

May 5, 2020

A Regular Meeting of the Piscataway Township Council was held on May 5, 2020 via the telephone meeting format, Zoom. The meeting was called to order by Council President, Gabrielle Cahill, at 7:32 pm.

Mrs. Cahill 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, Uhrin, and Cahill. Mrs. Cahill led the salute to the flag.

There were no comments from Administration and Council on the Adjournment of any Agenda items.

Mrs. Cahill opened the meeting to the Public for comments regarding the Consent Agenda Items. There being comments, this portion of the meeting was closed to the public.

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 VII (7), TRAFFIC, SECTION 14, PARKING PROHIBITED AT ALL TIMES ON CERTAIN STREETS AND SECTION 34, NO PASSING ZONES, IN THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY**

WHEREAS, the Mayor and Township Council of the Township of Piscataway ("Township"), Middlesex County, finds it in the best interest of the public to amend Chapter VII, Section 14, Parking Prohibited At All Times On Certain Streets and Section 34, No Passing Zones, of the Revised General Ordinances of the Township regarding revision of the parking restrictions on South 2nd Street and the revision of the no passing zones within the Township; and

BE IT THEREFORE ORDAINED by the Township Council of the Township of Piscataway, County of Middlesex, State of New Jersey, that Chapter VII, Traffic, Section 14, Parking Prohibited At All Times On Certain Streets, 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 VII

TRAFFIC

7-14 PARKING PROHIBITED AT ALL TIMES ON CERTAIN STREETS.

* * *

Name of Street	Sides	Location
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* * *

South 2 nd Street	North	[From Hazelwood Place to Dunellen Borough line] <i>From 45 feet West of Oak Place to the Dunellen Borough line, which is 610 feet West of the Western corner of Hazelwood Place</i>
South 2 nd Street [Avenue]	South	<i>From the Eastern corner of Oak Place to the Dunellen Borough line, which is 610 feet West of the Western Corner of Hazelwood Place</i>

* * *

BE IT THEREFORE ORDAINED by the Township Council of the Township of Piscataway, County of Middlesex, State of New Jersey, that Chapter VII, Traffic, Section 34, No Passing Zones, of the Revised General Ordinances of the Township of Piscataway is hereby deleted and replaced in its entirety as follows:

CHAPTER VII

TRAFFIC

7-34 NO PASSING ZONES.

No-Passing Zones are hereby established and shall be maintained upon the following described streets or parts thereof.

Name of Street	Location
Brotherhood Street	Both directions, from the center of the intersection at Brotherhood Street and New Durham Avenue to the Edison Township line, which is approximately 2604 feet.
Custer Street	Entire length, both directions.
Kossuth Street	Between Old New Brunswick Road and Woodrow Avenue.
Metlars Lane (CR #629)	Pursuant to Sketch No. NPZ-2244, dated 5-26-1976.
Old Hoes Lane	River Road (CR #622) to Hoes Lane.
River Road (CR #622)	Pursuant to Sketch No. NPZ-1129B, dated 5-3-1976.
South Washington Avenue (CR #529 and 665)	Pursuant to Sketch No. NPZ-1903, dated 8-12-1975.
Suttons Lane	Entire length, both directions.
West Fourth Street	Both directions between South Washington Avenue (CR #529) and the Middlesex County/Union County line

* * *

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.

Mrs. Cahill 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 VII (7), TRAFFIC, SECTION 14, PARKING PROHIBITED AT ALL TIMES ON CERTAIN STREETS AND SECTION 34, NO PASSING ZONES, IN THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY. There being no comments, the public portion was closed.

RESOLUTION offered by Mr. Cahn, seconded by Mr. Bullard: 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 VII (7), TRAFFIC, SECTION 14, PARKING PROHIBITED AT ALL TIMES ON CERTAIN STREETS AND SECTION 34, NO PASSING ZONES was introduced on the 21st day of April, 2020 and had passed the first reading and was published on the 24th day of April, 2020.

NOW, THEREFORE, BE IT RESOLVED, that the aforesaid Ordinance, having had a second reading on May 5, 2020, 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. 2020-10. On roll call vote: Messrs. Bullard, Cahn, Lombardi, McCullum, Shah, Uhrin, and Cahill answered yes.

