

April 20, 2021

A Regular Meeting of the Piscataway Township Council was held on April 20, 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, McCullum, 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.

Pratik Patel, 29 Redbud Rd, asked for clarification on consent agenda items.

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

Councilwoman Lombardi read the following Proclamation:

**WHEREAS,** As local government has grown in responsibility and importance throughout the nation's history, so has the role of the Municipal Clerk; and

**WHEREAS,** In New Jersey, the Clerk occupies one of the most important and exacting positions in municipal government; and

**WHEREAS,** The Office of the Municipal Clerk has many statutory duties, which include acting as secretary to the governing body, Chief Administration Officer of all elections, custodian of records and issuance of various licenses and permits; and

**WHEREAS,** The Municipal Clerk serves as the information center on functions of local government and community; and

**WHEREAS,** Municipal Clerks have pledged to be ever mindful of their neutrality and impartiality, rendering equal service to all; and  
**WHEREAS,** Throughout the ongoing pandemic, the Clerk’s office turned to technology and continues to serve the needs of the public; and  
**NOW THEREFORE BE IT RESOLVED,** that I, Brian C. Wahler, Mayor of the Township of Piscataway, County of Middlesex, State of New Jersey, recognize the week of May 2 through May 8, 2021 as Municipal Clerks Week, and further recognize our Municipal Clerk Melissa Seader, Deputy Clerk Monica Orlando and Secretary Virginia Schiavi for the vital services they perform and their dedication to the residents of Piscataway.

The Clerk read the following Proclamation

**Whereas,** Arbor Day was established in 1872 in an effort to encourage people to practice conservation by planting trees; and  
**Whereas,** the purpose of Arbor Day has been expanded to encourage the planting and care of trees across the nation for the benefit of urban, community and rural landscapes and to raise awareness of trees and the important role that they play in our environment; and  
**Whereas,** trees are renewable natural resources which provide us with fruit and nuts for food, wood for construction, fuel for warmth, paper products and a wide variety of other goods and materials; and  
**Whereas,** trees intercept storm water, reduce runoff and erosion, clean air and water, moderate climate; and  
**Whereas,** neighborhood trees provide habitats for wildlife, beautify parks, streets and residential developments, provide buffers from traffic; and  
**Whereas,** the Township of Piscataway has been recognized as a Tree City USA by the Arbor Day Foundation for thirty four years; and  
**Whereas,** tree planting and maintenance programs are essential to improving the quality of life in each community; and  
**Now therefore be it resolved,** that I, Brian C. Wahler, Mayor of the Township of Piscataway do hereby recognize April 30, 2021 as **ARBOR DAY** and urge all residents to celebrate Arbor Day and support the planting of trees to promote the well-being of this and future generations.

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, 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, of the Revised General Ordinances of the Township regarding the addition of parking restrictions on Ted Light Way; 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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Suttons Lane	Both	From Metlars Lane (CR #609) to Edison Township line
<i>Ted Light Way</i>	<i>Both</i>	<i>Entire length</i>

Terrace Court	Both	From New Market Road (CR #665) to Day Avenue
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\* \* \*

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

**BE IT FURTHER ORDAINED** that all other ordinances in conflict or inconsistent with this ordinance are hereby repealed, to the extent of such conflict or inconsistency. In the event of any inconsistencies between the provisions of this Ordinance and any prior ordinance of the Township, the provisions hereof shall be determined to govern. All other parts, portions and provisions of the Ordinances of the Township are hereby ratified and confirmed, except where inconsistent with the terms hereof.

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

Mr. Shah opened the Meeting to the Public for Comments There being no comments, this portion was of the meeting was closed to the public.

RESOLUTION offered by Mr. Bullard, seconded by Mrs. Cahill: 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 was introduced on the 23<sup>rd</sup> day of February, 2021 and had passed the first reading and was published on the 26<sup>th</sup> day of February, 2021.

NOW, THEREFORE, BE IT RESOLVED, that the aforesaid Ordinance, having had a second reading on March 23, 2021, 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. 2021-06.

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

The Clerk read for SECOND READING the following ORDINANCE: ORDINANCE TO SUPPLEMENT THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, SUPPLEMENTING CHAPTER XXI (21), ZONING TO ADD SECTION 21-1102.a - SUPPLEMENTAL LANDSCAPE STANDARDS

**BE IT ORDAINED**, by the Township Council of the Township of Piscataway, County of Middlesex, State of New Jersey, that Chapter XXI, Zoning is hereby supplemented to read as follows:

**§ 21-1102.a SUPPLEMENTAL LANDSCAPE STANDARDS**

All lots zoned BP-1, Business Professional which maintain a frontage on Stelton Road and abut a residentially zoned lot to the rear shall be required to implement the following buffer and lighting requirements in order to meet the negative criteria requirement that there be no substantial detriment to the public good.

1. The buffering requirements are as follows:
  - a. A six-foot high, 100% solid wood or vinyl fence; and
  - b. A planting bed no less than 10 feet in depth; and
  - c. Evergreen conifers, 8 feet-10 feet in height at time of planting, planted 6 feet-10 feet on center, depending on species selection; and
  - d. Additional shrubs 3 feet-4 feet in height at time of planting to fill the gaps between the evergreen conifers so as to provide a continuous buffer with plantings; and
  - e. All the elements of the buffer shall be approved by the Township Landscape Architect.

