

February 23, 2021

A Regular Meeting of the Piscataway Township Council was held on February 23, 2021 at the Piscataway Municipal Building, 455 Hoes Lane, Piscataway, New Jersey. The meeting was called to order by Council President, Kapil Shah, at 7:30 pm.

Council President Shah 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 or dial in information, 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, Municipal Website, 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.

The Township continues to use the telephone meeting format in an effort to mitigate the chance of exposure to COVID-19, as a part of the Township's ongoing effort to slow the rate of transmission and avoid overwhelming our treatment centers.

In order to make sure a clear record of the meeting can be made and that all parties are heard in an organized fashion, all members of the public will be muted during the meeting. If a member of the public wishes to speak during any public comment portion, please press *9 (star nine) in order to raise your hand to speak. We will unmute members of the public individually if they have their hand raised. When it is your turn to speak, you will hear a notification that you have been unmuted. It is at that time that you should begin to ask any questions you may have. You will have three minutes to speak, at the conclusion of which you will be muted again, and the council or administration will respond as necessary. Should you have any further comments or questions, the Township Council is always available by email and phone, and you can always call the Mayor's office during normal operating hours. Each member of the public shall only have one opportunity to speak during each public portion. As the technology does not allow us to know if there are multiple callers on an individual line, we ask that if you wish to speak, that you dial in on a separate line so that we can recognize you as a separate individual.

Individuals may also submit written comments to the Township Clerk up to forty-eight (48) hours prior to the meeting, to be read by the Township Clerk during the Public Comment Portion of the meeting. Said comments shall be limited to three minutes of reading.

Thank you in advance for your patience as we continue to move the Township forward during this Health Emergency.

On roll call, there were present: Messrs. Bullard, Cahill, Cahn, Lombardi, Uhrin, and Shah.

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

Mr. Shah opened the meeting to the Public for comments regarding the Consent Agenda Items.

Clerk read comments from the public that were submitted prior to reading.

Staci Berger, 233 Ellis Parkway, asked about resolution O.

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

The Clerk read for FIRST READING the following ORDINANCE: ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, AMENDING CHAPTER VII (7), TRAFFIC, SECTION 14, PARKING PROHIBITED AT ALL TIMES ON CERTAIN STREETS, IN THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY.

RESOLUTION offered by Mrs. Cahill, 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, 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 as well as by telephonic conference on the 23rd day of March, 2021.

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, Uhrin, and Shah answered yes.

The Clerk read for FIRST READING the following ORDINANCE: CALENDAR YEAR 2021 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)

RESOLUTION offered by Mrs. Lombardi, seconded by Mr. Bullard, BE IT RESOLVED, by the Township Council of Piscataway Township, New Jersey that: ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14) 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 23rd day of March, 2021.

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, Uhrin, and Shah answered yes.

RESOLUTION #21-79

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 February 23, 2021 Regular Meeting appear to have the unanimous approval of all members of the Township Council:

- a. RESOLUTION – Authorizing Contract Amendment #1 – Community Service Building Renovations – Netta Architects – Not to Exceed \$6,800.00.
- b. RESOLUTION – Authorizing Return of Cash Bond:
 - 97 Doyle, LLC – Block 2904, Lot 73 – 97 Doyle Street.
- c. RESOLUTION – Designating SW Investors, LLC as Conditional Redeveloper and Authorizing Execution of a Conditional Redeveloper Agreement – Block 5203, Lots 1.01, 5.01, 16.01 and 19.01.
- d. RESOLUTION – Authorizing Professional Appraisal Services for Leslie Avenue Storm Sewer and Roadway Improvements Project – Sterling DiSanto & Associates – Not to Exceed \$2,500.00.
- e. RESOLUTION – Authorizing Return of Engineering and Inspection Fees:
 - EIA Constructors, Inc. – Block 6702, Lot 6.02 – 40 Kingsbridge Road.
- f. RESOLUTION – Emergency Temporary Budget.
- g. RESOLUTION – Authorizing Utilizing the Three-Year Average Method in Computing the Reserve for Uncollected Taxes.
- h. RESOLUTION – Authorizing Return of Sterling Village Security Deposit:
 - Frances Anderson – Apt. 131.
- i. RESOLUTION – Authorizing Return of Escrow Fees:
 - M & M Realty Partners, LLC – Block 5701, Lot 2 – 1690 South Washington Avenue.
- j. RESOLUTION – Authorizing Acceptance of Project and Release of Retainage – Kroeger Lane Improvements.

