

November 23, 2021

A Regular Meeting of the Piscataway Township Council was held on November 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, Cahn, Lombardi, Rouse, 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 and Staci Berger 233 Ellis Parkway, Laura Leibowitz 102 Stratton St S, Jessica Kratovil 1247 Brookside Rd, and David Akins 39 Ambrose Valley Ln asked for clarification on items

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

The Clerk read for SECOND READING the following ORDINANCE: ORDINANCE AUTHORIZING THE ACQUISITION OF CERTAIN PROPERTY IDENTIFIED AS BLOCK 3802, LOT 116.01 IN THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY FOR PUBLIC PURPOSE PURSUANT TO N.J.S.A. 20:3-1, ET SEQ.

WHEREAS, the Township of Piscataway (the "Township") wishes to acquire certain vacant property located at 116 Possumtown Road for public purpose; and

WHEREAS, the vacant property known as Block 3802, Lot 116.01 (the "Property") on the Tax Map of the Township of Piscataway is desired by the Township to be used for . Purpose is for open space, flood control, recreation, and such other purposes as the Township may be permitted by law; and

WHEREAS, the Township wishes to exercise its rights pursuant to N.J.S.A. 20:3-1 et seq.

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

The Township is authorized to engage in good faith negotiations with the owner of the Property.

The Township is authorized to commence eminent domain and/or condemnation proceedings to acquire the Property, if necessary, using the processes approved in N.J.S.A. 20:3-1 et seq.

The Mayor of the Township is duly authorized to execute any and all documents and affidavits related to the legal proceedings involved in acquiring the Property.

The Township Attorney, 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).

The Township Attorney, 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.

The Township Council of the Township of Piscataway authorizes the filing of a Declaration of Taking in relation to acquiring the Property as required under the applicable statute; and

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.

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

Staci Berger, 233 Ellis Parkway spoke.

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

RESOLUTION offered by Mr. Bullard, seconded by Mr. Uhrin: BE IT RESOLVED, By the Township Council of Piscataway Township, New Jersey that AN ORDINANCE ENTITLED: ORDINANCE AUTHORIZING THE ACQUISITION OF CERTAIN PROPERTY IDENTIFIED AS BLOCK 3802, LOT 116.01 IN THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY FOR PUBLIC PURPOSE PURSUANT TO N.J.S.A. 20:3-1, ET SEQ. was introduced on the 4th day of November, 2021 and had passed the first reading and was published on the 9th day of November, 2021.

NOW, THEREFORE, BE IT RESOLVED, that the aforesaid Ordinance, having had a second reading on November 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. 2021-30.

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

The Clerk read for SECOND READING the following ORDINANCE: BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE TOWNSHIP OF PISCATAWAY, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$10,285,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$9,770,750 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 several improvements described in Section 3 of this bond ordinance are hereby respectively authorized to be undertaken by the Township of Piscataway, in the County of Middlesex, New Jersey (the "Township") as general improvements. For the several improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to \$10,285,000, including the aggregate sum of \$514,250 as the several down payments for the improvements or purposes required by the Local Bond Law. The down payments have been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the several improvements or purposes not covered by application of the several down payments, negotiable bonds are hereby authorized to be issued in the principal amount of \$9,770,750 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. The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

<u>Purpose</u>	<u>Appropriation & Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds & Notes</u>	<u>Period of Usefulness</u>
a) Various road improvements, including the replacement or reconstruction of curbs and sidewalks, driveway aprons and concrete sidewalk curb (ADA) ramps on various streets and throughout the Township, as more fully described on a list on file in the Office of the Clerk, which list is hereby incorporated by reference as if set forth at length, including all work and materials necessary therefor and incidental thereto.	\$3,000,000	\$2,850,000	10 years