The Clerk read for SECOND READING the following ORDINANCE: **ORDINANCE FOR THE ACQUISITION OF LAND IN FEE SIMPLE AND ALL STRUCTURES FOR THE IMPROVEMENT OF METLARS LANE IN PISCATAWAY TOWNSHIP, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY**

WHEREAS, the Metlars Lane roadway and bridge are currently in need of improvement and expansion; and

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

WHEREAS, it is necessary for the improvement of this roadway and bridge to acquire land in fee simple, on certain properties.

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

- A. As part of the improvements to Metlars Lane it is necessary to acquire land in fee simple and all structures thereon, in the property designated as Lot 28.01 in Block 7914 on the Piscataway Township Tax Map, and commonly known as 2 Lakeside Drive South.
- B. The Township Council has determined that the acquisition of the aforesaid land interests is necessary for the safety of the public and conforms to the public interest.
- C. The Assistant Township Attorney, or special counsel and such other appropriate officials as necessary be and are hereby authorized to acquire said land interests, either by negotiation or by instituting action by exercising the Township's right of eminent domain (condemnation).
- D. Counsel for said acquisition, by negotiation or condemnation, shall commence and complete proceedings as expeditiously as possible, and said Assistant Township Attorney or special counsel, as the case may be, shall receive reasonable compensation for their services.
- E. The Assistant Township Attorney and other appropriate officials be and are hereby authorized to hire and employ such appraisers, consultants and experts as may be appropriate to effectuate said acquisitions, whether by negotiation or eminent domain proceedings, and to pay said consultants and experts a reasonable fee for their services.

If any article, section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance and they shall remain in full force and effect, and to this end the provisions of this Ordinance are hereby declared severable.

All other ordinances in conflict or in conflict or inconsistent with this ordinance are hereby repealed, to the extent of such conflict or inconsistency. In the event of any

inconsistencies between the provisions of this Ordinance and any prior ordinance of the Township, the provisions hereby shall be determined to govern. All other parts, portions and provisions of the Ordinances of the Township are hereby ratified and confirmed, except where inconsistent with the terms hereof.

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

Mrs. Cahill opened the Meeting to the Public for Comments: ORDINANCE FOR THE ACQUISITION OF LAND IN FEE SIMPLE AND ALL STRUCTURES FOR THE IMPROVEMENT OF METLARS LANE IN PISCATAWAY TOWNSHIP, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY. There being no comments, the public portion was closed.

RESOLUTION offered by Mrs. Lombardi, seconded by Mr. Shah: BE IT RESOLVED, By the Township Council of Piscataway Township, New Jersey that: ORDINANCE FOR THE ACQUISITION OF LAND IN FEE SIMPLE AND ALL STRUCTURES FOR THE IMPROVEMENT OF METLARS LANE IN PISCATAWAY TOWNSHIP, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY

was introduced on the 21st day of April, 2020 and had passed the first reading and was published on the 24th day of April, 2020.

NOW, THEREFORE, BE IT RESOLVED, that the aforesaid Ordinance, having had a second reading on May 5, 2020, 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. 2020-11.

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

The Clerk read for SECOND READING the following ORDINANCE: **AN ORDINANCE OF THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, AUTHORIZING THE SALE OF CERTAIN LANDS OWNED BY THE TOWNSHIP OF PISCATAWAY PURSUANT TO N.J.S.A. 40A:12-13**

WHEREAS, pursuant to N.J.S.A. 40A:12-13(b)(1), the Township is authorized to sell by private sale to a political department of the State of New Jersey; and

WHEREAS, the Township has determined to sell the real property identified as an approximately 8,169 square foot parcel within Block 12101, Lot 4.01 and the unimproved Stuart Street on the Tax Map of the Township of Piscataway and more particularly described in the attachment hereto and made a part hereof, currently owned by the Township of Piscataway, by way of private sale in accordance with N.J.S.A. 40A:12-13(b)(1) to the State of New Jersey

Department of Transportation as they are not needed for public use; and

WHEREAS, the Township and the State of New Jersey have negotiated a sales price of \$28,100.00.