2. The maximum height of parking lot lighting fixtures shall be 12 feet; shall utilize only LED lighting with a maximum of 3,000 Kelvin temperature and shall contain house side shielding.

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

**BE IT FURTHER ORDAINED** that all other ordinances in conflict or inconsistent with this ordinance are hereby repealed, to the extent of such conflict or inconsistency. In the event of any inconsistencies between the provisions of this Ordinance and any prior ordinance of the Township, the provisions hereof shall be determined to govern. All other parts, portions and provisions of the Ordinances of the Township are hereby ratified and confirmed, except where inconsistent with the terms hereof.

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

Mr. Shah opened the Meeting to the Public for Comments.

Brian Rak, 1247 Brookside Dr, asked about impact on residential properties.

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

RESOLUTION offered by Mrs. Lombardi, seconded by Mr. Cahn: BE IT RESOLVED, By the Township Council of Piscataway Township, New Jersey that: ORDINANCE TO SUPPLEMENT THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, SUPPLEMENTING CHAPTER XXI (21), ZONING TO ADD SECTION 21-1102.a - SUPPLEMENTAL LANDSCAPE STANDARDS was introduced on the 23<sup>rd</sup> day of March, 2021 and had passed the first reading and was published on the 26<sup>th</sup> day of March, 2021.

NOW, THEREFORE, BE IT RESOLVED, that the aforesaid Ordinance, having had a second reading on April 20, 2021, 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. 2021-09.

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

The Clerk read for SECOND READING the following ORDINANCE: BOND ORDINANCE PROVIDING FOR ROAD REHABILITATION AND IMPROVEMENTS IN AND BY THE TOWNSHIP OF PISCATAWAY, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$4,900,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$4,245,600 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PISCATAWAY, IN THE COUNTY OF MIDDLESEX, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The improvement described in Section 3(a) of this bond ordinance is hereby authorized to be undertaken by the Township of Piscataway, in the County of Middlesex, New Jersey (the "Township") as a general improvement. For the improvement or purpose described in Section 3(a), there is hereby appropriated the sum of \$4,900,000, including a \$566,900 grant from the State of New Jersey Department of Transportation Fiscal Year 2021 Municipal Aid Program (the "State Grant") for Netherwood Avenue road rehabilitation and improvements, as more specifically described in Section 3(a) hereof (the "Netherwood Avenue Project"), and further including the sum of \$87,500 as the down payment required by the Local Bond Law. The down payment is now available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets. Pursuant to N.J.S.A. 40A:2-11(c), no down payment is provided for the costs of the Netherwood Avenue Project since the project is being partially funded by the State Grant.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment or the State Grant, negotiable bonds are hereby authorized to be issued in the principal amount of \$4,245,600 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby

authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is Netherwood Avenue and Justice Street road rehabilitation and improvements, including all work and materials necessary therefor and incidental thereto.

(b) The estimated maximum amount of bonds or bond anticipation notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Director of Finance; provided that no bond anticipation note shall mature later than one year from its date unless such bond anticipation notes are permitted to mature at such later date in accordance with applicable law. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the Director of Finance. The Director of Finance shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the Director of Finance's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law or other applicable law. The Director of Finance is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The Director of Finance is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3(a) of this bond ordinance is not a current expense. It is an improvement or purpose that the Township may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 10 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$4,245,600, and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$250,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

Section 7. The Township hereby declares the intent of the Township to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3(a) of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of Treasury Regulations.

Section 8. Any grant moneys received for the purpose described in Section 3(a) hereof shall be applied either to direct payment of the cost of the improvement or if other than as referred to in Section 1 hereof, to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The chief financial officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy *ad valorem* taxes upon all the taxable real property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Mr. Shah opened the Meeting to the Public for Comments There being no comments, this portion of the meeting was closed to the public.

RESOLUTION offered by Mr. Cahn, seconded by Mr. Bullard: BE IT RESOLVED, By the Township Council of Piscataway Township, New Jersey that: AN ORDINANCE ENTITLED: BOND ORDINANCE PROVIDING FOR ROAD REHABILITATION AND IMPROVEMENTS IN AND BY THE TOWNSHIP OF PISCATAWAY, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$4,900,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$4,245,600 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF was introduced on the 23<sup>rd</sup> day of March, 2021 and had passed the first reading and was published on the 26<sup>th</sup> day of March, 2021.

NOW, THEREFORE, BE IT RESOLVED, that the aforesaid Ordinance, having had a second reading on April 20, 2021, 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. 2021-10.

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

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, AND SECTION 17.8, SCHEDULE OF RESIDENTIAL PERMIT PARKING AREAS.**

RESOLUTION offered by Mrs. McCullum, seconded by Mrs. Lombardi, 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 17.8, SCHEDULE OF RESIDENTIAL PERMIT PARKING AREAS** 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 11<sup>th</sup> day of May, 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, McCullum, Uhrin, and Shah answered yes.