- k. RESOLUTION – Authorizing Refund of Duplicate Payment – 2020 Pool License Fee – New Jersey Pool Mgt LLC - Aspen Court.
- l. RESOLUTION – Authorizing Agreement with the County of Middlesex for the Modification of the Traffic Control Signal at Stelton Road and Old New Brunswick Road.
- m. RESOLUTION – Authorizing Award of Bid – Adams Street Road Improvements – Jads Construction Co. – Not to Exceed \$738,613.51.
- n. RESOLUTION – Authorizing Waiving Late Fees Until April 1st and Refunding Late Fees for 2021 Health Licenses.
- o. RESOLUTION – Authorizing Settlement Agreement with Lawrence Halper and C & L Farms.
- p. MOTION - Accept Council Meeting Minutes for December 1, 8 and 15, 2020.
- q. MOTION – Accept the Report of the Clerk’s Account – January 2021
- r. MOTION – Accept Report of the Division of Revenue – January 2021.
- s. MOTION – Receive and Enter into Minutes Disbursements for the Month of January 2021.

On roll call vote: Messrs. Bullard, Cahill, Cahn, Lombardi, Uhrin, and Shah answered yes. The following are the Resolutions, typed in full, which were adopted by the foregoing consent agenda resolution:

RESOLUTION #21-92

WHEREAS, the Township of Piscataway (the “Township”) requires Professional Services in regard to the Community Service Building Renovations at 499 Sidney Road, Piscataway, NJ (the "Project"); and

WHEREAS, additional work is required for the Project that was not included in the original scope of work outlined by the Township of Piscataway and not anticipated in the proposal from Netta Architects to the Township for said Project; and

WHEREAS, N.J.A.C. 5:30-11.6 authorizes the Township to approve change orders for professional services for a project; and

WHEREAS, the Township Supervisor of Engineering has reviewed the proposal for additional services dated February 4, 2021, in the amount not to exceed \$6,800.00 and recommends approval of same; and

WHEREAS, there is funding available pursuant to certification # R-2019—0123-01;

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 amend the total contract amount with Netta Architects from \$62,850.00 to \$69,650.00, an increase of not to exceed \$6,800.00, due to unanticipated work required in regard to the Community Service Building Renovations at 499 Sidney Road, Piscataway, NJ, subject to all bid specifications and contract documents.

RESOLUTION #21-93

WHEREAS, 97 Doyle, LLC, Colts Neck, NJ, requests the release of a Cash Bond in the original amount of \$11,826.00, posted with the Township of Piscataway on September 4, 2019, regarding improvements for Block 2904, Lot 73 (97 Doyle Street); and

WHEREAS, pursuant to a Request for Release of Funds dated December 24, 2021 and a letter from the Township Supervisor of Engineering dated January 29, 2021, copies of which are attached hereto and made a part hereof, the said Supervisor of Engineering advised that no maintenance bond is required, all improvements required and covered have been satisfactorily installed, and recommends the release of the Cash Bond; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that the appropriate municipal officials be and are hereby authorized to release a Cash Bond in the amount of \$11,826.00, to 97 Doyle, LLC, Colts Neck, NJ, regarding Block 2904, Lot 73 (97 Doyle Street).