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

Section 1: Pursuant to N.J.S.A. 40A:12-13(b)(1), it is hereby determined that the real property identified on the attached document is not needed for public use.

Section 2: Pursuant to N.J.S.A. 40A:12-13(b)(1), The Township of Piscataway is hereby authorized to sell the property identified on the attachment hereto, to the State of New Jersey for the negotiated price.

Section 3: The Township Council of the Township of Piscataway authorizes the Mayor to execute the attached Agreement of Sale, and the Assistant Township Attorney shall take all steps necessary to effectuate the sale and closing for the subject real property.

Section 4: In the event that any portion of this ordinance is determined to be invalid, such determination shall not affect the remaining portions of the ordinance, which are hereby declared to be severable.

Section 5: All ordinances or parts thereof, which are inconsistent with the provisions of this Ordinance, are hereby repealed to the extent of such inconsistency.

Section 6: This ordinance shall take effect immediately after final passage and publication according to law.

Mrs. Cahill opened the Meeting to the Public for Comments: AN ORDINANCE OF THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, AUTHORIZING THE SALE OF CERTAIN LANDS OWNED BY THE TOWNSHIP OF PISCATAWAY PURSUANT TO N.J.S.A. 40A:12-13.

There being no comments, the public portion was closed.

RESOLUTION offered by Mr. Cahn, seconded by Mr. Bullard: AN ORDINANCE OF THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, AUTHORIZING THE SALE OF CERTAIN LANDS OWNED BY THE TOWNSHIP OF PISCATAWAY PURSUANT TO N.J.S.A. 40A:12-13 was introduced on the 21st day of April, 2020 and had passed the first reading and was published on the 24th day of April, 2020.

NOW, THEREFORE, BE IT RESOLVED, that the aforesaid Ordinance, having had a second reading on May 5, 2020, 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. 2020-12.

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

The Clerk read for SECOND READING the following ORDINANCE: **ORDINANCE TO AMEND THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, CHAPTER XVII (17) PROPERTY MAINTENANCE**

BE IT ORDAINED, by the Township Council of the Township of Piscataway, County of Middlesex, State of New Jersey, that Chapter XVII – Property Maintenance, Section 17-2.6.1 Dumpsters and Containers, is hereby amended to read as follows:

§17-2.6.1 Dumpsters and Containers.

- A. No person shall park, stop, leave or permit any roll-off container, dumpster or other container on public sidewalks or public streets.
- B. No person shall park, stop, leave, or permit a roll-off container, dumpster or other container to remain on private property without filing a zoning permit application and receiving written approval therefore.
- C. Only one (1) dumpster or container can be placed on a residentially zoned or occupied property at any one time.
- D. 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.
- E. 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.
- F. An approved dumpster or container may not exceed thirty (30) cubic yards in capacity.
- G. An approved zoning permit may allow for the use of a dumpster or container for up to thirty (30) days. For good cause shown, the Zoning Officer may extend the approved zoning permit for up to an additional thirty (30) days upon receipt of a new zoning permit application.
- H. This subsection may be enforced by the Township of Piscataway Police Department, Zoning Officer or any Property Maintenance and Code Enforcement Officer.
- I. 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 \$1,250. Each and every day such violation or noncompliance exists shall constitute a separate offense and an additional fine may be imposed.

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 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 twenty (20) days after final passage, adoption and publication according to law.

Mrs. Cahill opened the Meeting to the Public for Comments: **ORDINANCE TO AMEND THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, CHAPTER XVII (17) PROPERTY MAINTENANCE .**

There being no comments, the public portion was closed.

RESOLUTION offered by Mrs. Lombardi, seconded by Mr. Bullard: **BE IT RESOLVED**, By the Township Council of Piscataway Township, New Jersey that: **ORDINANCE TO AMEND THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, CHAPTER XVII (17) PROPERTY MAINTENANCE** was introduced on the 21st day of April, 2020 and had passed the first reading and was published on the 24th day of April, 2020.