The Clerk read for FIRST READING the following ORDINANCE: ORDINANCE TO PROVIDE FOR THE ACQUISITION OF RIGHTS OF WAY, EASEMENTS AND LAND IN FEE SIMPLE, AS NEEDED, FOR THE IMPROVEMENT OF CENTENNIAL AVENUE & THE CONSTRUCTION OF LOCAL IMPROVEMENT SIDEWALKS ON BLOCK 5501, LOT 12.02 OF THE TOWNSHIP OF PISCATAWAY TAX MAP, COMMONLY KNOWN AS 1303 CENTENNIAL AVENUE, PISCATAWAY, AS PERMITTED UNDER N.J.S.A. 40:65-1, ET SEQ.

RESOLUTION offered by Mr. Bullard, seconded by Mrs. Cahill, BE IT RESOLVED, by the Township Council of Piscataway Township, New Jersey that: ORDINANCE TO PROVIDE FOR THE ACQUISITION OF RIGHTS OF WAY, EASEMENTS AND LAND IN FEE SIMPLE, AS NEEDED, FOR THE IMPROVEMENT OF CENTENNIAL AVENUE & THE CONSTRUCTION OF LOCAL IMPROVEMENT SIDEWALKS ON BLOCK 5501, LOT 12.02 OF THE TOWNSHIP OF PISCATAWAY TAX MAP, COMMONLY KNOWN AS 1303 CENTENNIAL AVENUE, PISCATAWAY, AS PERMITTED UNDER N.J.S.A. 40:65-1, ET SEQ. 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 11<sup>th</sup> day of May, 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. Cahill, Cahn, Lombardi, McCullum, Uhrin, and Shah answered yes. No vote from Mr. Bullard.

RESOLUTION #21-168

**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 April 20, 2021 Regular Meeting appear to have the unanimous approval of all members of the Township Council:

- a. RESOLUTION – Authorizing Reading of CY2021 Budget by Title.
- b. RESOLUTION - Authorizing Self Examination of Annual Municipal Budget
- c. RESOLUTION – Authorizing Award of Contract Through State Contract for Tree and Stump Removal – Rich Tree Service, Inc. – Not to Exceed \$250,000.00.
- d. RESOLUTION – Local Pensions Protections.
- e. RESOLUTION – Authorizing Re-Bid – 2021 Rehabilitation of Various Park Courts & Rinks.
- f. RESOLUTION – Authorizing Award of Bid – Drake Lane Improvements Phase III – Assuncao Brothers Inc. – Not to Exceed \$1,566,651.00.
- g. RESOLUTION – Authorizing Cancellation and Refund of Taxes Due to 100% Disabled Veteran Status – Block 1025, Lot 15.01.
- h. RESOLUTION – Authorizing Cancellation of Taxes Due to 100% Tax Exempt Church – Block 9903, Lot 9.07.
- i. RESOLUTION – Authorizing Return of Escrow Fees:
  - Block 11701, Lot 16.04 – 909 River Road.
- j. RESOLUTION – Authorizing Tax Appeal Settlement:
  - Mayflower Coop Association – Block 10601, Lot 3.06 – 290 River Road.

- k. RESOLUTION – Authorizing Refund of Overpayment of Taxes Due to Tax Court Judgment – Block 6003, Lot 13.
- l. RESOLUTION – Authorizing 2021 Solicitors License – Nicholas Stewart and 2021 Peddlers License – Marco Marino.
- m. RESOLUTION – Authorizing Return of Sterling Village Security Deposits:
  - Estate of Virginia Wong
  - Estate of Edward Labno
- n. RESOLUTION – In Support of H.R. 946 – The Stop the Attack Local Taxpayers Act.
- o. RESOLUTION – Authorizing Award of Bid – Baekeland Avenue Improvements Phase 1 – Lucas Brothers, Inc. – Not to Exceed \$4,522,522.00.
- p. RESOLUTION – Authorizing Return of Cash Bond:
  - Brunswick Business Properties, LLC – Block 9301, Lot 54.05 – 141 Ethel Road West.
- q. RESOLUTION – Authorizing Award of Contract Under State Contract – Data Communications Equipment and Service – Adalex Communications – Not to Exceed \$75,000.00.
- r. RESOLUTION – Authorizing Award of Contract Under State Contract – Surveillance and Door Access Control Upgrades and Additions – Dynamic Security LLC – Not to Exceed \$75,000.00.
- s. RESOLUTION – Award of Contract Under State Contract – Surveillance and Door Access Control – Parks and Additional Public Buildings – Dynamic Security LLC – Not to Exceed \$350,000.00.
- t. RESOLUTION – Authorizing the Execution of a Memorandum of Agreement with 28 Howard Street Holdings, LLC for the Improvement of Block 1102, Lot 51.01.
- u. RESOLUTION – Authorizing Supplement to Leslie Ave. Storm Sewer and Roadway Improvements Project – 10 Properties – Sterling DiSanto & Associates – Not to Exceed \$1,000.00.
- v. MOTION – Accept the Report of the Clerk’s Account – March 2021
- w. MOTION – Accept Report of the Division of Revenue – March 2021.
- x. MOTION – Receive and Enter into Minutes Disbursements for the Month of March 2021.
- y. MOTION - Accept Council Meeting Minutes for February 23 and March 9, 2021.

**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 April 20, 2021 Regular meeting and adopted by separate vote. On roll call vote: Messrs. Bullard, Cahill, Cahn, Lombardi, McCullum, Uhrin, and Shah answered yes.

