lot 11.03 – 15 Seeley Avenue - \$500.00.
 - CIP Conference Center, Inc. – Block 5501, Lot 11.03 – 15 Seeley Avenue - \$1,368.53.
 - Rivercrest Arms LLC – Block 10601, Lot 2.02 – 280 River Road.
- k. RESOLUTION – Appointment of Henry Kenney to Property Maintenance Board of Appeals – Alternate Member – Term Expiring December 31, 2019.
- l. RESOLUTION – Authorizing Award of Contract for Professional Appraisal Services – Netherwood Roadway Improvement Project - Sterling DiSanto & Associates – Not to Exceed \$4,500.00.
- m. RESOLUTION – Authorizing Return of Tree Replacement Bond – Cardamone Brothers Custom Homes, Inc. – Block 6904, Lot 5.02 – 2401 Spencer Street.
- n. RESOLUTION – Authorizing Change Order #1 – 2019 Various Playground Equipment Replacements – PlayPower LT Farmington, Inc. – Not to Exceed \$59,130.00.
- o. RESOLUTION – Authorizing Refund of Overpayment of Taxes Due to Tax Court Judgment – Kingsbridge Realty LLC – Block 6702, Lot 7.02 – 60 Kingsbridge Road.
- p. RESOLUTION – Authorizing Refund of Overpayment of Taxes Due to Tax Court Judgment – Digital Pisc LLC – Block 5002, Lot 1.03 – 1115 Centennial Avenue.

- q. RESOLUTION – Authorizing Raffle License RA-1402 and Bingo License BA-276 - BPOE Piscataway Lodge #2414.
- r. MOTION – Accept Report of Clerk’s Account – July 2019.
- s. MOTION – Accept Report of the Division of Revenue – July 2019.
- t. MOTION – Receive and Enter into Minutes Disbursements for the Month of July 2019.

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 August 13, 2019 Regular meeting and adopted by separate vote.

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

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

RESOLUTION #19-345

WHEREAS, on August 1, 2019, the Township of Piscataway (the “Township”) received bids for the Public Safety Building Renovations Project (the “Project”); and

WHEREAS, the Township Director of Public Works reviewed the bids and recommended awarding a contract for the Project to Northeastern Interior Services, LLC, Fairfield, NJ, who is the lowest qualifying bidder, in the amount not to exceed \$725,000.00; and

WHEREAS, funds are available pursuant to certification # B-2019-018;

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 Renovations Project to Northeastern Interior Services, LLC, Fairfield, NJ who is the lowest qualifying bidder, in the amount not to exceed \$725,000.00, subject to all bid specifications and contract documents.

RESOLUTION #19-346

WHEREAS, on August 1, 2019, the Township of Piscataway (the “Township”) received two (2) bids for the Sterling Village Renovations; and

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

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that the appropriate municipal officials be and are hereby authorized to reject the two (2) bids for the Sterling Village Renovations for substantially exceeding the Township’s appropriation for the goods and services, and to authorize the Township to rebid for same.

RESOLUTION #19-347

WHEREAS, on August 1, 2019, the Township of Piscataway (the “Township”) received three (3) bids for the 2019-2020 Sidewalk Repair Program; and

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

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that the appropriate municipal officials be and are hereby authorized to reject all three (3) bids for the 2019-2020 Sidewalk Repair Program for substantially exceeding the Township’s appropriation for the goods and services, and to authorize the Township to rebid for same.