NOW, THEREFORE, BE IT RESOLVED, that the aforesaid Ordinance, having had a second reading on May 5, 2020, 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. 2020-13.

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

The Clerk read for **SECOND READING** the following **ORDINANCE: AN ORDINANCE APPROVING TRAFFIC SIGNAL FOR SOUTH WASHINGTON AVENUE AND METLARS LANE/LAKE WAY 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 interest of public safety to install a Traffic Signal at the intersection of South Washington Avenue and Metlars Lane/Lake Way; and

WHEREAS, the Township Engineer has submitted and certified all the legislative requirements pursuant to N.J.S.A. § 39:4 and N.J.A.C. § 16:27; and

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

1. That the intersection of South Washington Avenue and Metlars Lane/Lake Way shall be controlled by a Traffic Signal in accordance with the As-Built Traffic Signal Plan dated June 26, 2019 and Timing Directive bearing the date of June 26, 2019, prepared by NV5, Inc.; and
2. That the Traffic Control Signal shall be in accordance with the provisions of the Manual on Uniform Traffic Control Devices, Title 39 of the Revised Statutes and the New Jersey Administrative Code, and shall be operated in conformance with the designated plans; and
3. 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; and
4. 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.

Mrs. Cahill opened the Meeting to the Public for Comments: ORDINANCE APPROVING TRAFFIC SIGNAL FOR SOUTH WASHINGTON AVENUE AND METLARS LANE/LAKE WAY IN THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY.

There being no comments, the public portion was closed.

RESOLUTION offered by Mr. McCullum, seconded by Mr. Bullard: BE IT RESOLVED, By the Township Council of Piscataway Township, New Jersey that: AN ORDINANCE APPROVING TRAFFIC SIGNAL FOR SOUTH WASHINGTON AVENUE AND METLARS LANE/LAKE WAY IN THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY was introduced on the 21st day of April, 2020 and had passed the first reading and was published on the 24th day of April, 2020.

NOW, THEREFORE, BE IT RESOLVED, that the aforesaid Ordinance, having had a second reading on May 5, 2020, 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. 2020-14.

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

The Clerk read for SECOND READING the following ORDINANCE: ORDINANCE TO AMEND THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, CHAPTER XVII (17) PROPERTY MAINTENANCE

BE IT ORDAINED, by the Township Council of the Township of Piscataway, County of Middlesex, State of New Jersey, that Chapter XVII (17) – Property Maintenance, Section 17-1, Subsection 113.5(E) Registration of Real Property Mortgagee Holding Mortgages in Default, is hereby amended to read as follows:

PM-113.5 Registration of Real Property Mortgagee Holding Mortgages in Default.

...

E. An annual registration fee in the amount of \$750.00 per property shall accompany the registration or a modification of a registration. There is no fee for modifying contact information, if the organizational information remains the same and within one year of the last registration payment. The Township of Piscataway may assign and delegate the collection of such fee to an independent contractor as noted on the registration form.

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 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 twenty (20) days after final passage, adoption and publication according to law.

Mrs. Cahill 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 VII (7), TRAFFIC, SECTION 14, PARKING PROHIBITED AT ALL TIMES ON CERTAIN STREETS AND SECTION 34, NO PASSING ZONES, IN THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY. There being no comments, the public portion was closed.

RESOLUTION offered by Mrs. Lombardi, seconded by Mr. Shah: BE IT RESOLVED, By the Township Council of Piscataway Township, New Jersey that: AN ORDINANCE ENTITLED: ORDINANCE TO AMEND THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, CHAPTER XVII (17) PROPERTY MAINTENANCE was introduced on the 21st day of April, 2020 and had passed the first reading and was published on the 24th day of April, 2020.

NOW, THEREFORE, BE IT RESOLVED, that the aforesaid Ordinance, having had a second reading on May 5, 2020, 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. 2020-15.