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

RESOLUTION #21-169

**WHEREAS**, N.J.S.A. § 40A:4-8 provides that the budget be read by title only at the time of public hearing if a resolution is passed by not less than a majority of the full governing body, providing that at least one week prior to the date of hearing a complete copy of the approved budget, as advertised, has been posted in the Municipal Building and local public library and copies have been made available by the Clerk to persons requesting them; and

**WHEREAS**, these conditions have been met by the Township of Piscataway; and

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Township Council of the Township of Piscataway, that the budget shall be read by title only.

RESOLUTION #21-170

**WHEREAS**, N.J.S.A. 40A:4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally

granted to the Director of the Division of Local Government Services, of conducting the annual budget examination; and

**WHEREAS**, N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 11, 1997; and

**WHEREAS**, pursuant to N.J.A.C. 5:30-7.2 through 7.5, the **Township of Piscataway** has been declared eligible to participate in the program by the Division of Local government Services, and the Chief Financial officer has determined that the local government meets the necessary conditions to participate in the program for the 2021 budget year.

**NOW THEREFORE BE IT RESOLVED** by the governing body of the **Township of Piscataway** that in accordance with N.J.A.C. 5:30-7.6a & 7.6b and based upon the Chief Financial Officer's certification, the governing body has found the budget has met the following requirements:

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:
  - a. Payment of interest and debt redemption charges
  - b. Deferred charges and statutory expenditures
  - c. Cash deficit of preceding year
  - d. Reserve for uncollected taxes
  - e. Other reserves and non-disbursement items
  - f. Any inclusions of amounts required for school purposes.
2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at N.J.S.A. 40A:4-45.3 et seq., are fully met (complies with CAP law).
3. That the budget is in such form, arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.
4. That pursuant to the Local Budget Law:
  - a. All estimates of revenue are reasonable, accurate and correctly stated,
  - b. Items of appropriation are properly set forth
  - c. In itemization, form, arrangement and content, the budget will permit the exercise of the comptroller function within the municipality.
5. The budget and associated amendments have been introduced and publicly advertised in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.
6. That all other applicable statutory requirements have been fulfilled.

**BE IT FURTHER RESOLVED** that a copy of this resolution will be forwarded to the Director of the Division of Local Government Services upon adoption.

#### RESOLUTION #21-171

**WHEREAS**, the Township of Piscataway (the "Township") is in need of Tree Trimming/Tree & Stump Removal (the "Project"); and

**WHEREAS**, the Township Director of Public Works recommends awarding a contract for the Project to Rich Tree Service, Inc., South Plainfield, NJ, through New Jersey State Contract #18-DPP-00645, T-0465, in the amount not to exceed \$250,000.00; and

**WHEREAS**, funds are available pursuant to certification # R-2021-0056;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Piscataway, that the appropriate municipal officials be and are hereby authorized to enter into a contract for Tree Trimming/Tree & Stump Removal with Rich Tree Service, Inc., South Plainfield, NJ, for a total cost not to exceed \$250,000.00, through New Jersey State Contract #18-DPP-00645, T-0465.

RESOLUTION #21-172

**WHEREAS**, county, municipal, and other local governments have met their pension obligations as employers for more than a decade while the State of New Jersey has continued to underfund the pension systems in varying degrees since 1996 and thus creating one of the worst publicly funded retirement systems in the entire nation; and

**WHEREAS**, despite fulfilling their fiduciary duties in meeting their pension obligations, local governments across the State will experience double digit percentage increases in total employer pension contributions in 2021 as determined in figures recently published by the Division of Pension and Benefits in the State Department of Treasury; and

**WHEREAS**, even more alarming for local government employers is the fact that the unfunded accrued liability once again increased in 2021 to a staggering \$26.6 billion for PERS alone, causing in part, a decrease in the funded ratio for the Local Part of PERS to 65.4%, the State Part to 31.2%, and the combined rate to a disconcerting 52.2% far below the target funded ratio of 75.0%; and

**WHEREAS**, this legislation would protect local governing bodies from the State of New Jersey further directing property taxpayer dollars to subsidize its long mismanagement and underfunding of the pension systems as it would provide the new balanced board of trustees of PERS with the ability to determine or modify member benefits, direct policies and investments to achieve full funding, and serve as the fiduciary of system; and

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Piscataway, that the Township of Piscataway does in fact hereby support S-3522, which would establish a new board of trustees for the Local Part of the Public Employees' Retirement System (PERS) to preserve the structure and integrity of the more solvent Local Part; and

**BE IT FURTHER RESOLVED** that certified copies of this Resolution shall be forwarded to Governor Phil Murphy, Senate President Stephen M. Sweeney, Speaker of the General Assembly Craig Coughlin, State Senator Bob Smith, Assemblyman Joseph Danielson, Assemblyman Joseph V. Egan, and the clerks of the boards of county commissioners in all twenty-one counties.

RESOLUTION #21-173

**WHEREAS**, on April 8, 2021, the Township of Piscataway received no bids for the 2021 Rehabilitation of Various Park Courts and Rinks; 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 re-advertise a bid request for the 2021 Rehabilitation of Various Park Courts and Rinks.

