

November 19, 2019

A Regular Meeting of the Piscataway Township Council was held on November 19, 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, Cahn, 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 Deputy Clerk read for FIRST READING the following ORDINANCE: ORDINANCE APPROVING A REDEVELOPMENT PLAN FOR BLOCK 4701, LOT 5.05, COMMONLY KNOWN AS 330 SOUTH RANDOLPHVILLE ROAD.

RESOLUTION offered by Mr. Bullard, seconded by Mrs. McCullum, BE IT RESOLVED, by the Township Council of Piscataway Township, New Jersey that: ORDINANCE APPROVING A REDEVELOPMENT PLAN FOR BLOCK 4701, LOT 5.05, COMMONLY KNOWN AS 330 SOUTH RANDOLPHVILLE ROAD 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 3rd day of December, 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, McCullum, Shah, and Uhrin answered yes.

The Deputy Clerk read for FIRST READING the following ORDINANCE AN ORDINANCE RELEASING, EXTINGUISHING AND VACATING THE RIGHTS OF THE PUBLIC IN A PORTION OF QUIBBLE ROAD IN THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY.

RESOLUTION offered by Mr. Bullard, seconded by Mr. Cahn; BE IT RESOLVED, by the Township Council of Piscataway Township, New Jersey that: AN ORDINANCE RELEASING, EXTINGUISHING AND VACATING THE RIGHTS OF THE PUBLIC IN A PORTION OF QUIBBLE ROAD 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 3rd day of December, 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, McCullum, Shah, and Uhrin answered yes.

RESOLUTION #19-470

RESOLUTION offered by Mr. Cahn, 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 November 19, 2019 Regular Meeting appear to have the unanimous approval of all members of the Township Council:

- a. RESOLUTION – Authorizing the Tax Collector to refund the erroneous tax payments for various addresses at Block 4401, Lot 4.05.
- b. RESOLUTION – Authorizing the Tax Collector to cancel the sewer billing for the following:
 - H Patel – 1160 Stelton Road – Block 8203, Lot 1.04
 - Second Street Associates – 1711 S 2nd Street – Block 201, Lot 2.02
- c. RESOLUTION – Awarding a two year contract with LMxAC, Libraries of Middlesex Automation Consortium to provide library automation services as part of an Inter-Local Services Agreement in an amount not to exceed \$188,000.00.
- d. RESOLUTION – Awarding a two year contract with Baker & Taylor to provide books and non-print material to the Piscataway Township Library in an amount not to exceed \$200,000.00.
- e. RESOLUTION – Awarding a two year contract with Midwest Tape to provide books and non-print material to the Piscataway Township Library in an amount not to exceed \$50,000.00
- f. RESOLUTION – Authorizing two 2019 Solicitor’s License Applications for Mildred Hall and Marilene Oliveira.
- g. RESOLUTION – Authorizing Budget Transfers.
- h. RESOLUTION – Authorizing the Tax Collector to cancel the sewer billing for the following - Cascades – 2 Turner Place – Block 4901, Lot 1.02.
- i. RESOLUTION – Authorizing Return of Street Opening Bond:
 - Thomas Cheung – Block 6903, Lot 7.02 – 615 Plainfield Avenue.
- j. RESOLUTION – Authorizing Return of Escrow Fees:
 - Turtle & Hughes, Inc. – Block 4701, Lot 5.05 – 330 South Randolphville Road.
 - TDC, Inc. – Block 5201, Lots 8, 12, 13, 14 & 20.91 – 1518 South Washington Avenue.
- k. RESOLUTION – Authorizing Return of Engineering and Inspection Fees:
 - FGC Turner, LLC – Block 4901, Lot 1 and Block 5201, Lot 5 – 2 Turner Place.
- l. RESOLUTION – Authorizing Project Acceptance and Release of Retainage – New Market Lake Retaining Wall and Parking Lot Improvements Phase III – Stilo Excavating, Inc.
- m. RESOLUTION – Authorizing Refund of Overpayment of Taxes – Various Blocks and Lots.
- n. RESOLUTION – Authorizing Return of Sterling Village Security Deposits:
 - Joan Tyler – Apt. 321
 - Nonyem Abuba – Apt. 316
- o. RESOLUTION – Authorizing Year Two Option – 2019-2020 Janitorial Services – Pure Productive Services – Not to Exceed \$78,280.00.

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 November 19, 2019 Regular meeting and adopted by separate vote.