RESOLUTION #19-348

WHEREAS, on December 30, 2010, April 5, 2011, April 4, 2013, June 17, 2013, August 27, 2013, July 25, 2013, March 21, 2014, April 3, 2014, August 21, 2014, and October 15, 2014 Stanley Karczynski, Piscataway, NJ posted escrow checks with the Township of Piscataway in the amounts of \$4,000.00, \$7,500.00, \$1,000.00, \$1,000.00, \$3,000.00, \$2,700.00, \$5,000.00, \$4,500.00, \$4,250.00, and \$4,000.00, respectively, regarding Block 4501, Lot 1.01 (150/160 Old New Brunswick Road); and

WHEREAS, pursuant to a Request for Release of Funds dated June 26, 2019 and a Memorandum from the Township Supervisor of Planning dated July 9, 2019, the Supervisor of Planning and the Finance Department approved the release of the unexpended escrow fees in the amounts of \$4,594.04 to Stanley Karczynski, Piscataway, NJ; and

WHEREAS, on June 25, 2013, September 17, 2013, and January 16, 2015, Kelso & Bradshaw (now Kelso & Burgess), Piscataway, NJ posted escrow checks with the Township of Piscataway in the amounts of \$500.00, \$1,000.00, and \$200.00, respectively, regarding Planning Board Application #13-PB-13 for Block 8405, Lot 14.02 (2 Water Street and 15 Poplar Road); and

WHEREAS, pursuant to a Request for Release of Funds dated July 15, 2019 and a Memorandum from the Township Supervisor of Planning dated July 18, 2019, the Supervisor of Planning and the Finance Department approved the release of the unexpended escrow fees in the amount of \$42.46 to Kelso & Bradshaw (now Kelso & Burgess), New Brunswick, NJ; and

WHEREAS, on November 18, 2015, Najib Khan, Piscataway, NJ posted an escrow check with the Township of Piscataway in the amount of \$2,250.00, regarding Planning Board Application #15-PB-42/43V for Block 11316, Lot 1.01 (360 & 636 Hoes Lane West); and

WHEREAS, pursuant to a Request for Release of Funds dated June 11, 2019 and a Memorandum from the Township Supervisor of Planning dated July 26, 2019, the Supervisor of Planning and the Finance Department approved the release of the unexpended escrow fees in the amount of \$288.77 to Najib Khan, Piscataway, NJ; and

WHEREAS, on June 9, 2016, Najib Khan, Piscataway, NJ posted an escrow check with the Township of Piscataway in the amount of \$1,000.00, regarding Planning Board Application #16-PB-07 for Block 11316, Lot 1.01 (360 & 636 Hoes Lane West); and

WHEREAS, pursuant to a Request for Release of Funds dated June 11, 2019 and a Memorandum from the Township Supervisor of Planning dated July 26, 2019, the Supervisor of Planning and the Finance Department approved the release of the unexpended escrow fees in the amount of \$415.00 to Najib Khan, Piscataway, NJ; and

WHEREAS, on October 29, 2015 and November 23, 2015, CP East Brunswick, Inc., Green Brook, NJ posted escrow checks with the Township of Piscataway in the amounts of \$500.00 and \$500.00, respectively, regarding Planning Board Application #15-PB-27V, for Block 2206, Lot 53.02 (216 Stelton Road); and

WHEREAS, pursuant to a Request for Release of Funds dated April 10, 2019 and a Memorandum from the Township Supervisor of Planning dated July 29, 2019, the Supervisor of Planning and the Finance Department approved the release of the unexpended escrow fees in the amount of \$343.19, respectively, to CP East Brunswick, Inc., Green Brook, NJ; and

WHEREAS, on June 6, 2018, River Road Fire Company, Piscataway, NJ posted an escrow check with the Township of Piscataway in the amount of \$1,000.00, regarding Planning Board Application #18-PB-22, for Block 6807, Lot 1.01 (102 Netherwood Avenue); and

WHEREAS, pursuant to a Request for Release of Funds dated June 25, 2019 and a Memorandum from the Township Supervisor of Planning dated July 26, 2019, the Supervisor of Planning and the Finance Department approved the release of the unexpended escrow fees in the amount of \$591.66 to River Road Fire Company, Piscataway, NJ; and

WHEREAS, on October 8, 2014, January 22, 2015, and May 8, 2015, Cardamone Brothers Custom Homes, Inc., Somerville, NJ posted escrow checks with the Township of Piscataway in the amounts of \$500.00, \$1,200.00, and \$1,500.00, respectively, regarding Planning Board Application #14-PB-15 for Block 6904, Lot 5.01 (2401 Spencer Street); and