RESOLUTION #21-174

**WHEREAS**, on April 15, 2021, the Township of Piscataway (the "Township") received seven (7) bids in regard to the Drake Lane Improvements – Phase III (the "Project"); and

**WHEREAS**, pursuant to a Memorandum and Recommendation to Award Bid, both dated April 16, 2021, the Township Supervisor of Engineering reviewed the bids and recommended awarding a contract for the Project to Assuncao Brothers Inc., Edison, NJ, who is the lowest qualifying bidder, in the amount not to exceed \$1,566,651.00; and

**WHEREAS**, funds are available pursuant to certification # B-2021-015;

**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 Drake Lane Improvements – Phase III to Assuncao Brothers Inc., Edison, NJ, who is the lowest qualifying bidder, in the amount not to exceed \$1,566,651.00, subject to all bid specifications and contract documents.

RESOLUTION #21-175

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

BLOCK	LOT	NAME	YEAR	AMOUNT	REASON
1025	15.01	Angline Gallicchio	2021	1,864.49	100% Disabled Veteran

**And;**

**WHEREAS**, the Tax Collector is requesting authorization to cancel taxes and refund the amount as listed below

BLOCK	LOT	NAME	YEAR	AMOUNT	REASON
1025	15.01	Angeline Gallicchio	2021	134.54	100% DISABLED VETERAN

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

RESOLUTION #21-176

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

BLOCK	LOT	NAME	YEAR	AMOUNT	REASON
9903	9.07	St Moses & Anba Abraam Coptic Orthodox Church	2021	5,434.71	100% tax Exempt Church

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

RESOLUTION #21-177

**WHEREAS**, on February 19, 2008, Windels Marx Lane & Mittendorf, LLP, New Brunswick, NJ, posted an escrow check on behalf of Colgate Palmolive Company, Piscataway, NJ, with the Township of Piscataway in the amount of \$10,000.00, regarding Planning Board Application #08-PB-04 for Block 11701 (F/Blk 835.2), Lot 16.05 (F/Lot 16.04) (909 River Road); and

**WHEREAS**, pursuant to a Request for Release of Funds dated March 17, 2021 and a Memorandum from the Township Supervisor of Planning dated March 18, 2021, the Supervisor of Planning and the Finance Department approved the release of the unexpended escrow fees in the amount of \$8,794.95 to Colgate Palmolive Company, 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 Colgate Palmolive Company, Piscataway, NJ in the amount of \$8,794.95 regarding Planning Board Application #08-PB-04 for Block 11701 (F/Blk 835.2), Lot 16.05 (F/Lot 16.04) (909 River Road).

RESOLUTION #21-178

**WHEREAS**, the Township of Piscataway and the following property owner has been engaged in litigation on a tax appeal which is pending in the Tax Court; and

**WHEREAS**, the Municipal Tax Assessor and Special Counsel for Tax Appeals have recommended the following settlement regarding the assessed value of the property for the specified year:

**Mayflower Coop Association**

**Block 10601, Lot 3.06**  
**290 River Road**

	2018 <u>Assessment</u>	2018 Proposed <u>Assessment</u>	2019 <u>Assessment</u>	2019 Proposed <u>Assessment</u>
Land	10,976,000	10,976,000	10,976,000	10,976,000
Improvements	<u>6,631,900</u>	<u>5,024,000</u>	<u>6,631,900</u>	<u>5,024,000</u>
Total	17,607,900	16,000,000	17,607,900	16,000,000
	2020 <u>Assessment</u>	2020 Proposed <u>Assessment</u>		
Land	8,000,000			
Improvements	<u>10,400,000</u>	<u>DISMISSED</u>		
Total	18,400,000			

**WHEREAS**, the Special Counsel for Tax Appeals, as well as appraisal consultants retained by the Township, have advised that the proposed settlement fully conforms with the public interest; and

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Piscataway, that the settlement of the above Tax Appeal, as recommended by the Municipal Tax Assessor and Special Counsel for Tax Appeals and as specifically set forth above, be and the same is hereby approved; and

**BE IT FURTHER RESOLVED** that upon notification from the Assessor that the above settlement has been approved by the Tax Court, the Tax Collector and other appropriate officials, the appropriate municipal officials be and are hereby authorized to issue the refund and/or credit corresponding to the aforementioned assessed value.

RESOLUTION #21-179

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

BLOCK	LOT	NAME	YEAR	AMOUNT	REASON
6003	13	GREENWAY PROPERTIES LLC	2018	\$44,966.40	Refund of Overpayment due to Judgement Docket NO. 003788- 2018
		<b>Total</b>		<b><u>\$44,966.40</u></b>	

**THEREFORE, BE IT RESOLVED** that the Treasurer is hereby authorized to refund the overpayment of taxes to the record owner and the Collector is hereby authorized to adjust the records accordingly.

RESOLUTION #21-180

**WHEREAS**, Marco Marino has applied with the Township of Piscataway for a Peddlers License for 2021 and Nicholas Stewart has applied with the Township of Piscataway for a Solicitors License for 2021; and

**WHEREAS**, pursuant to letters from the Piscataway Township Police Department, both dated March 25, 2021, copies of which are attached hereto and made a part hereof, the Piscataway Township Police Department recommends granting a Peddlers License for 2021 to Marco Marino and a Solicitors License for 2021 Nicholas Stewart; 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 a Peddlers License for 2021 to Marco Marino and a Solicitors License for 2021 to Nicholas Stewart.