RESOLUTION #21-94

WHEREAS, the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1, et seq., (the “**Redevelopment Law**”), provides a process for municipalities to participate in the redevelopment and improvement of areas in need of redevelopment; and

WHEREAS, by Resolution 18-341, adopted on July 24, 2018, the Township Council (the “**Township Council**”) of the Township of Piscataway (the “**Township**”) designated the area consisting of Block 5203, Lots 1.01, 5.01, 16.01 and 19.01 (Including the unimproved paper street Trent Place in Block 5203) (collectively, the “**Redevelopment Area**”), as a “non-condemnation area in need of redevelopment,” pursuant to N.J.S.A. 40A:12A-5; and

WHEREAS, on June 6, 2019, the Township Council adopted Ordinance No. 19-17, approving and adopting a redevelopment plan, entitled “North East Corner Stelton & Washington Redevelopment Plan” for the Redevelopment Area (the “**Redevelopment Plan**”); and

WHEREAS, SW Investors, LLC (the “**Conditional Redeveloper**”) and its affiliates, owners of the Redevelopment Area, seeks to be designated as the “redeveloper” of the Redevelopment Area; and

WHEREAS, in order to commence the negotiation of a redevelopment agreement with the Conditional Redeveloper, the Township desires to designate such entity as the “conditional redeveloper,” provide for execution of a Conditional Redeveloper and Escrow Agreement (the “**Conditional Redeveloper and Escrow Agreement**”) and provide for the establishment of an escrow account to pay for certain costs of the Township.

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

Section 1. The foregoing recitals are hereby incorporated by reference as if fully repeated herein.

Section 2. The Township Council hereby designates SW Investors, LLC as the “conditional redeveloper” of the Redevelopment Area.

Section 3. In order to defray the costs of the Township in the negotiation of a redevelopment agreement, the Township Council hereby approves the execution of the Conditional Redeveloper and Escrow Agreement, in substantially the same form as that on file with the Township Clerk, with such changes as may be recommended Township Counsel, and in consultation with Township Professionals and staff.

Section 4. This resolution shall take effect immediately.

RESOLUTION #21-95

WHEREAS, the Township of Piscataway requires Professional Appraisal Services in regard to 10 properties with respect to the Leslie Ave. Storm Sewer and Roadway Improvements Project (the “Project”); and

WHEREAS, Sterling DiSanto & Associates, Somerville, NJ, has submitted a proposal dated January 27, 2021, 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 \$2,500.00; 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 2021; and

WHEREAS, there is funding available pursuant to certification # R-2021-0023;

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 in regard to 10 properties with respect to the Leslie Ave. Storm Sewer and Roadway Improvements Project, at the rates set forth in said Proposal, with such services not to exceed \$2,500.00 in cost.

RESOLUTION #21-96

WHEREAS, EIA Constructors, Inc., Cedar Knolls, NJ has completed their project on Block 6702 (F/Blk 503.5), Lot 6.02 (40 Kingsbridge Road); and

WHEREAS, pursuant to a Request for Release of Funds dated January 11, 2021 and a Memorandum from the Township Supervisor of Engineering dated February 9, 2021, 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 \$1,966.40 be returned to EIA Constructors, Inc.; 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 EIA Constructors, Inc., Cedar Knolls, NJ, in the amount of \$1,966.40, regarding 6702 (F/Blk 503.5), Lot 6.02 (40 Kingsbridge Road).

RESOLUTION #21-97

WHEREAS, N.J.S.A. 40A: 4-20 provides for the adoption of an emergency temporary appropriation for any purposes for which appropriations may lawfully be made for the period between the beginning of the current calendar year and the date of the adoption of the budget for said year; and

WHEREAS, an emergent condition has arisen in that the Township is expected to enter in contracts, commitments or payments prior to the CY-2021 budget and no adequate provision has been made in the CY-2021 temporary budget for the aforesaid purposes, and

WHEREAS, the total emergency temporary resolutions adopted in the year CY 2021 pursuant to the provisions of (N.J.S.A. 40A:4-20); including this resolution total **Current Fund \$18,752,689.47; Senior Housing Utility Operating Fund \$700,000.00; Sewer Utility Operating Fund \$5,491,233.00; and \$700,000.00 for Recreation Utility**

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway that in accordance with the provisions of N.J.S.A. 40A:4-20 An emergency temporary appropriation be and the same is hereby made in the amount of **Current Fund \$5,653,463.00; Senior Housing Utility Operating Fund \$100,000.00; Sewer Utility Operating Fund \$2,421,233.00; and \$350,000.00 for Recreation Utility;** as follows:

CURRENT FUND

ACCOUNT #	DESCRIPTION	TYPE	Emergency Temporary Budget
01- 2021- 0200- 0150- 2	TAX ASSESSMENT	OTHER EXPENSES	15,000.00
01- 2021- 0200- 0155- 2	LEGAL SERVICES	OTHER EXPENSES	100,000.00
01- 2021- 0230- 0210- 2	LIABILITY INSURANCE	OTHER EXPENSES	100,000.00
01- 2021- 0230- 0220- 2	HEALTH INSURANCE	OTHER EXPENSES	400,000.00
01- 2021- 0250- 0240- 2	POLICE DEPARTMENT	OTHER EXPENSES	15,000.00
01- 2021- 0260- 0315- 1	SNOW REMOVAL & EMERGENCY	SALARIES AND WAGES	200,000.00
01- 2021- 0260- 0315- 2	SNOW REMOVAL & EMERGENCY	OTHER EXPENSES	25,000.00
01- 2021- 0360- 0471- 2	PUBLIC EMPLOYEES RETIREMENT SYSTEM (PERS)	OTHER EXPENSES	1,404,931.00
01- 2021- 0360- 0472- 2	SOCIAL SECURITY	OTHER EXPENSES	40,000.00
01- 2021- 0360- 0475- 2	POLICE AND FIRE RETIREMENT SYSTEM (PFRS)	OTHER EXPENSES	3,054,682.00
01- 2021- 7410- 7700- 2	GRANT: COUNTY HISTORIC PRESERVATION (METLAR'S)	OTHER EXPENSES	10,000.00
01- 2021- 7410- 7700- 2	GRANT: PISCATAWAY STORIES(FEDERAL- LIBRARY)	OTHER EXPENSES	18,850.00
01- 2021- 7440- 0251- 2	POLICE-911 EQUIPMENT UPGRADE	OTHER EXPENSES	270,000.00
Grand Total :			5,653,463.00

SENIOR HOUSING OPERATING

ACCOUNT #	DESCRIPTION	TYPE	Emergency Temporary Budget
05- 2021- 0600- 0601- 1	HSG UTILITY OPERATIONS	SALARIES AND WAGES	
05- 2021- 0600- 0601- 2	HSG UTILITY OPERATIONS	OTHER EXPENSES	100,000.00
Grand Total :			100,000.00

SEWER UTILITY OPERATING

ACCOUNT #	DESCRIPTION	TYPE	Emergency Temporary Budget
07- 2021- 0550- 0551- 1	SEWER UTILITY OPERATIONS	SALARIES AND WAGES	350,000.00
07- 2021- 0550- 0551- 2	SEWER UTILITY OPERATIONS	OTHER EXPENSES	200,000.00

07- 2021- 0550- 0552- 2	SEWER BILLING & COLLECT	OTHER EXPENSES	10,000.00
07- 2021- 0550- 0553- 2	SEWER STATUTORY - PERS	OTHER EXPENSES	351,233.00
07- 2021- 0550- 0554- 2	STATUTORY SOCIALSECURITY	OTHER EXPENSES	10,000.00
07- 2021- 0550- 0555- 2	MCUA CHARGES	OTHER EXPENSES	1,500,000.00
Grand Total :			2,421,233.00

RECREATION UTILITY

ACCOUNT #	DESCRIPTION	TYPE	Emergency Temporary Budget
41- 2021- 4100- 4100- 1	YMCA - RECREATION UTILITY	SALARIES AND WAGES	0.00
41- 2021- 4100- 4100- 2	YMCA - RECREATION UTILITY	OTHER EXPENSES	350,000.00
Grand Total :			350,000.00

1. That said emergency temporary appropriation shall be provided for in the CY 2021 budget under their respective title.
2. That one certified copy of this resolution be filed with the Director, Division of Local Government Services

RESOLUTION #21-98

WHEREAS, the State of New Jersey, Division of Local Government Services requires a resolution by Municipalities that desire to compute their Reserve for Uncollected Taxes under the alternative three-year average method as provided under NJSA 40A:4-41(c); and

WHEREAS, it is beneficial to the Township to compute the CY 2021 Reserve for Uncollected Taxes appropriation under the three year average method; and

WHEREAS, the actual percentages of tax collection for 2018, 2019 and 2020 were 98.79%, 98.76% and 99.01%, respectively and the average tax collection percentage over those three years is 98.85%;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, County of Middlesex and State of New Jersey, that it approves the utilization of the three-year average method of 98.85% in computing the Township’s CY 2021 Reserve for Uncollected Taxes budget appropriation;

AND BE IT FURTHER RESOLVED that a certified copy of this resolution is to be forwarded to the Director of the Division of Local Government Services.