b) Annual road rehabilitation to various roads throughout the Township, as more fully described on a list on file in the Office of the Clerk, which list is hereby incorporated by reference as if set forth at length, including all work and materials necessary therefor and incidental thereto.	\$1,800,000	\$1,710,000	10 years
c) The Second Avenue Road Improvement Project (from Brentwood Drive to Hancock Road, including all work and materials necessary therefor and incidental thereto.	\$825,000	\$783,750	10 years
d) The Third Avenue Road Improvement Project (from Possumtown to Hancock Road), including all work and materials necessary therefor and incidental thereto.	\$1,400,000	\$1,330,000	10 years
e) The Ethel Road Improvement Project (from Stelton Road to the Edison Township boundary line), including all work and materials necessary therefor and incidental thereto.	\$760,000	\$722,000	10 years
f) Various park improvements, including, but not limited to playground equipment replacement, playground shelter improvements, repaving and restriping of parking lots, landscaping and ballfield improvements Townshipwide, as more fully described on a list on file in the Office of the Clerk, which list is hereby incorporated by reference as if set forth at length, including all work and materials necessary therefor and incidental thereto.	\$1,500,000	\$1,425,000	15 years
g) Various Municipal Building improvements (Maple Avenue yard and building), including, but not limited to design, building improvements and heating ventilation and air conditioning improvements, including all work and materials necessary therefor and incidental thereto.	<u>\$1,000,000</u>	<u>\$950,000</u>	10 years

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

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses. They are all improvements or purposes that the Township may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 10.72 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 \$9,770,750, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$240,000 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 purposes or improvements.

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 or improvements described in Section 3 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 purposes or improvements described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or 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 Director of Finance 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 Director of Finance 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.

Jessica Kratovil 1247 Brookside Rd, Pratik Patel 29 Redbud Rd, Staci Berger 233 Ellis Parkway spoke.

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

RESOLUTION offered by Mr. Cahn, seconded by Mrs. Lombardi: BE IT RESOLVED, By the Township Council of Piscataway Township, New Jersey that AN ORDINANCE ENTITLED: BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE TOWNSHIP OF PISCATAWAY, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$10,285,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$9,770,750 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF was introduced on the 4th day of November, 2021 and had passed the first reading and was published on the 11th day of November, 2021.

NOW, THEREFORE, BE IT RESOLVED, that the aforesaid Ordinance, having had a second reading on November 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. 2021-31.
On roll call vote: Messrs. Bullard, Cahn, Lombardi, Rouse, 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, ADDING CHAPTER IV (4), LICENSING AND BUSINESS REGULATIONS, SECTION 4.1, SALE OF MOTOR VEHICLES, CHAPTER VII (7), TRAFFIC, SECTION 41, ELECTRIC SCOOTERS, AND CHAPTER III (3), POLICE REGULATIONS, SECTION 28, NUISANCES AND AMENDING CHAPTER XXI (21), ZONING, SECTION 1301, SPECIFICALLY PROHIBITED USES FOR ALL ZONES – EXAMPLES, CHAPTER XXXI (31), STREETS AND SIDEWALKS, SECTION 1, OPENINGS IN STREETS AND SIDEWALKS, CHAPTER XVII (17), PROPERTY MAINTENANCE, SECTION 1, PROPERTY MAINTENANCE CODE ADOPTED, AND CHAPTER XIV (14), BUILDING, SECTION 4, CERTIFICATES OF OCCUPANCY AND CONTINUED COMPLIANCE, IN THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY

RESOLUTION offered by Mr. Bullard seconded by Mr. Rouse, BE IT RESOLVED, by the Township Council of Piscataway Township, New Jersey that AN ORDINANCE ENTITLED: ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, ADDING CHAPTER IV (4), LICENSING AND BUSINESS REGULATIONS, SECTION 4.1, SALE OF MOTOR VEHICLES, CHAPTER VII (7), TRAFFIC, SECTION 41, ELECTRIC SCOOTERS, AND CHAPTER III (3), POLICE REGULATIONS, SECTION 28, NUISANCES AND AMENDING CHAPTER XXI (21), ZONING, SECTION 1301, SPECIFICALLY PROHIBITED USES FOR ALL ZONES – EXAMPLES, CHAPTER XXXI (31), STREETS AND SIDEWALKS, SECTION 1, OPENINGS IN STREETS AND SIDEWALKS, CHAPTER XVII (17), PROPERTY MAINTENANCE, SECTION 1, PROPERTY MAINTENANCE CODE ADOPTED, AND CHAPTER XIV (14), BUILDING, SECTION 4, CERTIFICATES OF OCCUPANCY AND CONTINUED COMPLIANCE, 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 14th day of December, 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, Cahn, Lombardi, Rouse, Uhrin, and Shah answered yes.