RESOLUTION #21-181

**WHEREAS**, The Estate of Edward Labno requests the return of a Security Deposit, in the amount of \$373.91, posted with the Township of Piscataway (the "Township") for Apartment 552 at Sterling Village; and

**WHEREAS**, The Estate of Virginia Wong requests the return of a Security Deposit, in the amount of \$988.04, posted with the Township for Apartment 214 at Sterling Village; and

**WHEREAS**, the Township Finance Department recommends the release of said Security Deposits; 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 \$373.91, to The Estate of Edward Labno in regard to Apartment 552 at Sterling Village; and

**BE IT FURTHER RESOLVED** that the appropriate municipal officials be and are hereby authorized to release said Security Deposit in the amount of \$988.04, to The Estate of Virginia Wong in regard to Apartment 214 at Sterling Village.

RESOLUTION #21-182

**WHEREAS**, each provision of the Federal Tax Code, which is incredibly complex, was enacted for a reason. While some of those reasons may no longer serve the public's interest, others remain fair and effective tools that promote the general welfare; and

**WHEREAS**, the deduction for state and local taxes (SALT) has been a feature of the tax code for more than 100 years. In 1913, the first federal income tax form allowed taxpayers to deduct state and local taxes, one of only six deductions allowed at the time; and

**WHEREAS**, a federal tax reform law passed in 2017 capped the deductibility of state and local taxes at \$10,000 forcing double taxation for residents that pay in excess of that amount, as well as harm to states and communities that rely on tax payments that support public services which benefit all citizens, such as K-12 schools, law enforcement and public safety, transportation and infrastructure, and vital community and public health services; and

**WHEREAS**, New Jersey 9<sup>th</sup> District Congressman Bill Pascrell has introduced H.R. 946 the Stop the Attack on Local Taxpayers (SALT) Act, which eliminates the \$10,000 cap on property tax deduction and retroactively removes the cap; and

**WHEREAS**, taxpayers in all 50 states benefit from the SALT deduction that is claimed by taxpayers of all income levels; and

**WHEREAS**, the deduction is especially important for middle-income homeowners, as fifty percent of the deductions claimed by taxpayers making \$50,000 to \$100,000 are for property taxes; and

**WHEREAS**, the SALT deduction does not unfairly benefit taxpayers in high tax states. To the contrary, low tax states are generally more dependent on the federal government, receiving more in federal funding than they pay in federal taxes. According to one study, New Jersey, New York, and Illinois are among the states that receive less than \$1 from the federal government for every \$1 paid in federal taxes; and

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Council of the Township of Piscataway that the Township supports the full tax deductibility outlined in H.R. 946 and urges all members of the New Jersey Congressional Delegation as well as all members of congress to support the SALT Act, with voice and vote, to restore the fair and reasonable SALT deductibility provision from the Federal Tax Code; and

**BE IT FURTHER RESOLVED** that copies of this resolution be forwarded to Congressman Frank Pallone, Senators Booker and Menendez, President Joe Biden and the New Jersey State League of Municipalities.

RESOLUTION #21-183

**WHEREAS**, on April 8, 2021, the Township of Piscataway (the "Township") received six (6) bids in regard to the Baekeland Avenue Improvements – Phase 1 (the "Project"); and

**WHEREAS**, pursuant to a Memorandum and Recommendation to Award Bid, both dated April 13, 2021, the Township Supervisor of Engineering reviewed the bids and recommended awarding a contract for the Project to Lucas Brothers, Inc., Morganville, NJ, who is the lowest qualifying bidder, in the amount not to exceed \$4,522,522.00; and

**WHEREAS**, funds are available pursuant to certification # B-2021-013;

**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 Baekeland Avenue Improvements – Phase 1 to Lucas Brothers, Inc., Morganville, NJ, who is the lowest qualifying bidder, in the amount not to exceed \$4,522,522.00, subject to all bid specifications and contract documents.

RESOLUTION #21-184

**WHEREAS**, Brunswick Business Properties, LLC, Red Bank, NJ, requests the release of a Cash Bond in the original amount of \$18,959.70, posted with the Township of Piscataway on May 3, 2019, regarding improvements for Block 9301 (F/Blk 734.1), Lot 54.05 (141 Ethel Road West); and

**WHEREAS**, pursuant to a Request for Release of Funds dated April 14, 2021 and a letter from the Township Supervisor of Engineering dated April 14, 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 \$18,965.00 (including interest), to Brunswick Business Properties, LLC, Red Bank, NJ, regarding Block 9301 (F/Blk 734.1), Lot 54.05 (141 Ethel Road West).

RESOLUTION #21-185

**WHEREAS**, the Township Network Administrator has advised that the Township is in need of Data Communications Equipment and Service (the “Project”); and

**WHEREAS**, pursuant to a Recommendation to Award Contract, a copy of which is attached hereto and made a part hereof, the Network Administrator recommends awarding a contract for the Project through NJ State Contract 15-R-23681 #87725 and NASPO Valuepoint # MNWMC-08 to Adalex Communications, Piscataway, NJ in the amount not to exceed \$75,000.00; and

**WHEREAS**, N.J.S.A. 52:34-6.2 et. seq. authorizes the Township to make purchases and contract for services through the use of a nationally-recognized and accepted cooperative purchasing agreement that has been developed utilizing a competitive bidding process; and

**WHEREAS**, funds are available pursuant to certification # R-2021-0063;

**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 Data Communications Equipment and Service through NJ State Contract 15-R-23681 #87725 and NASPO Valuepoint # MNWMC-08 to Adalex Communications, Piscataway, NJ in the amount not to exceed \$75,000.00, subject to all bid specifications and contract documents.