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

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

RESOLUTION #19-471

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

BLOCK	LOT	QUAL	NAME	YEAR	AMOUNT	REASON
4401	4.05	C0031	GLOBAL CAP MGMNT 31 WILLS WAY	2019 2 ND QTR	2918.11	SOLD IN JAN 2019 SELLER'S BANK PAID
		C0032	GLOBAL CAP MGMNT 32 WILLS WAY	2019 2 ND QTR	2918.11	SOLD IN JAN 2019 SELLER'S BANK PAID
		C0033	GLOBAL CAP MGMNT 33 WILLS WAY	2019 2 ND QTR	2918.11	SOLD IN JAN 2019 SELLER'S BANK PAID
		C0034	GLOBAL CAP MGMNT 34 WILLS WAY	2019 2 ND QTR	2918.11	SOLD IN JAN 2019 SELLER'S BANK PAID

REFUND TO OCEANFIRST BANK

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

RESOLUTION #19-472

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

BLOCK	LOT	QUAL	NAME	YEAR	AMOUNT	REASON
8203	1.04		H Patel 1160 Stelton Rd	2019	290.00	2FAM TO 1FAM
201	2.02		Second St Associates 1711 S 2 nd St	2019	3095.99	Water leak

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

RESOLUTION #19-473

WHEREAS, the Piscataway Township Public Library (the "Library") has a need for automation services; and

WHEREAS, pursuant to a memorandum from the Township Library Director dated October 29, 2019, a copy of which is attached hereto and made a part hereof, the Library desires to enter into an agreement for automation services with LMxAC – Libraries of Middlesex Automation Consortium ("LMxAC"), Avenel, NJ, a not-for profit organization; and

WHEREAS, the Township Administrator has determined and certified in writing that the value of the services will exceed \$17,500.00 ("Determination of Value"); and

WHEREAS, N.J.S.A. 40A:11-5(1)(q) of the Local Public Contracts Law specifically exempts "Library and educational goods and services" from the public bidding provisions of the Local Public Contracts Law; and

WHEREAS, the Administration has recommended that the Township Council of the Township of Piscataway authorize proper officials to enter into a agreement with LMxAC for the automation services for the Library for a fee not to exceed \$94,000.00 per year for the two (2) years from January 1, 2020 to December 31, 2020 and January 1, 2021 to December 31, 2021, for a total not to exceed \$188,000.00; and

WHEREAS, funds are available pursuant to certification # _____; and

WHEREAS, the Township Council of the Township of Piscataway is of the opinion that such agreement is in all respects in the public interest; and

WHEREAS, LMxAC has completed and submitted a Business Entity Disclosure Certification which certifies that LMxAC has not made any reportable contributions to a political or candidate committee in the Township of Piscataway in the previous one year, and that the contract will prohibit LMxAC from making any reportable contributions through the term of the contract; 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 an agreement with LMxAC as described above for a fee not to exceed \$94,000.00 for each of the two (2) years from January 1, 2020 to December 31, 2020 and January 1, 2021 to December 31, 2021, for a total not to exceed \$188,000.00; and

BE IT FURTHER RESOLVED that the Agreement is awarded without competitive bidding as “Library and educational goods and services” under the provisions of the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(q); and

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and Determination of Value be placed on file with this resolution.

RESOLUTION #19-474

WHEREAS, the Piscataway Township Public Library (the “Library”) has a need for books and non-printed materials; and

WHEREAS, pursuant to a memorandum from the Township Library Director dated October 29, 2019, a copy of which is attached hereto and made a part hereof, the Library desires to enter into a two (2) year agreement for books and non-print materials for calendar years 2020 and 2021 with Baker & Taylor for an amount not to exceed \$100,000.00 annually, for a total not to exceed \$200,000.00; and

WHEREAS, the Township Administrator has determined and certified in writing that the value of the services will exceed \$17,500.00 (“Determination of Value”); and

WHEREAS, N.J.S.A. 40A:11-5(1)(q) of the Local Public Contracts Law specifically exempts “Library and educational goods and services” from the public bidding provisions of the Local Public Contracts Law; and

WHEREAS, the Administration has recommended that the Township Council of the Township of Piscataway authorize proper officials to enter into an agreement for books and non-print materials for calendar years 2020 and 2021 with Baker & Taylor for an amount not to exceed \$100,000.00 annually, for a total not to exceed \$200,000.00; and

WHEREAS, funds are available pursuant to certification #R-2019-0122; and

WHEREAS, the Township Council of the Township of Piscataway is of the opinion that such agreement is in all respects in the public interest; and

WHEREAS, Baker & Taylor has completed and submitted a Business Entity Disclosure Certification which certifies that Baker & Taylor has not made any reportable contributions to a political or candidate committee in the Township of Piscataway in the previous one year, and that the contract will prohibit Baker & Taylor from making any reportable contributions through the term of the contract; 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 an agreement with Baker & Taylor as described above for a fee not to exceed \$100,000.00 annually for the two (2) years from January 1, 2020 to December 31, 2020 and January 1, 2021 to December 31, 2021, for a total not to exceed \$200,000.00; and

BE IT FURTHER RESOLVED that the Agreement is awarded without competitive bidding as “Library and educational goods and services” under the provisions of the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(q); and

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and Determination of Value be placed on file with this resolution.