The Clerk read for FIRST READING the following ORDINANCE: AN ORDINANCE ADOPTING AN AMENDED REDEVELOPMENT PLAN FOR BLOCK 4701, LOT 5.05 (330 SOUTH RANDOLPHVILLE ROAD), AS SHOWN ON THE TAX MAP OF THE TOWNSHIP OF PISCATAWAY

RESOLUTION offered by Mrs. Lombardi seconded by Mr. Cahn BE IT RESOLVED, by the Township Council of Piscataway Township, New Jersey that AN ORDINANCE ENTITLED: AN ORDINANCE ADOPTING AN AMENDED REDEVELOPMENT PLAN FOR BLOCK 4701, LOT 5.05 (330 SOUTH RANDOLPHVILLE ROAD), AS SHOWN ON THE TAX MAP OF THE TOWNSHIP OF PISCATAWAY 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 14th day of December, 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, Cahn, Lombardi, Rouse, Uhrin, and Shah answered yes.

RESOLUTION #21-399

RESOLUTION offered by Mrs. Lombardi seconded by Mr. Cahn:

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

WHEREAS, each of the following Resolutions, Motions or Proclamations to be presented before the Township Council at its November 23, 2021 Regular Meeting appear to have the unanimous approval of all members of the Township Council:

- a. RESOLUTION – Authorizing Acceptance of Project and Release of Retainage – Cedarwood Drive Improvements Phase I – JADS Construction Co.
- b. RESOLUTION – Authorizing Contract Renewal – Fort Dearborn Life Insurance Company – Police Group Life Insurance – not to exceed \$25,000.00.
- c. RESOLUTION – Renewal of Contract for Prescription, Health and Dental Insurance – Horizon Blue Cross Blue Shield of New Jersey – January 1, 2022 to December 31, 2022 – per Rate Schedule.
- d. RESOLUTION – Emergency Purchase – DPW – Ambrose Brook Trunkline Cofferdam - Supplement – T. R. Weniger – Not to Exceed \$3,960.00.
- e. RESOLUTION – Authorizing Tax Appeal Settlements:
 - Kingsbridge 2005 LLC – Diversified – Block 6702, Lot 5.02 – 20 Kingsbridge Road.
 - Goldman Rutgers Land – Block 4202, Lot 7 – 30 Duke Road
 - Goldman Rutgers Land – Block 4302, Lot 14.01 – 20 Freeway Drive.
 - Adam Corp. – Block 4202, Lot 9 – 20 Freeway Drive.
 - Kingsbridge 2005 LLC – Block 6702, Lot 1.01 – 275 Centennial Avenue.
- f. RESOLUTION – Authorizing Return of Escrow Fees:
 - Dwight Mitchell – Block 8102, Lot 15 – 20 Summershade Circle – 21-ZB-29V.
- g. RESOLUTION – Authorizing Purchase of Low Sulphur Diesel Through Somerset County Cooperative Purchasing Contract – National Fuel Oil, Inc. – Not to Exceed \$300,000.00.
- h. RESOLUTION – Authorizing Cancellation of Taxes Due to 100% Disabled Veteran Status – Block 1907, Lot 20.01.
- i. RESOLUTION – Authorizing Award of Contract for 2021-22 Rock Salt Supply Through Somerset County Coop – Atlantic Salt, Inc. – Not to Exceed \$200,000.00.
- j. RESOLUTION – Authorizing Award of Bid - Solar Powered Portable Dynamic Double Sided Message Sign – Garden State Highway Products, Inc. – Not to Exceed \$39,875.00.
- k. RESOLUTION – Authorizing Award of Bid – Fire Sprinkler Equipment and Fire Suppression Systems Testing – Year 1 Not to Exceed \$110,265.16, Year 2 Not to Exceed \$82,097.66.
- l. RESOLUTION – Authorizing Budget Transfers.
- m. RESOLUTION – Authorizing Submission of Application for Middlesex County’s 2022 Recycling Enhancement Grant (REG) Program.
- n. RESOLUTION – Authorizing Emergency Purchase – Grounds Around Sterling Village – Spring Irrigation - Not to Exceed \$20,000.00.
- o. RESOLUTION – Authorizing Referring Amended Redevelopment Plan to the Planning Board for Block 4701, Lot 5.05 – 330 South Randolphville Road.
- p. MOTION – Accept the Report of the Clerk’s Account – October 2021.
- q. MOTION – Accept Report of the Division of Revenue – October 2021.
- r. MOTION – Receive and Enter into Minutes Disbursements for the Month of October 2021.
- s. MOTION – Accept Council Meeting Minutes of November 4 and November 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 November 23, 2021 Regular meeting and adopted by separate vote.