RESOLUTION #21-186

**WHEREAS**, the Township Network Administrator has advised that the Township is in need of Surveillance and Door Access Control – Upgrades and Additions (the “Project”); and

**WHEREAS**, pursuant to a Recommendation to Award Contract, a copy of which is attached hereto and made a part hereof, the Network Administrator recommends awarding a contract for the Project through NJ State Contract #17-TELE-00230 #T2424, V0001513, to Dynamic Security LLC, Edison, NJ in the amount not to exceed \$75,000.00; and

**WHEREAS**, funds are available pursuant to certification # R-2021-0064;

**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 Surveillance and Door Access Control – Upgrades and Additions through NJ State Contract #17-TELE-00230 #T2424, V0001513, to Dynamic Security LLC, Edison, NJ in the amount not to exceed \$75,000.00, subject to all bid specifications and contract documents.

RESOLUTION #21-187

**WHEREAS**, the Township Network Administrator has advised that the Township is in need of Surveillance and Door Access Control – Parks and Additional Public Buildings (the “Project”); and

**WHEREAS**, pursuant to a Recommendation to Award Contract, a copy of which is attached hereto and made a part hereof, the Network Administrator recommends awarding a contract for the Project through NJ State Contract #17-TELE-00230 #T2424, V0001513 to Dynamic Security LLC, Edison, NJ in the amount not to exceed \$350,000.00; and

**WHEREAS**, funds are available pursuant to certification # R-2021-0065;

**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 Surveillance and Door Access Control – Parks and Additional Public Buildings through NJ State Contract #17-TELE-00230 #T2424, V0001513 to Dynamic Security LLC, Edison, NJ in the amount not to exceed \$350,000.00, subject to all bid specifications and contract documents.

RESOLUTION #21-188

**WHEREAS**, 28 HOWARD STREET HOLDINGS, LLC (hereinafter “28 Howard”) is the contract purchaser of the property located at 28 Howard Street in the Township, which

property is designated as Lot 51.01 in Block 1102 on the Township's Tax Map (the "Property"); and

**WHEREAS**, the condition of the property has significantly deteriorated over the last ten years and a recent inspection noted numerous zoning violations; and

**WHEREAS**, the Township and 28 Howard have engaged in extended discussions about curing the zoning violations, the property maintenance violations; and constructing various improvements on the Property; and

**WHEREAS**, those discussions have resulted in the preparation of a Memorandum of Agreement detailing the actions which 28 Howard has agreed to undertake; and

**WHEREAS**, the Township Council of the Township of Piscataway has reviewed the proposed Memorandum of Agreement and finds same to be in the best interest of the Township and its citizens.

**NOW, THEREFORE**, be it resolved by the Township Council of the Township of Piscataway that the Memorandum of Agreement is found to be reasonable and appropriate in connection with the rehabilitation and improvement of the Property; and

**BE IT FURTHER RESOLVED**, that the Memorandum of Agreement is hereby approved, and the Mayor and the Municipal Clerk are hereby authorized to execute same in substantially similar form to the copy attached hereto as Exhibit "A".

#### RESOLUTION #21-189

**WHEREAS**, the Township of Piscataway requires Professional Appraisal Services for 10 properties in regard to the Leslie Avenue Storm Sewer and Roadway Improvements Project (the "Project"); and

**WHEREAS**, Sterling DiSanto & Associates, Somerville, NJ, has submitted a proposal dated April 19, 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 \$1,000.00; 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-2021-0067;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Piscataway that the Township Council does hereby authorize Sterling DiSanto & Associates, Somerville, NJ, to provide Professional Appraisal Services for 10 properties in regard to the Leslie Avenue Storm Sewer and Roadway Improvements Project, at the rates set forth in said Proposal, with such services not to exceed \$1,000.00 in cost.

The following are the Disbursements for the month of March 2021

Continued on next page

**PUBLIC HEARING – CY2021 Municipal Budget**

Mr. Shah opened the public hearing.

Brian Rak, 1247 Brookside Rd spoke on concerns of police budget  
 Jessica Kratovil, 1247 Brookside Rd, spoke on concerns of police budget

Mr. Shah closed the public hearing.

**Resolution #21-190**

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

WHEREAS, N.J.S.A. 40A:4-8 provides that the budget be read by title only at the time of public hearing, if a resolution is passed, by not less than a majority of the full governing body, providing that at least one week prior to the date of hearing, a complete copy of the approved budget, as advertised, has been posted in the Municipal Building, the local public library, and copies have been made available by the Clerk to persons requesting them; and

WHEREAS, these conditions have been met;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, in the County of Middlesex, State of New Jersey, that the budget shall be read by title only.