WHEREAS, pursuant to a Request for Release of Funds dated July 29, 2019 and a Memorandum from the Township Supervisor of Planning dated July 30, 2019, the Supervisor of Planning and the Finance Department approved the release of the unexpended escrow fees in the amount of \$44.78 to Cardamone Brothers Custom Homes, Inc., Somerville, 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 Stanley Karczynski, Piscataway, NJ, in the amount of \$4,594.00, regarding Block 4501, Lot 1.01; and

BE IT FURTHER RESOLVED that the appropriate municipal officials be and are hereby authorized to release unexpended escrow fees to Kelso & Bradshaw (now Kelso & Burgess), New Brunswick, NJ, in the amount of \$42.46, regarding Planning Board Application #13-PB-13; and

BE IT FURTHER RESOLVED that the appropriate municipal officials be and are hereby authorized to release unexpended escrow fees to Najib Khan, Piscataway, NJ, in the amount of \$288.77, regarding Planning Board Application #15-PB-42/43V and #16-PB-07; and

BE IT FURTHER RESOLVED that the appropriate municipal officials be and are hereby authorized to release unexpended escrow fees to Najib Khan, Piscataway, NJ, in the amount of \$415.00, regarding Planning Board Application #16-PB-07; and

BE IT FURTHER RESOLVED that the appropriate municipal officials be and are hereby authorized to release unexpended escrow fees to CP East Brunswick, Inc., Green Brook, NJ in the amount of \$343.19, regarding Planning Board Application #15-PB-27V; and

BE IT FURTHER RESOLVED that the appropriate municipal officials be and are hereby authorized to release unexpended escrow fees to River Road Fire Company, Piscataway, NJ in the amount of \$591.66, regarding Planning Board Application #18-PB-22; and

BE IT FURTHER RESOLVED that the appropriate municipal officials be and are hereby authorized to release unexpended escrow fees to Cardamone Brothers Custom Homes, Inc., Somerville, NJ in the amount of \$44.78, regarding Planning Board Application #14-PB-15.

RESOLUTION #19-349

WHEREAS, the Tax Collector is requesting authorization to cancel the taxes as listed below.

BLOCK	LOT	QUAL	NAME	YEAR	AMOUNT	REASON
2705	31.01		PISCATAWAY TWSP	2019	320.01	Taken by Twsp
			2 SEWELL AVE	2020	160.01	4/25/19
3501	3.01		PISCATAWAY TWSP	2019	246.60	Taken by Twsp
			RIVER RD	2020	128.30	2/5/19

THEREFORE, BE IT RESOLVED that the Tax Collector is hereby authorized to cancel the taxes and hereby authorized to adjust the records accordingly.

RESOLUTION #19-350

WHEREAS, the Tax Collector is requesting authorization to refund the payment as listed below.

BLOCK	LOT	QUAL	NAME	YEAR	AMOUNT	REASON
1211	60.01		FORD	2018	1668.99	ERRONEOUS PYMT MADE BY LIENHOLDER
			35 CENTRAL AVE			

THEREFORE, BE IT RESOLVED that the Tax Collector is hereby authorized to cancel the taxes and hereby authorized to adjust the records accordingly.

RESOLUTION #19-351

WHEREAS, the Township of Piscataway (the "Township") and Saint Moses & Anba Abraam Coptic Orthodox Church (the "Church") have agreed to enter into a Tri Party agreement with Rutgers University in regard to the installation, by the Church at its sole expense, of a sewer usage meter on 40 Davidson Road East (the "Church's property"); and

WHEREAS, said usage meter would monitor all future sanitary sewer discharge and usage from the Church property for which the Church agrees to make periodic payments to the Township for said usage; and

WHEREAS, said payments shall be fifty (50%) percent of actual usage with the Church also paying the Township customary sewer connection fee as well as reasonable legal fees associated with the handing of this matter by the Township; and

WHEREAS, pursuant to N.J.S.A. 40A:11-5(1)(gg), a contract for the provision of water supply services, if it exceeds the bid threshold, may be negotiated and awarded by the governing body without public advertising; 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 Tri Party Agreement with Anba Abraam Coptic Orthodox Church and Rutgers University for the installation of a Sanitary Sewer Connection with regard to 40 Davidson Road East and installation, by the Church at its sole expense, of a usage meter on the Church's property.