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

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

RESOLUTION 21-400

WHEREAS, JADS Construction Co., South River, NJ ("JADS") was previously awarded a contract for the Cedarwood Drive Improvements – Phase I (the "Project"), in the original amount of \$639,103.14; and

WHEREAS, certain field adjustments and minor quantities changes to the Project resulted in a decrease in the total cost of the Project from \$639,103.14 to \$471,979.46, a decrease in the amount of \$167,123.68, or 26.15% of the total contract amount; and

WHEREAS, pursuant to a memorandum, dated November 4, 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 \$9,439.59, be released to JADS, upon JADS posting a two (2) year maintenance bond in the amount of \$47,197.95; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that the appropriate municipal officials be and are hereby authorized to accept the Project and return retainage funds in regard to the Cedarwood Drive Improvements – Phase I to JADS Construction Co., South River, NJ, in the amount of \$9,439.59, upon JADS posting a two (2) year maintenance bond in the amount of \$47,197.95.

RESOLUTION 21-401

WHEREAS, the Administration has advised of the need to renew the contract for group Police Life Insurance as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

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

WHEREAS, FORT DEARBORN LIFE INSURANCE COMPANY, of Downers Grove, IL, has submitted a proposal dated September 18, 2021, indicating that it will provide the group Police Life Insurance at the rate of \$0.19 per \$1,000.00; and

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

WHEREAS, FORT DEARBORN LIFE INSURANCE COMPANY has previously completed and submitted a Business Entity Disclosure Certification which certifies that FORT DEARBORN LIFE INSURANCE COMPANY has not made any reportable contributions to a political or candidate committee in the Township of Piscataway in the previous one year, and that the contract will prohibit FORT DEARBORN LIFE INSURANCE COMPANY from making any reportable contributions through the term of the contract; and

WHEREAS, funding is available pursuant to certification # R-2021-0108;

WHEREAS, the New Jersey Local Public Contracts Law, specifically N.J.S.A. § 40A:11-5, exempts contracts for insurance from the necessity of public bidding; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway as follows:

1. The Mayor and other appropriate officials be and the same are hereby authorized to enter into an agreement to renew the contract for group Police Life Insurance coverage with FORT DEARBORN LIFE INSURANCE COMPANY through January 1, 2023, at the rates specified above for a total amount not to exceed \$25,000.00; and

2. This contract is being awarded without competitive bids as a contract for the provision of insurance under the provisions of the Local Public Contracts Law, more specifically addressed in the body of this resolution; and

3. The final form of contract for these services shall be subject to the review and approval of the Township Attorney; and

4. Notice of this Resolution shall be published as required by law.

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

RESOLUTION 21-402

WHEREAS, by prior resolution of the Township Council, the Township of Piscataway entered into a contract for Prescription, Health and Dental Insurance Coverage with HORIZON BLUECROSS BLUESHIELD OF NEW JERSEY; and

WHEREAS, the Administration has advised of the need to renew the Prescription, Health, and Dental Insurance Coverage as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

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

WHEREAS, the Administration has recommended and requested that the contract between the Township and HORIZON BLUECROSS BLUESHIELD OF NEW JERSEY be renewed for the period January 1, 2022 to December 31, 2022, at the rates set forth on the annexed Exhibit "A"; and

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

WHEREAS, HORIZON BLUECROSS BLUESHIELD OF NEW JERSEY has completed and submitted a Business Entity Disclosure Certification which certifies that HORIZON BLUECROSS BLUESHIELD OF NEW JERSEY has not made any reportable contributions to a political or candidate committee in the Township of Piscataway in the previous one year, and that the contract will prohibit HORIZON BLUECROSS BLUESHIELD OF NEW JERSEY from making any reportable contributions through the term of the contract; and

WHEREAS, the Director of Finance has certified that sufficient funds are available for this purpose, a copy of said Certification being appended hereto and made a part hereof; and

WHEREAS, the New Jersey Local Public Contracts Law, specifically N.J.S.A. 40A:11-5, exempts contracts for insurance from public bidding requirements; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway as follows:

1. The Mayor and other appropriate officials be and the same are hereby authorized to enter into an agreement to renew the contract for Prescription, Health and Dental Insurance Coverage with HORIZON BLUECROSS BLUESHIELD OF NEW JERSEY for the period January 1, 2022 to December 31, 2022, at the rates set forth on the annexed Exhibit "A"; and
2. This contract is being awarded without competitive bids as a contract for the provision of insurance under the provisions of the Local Public Contracts Law, more specifically addressed in the body of this resolution; and
3. The final form of contract for these services shall be subject to the review and approval of the Township Attorney; and
4. Notice of this Resolution shall be published as required by law.