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

(a)\$	48,011,898.68	(Item 2 below) for municipal purposes, and			
(b)\$		(Item 3 below) for school purposes in Type I School District only (N.J.S. 18A:9-2) to be raised by taxation and,			
(c)\$		(Item 4 below) to be added to the certificate of amount to be raised by taxation for local school purposes in Type II School Districts only (N.J.S. 18A:9-3) and certification to the County Board of Taxation of the following summary of general revenues and appropriations.			
(d)\$		(Sheet 43) Open Space, Recreation, Farmland and Historic Preservation Trust Fund Levy			
(e)\$	2,877,359.00	(Sheet 38) Minimum Library Levy			
<b>RECORDED VOTE</b>					
(Insert last name)			Nays		Abstained
					Absent
<b>SUMMARY OF REVENUES</b>					
<b>1. General Revenues</b>					
Surplus Anticipated			08-100	\$	11,370,765.33
Miscellaneous Revenues Anticipated			13-099	\$	16,663,721.30
Receipts from Delinquent Taxes			15-499	\$	1,000,000.00
<b>2. AMOUNT TO BE RAISED BY TAXATION FOR MUNICIPAL PURPOSES (Item 6(a), Sheet 11)</b>			07-190	\$	48,011,898.68
<b>3. AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE I SCHOOL DISTRICTS ONLY:</b>					
Item 6, Sheet 41			07-195	\$	
Item 6(b), Sheet 11 (N.J.S. 40A:4-14)			07-191	\$	
<b>Total Amount to be Raised by Taxation for Schools in Type I School Districts Only</b>					
<b>4. To Be Added TO THE CERTIFICATE FOR AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE II SCHOOL DISTRICTS ONLY:</b>					
Item 6(b), Sheet 11 (N.J.S. 40A:4-14)			07-191	\$	
<b>5. AMOUNT TO BE RAISED BY TAXATION MINIMUM LIBRARY LEVY</b>					
<b>Total Revenues</b>			13-299	\$	79,923,744.31

<b>SUMMARY OF APPROPRIATIONS</b>				<b>RESOLUTION #21-190</b>	
<b>5. GENERAL APPROPRIATIONS</b>					
<b>Within "CAPS"</b>			xxxxxxx		xxxxxxxxxxxxxxx
(a&b) Operations including Contingent			34-201	\$	45,141,548.00
(e) Deferred Charges and Statutory Expenditures - Municipal			34-209	\$	7,282,511.00
(g) Cash Deficit			46-885	\$	
<b>Excluded from "CAPS"</b>			xxxxxxx		xxxxxxxxxxxxxxx
(a) Operations - Total Operations Excluded from "CAPS"			34-305	\$	7,976,181.47
(c) Capital Improvements			44-999	\$	4,670,000.00
(d) Municipal Debt Service			45-999	\$	10,302,879.31
(e) Deferred Charges - Municipal			46-999	\$	2,393,187.07
(f) Judgements			37-480	\$	
(n) Transferred to Board of Education for Use of Local Schools (N.J.S. 40:48-17.1 & 17.3)			29-405	\$	
(g) Cash Deficit			46-885	\$	
(k) For Local District School Purposes			29-410	\$	
(m) Reserve for Uncollected Taxes (Include Other Reserves if Any)			50-899	\$	2,157,436.46
<b>6. SCHOOL APPROPRIATIONS - TYPE I SCHOOL DISTRICTS ONLY (N.J.S. 40A:4-13)</b>					
<b>Total Appropriations</b>			34-499	\$	79,923,743.31

ANNOUNCEMENTS & COMMENTS FROM OFFICIALS:

Council spoke on Ken Armwood's passing.

Chanelle McCullum announced her resignation from Township Council to fill Ken Armwood's position.

The Council considered the matters on the Agenda for May 11, 2021:

- ORDINANCE – SECOND READING – Amending Chapter VII (7) Traffic – Sections 14 & 17.8 – OPEN TO PUBLIC - RESOLUTION Adopting Ordinance.
- ORDINANCE – SECOND READING - Acquisition of Easement and Special Assessment for Sidewalks On Property Located at Block 5501, Lot 12.02 – OPEN TO PUBLIC - RESOLUTION Adopting Ordinance.
- RESOLUTION – Authorizing Award of Bid – Netherwood Avenue Improvements – Bid Opening April 15, 2021.
- RESOLUTION – Authorizing Acceptance of Project and Release of Retainage – Road Improvement Plan Morris Avenue.
- RESOLUTION – Authorizing Award of Bid – 2021 Township Sidewalk Repair Program to Include Curbs, Driveways & Handicap Ramps – Z Brothers Concrete Contractors, Inc. – Not to Exceed \$617,617.30.
- RESOLUTION – Authorizing Award of Contract for 3 year Purchase of Software for Purchasing - Ion Wave Technologies Inc.
- MOTION - Accept Council Meeting Minutes for March 23 and April 20, 2021.

OPEN TO PUBLIC:

David Akins, 39 Ambrose Valley Ln, asked about minutes

Brian Rak, 1247 Brookside Rd, spoke again on the use of force report for Piscataway

Sid Madison, 176 Blackford Ave - spoke on resolution he hopes to have council pass.

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 9:06pm on motion of Mrs. Cahill, seconded by Mrs. Lombardi, carried unanimously.

Respectfully submitted,

Monica Orlando, Deputy Township Clerk

Accepted:

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Kapil Shah  
Council President