RESOLUTION #19-352

WHEREAS, Pleasant View Gardens made a duplicate payment in regard to the Board of Health re-inspection of their pool and is now requesting a refund in regard to same, in the amount of \$100.00; 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 refund the duplicate payment made by Pleasant View Gardens, in the amount of \$100.00.

RESOLUTION #19-353

WHEREAS, the Tax Collector is requesting authorization to refund the overpayment as listed below

BLOCK	LOT	QUAL	NAME	YEAR	AMOUNT	REASON
915	21		500 WHITTIER LLC	2019	1144.59	REVALUATION REDUCED TAXES
			500 WHITTIER AVE			

THEREFORE, BE IT RESOLVED that the Tax Collector is hereby authorized to cancel the taxes and hereby authorized to adjust the records accordingly.

RESOLUTION #19-354

WHEREAS, CIP Conference Center, Inc., Piscataway, NJ has completed their project on Block 5501, Lot 11.03 (15 Seeley Avenue), regarding Zoning Board Application #13-ZB-09/10V; and

WHEREAS, pursuant to Requests for Release of Funds dated May 28, 2019 and a Memorandum from the Township Supervisor of Engineering dated July 26, 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 amounts of \$500.00 and \$1,368.53 be returned to CIP Conference Center, Inc., Piscataway, NJ; and

WHEREAS, Rivercrest Arms Company, LLC, Raleigh, NC has completed their project on Block 10601, Lot 2.02 (280 River Road), regarding Zoning Board Application #15-ZB-01/02V; and

WHEREAS, pursuant to Requests for Release of Funds dated July 29, 2019 and a Memorandum from the Township Supervisor of Engineering dated July 30, 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 \$5,406.39 be returned to Rivercrest Arms Company, LLC, Raleigh, NC; 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 CIP Conference Center, Inc., in the amounts of \$500.00 and \$1,368.53, regarding Planning Board Application #13-ZB-09/10V; and

BE IT FURTHER RESOLVED that the appropriate municipal officials be and are

hereby authorized to return unexpended engineering and inspection fee funds to Rivercrest Arms Company, LLC, in the amount of \$5,406.39, regarding Zoning Board Application #15-ZB-01/02V.

RESOLUTION #19-355

WHEREAS, the Mayor of the Township of Piscataway has made the following recommendation for appointment to the **Property Maintenance Board of Appeals** for the terms indicated, subject to the advice and consent of the Township Council of the Township of Piscataway:

Rev. Henry Kenney, to fill in as an alternate for term expiring December 31, 2019; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that the Township Council does hereby extend its advice and consent to the above appointment to the **Property Maintenance Board of Appeals** for the term specified.

RESOLUTION #19-356

WHEREAS, the Township of Piscataway requires Professional Appraisal Services for approximately 66 Residential Lots along Netherwood Avenue between River Road and Plainfield Avenue in regard to the Netherwood Avenue Roadway Improvement Project (the "Project"); and

WHEREAS, Sterling DiSanto & Associates, Somerville, NJ, has submitted a proposal dated August 5, 2019, for Professional Appraisal Services related to said Project, a copy of which is attached hereto and made a part hereof ("Proposal"), with a cost not to exceed \$4,500.00; and

WHEREAS, Sterling DiSanto & Associates was previously qualified under the Fair and Open Process to provide professional services for Professional Appraisal Services - Various Projects by the Township of Piscataway for 2019; and

WHEREAS, there is funding available pursuant to certification # R-2019-0102;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway that the Township Council does hereby authorize Sterling DiSanto & Associates, Somerville, NJ, to provide Professional Appraisal Services for approximately 66 Residential Lots along Netherwood Avenue between River Road and Plainfield Avenue in regard to the Netherwood Avenue Roadway Improvement Project, at the rates set forth in said Proposal, with such services not to exceed \$4,500.00 in cost.