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

RESOLUTION 21-403

WHEREAS, On or about August 2, 2021, the manhole cover that sealed the Ambrose Brook Cofferdam was dislodged and copious amounts of storm water entered the manhole; and

WHEREAS, the Township attempted to temporarily reseal the manhole with no success and, as such, has retained T.R. Weniger, Inc. to permanently reseal the manhole in question; and

WHEREAS, N.J.S.A 40A:11-6 allows the Township to award emergency contracts when an emergency affecting the public health, safety or welfare requires the immediate delivery of goods or the performance of services; and

WHEREAS, without the resealing of this manhole, the discharge of sanitary sewer flow will contaminate the environment surrounding Ambrose Brook; and

WHEREAS, the Director of Finance and Business Administrator approved the emergency services as specified in the Certification of Request for Emergency Purchases, a copy of which is attached hereto and made a part hereof; and

WHEREAS, T. R. Weniger, Inc., was able to provide immediate assistance in regard to the resealing of the manhole cover but additional work is required with regard to same; and

WHEREAS, there is funding available pursuant to certification # R-2021-0095;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, County of Middlesex and State of New Jersey, that the appropriate municipal officials be and do hereby approve an increase in the emergency contract with T.R. Weniger, Inc., for additional work required with regard to the emergency resealing of the manhole cover at the Ambrose Brook Cofferdam, in the amount of \$3,960.00, subject to all contract documents.

RESOLUTION 21-404

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:

Goldman Rutgers Land

Block 4202, Lot 7
30 Duke Rd

2018, 2019, 2020 and 2021 all WITHDRAWN

Goldman Rutgers Land

Block 4302, Lot 14.01
20 Freeway Dr

2018, 2019, 2020 and 2021 all WITHDRAWN

Adam Corp

Block 4202, Lot 9
21 Duke Rd

	<u>2018</u> <u>Assessment</u>	<u>2018 Proposed</u> <u>Assessment</u>	<u>2019</u> <u>Assessment</u>	<u>2019 Proposed</u> <u>Assessment</u>
Land	1,065,600		1,065,600	
Improvements	<u>0</u>	<u>WITHDRAWN</u>	<u>0</u>	<u>WITHDRAWN</u>
Total	1,065,600		1,065,600	

	<u>2020</u> <u>Assessment</u>	<u>2020 Proposed</u> <u>Assessment</u>	<u>2021</u> <u>Assessment</u>	<u>2021 Proposed</u> <u>Assessment</u>
Land	1,065,600		1,350,000	1,215,000
Improvements	<u>0</u>	<u>WITHDRAWN</u>	<u>0</u>	<u>0</u>
Total	1,065,600		1,350,000	1,215,000

Kingsbridge 2005 LLC – Diversified

Block 6702, Lot 5.02
20 Kingsbridge Rd

<u>2021</u> <u>Assessment</u>	<u>2021 Proposed</u> <u>Assessment</u>	<u>2022 Preliminary</u> <u>Assessment</u>	<u>2022 Preliminary</u> <u>Assessment</u>

Land	3,310,000	3,310,000	3,972,000	3,310,000
Improvements	<u>5,480,000</u>	<u>3,780,000</u>	<u>5,628,000</u>	<u>5,480,000</u>
Total	8,790,000	7,090,000	9,600,000	8,790,000

Kingsbridge 2005 LLC

Block 6702, Lot 1.01
275 Centennial Ave

	2019 <u>Assessment</u>	2019 Proposed <u>Assessment</u>	2020 <u>Assessment</u>	2020 Proposed <u>Assessment</u>
Land	2,553,000	2,553,000	2,735,000	2,735,000
Improvements	<u>4,827,000</u>	<u>4,797,000</u>	<u>4,865,000</u>	<u>4,645,000</u>
Total	7,380,000	7,350,000	7,600,000	7,380,000