RESOLUTION #21-99

WHEREAS, The Estate of Frances Anderson requests the return of a Security Deposit, in the amount of \$1,181.12, posted with the Township of Piscataway (the “Township”) for Apartment 131 at Sterling Village; and

WHEREAS, the Township Finance Department recommends the release of said Security Deposit; 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 in the amount of \$1,181.12, to The Estate of Frances Anderson in regard to Apartment 131 at Sterling Village.

RESOLUTION #21-100

WHEREAS, on October 10, 2019, M & M Realty Partners, LLC, Piscataway, NJ, posted escrow checks with the Township of Piscataway in the amounts of \$1,500.00 and \$31,500.00, regarding Zoning Board Application #19-ZB-54/55V for Block 5701, Lot 2 (1690 South Washington Avenue); and

WHEREAS, pursuant to a Request for Release of Funds dated January 15, 2021 and a Memorandum from the Township Supervisor of Planning dated February 12, 2021, the Supervisor of Planning and the Finance Department approved the release of the unexpended escrow fees in the amount of \$28,823.25 to M & M Realty Partners, LLC, Piscataway, NJ; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that the appropriate municipal officials be and are hereby authorized to release unexpended escrow fees to M & M Realty Partners, LLC, Piscataway, NJ in the amount of \$28,823.25 regarding Zoning Board Application #19-ZB-54/55V for Block 5701, Lot 2 (1690

South Washington Avenue).

RESOLUTION #21-101

WHEREAS, LandTek Construction DBA United Terrain Group, Morganville, NJ (“LandTek”) was previously awarded a contract for the Kroeger Lane Improvements Project (the “Project”), in the original amount of \$615,244.00; and

WHEREAS, certain field adjustments and minor quantities changes to the Project resulted in a decrease in the total cost of the Project from \$615,244.00 to \$449,371.39, a decrease in the amount of \$165,872.61, or 26.96% of the total contract amount; and

WHEREAS, pursuant to a memorandum, dated February 12, 2021, 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 \$8,987.43, be released to LandTek, upon LandTek posting a two (2) year maintenance bond in the amount of \$44,937.14; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that the appropriate municipal officials be and are hereby authorized to approve the above referenced change order in the decreased amount of \$165,872.61, amending the contract from \$615,244.00 to \$449,371.39; 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 Kroeger Lane Improvements Project to LandTek Construction DBA United Terrain Group, Morganville, NJ, in the amount of \$8,987.43, upon LandTek posting a two (2) year maintenance bond in the amount of \$44,937.14.

RESOLUTION #21-102

WHEREAS, New Jersey Pool Mgt LLC made duplicate payments in regard to a 2020 Swimming Pool License Fee for the pool located on the Aspen Court Apartments premises, in the amount of \$325.00 each; 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 New Jersey Pool Mgt LLC in the amount of \$325.00.

RESOLUTION #21-103

WHEREAS, the Township of Piscataway (the “Township”) wishes to enter into an Agreement with the County of Middlesex (the “County”), in regard to modifications of the traffic control signal at the intersection of Stelton Road and Old New Brunswick Road (the “Agreement”); and

WHEREAS, the County and Township are authorized to enter into this Agreement pursuant to N.J.S.A. 40A:11-5(2); and

WHEREAS, the Township Attorney and Supervisor of Engineering have reviewed the Agreement, a copy of which is attached hereto and made a part hereof, and recommend execution of same; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that the Township Council formally approves the Agreement; 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 execute the attached Agreement in substantially the same form attached hereto as Schedule A, with any modifications to be authorized by the Mayor on the advice of the Township Attorney.