RESOLUTION #19-357

WHEREAS, Cardamone Brothers Custom Homes, Inc., Somerville, NJ, requests the return of a Tree Replacement Bond in the amount of \$3,600.00, posted with the Township of Piscataway on October 30, 2018 regarding repairs and inspections for Block 6904, Lot 5.02 (2401 Spencer Street); and

WHEREAS, pursuant to a Request for Release of Funds dated July 29, 2019 and a memorandum from the Supervisor of Engineering dated August 1, 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 therefore recommended the return of said Tree Replacement Bond; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that the appropriate municipal officials be and are hereby authorized to return said Tree Replacement Bond to Cardamone Brothers Custom Homes, Inc., Somerville, NJ, in the amount of \$3,608.21 (including accrued interest), regarding the above referenced property.

RESOLUTION #19-358

WHEREAS, the Township of Piscataway (the "Township") awarded a contract to PlayPower LT Farmington, Inc., Monett, MO for the 2019 Various Playground Equipment Replacements Project (the "Project"), in an amount not to exceed \$977,088.94; 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 PlayPower LT Farmington, 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 \$59,130.00 increase in the total amount of the Project from the original contract amount for a final total not to exceed \$1,036,218.94, a 6.05% 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 August 2, 2019, from the Township Landscape Architect, said Landscape Architect recommends approving the Change Order Request No. 1; and

WHEREAS, funds are available pursuant to certification # R-2019-0051-001;

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 2019 Various Playground Equipment Replacements Project with PlayPower LT Farmington, Inc., Monett, MO from \$977,088.94 to a final total not to exceed \$1,036,218.94 and execute the enclosed Contract Change Order in the amount of \$59,130.00, subject to all bid specifications and contract documents.

RESOLUTION #19-359

WHEREAS, the following party overpaid taxes and is requesting 1/2 application and 1/2 refund of this amount as listed below.

BLOCK	LOT	QUAL	NAME	YEAR	AMOUNT	REASON
6702	7.02		KINGSBRIDGE REALTY LLC 60 KINGSBRIDGE RD	2014	16941.31	TAX COURT JUDGMENT
6702	7.02		KINGSBRIDGE REALTY LLC 60 KINGSBRIDGE RD	2015	17333.47	TAX COURT JUDGMENT
6702	7.02		KINGSBRIDGE REALTY LLC 60 KINGSBRIDGE RD	2016	17581.84	TAX COURT JUDGMENT
6702	7.02		KINGSBRIDGE REALTY LLC 60 KINGSBRIDGE RD	2019	9389.95	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 #19-360

WHEREAS, the following party overpaid taxes and is requesting 1/2 application and 1/2 refund of this amount as listed below.

BLOCK	LOT	QUAL	NAME	YEAR	AMOUNT	REASON
5002	1.03		DIGITAL PISC LLC 1115 CENTENNIAL AVE	2016	837624.92	TAX COURT JUDGMENT
5002	1.03		DIGITAL PISC LLC 1115 CENTENNIAL AVE	2017	602899.29	TAX COURT JUDGMENT
5002	1.03		DIGITAL PISC LLC	2018	719235.22	TAX COURT JUDGMENT

1115 CENTENNIAL AVE

					TAX
					COURT
5002	1.03	DIGITAL PISC LLC	2019	722613.36	JUDGMENT
		1115 CENTENNIAL AVE			

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 #19-361

WHEREAS, BPOE Piscataway Lodge #2414, Piscataway, NJ, has filed Application No. RA 1402 with the Township of Piscataway for a Raffle License to conduct an On-Premise Night at the Races on November 2, 2019, at 450 River Road, Piscataway, NJ; and