	2021 <u>Assessment</u>	2021 Proposed <u>Assessment</u>	2022 Proposed <u>Assessment</u>
Land	3,730,000	3,730,000	3,730,000
Improvements	<u>3,950,000</u>	<u>3,870,000</u>	<u>3,870,000</u>
Total	7,680,000	7,600,000	7,600,000

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 21-405

WHEREAS, on May 24, 2021, Dwight Mitchell, Piscataway, NJ posted an escrow check with the Township of Piscataway, in the amount of \$1,000.00, regarding Zoning Board Application # 21-ZB-29V for Block 8102, Lot 15 (20 Summershade Circle); and

WHEREAS, pursuant to a Request for Release of Funds dated November 8, 2021 and a Memorandum from the Township Supervisor of Planning dated November 8, 2021, the Supervisor of Planning and the Finance Department approved the release of the unexpended escrow fees, in the amount of \$246.60, to Dwight Mitchell, 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 Dwight Mitchell, Piscataway, NJ, in the amount of \$246.60, regarding Zoning Board Application # 21-ZB-29V for Block 8102, Lot 15 (20 Summershade Circle).

RESOLUTION 21-406

WHEREAS, the Township of Piscataway is in need of Low Sulphur Diesel Supply for the period from November 23, 2021 to November 9, 2022; and

WHEREAS, the Township of Piscataway Director of the Department of Public Works recommends awarding an Open-End contract for the purchase of Low Sulphur Diesel Supply on an as-needed basis under the Somerset County Cooperative Purchasing Contract # CC-0036-21 to National Fuel Oil, Inc., Newark, NJ, at the unit price specified in the above referenced contract, in the amount not to exceed \$300,000.00 from November 23, 2021 through November 9, 2022; and

WHEREAS, pursuant to requirements of N.J.A.C. 5:30-5.1 et seq., any Open-Ended contract shall be subject to the availability and appropriation of sufficient funds annually; and

WHEREAS, funds are available pursuant to certification # R-2021-0111;

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 an Open-End contract for as-needed purchase of Low Sulphur Diesel Supply from National Fuel Oil, Inc., Newark, NJ, through the Somerset County Cooperative Purchasing Contract # CC-0036-21, in the amount not to exceed \$300,000.00 from November 23, 2021 through November 9, 2022.

RESOLUTION 21-407

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

BLOCK	LOT	NAME	YEAR	AMOUNT	REASON
1907	20.01	Nathan Headd	2021	1,008.56	100% DISABLED VETERAN
1907	20.01	Nathan Headd	2022	3,469.71	100% DISABLED VETERAN

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

RESOLUTION 21-408

WHEREAS, the Township Director of Public Works has advised that the Township of Piscataway (the “Township”) is in need of 2021-2022 rock salt supply; and

WHEREAS, pursuant to a Recommendation to Award Contract, a copy of which is attached hereto and made a part hereof, said Director of Public Works recommends awarding an Open-End contract for the purchase of rock salt supply on an as-needed basis under the Somerset County Cooperative Purchasing Program Contract #CC-0054-20, Bid No. 2-SOCCP, to Atlantic Salt, Inc., Lowell, MA at the unit price specified in the above coop bid contract, in the amount not to exceed \$200,000.00 through October 25, 2022; and

WHEREAS, funds are available pursuant to certification # R-2021-0110;

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 an Open-End contract for as-needed purchase of rock salt supply, through October 25, 2022, to Atlantic Salt, Inc., Lowell, MA through the Somerset County Cooperative Purchasing Program Contract #CC-0054-20, Bid No. 2-SOCCP, in the amount not to exceed \$200,000.00 through October 25, 2022, subject to all bid specifications and contract documents.

RESOLUTION 21-409

WHEREAS, on October 28, 2021, the Township of Piscataway (the “Township”) received bids in regard to a Solar Powered Portable Double-Sided Message Sign (the “Sign”); and

WHEREAS, the Township Director of Public Works reviewed the bids and recommended awarding a contract for the Sign to Garden State Highway Products, Inc., Millville, NJ, who is the lowest qualifying bidder, in the amount not to exceed \$39,875.00; and

WHEREAS, funds are available pursuant to certification # B-2021-033;

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 Solar Powered Portable Double-Sided Message Sign to Garden State Highway Products, Inc., Millville, NJ, who is the lowest qualifying bidder, in the amount not to exceed \$39,875.00, subject to all bid specifications and contract documents.

