

February 15, 2022

A Regular Meeting of the Piscataway Township Council was held on February 15, 2022 at the Piscataway Municipal Building, 455 Hoes Lane, Piscataway, New Jersey. The meeting was called to order by Council President, Michele Lombardi, at 7:30 pm.

Council President Lombardi 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, login, 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 a remote 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 raise your hand. This can be done either through the zoom app or by pressing *9 (star nine) on your phone. When it is your turn to speak, you will receive a prompt or request to unmute, please click on the prompt or press *6 (star 6) on your phone to unmute.

Upon being unmuted, you should begin to ask any and all 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 phone line or logged in user account, we ask that if you wish to speak, that you login in or dial in separately 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, Rouse, Shah, Uhrin and Lombardi

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

Ms. Lombardi opened the meeting to the Public for comments regarding the Consent Agenda Items.

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

PROCLAMTION

WHEREAS, Franklyn LeRoy Gibson will celebrate his 100th birthday on February 22, 2022 with family and friends; and

WHEREAS, LeRoy has been happily married to his wife Lillian for over seventy years; and

WHEREAS, he is blessed with a son, two grandchildren and two great grandchildren; and

WHEREAS, stationed in New Guinea and the Philippines, LeRoy served in the United States Army from 1943-1946 earning the rank of Sergeant; and

WHEREAS, LeRoy worked professionally as a respiratory therapist practicing in several of the local hospitals; and

WHEREAS, as a member of the New Jersey Philharmonic Glee Club, LeRoy performed throughout the region including at the Washington Cathedral and on the steps of the White House for President Kennedy; and

WHEREAS, a resident of Piscataway for 51 years, LeRoy has been a valuable asset having served on the River Road Volunteer Rescue Squad, the Cert Team and the Reading Buddies Educational Program; and

WHEREAS, he continues to volunteer his time as a current and longtime member of the Piscataway Health Advisory Commission, Cultural Arts Commission, Domestic Violence Assistance Team and the Piscataway African American Seniors Club where he served as president for ten years; and

NOW, THEREFORE, I, Brian C. Wahler, Mayor of the Township of Piscataway, County of Middlesex, State of New Jersey, along with the Township Council, wish an abundance of happiness and good health to FRANKLYN LEROY GIBSON as we celebrate his 100th birthday and beyond.

PROCLAMTION

WHEREAS, throughout our nation’s history, African Americans have made significant cultural, historical, and economic contributions in the fields of arts, entertainment, law, politics, sciences and sports just to name a few; and

WHEREAS, since 1976, every U.S. president has officially designated the month of February as Black History Month to recognize these important contributions; and

WHEREAS, in spite of progress, racial prejudice still exists in America and there is a continued need to battle racism and advance equality; and

WHEREAS, during this month, we should take time to recognize and celebrate the accomplishments of the African American community in our Township, state and country and celebrate the influence it has on the cultural fabric of our society; and

WHEREAS, the Township of Piscataway is proud to honor the history and contributions of African Americans in our community; and

NOW, THEREFORE, I, Brian C. Wahler, Mayor of the Township of Piscataway, County of Middlesex, State of New Jersey, along with the Township Council, declare the month of February BLACK HISTORY MONTH and encourage all residents to celebrate our diverse heritage and culture and work together to guarantee equal opportunity for all.

The Clerk read for SECOND READING the following 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 20, STOP INTERSECTIONS, IN THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY.

WHEREAS, the Mayor and Township Council of the Township of Piscataway, Middlesex County, finds it in the best interest of the public to amend Chapter VII, Traffic, Section 20, Stop Intersections, of the Revised General Ordinances of the Township of Piscataway regarding the addition of stop intersections within the Township of Piscataway; 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 20, Stop Intersections, of the Revised General Ordinances of the Township of Piscataway are hereby amended with additions shown in italics with text as follows:

**CHAPTER VII
TRAFFIC**

7-20 STOP INTERSECTIONS.

* * *

7-20 STOP INTERSECTIONS, continued	
------------------------------------	--

Intersection	Stop sign(s) on
--------------	-----------------

* * *

Wisteria Court (Easterly intersection) and Primrose Lane	Primrose Lane
--	---------------

<i>Witherspoon Street and Highland Avenue</i>	<i>Highland Ave</i>
---	---------------------

* * *

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.

Ms. Lombardi opened the Meeting to the Public for comments.
There being no further comments, the public portion was closed.