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

The Clerk read for FIRST READING the following ORDINANCE: **ORDINANCE OF THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX AND STATE OF NEW JERSEY, AUTHORIZING A PUBLIC BIDDING PROCESS FOR THE SALE OF A PORTION OF BLOCK 8403, LOT 18** RESOLUTION offered by Mrs. McCullum, seconded by Mr. Cahn, BE IT RESOLVED, by the Township Council of Piscataway Township, New Jersey that: ORDINANCE OF THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX AND STATE OF NEW JERSEY, AUTHORIZING A PUBLIC BIDDING PROCESS FOR THE SALE OF A PORTION OF BLOCK 8403, LOT 18

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 as well as by telephonic conference on the 4th day of June, 2020.

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, Uhrin, and Cahill answered yes.

RESOLUTION #20-182

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

WHEREAS, the Revised General Ordinances of the Township of Piscataway permit the adoption of Resolutions, Motions or Proclamations by the Township Council of the Township of Piscataway as part of the Consent Agenda, upon certain conditions; and

WHEREAS, each of the following Resolutions, Motions or Proclamations to be presented before the Township Council at its May 5, 2020 Regular Meeting appear to have the unanimous approval of all members of the Township Council:

- a. RESOLUTION – Authorizing Award of Bid – Reconstruction of Riverview Avenue Improvements – CCM Contracting Inc. – Not to Exceed \$1,683,916.20.
- b. RESOLUTION – Authorizing Award of Bid – Reconstruction of Kroeger Lane Improvements – LandTek Construction LLC d/b/a United Terrain Group – Not to Exceed \$615,244.00.
- c. RESOLUTION – Authorizing Cancellation of Sewer Billing for Various Blocks and Lots.
- d. RESOLUTION – Authorizing Reimbursement of Volleyball Entry Fees:
 - Pizza & Pasta
 - Amarfi Herrera
- e. RESOLUTION – Authorizing Cancellation of Sewer Billing Due to Excessive Flushing and Repair Work – Block 6003, Lot 13 – 371 Hoes Lane.
- f. RESOLUTION – Authorizing Refund of Overpayment of Taxes and Cancellation of Taxes – 100% Disabled Veteran – Block 8402, Lot 41.
- g. RESOLUTION – Authorizing Change Order #2 – Public Safety Interior Renovations – Northeastern Interior Services, LLC – Not to Exceed \$64,752.70.
- h. RESOLUTION – Authorizing Return of Sterling Village Security Deposit – Christine James – Apt. 442.

- i. RESOLUTION – Authorizing Acceptance of Project and Release of Retainage – Water Street Improvements Project – JADS Construction Company.
- j. RESOLUTION – Authorizing Return of Escrow: Block 4901, Lot 1.03 – Turner Place – Evonik Corporation.
- k. RESOLUTION – Authorizing Change Order #3 – Piscataway Community & Cultural Arts Center – Terminal Construction Corporation – Not to Exceed \$387,000.00.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway that each of the above-listed Resolutions, Motions or Proclamations be approved and adopted by the Township Council, with the same legal effect as through each was read in its entirety at the May 5, 2020 Regular meeting and adopted by separate vote.

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

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

RESOLUTION #20-183

WHEREAS, on April 23, 2020, the Township of Piscataway (the “Township”) received eight (8) bids in regard to the Riverview Avenue Improvements Project (the “Project”); and

WHEREAS, the Township Supervisor of Engineering reviewed the bids and recommended awarding a contract for the Project to CCM Contracting Inc., Greenbrook, NJ, who is the lowest qualifying bidder, in the amount not to exceed \$1,683,916.20; and

WHEREAS, funds are available pursuant to certification # B-2020-015;

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 Riverview Avenue Improvements Project to CCM Contracting Inc., Greenbrook, NJ, who is the lowest qualifying bidder, in the amount not to exceed \$1,683,916.20, subject to all bid specifications and contract documents.

RESOLUTION #20-184

WHEREAS, on April 23, 2020, the Township of Piscataway (the “Township”) received ten (10) bids in regard to the Kroeger Lane Improvements Project (the “Project”); and

WHEREAS, the Township Supervisor of Engineering reviewed the bids and recommended awarding a contract for the Project to LandTek Construction LLC DBA United Terrain Group, Morganville, NJ, who is the lowest qualifying bidder, in the amount not to exceed \$615,244.00; and

WHEREAS, funds are available pursuant to certification # B-2020-014;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that the appropriate municipal officials be and are hereby authorized to award a contract for the Kroeger Lane Improvements Project to LandTek Construction LLC DBA United Terrain Group, Morganville, NJ, who is the lowest qualifying bidder, in the amount not to exceed \$615,244.00, subject to all bid specifications and contract documents.