RESOLUTION 21-410

WHEREAS, on October 28, 2021, the Township of Piscataway (the “Township”) received bids for Fire Sprinkler Equipment and Fire Suppression Systems Testing (the “Project”); and

WHEREAS, the Township Assistant Director of Public Works reviewed the bids and recommended awarding a contract for the Project to Johnson Controls Fire Protection, Totowa, NJ who is the lowest qualifying bidder, in the amount not to exceed \$110,265.16 for CY 2022,

and in the amount not to exceed \$82,097.66 for CY 2023; and

WHEREAS, funds are available pursuant to certification #'s B-2021-036 and B-2021-037;

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 Fire Sprinkler Equipment and Fire Suppression Systems Testing to Johnson Controls Fire Protection, Totowa, NJ who is the lowest qualifying bidder, in the amount not to exceed \$110,265.16 for CY 2022 and in the amount not to exceed \$82,097.66 for CY 2023, subject to all bid specifications and contract documents.

RESOLUTION 21-411

WHEREAS, N.J.S.A. 40A: 4-58 provides for appropriations transfers during the last two (2) months of the fiscal year, when it has been determined that it is necessary to expend for any purposes specified in the budget an amount in the excess of the sum appropriated therefore, and where it has been further determined that there is an excess in any appropriation over and above the amount deemed to be necessary to fulfill the purpose of such appropriation.

NOW THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Piscataway, County of Middlesex, State of New Jersey, that the following transfers are hereby authorized:

Budget Code	Appropriation Description	Classification	From	To
01- 2021- 0200- 0100- 1	ADMINISTRATION	SALARIES AND WAGES	45,000.00	
01- 2021- 0200- 0130- 1	FINANCE	SALARIES AND WAGES	45,000.00	
01- 2021- 0200- 0125- 2	COMPUTER CENTER	OTHER EXPENSES		
01- 2021- 0200- 0150- 1	TAX ASSESSMENT	SALARIES AND WAGES	45,000.00	
01- 2021- 0200- 0150- 2	TAX ASSESSMENT	OTHER EXPENSES		110,000.00
01- 2021- 0200- 0175- 2	P.C.T.V.	OTHER EXPENSES		75,000.00
01- 2021- 0280- 0370- 1	RECREATION	SALARIES AND WAGES	45,000.00	
01- 2021- 0300- 0415- 2	SEVERENCE LIABILITY	OTHER EXPENSES		15,000.00
01- 2021- 0300- 0420- 2	CELEBRATION OF PUBLIC EVENTS	OTHER EXPENSES	20,000.00	
01- 2021- 7440- 0253- 2	POLICE EVIDENCE DATA MANAGEMENT/TASERS	OTHER EXPENSES	183,420.00	
01- 2021- 7440- 7900- 2	CAPITAL IMPROVEMENT FUND	OTHER EXPENSES		183,420.00
		TOTAL	383,420.00	383,420.00

RESOLUTION 21-412

WHEREAS, the Middlesex County Department of Public Safety and Health, Division of Solid Waste Management established the Recycling Enhancement Grant to continue to promote recycling among residents in communities throughout New Jersey; and

WHEREAS, Middlesex County has a successful recycling program that has achieved a total recycling rate of over 60% for nineteen of the last twenty-one years and have provided REG funding for municipalities for many years to achieve specific objectives; and

WHEREAS, the Township Council of the Township of Piscataway (the "Township") recognizes that it is the responsibility of not only public officials, but the entire community to take action to promote recycling in our communities; and

WHEREAS, for 2022, Middlesex County will again be focusing on illegal dumping issues but will be adding in opportunities for funding reusable bags, since the single use carryout bag ban is coming in May of 2022, and funding a pilot food waste recycling project for residentially generated food; and

WHEREAS, the Township wishes to apply for the 2022 Recycling Enhancement Grant for the purchase and distribution of reusable shopping bans to Township residents; and

NOW, THEREFORE, BE IT RESOLVED by the Township of Piscataway, County of Middlesex, State of New Jersey hereby authorize submission of the 2022 Recycling Enhancement Grant application; and

BE IT FURTHER RESOLVED that the Township administration and officials are authorized to execute any documents necessary to apply, obtain and accept said grant.