WHEREAS, the Township Municipal Clerk has reviewed the application and recommends that the application for a Raffle License by BPOE Piscataway Lodge #2414 be approved; and

WHEREAS, BPOE Piscataway Lodge #2414, Piscataway, NJ, has filed Application No. BA 276 with the Township of Piscataway for a Bingo License to conduct an On-Premise Bingo Night on November 2, 2019, at 450 River Road, Piscataway, NJ; and

WHEREAS, the Township Municipal Clerk has reviewed the application and recommends that the application for a Bingo License by BPOE Piscataway Lodge #2414 be approved; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that the appropriate municipal officials be and are hereby authorized to accept Application No. RA 1402 and issue a Raffle License to BPOE Piscataway Lodge #2414, Piscataway, NJ to conduct an On-Premise Night at the Races on November 2, 2019, at 450 River Road, Piscataway, NJ; and

BE IT FURTHER RESOLVED by the Township Council of the Township of Piscataway, that the appropriate municipal officials be and are hereby authorized to accept Application No. BA 276 and issue a Bingo License to BPOE Piscataway Lodge #2414 to conduct an On-Premise Bingo Night on November 2, 2019, at 450 River Road, Piscataway, NJ.

Continued on next page

The following are Disbursements for the month of July 2019.
Continued on next page

The Clerk read the Clerk's certification, sufficiency of petition for Renewable Energy:

WHEREAS, on July 2, 2019, a Committee of Petitioners (the "Committee"), comprised of Judy Payne, residing at 117 Fountain Avenue, Anthony E. Weil, residing at 2250 Plainfield Avenue, Kevin A. Dykema, residing at 2707 Hudson Street, Ann V. Bastian, residing at 113 Fountain Avenue, and Allen M. Howard, residing at 113 Fountain Avenue submitted an Initiative Petition (the "Petition") under N.J.S.A. 40:69A-184; and

WHEREAS, as required by N.J.S.A. 40:69A-184, in order for the Petition to be submitted to the Township Council, it was required to be signed by a number of the legal voters of the Township of Piscataway, equal in number to at least 10% but less than 15% of the total votes cast in the municipality at the last election at which members of the General Assembly were elected, subject to the restrictions set forth in N.J.S.A. 40:69A-192; and

WHEREAS, as required by N.J.S.A. 40:69A-187, the Township Clerk is required to independently review the Petition and within twenty (20) days, determine whether the Committee has complied with the requirements of the law to certify to a sufficient petition; and

WHEREAS, on July 25, 2019, the Township Clerk notified the Committee of the insufficiency of the Petition and informing them of their right to file an amended petition within ten (10) days correcting the insufficiencies; and

WHEREAS, on August 2, 2019, the Committee filed a secondary Petition amending the initial filing (the "Amended Petition") with the Township Clerk; and

WHEREAS, on August 7, 2019, the Township Clerk notified the Committee of the sufficiency of the Amended Petition, as required by N.J.S.A. 40:69A-188, and

WHEREAS, under the applicable law, the Township Clerk is required to certify to the sufficiency or insufficiency of the Petition or Amended Petition, as the case may be, informing the Township Council of and presenting to them the Ordinance the Petition/Amended Petition seeks the Township Counsel's action on; and

WHEREAS, as required by N.J.S.A. 40:69A-190, upon a Certification of Sufficiency of Petition, the Township Clerk shall submit the Ordinance to the Township Council for its consideration, with that Ordinance having been deemed to have already had a first reading and required notice and shall be submitted to the Council for a public hearing; and

WHEREAS, as required by N.J.S.A. 40:69A-191, if within 20 days of the submission of the Certified Petition to the Township Council, the Council fails to pass the Ordinance requested by the Amended Petition in substantially the same form requested, the Municipal Clerk shall submit the Ordinance to the voters, unless at least four-fifths (4 of 5 members) of the Committee requests the Amended Petition be withdrawn.