RESOLUTION #20-185

WHEREAS, the following properties have become exempt from sewer billing for the year in the amount as listed below.

BLOCK	LOT	QUAL	NAME	YEAR	AMOUNT	REASON
8801	6		Stelton Kastle LLC	2020	290.00	Bldg demo
			1605 Stelton Rd			
8801	7.01		Stelton Kastle LLC	2020	290.00	Bldg demo
			1603 Stelton Rd	2019	290.00	Bldg demo
1501	1.01	SWR	Hreshko, Francis	2019	838.28	2 nd floor demo
			135 Stelton Rd	2020	870.00	2 nd floor demo

WHEREAS, additional work is 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 Northeastern Interior Services, LLC to the Township for the Project; and

WHEREAS, this change order would represent an additional \$64,752.70 increase in the total amount of the Project for a final total not to exceed \$801,497.92, a 10.55% increase of the initial contract amount; 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 April 24, 2020, the Township Director of Public Works recommends approving the Change Order Request No. 2; and

WHEREAS, there is funding available pursuant to certification # B-2019-018-02;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that the appropriate municipal officials be and are hereby authorized to amend the total contract amount for the Project with Northeastern Interior Services, LLC, Fairfield, NJ from \$736,745.22 to a final total not to exceed \$801,497.92 and execute the enclosed Contract Change Order in the amount of \$64,752.70, subject to all bid specifications and contract documents.

RESOLUTION #20-190

WHEREAS, Christine James requests the return of a Security Deposit in the amount of \$928.65 posted with the Township of Piscataway for Apartment 442 at Sterling Village; and

WHEREAS, the Township Finance Department recommends the release of said Security Deposit, in the amount of \$928.65, to Christine James; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that the appropriate municipal officials be and are hereby authorized to release said Security Deposit to Christine James, in the amount of \$928.65, in regard to Apartment 442 at Sterling Village.

RESOLUTION #20-191

WHEREAS, JADS Construction Co., South River, NJ was previously awarded a contract for the Water Street Improvements Project (the "Project"), in the amount not to exceed \$382,382.00; and

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

WHEREAS, pursuant to a Change Order Form dated April 30, 2020, this change order would represent a \$65,081.38 decrease in the total amount of the Project from the original contract amount for a final total not to exceed \$317,300.62, a 17.02% decrease; and

WHEREAS, pursuant to a memorandum dated April 30, 2020 from the Township Supervisor of Engineering, a copy of which is attached hereto and made a part hereof, all the work has been completed on said Project and said Supervisor of Engineering recommends that the retainage, in the amount of \$6,346.01, be released to JADS Construction Co., upon JADS Construction Co.'s posting a two (2) year maintenance bond in the amount of \$31,730.06; 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 amend the total contract amount for the Project with JADS Construction Co., South River, NJ from \$382,382.00 to a final total not to exceed \$317,300.62 and execute the enclosed Contract Change Order in the amount of -\$65,081.38, subject to all bid specifications and contract documents; and

BE IT FURTHER RESOLVED that the appropriate municipal officials be and are hereby authorized to accept the Project and return retainage funds in regard to the Water Street Improvements Project to JADS Construction Co., South River, NJ, in the amount of \$6,346.01, upon JADS Construction Co.'s posting a two (2) year maintenance bond in the amount of \$31,730.06.

RESOLUTION #20-192

WHEREAS, on October 17, 2016, Evonik Corporation, Theordore, AL posted an escrow check with the Township of Piscataway in the amount of \$1,500.00, regarding Planning Board Application #15-PB-44/45 for Block 4901, Lot 1.03 (Turner Avenue); and

WHEREAS, pursuant to a Request for Release of Funds dated March 10, 2020 and a Memorandum from the Township Supervisor of Planning dated April 27, 2020, the Supervisor of Planning and the Finance Department approved the release of the unexpended escrow fees in the amount of \$1,410.00 to Evonik Corporation, Theodore, AL; 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 Evonik Corporation, Theodore, AL, in the amount of \$1,410.00, regarding Planning Board Application #15-PB-44/45 for Block 4901, Lot 1.03 (Turner Avenue).