RESOLUTION offered by Mr. Cahn seconded by Mr. Bullard, Be it resolved, by the Township Council of Piscataway Township, New Jersey, that an ordinance entitled: 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 20, STOP INTERSECTIONS, IN THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY was introduced on the 25th day of January, 2022 and had passed the first reading and was published on the 29th day of January, 2022.

NOW, THEREFORE, BE IT RESOLVED, that the aforesaid Ordinance, having had a second reading on February 15, 2022, 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. 2022-01.

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

The Clerk read for SECOND READING the following ORDINANCE FOR THE ACQUISITION OF RIGHTS OF WAY, EASEMENTS AND LAND IN FEE SIMPLE FOR THE IMPROVEMENT OF CENTENNIAL AVENUE IN PISCATAWAY TOWNSHIP, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY.

WHEREAS, Centennial Avenue and South Washington Avenue are currently in need of improvement; and

WHEREAS, the improvement of said roadways are in the best interest of the residents of the Township of Piscataway; and

WHEREAS, it is necessary for the improvement of these roadways to acquire easements, rights of way and, if required, land in fee simple, in regard to certain properties on or along Centennial Avenue; and

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

- A. As part of the improvements to Centennial Avenue and South Washington Avenue, it is necessary to acquire easement interests, rights of way and, if required, land in fee simple, in a portion of the properties set forth on Schedule A attached hereto and made a part hereof.
- B. The Township Council has determined that the acquisition of the aforesaid easements, rights of way, rights and fee simple interests on the properties designated on Schedule A is necessary for the safety of the public and conforms to the public interest.
- C. 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).
- D. Counsel for said acquisition, by negotiation or condemnation, shall commence and complete proceedings as expeditiously as possible, and said Township Attorney, Assistant Township Attorney or special counsel, as the case may be, shall receive reasonable compensation for their services in accordance with their contracts with the Township.
- E. 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. 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.

Ms. Lombardi opened the Meeting to the Public for comments. There being no further comments, the public portion was closed.

RESOLUTION offered by Mr. Bullard seconded by Mr. Shah, Be it resolved, by the Township Council of Piscataway Township, New Jersey, that an ordinance entitled: **ORDINANCE FOR THE ACQUISITION OF RIGHTS OF WAY, EASEMENTS AND LAND IN FEE SIMPLE FOR THE IMPROVEMENT OF CENTENNIAL AVENUE IN PISCATAWAY TOWNSHIP, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY** was introduced on the 25th day of January, 2022 and had passed the first reading and was published on the 29th day of January, 2022.

NOW, THEREFORE, BE IT RESOLVED, that the aforesaid Ordinance, having had a second reading on February 15, 2022, 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. 2022-02.

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

The Clerk read for **FIRST READING** the following **ORDINANCE: CALENDAR YEAR 2022 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)**. RESOLUTION offered by Mr. Bullard seconded by Ms. Cahill, BE IT RESOLVED, by the Township Council of Piscataway Township , New Jersey that **AN ORDINANCE ENTITLED: CALENDAR YEAR 2022 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)** be and is hereby adopted on the first reading, that it be published in the official newspaper, and that a second reading and public hearing be held at 7:30 p.m., prevailing time at the Piscataway Municipal Building, 455 Hoes Lane, Piscataway, New Jersey as well as by remote meeting format on the 2nd day of March, 2022.

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, Rouse, Shah, Uhrin and Lombardi answered yes.

The Clerk read for **FIRST READING** the following **ORDINANCE: AN ORDINANCE VACATING ALL OF THE RIGHT, TITLE AND INTEREST OF THE TOWNSHIP OF PISCATAWAY IN THE ENTIRETY OF A PAPER STREET KNOWN AS TRENT PLACE**. RESOLUTION offered by Mr. Cahn seconded by Ms. Cahill, BE IT RESOLVED, by the Township Council of Piscataway Township , New Jersey that **AN ORDINANCE ENTITLED: AN ORDINANCE VACATING ALL OF THE RIGHT, TITLE AND INTEREST OF THE TOWNSHIP OF PISCATAWAY IN THE ENTIRETY OF A PAPER STREET KNOWN AS TRENT PLACE** 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 remote meeting format on the 2nd day of March, 2022.

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, Rouse, Shah, Uhrin and Lombardi answered yes.