RESOLUTION #19-475

WHEREAS, the Piscataway Township Public Library (the “Library”) has a need for books and non-printed materials; and

WHEREAS, pursuant to a memorandum from the Township Library Director dated October 29, 2019, a copy of which is attached hereto and made a part hereof, the Library desires to enter into a two (2) year agreement for books and non-print materials for calendar years 2020 and 2021 with Midwest Tape for an amount not to exceed \$25,000.00 annually, for a total amount not to exceed \$50,000.00; and

WHEREAS, the Administrator has determined and certified in writing that the value of the services will exceed \$17,500.00 (“Determination of Value”); and

WHEREAS, N.J.S.A. 40A:11-5(1)(q) of the Local Public Contracts Law specifically exempts “Library and educational goods and services” from the public bidding provisions of the Local Public Contracts Law; and

WHEREAS, the Administration has recommended that the Township Council of the Township of Piscataway authorize proper officials to enter into an agreement for books and non-print materials for calendar years 2020 and 2021 with Midwest Tape for an amount not to exceed \$25,000.00 annually, for a total not to exceed \$50,000.00; and

WHEREAS, funds are available pursuant to certification #R-2019-0125; and

WHEREAS, the Township Council of the Township of Piscataway is of the opinion that such agreement is in all respects in the public interest; and

WHEREAS, Midwest Tape has completed and submitted a Business Entity Disclosure Certification which certifies that Midwest Tape has not made any reportable contributions to a political or candidate committee in the Township of Piscataway in the previous one year, and that the contract will prohibit Midwest Tape from making any reportable contributions through the term of the contract; 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 an agreement with Midwest Tape as described above for a fee not to exceed \$25,000.00 annually for the two (2) years from January 1, 2020 to December 31, 2020 and January 1, 2021 to December 31, 2021, for a total not to exceed \$50,000.00; and

BE IT FURTHER RESOLVED that the Agreement is awarded without competitive bidding as “Library and educational goods and services” under the provisions of the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(q); and

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and Determination of Value be placed on file with this resolution.

RESOLUTION #19-476

WHEREAS, Marilene Oliveira and Mildred Hall have applied with the Township of Piscataway for Solicitors Licenses for 2019; and

WHEREAS, pursuant to letters from the Piscataway Township Police Department dated October 25, 2019, copies of which are attached hereto and made a part hereof, the Piscataway Township Police Department recommends granting Solicitors Licenses to Marilene Oliveira and Mildred Hall; 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 Solicitors Licenses for 2019 to Marilene Oliveira and Mildred Hall.

RESOLUTION #19-477

WHEREAS, N.J.S.A. 40A:4-58 provides for appropriation transfers during the last two (2) months of the fiscal year from those accounts where there is an excess over the amount deemed necessary to those appropriations deemed to be insufficient.

NOW THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Piscataway, that the following transfers are hereby authorized in the 2019 Sewer Utility Budget:

SEWER UTILITY FUND

Account #	Department	OBJECT	FROM	TO
07- 2019- 0550- 0551- 2	SEWER UTILITY OPERATIONS	OTHER EXPENSES	100,000.00	
07- 2019- 0550- 0551- 1	SEWER UTILITY OPERATIONS	SALARIES AND WAGES		100,000.00
		TOTAL	100,000.00	100,000.00

RESOLUTION #19-478

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

BLOCK	LOT	QUAL	NAME	YEAR	AMOUNT	REASON
4901	1.02		CASCADES	2019	6790.58	INCORRECT SEWER METER READING REPORTED
2 TURNER PL						

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

RESOLUTION #19-479

WHEREAS, Thomas Cheung, South Plainfield, NJ, request the return of a Street Opening Bond in the amount of \$500.00, posted with the Township of Piscataway on April 4, 2018 regarding repairs and inspections for Block 6903, Lot 7.02 (615 Plainfield Avenue); and

WHEREAS, pursuant to a Request for Release of Funds dated October 8, 2019 and a memorandum from the Supervisor of Engineering dated October 11, 2019, copies of which are attached hereto and made a part hereof, the said Supervisor of Engineering advised that the repairs and inspections have been made according to Township specifications, and therefore recommended the return of said Street Opening Bond; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that the appropriate municipal officials be and are hereby authorized to return said Street Opening Bond to Thomas Cheung, South Plainfield, NJ, in the amount of \$500.00, regarding the above referenced property.