RESOLUTION #20-193

WHEREAS, Terminal Construction Corporation, Wood-Ridge, NJ was awarded a contract for the Construction of the Piscataway Community and Cultural Arts Center (the "Project"), in an amount not to exceed \$30,610,000.00; and

WHEREAS, the Township previously approved change orders in the amount of \$3,879,409.37, a 12.67% increase; and

WHEREAS, additional work is 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 Terminal Construction Corporation to the Township for the Project; and

WHEREAS, this change order would represent a \$387,000.00 increase in the total amount of the Project from the previous total for a final cost not to exceed \$34,489,409.37, a 1.26% increase from the original contract amount; and

WHEREAS, the total change order amount to a 13.93% increase in the total contract amount; 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 Proposal from Lehrer Cumming, dated May 4, 2020, from Lehrer Cummings, it is recommended that the Township approve Change Order Request No. 3; and

WHEREAS, funds are available pursuant to certification # B-2018-035-03;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that the appropriate municipal officials be and are hereby authorized to amend the total contract amount for the Project with Terminal Construction Corporation, Wood-Ridge, NJ from \$34,489,409.37 to a final total not to exceed \$34,876,409.37 and execute the enclosed Contract Change Order in the amount of \$387,000.00, subject to all bid specifications and contract documents.

ANNOUNCEMENTS & COMMENTS FROM OFFICIALS:

Steve Cahn hopes everyone is staying safe.

Michele Lombardi expressed condolences to Piscataway residents who lost any loved ones due to coronavirus. She also thanked first responders who responded to 2 house fires. May is Piscataway Pride Month – decorate your homes in honor of people on front line and support students who did not have a graduation.

Chanelle McCullum wishing everyone the best.

Kapil Shah – Happy Mothers' Day.

Mayor Wahler states Piscataway is working closely with the state and county and federal officials on funding and parameters on how it can be spent.

Gabrielle Cahill thanks first responders and township employees.

The Council considered the matters on the Agenda session for June 4, 2020:

- **ORDINANCE – SECOND READING – Approving Amending Redevelopment Plan for Block 6703, Lot 8 – 88 Centennial Avenue – OPEN TO PUBLIC - RESOLUTION Adopting Ordinance.**
- **ORDINANCE – SECOND READING - Authorizing a Public Bidding Process for the Sale of a Portion of Block 8403, Lot 18 – OPENT TO PUBLIC - RESOLUTION Adopting Ordinance.**
- **RESOLUTION – Authorizing Award of Bid – Re-Bid Sidewalk Repair Program to Include Curbs, Driveways and Handicap Ramps – Bid Opening May 14, 2020.**

- RESOLUTION – Authorizing Award of Bid – Re-Bid Municipal Complex Parking Lot Improvements Contract 2 – Bid Opening May 14, 2020.
- RESOLUTION – Authorizing Award of Bid – Re-Bid Brotherhood Street Roadway Improvements – Bid Opening May 21, 2020.
- RESOLUTION – Certifying South Avenue Special Sidewalks Assessment.

OPEN TO PUBLIC:

Prashan Patel, thanked mayor and council for redeveloping Freedom Ave. Asked about Energy Aggregation. Mr. Dacey responded.

Herb Tarbous, 411 New Market Rd, read a statement.

John Costello, 280 River Rd, asked when primary is.

Staci Berger, 233 Ellis Parkway, spoke on Community Energy Aggregation.

There being no further comments, this portion of the meeting was closed to the public.

There being no further business to come before the council, the meeting was adjourned at 8:32pm on motion of Mr. Bullard, seconded by Mrs. Lombardi, carried unanimously.

Respectfully submitted,

Melissa A. Seader, Township Clerk

Accepted:

Gabrielle Cahill
Council President