RESOLUTION 21-413

WHEREAS, during the performance of trenching work in connection with the Sterling Village – Phase 2 Improvements, a subcontractor cut multiple irrigation pipes and wires; and

WHEREAS, currently, there are multiple open trenches at Sterling Village that cannot be backfilled until the irrigation pipes and wires are repaired; and

WHEREAS, N.J.S.A 40A:11-6 allows the Township to award emergency contracts when an emergency affecting the public health, safety or welfare requires the immediate delivery of goods or the performance of services; and

WHEREAS, until the pipes and wires are repaired and the backfilling of the open trenches takes place a safety risk exists with regard to same; and

WHEREAS, the Director of Finance and Business Administrator approved the emergency services as specified in the Certification of Request for Emergency Purchases, a copy of which is attached hereto and made a part hereof; and

WHEREAS, Spring Irrigation is able to provide immediate assistance in regard to the repair of the irrigation pipes and wires at Sterling Village; and

WHEREAS, there is funding available pursuant to Certification # R-2021-0113;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, County of Middlesex and State of New Jersey, that the appropriate municipal officials be and do hereby approve an emergency contract with Spring Irrigation to repair the damaged irrigation pipes and wires at Sterling Village, in the amount not to exceed \$20,000.00, subject to all contract documents.

RESOLUTION 21-414

WHEREAS, the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et. seq. (the “Redevelopment Law”), authorizes municipalities to determine whether certain parcels of land in the municipality constitute “areas in need of redevelopment”; and

WHEREAS, the Township of Piscataway (the “Township”) wishes to adopt an Amended Redevelopment Plan (the “Plan”), attached hereto as Exhibit A, regarding the property known and designated on the Tax Map of the Township as Block 4701, Lot 5.05, a parcel of land being commonly known as 330 South Randolphville Road (the “Property”); and

WHEREAS, pursuant to N.J.S.A. § 40A:12A-7(e), prior to the adoption of a redevelopment plan, the planning board shall transmit to the governing body, within 45 days after referral, a report containing its recommendation concerning the redevelopment plan; and

NOW THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that the proposed Plan, attached hereto as Exhibit A, regarding 330 South Randolphville Road, is hereby referred to the Township Planning Board for their review, in accordance with the provisions of N.J.S.A. § 40A:12A-7(e); and the Planning Board is authorized and directed to prepare a report of its recommendations to the proposed Plan in accordance with the requirements set forth in the Redevelopment Law.

The following are the reimbursements for the month of October 2021

ANNOUNCEMENTS & COMMENTS FROM OFFICIALS:

Council members and Mayor wished everyone Happy Thanksgiving

The Council considered the matters on the Agenda for November 30, 2021:

- ORDINANCE – SECOND READING – FULLY FUNDED – Various Capital Improvements - \$925,000 – OPEN TO PUBLIC - RESOLUTION Adopting Ordinance.
- ORDINANCE – SECOND READING – FULLY FUNDED – Various Capital Improvements - \$1,500,000 – OPEN TO PUBLIC - RESOLUTION Adopting Ordinance.
- ORDINANCE – SECOND READING – Acquisition for Improvements to Morris Lane – OPEN TO PUBLIC - RESOLUTION Adopting Ordinance.
- RESOLUTION – Authorizing Award of Contract for Professional Services Phase 1 Concept Plan for Ecological Park – Block 5601, Lot 4.07 – 1707 South Washington Avenue – CME Associates – Not to Exceed \$99,883.00.
- RESOLUTION – Authorizing Refund of Overpayment of Taxes – Various Blocks and Lots.

OPEN TO PUBLIC:

The Township Clerk read comments emailed to her from Pratik Patel 29 Redbud Rd
Laura Leibowitz 102 Stratton St S
Brian Rak 1247 Brookside Rd
Staci berger 233 Ellis Parkway
Jessica Kratovil 1247 Brookside Rd
Matt Knoblauch 8th St

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 8:50pm. Motion by Mrs. Lombardi, second by Mr. Cahn and carried unanimously.

Respectfully submitted,

Monica Orlando, Deputy Township Clerk

Accepted:

Kapil Shah
Council President