RESOLUTION #19-480

WHEREAS, on May 8, 2017, Turtle & Hughes, Inc., Linden, NJ posted an escrow check with the Township of Piscataway in the amount of \$2,500.00, regarding Block 4701, Lot 5.05 (330 South Randolphville Road); and

WHEREAS, pursuant to a Request for Release of Funds dated October 28, 2019 and a Memorandum from the Township Supervisor of Planning dated October 30, 2019, the Supervisor of Planning and the Finance Department approved the release of the unexpended escrow fees in the amount of \$1,176.02 to Turtle & Hughes, Inc., Linden, NJ; and

WHEREAS, on January 23, 2018, TDC, Inc./1518 S. Washington, LLC, Brooklyn, NY posted an escrow check with the Township of Piscataway in the amount of \$18,000.00, regarding Planning Board Application #18-PB-01/02/03V for Block 5201, Lots 8, 12, 13, 14, & 20.01 (1518 South Washington Avenue); and

WHEREAS, pursuant to a Request for Release of Funds dated September 25, 2019 and a Memorandum from the Township Supervisor of Planning dated October 30, 2019, the Supervisor of Planning and the Finance Department approved the release of the unexpended escrow fees in the amount of \$10,570.77 to TDC, Inc./1518 S. Washington, LLC, Brooklyn, NY; 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 Turtle & Hughes, Inc., Linden, NJ, in the amount of \$1,176.02, regarding Block 4701, Lot 5.05 (330 South Randolphville Road); and

BE IT FURTHER RESOLVED that the appropriate municipal officials be and are hereby authorized to release unexpended escrow fees to TDC, Inc./1518 S. Washington, LLC, Brooklyn, NY, in the amount of \$10,570.77, regarding Planning Board Application #18-PB-01/02/03V.

RESOLUTION #19-481

WHEREAS, FGC Turner, LLC, East Brunswick, NJ has completed their project on Block 4901, Lot 1 & Block 5201, Lot 5 (2 Turner Place) regarding Planning Board Applications #15-PB-44/45V and #16-PB-01V; and

WHEREAS, pursuant to Requests for Release of Funds dated October 9, 2019 and a Memorandum from the Township Supervisor of Engineering dated October 11, 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 \$25,139.72 (plus accrued interest) be returned to FGC Turner, LLC; 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 FGC Turner, LLC, East Brunswick, NJ, in the amount of \$25,485.55 (including accrued interest), regarding Planning Board Applications #15-PB-44/45V and #16-PB-01V.

RESOLUTION #19-482

WHEREAS, Stilo Excavating, Inc., South Plainfield, NJ ("Stilo") was previously awarded a contract for the New Market Lake Retaining Wall & Parking Lot Improvements – Phase III Project (the "Project"), in the amount not to exceed \$192,030.00; and

WHEREAS, the Township previously approved a change order, in the amount of \$19,948.00, increasing the contract from \$192,030.00 to \$211,978.00, or 10.39% of the total contract amount; and

WHEREAS, pursuant to a memorandum dated November 1, 2019 from the Township Landscape Architect, a copy of which is attached hereto and made a part hereof, all the work has been completed on said Project and said Landscape Architect recommends that the retainage, in the amount of \$4,239.56, be released to Stilo, upon Stilo posting a one (1) year maintenance bond in the amount of \$21,197.80; 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 the Project and return retainage funds in regard to the New Market Lake Retaining Wall & Parking Lot Improvements – Phase III Project to Stilo Excavating, Inc., South Plainfield, NJ, in the amount of \$4,239.56, upon Stilo posting a one (1) year maintenance bond in the amount of \$21,197.80.

RESOLUTION #19-483

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

WHEREAS, the Township awarded a contract for the Project to Pure Productive Services, Princeton, NJ, who was the lowest qualifying bidder, in the amount not to exceed \$78,280.00, from January 1, 2019 through December 31, 2019 with a second year option for January 1, 2020 through December 31, 2020; and

WHEREAS, the Township wishes to award the second year option to Pure Productive Services, Princeton, NJ, in the amount not to exceed \$78,280.00 for the period from January 1, 2020 through December 31, 2020; and

WHEREAS, funds are available pursuant to certification #B-2018-033-01;

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

ANNOUNCEMENTS & COMMENTS FROM OFFICIALS:

none

OPEN TO PUBLIC:

Larry Cohen, Humane Society of NJ, spoke on puppy mills and

Jeanne Clayton spoke on puppy mills

Curtis Grubbs, 1750 W 3rd thanks Mayor and Council for swiftness to get problems resolved.

Costas, 58 Curtis Ave, feels his complaints aren't being heard and he is hurt.

Laura Leidwoods, states Senator Bob Smith actions of having Sue Altmond removed is unacceptable.

There being no further business to come before the council, the meeting was adjourned at 7:43 pm on motion of Mr. Cahn, seconded by Mr. Shah, carried unanimously.

Respectfully submitted,

Melissa A. Seader, Township Clerk

Accepted:

Frank Uhrin
Council President