I, MELISSA A. SEADER, RMC, CMR, Municipal Clerk to the Township of Piscataway **HEREBY CERTIFY THAT** the Amended Petition submitted to my office on August 2, 2019 and reviewed by my office, has met the requirements of the applicable law; and

I HEREBY SUBMIT the Ordinance Contained in the Amended Petition to the Township Council (annexed to this Certification as Exhibit "A") with that Ordinance having been deemed to have already met the notice requirements of first reading and shall have a public hearing on August 13th, 2019.

The Clerk read for SECOND READING the following ORDINANCE:
AUTHORIZING THE ESTABLISHMENT OF A GOVERNMENT ENERGY
AGGREGATION PROGRAM THAT PHASES IN 100% PREFERABLY REGIONALLY
SOURCED RENEWABLES BY 2035

was introduced by Initiative Petition filed on July 25, 2019, amended on August 2, 2019 and deemed sufficient on August 7th, 2019 and pursuant to N.J.S.A. 40:69A-190 was deemed to have had first reading upon certification of sufficiency by the Township Clerk.

NOW, THEREFORE, BE IT RESOLVED, that the aforesaid Ordinance, having had a second reading on August 13, 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, if passed, shall be assigned No. 19-22.

Mr. Uhrin opened the Meeting to the Public for Comments AUTHORIZING THE ESTABLISHMENT OF A GOVERNMENT ENERGY AGGREGATION PROGRAM THAT PHASES IN 100% PREFERABLY REGIONALLY SOURCED RENEWABLES BY 2035

The following spoke their support for this ordinance to be passed: Ann Bastian 113 Fountain Ave, Staci Berger 233 Ellis Parkway, Junior Romero Food & Water Watch New Brunswick, Alan Gerber 24 Ross Hall Blvd N, Sheila Mazar 46 Wickley Ave, Noel Mazar 46 Wickley Ave.

Mrs. McCullum thanked residents for their hard work but would like to speak to other towns that have implemented this already. Mrs. Lombardi would also like to do due diligence and speak to other towns as well.

Mr. Bullard motioned to table the ordinance, seconded by Mrs. Cahill.

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

ANNOUNCEMENTS & COMMENTS FROM OFFICIALS:

Mayor Wahler working with bond company for curbswork for 2019 road program. New contractor hired to finish Park Ave before school starts. Other streets are still receiving bids and Bond Company will pay difference.

OPEN TO PUBLIC:

Anthony Weil, 2250 Plainfield Ave N, support for renewable ordinance.

Ann Basjian 113 Fountain Ave wants open process for the passing and consideration of this ordinance. Michael Baker explained process.

Alan Gerber, 86 Ross Hall Blvd S, asking how conversations with other towns have done so far. Asking who is responsible for Landing Ln bridge. Mayor Wahler explained there are 5 different agencies involved.

Staci Berger, 233 Ellis Parkway, asking what due diligence entails and how council will get information before voting. She also asked what is the membership fee for community center? When will meeting minutes be approved?

Junior Romero clarified how New Brunswick rolled out their renewable energy ordinance.

Fred White, 607 Ellis Parkway, spoke on nuclear power.

Bill Irwin, 233 Ellis Parkway, speaking as private citizen, risk of doing nothing is greater than the risk of doing something when it comes to renewable energy.

Alan Howard, 113 Fountain Ave, spoke more support for the ordinance.

Herb Tarbous, 411 New Market Rd, wants to see ordinance move forward. Wants to know what the due diligence is for Central Jersey JIF before spending money on membership. Contact Army Corp of Engineers about 500 Edwards Ave a property they own in disrepair.

Sid Madison, 176 Blackford Ave, spoke on climate crisis.

There being no further business to come before the council, the meeting was adjourned at 8:29 pm on motion of Mrs. Lombardi, seconded by Mr. Shah, carried unanimously.

Respectfully submitted,

Melissa A. Seader, Township Clerk

Accepted:

Frank Uhrin
Council President