RESOLUTION #21-104

WHEREAS, on February 18, 2021, the Township of Piscataway (the “Township”) received fourteen (14) bids in regard to the Adams Street Road Improvements Project (the “Project”); and

WHEREAS, pursuant to a Memorandum and Recommendation to Award Bid, both dated February 19, 2021, the Township Supervisor of Engineering reviewed the bids and recommended awarding a contract for the Project to JADS Construction Co., South River, NJ, who is the lowest qualifying bidder, in the amount not to exceed \$738,613.51; and

WHEREAS, funds are available pursuant to certification # B-2021-001;

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 award a contract for the Adams Street Road Improvements Project to JADS Construction Co., South River, NJ, who is the lowest qualifying bidder, in the amount not to exceed \$738,613.51, subject to all bid specifications and contract documents.

RESOLUTION #21-105

WHEREAS, pursuant to Chapter 10, Section 2.4 of the Township of Piscataway (the “Township”) Code, the Township charges a per month late fee for any establishment that fails to renew their Health License (“License”); and

WHEREAS, due to the ongoing COVID-19 pandemic, the Township wishes to waive late fees for 2021 Licenses until April 1, 2021 and refund any late fees already paid in connection with a 2021 License; and

WHEREAS, all late fees paid in connection with a 2021 License shall be refunded as specified in Exhibit A, which is attached hereto and made a part hereof; 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 waive late fees for 2021 Health Licenses until April 1, 2021 and refund late fees already paid for 2021 Health Licenses as specified in the attached Exhibit A.

RESOLUTION #21-106

WHEREAS, the Township of Piscataway (the “Township”) wishes to enter into a Settlement Agreement and Mutual Release with Laurence Halper and C & L Farms (“Halper”), in regard to both the cost of removal of Halper farm equipment from the property, located on Washington Avenue, and relocation funds owed to Halper (the “Settlement Agreement”); and

WHEREAS, the Township Attorney has reviewed the Settlement Agreement, a copy of which is attached hereto as Exhibit A and made a part hereof, and recommends execution of same; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that the Township Council formally approves the Agreement in substantially the form attached hereto, subject to such final changes as may be approved by the Mayor upon advice of the Township Attorney; and

BE IT FURTHER RESOLVED that the appropriate municipal officials are authorized to make a net payment to Halper in the amount of \$58,373.66, as provided in the Settlement Agreement; and

BE IT FURTHER RESOLVED that the appropriate municipal officials and Mayor are hereby authorized to execute the Agreement and take any action necessary to effectuate same.

The following are the disbursements for the month of January 2021

ANNOUNCEMENTS & COMMENTS FROM OFFICIALS:

Mayor Wahler shared the county site at Ericcson will be offering vaccines shortly.

The Council considered the matters on the Agenda for March 9, 2021:

- RESOLUTION – Authorizing Award of Bid – Second Avenue Improvements – Phase 1 & 2 – Bid Opening February 25, 2021
- RESOLUTION – Authorizing Award of Bid – New Market Lake Park Area Improvements Phase IV – Bid Opening February 25, 2021.
- RESOLUTION – Authorizing Award of Bid – 2021-2022 Landscape Maintenance of Twp Properties – Bid Opening February 25, 2021.
- RESOLUTION – Authorizing Return of Engineering and Inspection Fees:
 - Block 8504, Lot 43.02 – 1327-1341 Stelton Road.
- RESOLUTION – Accepting and Adopting the Central Jersey Municipal Joint Insurance Fund’s 2021 Safety Incentive Program.
- RESOLUTION – Authorizing Award of Bid – 2021-2022 Property Maintenance Services for Code Enforcement – Custom Care Services, Inc. – Not to Exceed \$104,400.00.

OPEN TO PUBLIC:

Sid Madison, 176 Blackford Ave spoke on resolution he wants to see passed on fossil fuels.

Bill Irwin, 233 Ellis Parkway – asked for information on 1690 S Washington

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 8:04pm on motion of Mrs. Lombardi, seconded by Mrs. Cahill, carried unanimously.

Respectfully submitted,

Melissa A. Seader, Township Clerk

Accepted:

Kapil Shah
Council President