The Clerk read for FIRST READING the following ORDINANCE: ORDINANCE AUTHORIZING THE ACQUISITION OF CERTAIN PROPERTY IDENTIFIED AS BLOCK 8002, LOT 1.02 (251 METLARS LANE) 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. 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 8002, LOT 1.02 (251 METLARS LANE) 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. 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 remote meeting format on the 2nd day of March, 2022.

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, Rouse, Shah, Uhrin and Lombardi answered yes.

RESOLUTION 22-89

RESOLUTION offered by Ms. Cahill, 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 February 15, 2022 Regular Meeting appear to have the unanimous approval of all members of the Township Council:

- a. RESOLUTION – Authorizing Refund of Overpayment of 2022 Fire Prevention Registration Fee – Americold Logistics, LLC.
- b. RESOLUTION – Authorizing Acceptance of Project and Release of Retainage – Cedarwood Drive Sanitary Sewer Replacement (Settlement) – MSP Construction Corp.
- c. RESOLUTION – Authorizing Tax Appeal Settlement - GWL 11 Constitution LLC – Block 5901, Lot 3.04 – 11 Constitution Avenue.
- d. RESOLUTION – Appointment Melissa Tobar as Fire Inspector.
- e. RESOLUTION – Authorizing Utilizing the Three-Year Average Method in Computing the Reserve for Uncollected Taxes.
- f. RESOLUTION – Appointment of John Tierney as Municipal Alliance Coordinator.
- g. RESOLUTION – Authorizing Return of Engineering and Inspection Fees:
 - Huatian Investments, LLC – Block 4302, Lot 11.01 – 251 Circle Drive North.
 - Health Resources of NJ, LLC – Block 10402, Lot 2.04 – Skiles Avenue (10 Sterling Drive).
- h. RESOLUTION – Authorizing Award of Bid – Sterling Village Fire Alarm System – Fire & Security Technologies – Not to Exceed \$98,250.00.

- i. RESOLUTION – Authorizing Award of Bid – 2022 JFK Library HVAC Controls Upgrade – Trane U.S., Inc. – Not to Exceed \$36,663.00.
- j. RESOLUTION – Authorizing Award of Contract Through New Jersey Cooperative Purchasing Alliance – Radio Network Consultant - SHI – Not to Exceed \$206,914.66.
- k. RESOLUTION – Authorizing Amendment to Agreement for Sewer Service Between the Borough of South Plainfield and the Township of Piscataway.
- l. RESOLUTION – Authorizing Award of Contract Under State Contract for Tree and Stump Removal – Rich Tree Service, Inc. – Not to Exceed \$250,000.00.
- m. RESOLUTION – Authorizing Award of Contract Under State Contract – 2022 Ford Escape 4WD – DFFLM, LLC, t/a Ditschman/Flemington Ford – Not to Exceed \$28,541.55.
- n. RESOLUTION – Designating SW Investors, LLC as Redeveloper and Execution of Redevelopment Agreement for Northeast Corner of Stelton & Washington Redevelopment Area.
- o. RESOLUTION – Appointment of Alex Adkins to the Housing and Community Development Advisory Commission.
- p. MOTION – Accept the Report of the Clerk’s Account – January 2022.
- q. MOTION – Accept Report of the Division of Revenue – January 2022.
- r. MOTION – Receive and Enter into Minutes Disbursements for the Month of January 2022.

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 February 15, 2022 Regular meeting and adopted by separate vote.

On roll call vote: Mesrrs. Bullard, Cahill, Cahn, Rouse, Shah, Uhrin and Lomardi answered yes.

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

RESOLUTION 22-90

WHEREAS, Americold Logistics, LLC, Piscataway, NJ, paid a Fire Prevention Registration Fee in the amount of Three Hundred and Forty-Five Dollars (\$345.00) on January 25, 2022 to the Township of Piscataway, an overpayment of Two Hundred and Ninety Dollars (\$290.00); and

WHEREAS, the Director of Finance and the Construction Official recommend that the overpaid Fire Prevention Registration Fees, in the amount \$290.00, be refunded to Americold Logistics, LLC, Piscataway, NJ; and

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Piscataway, that the appropriate municipal officials be and are hereby authorized to refund the Fire Prevention Registration Fees to Americold Logistics, LLC, Piscataway, NJ in the amount of Two Hundred and Ninety Dollars (\$290.00).

RESOLUTION 22-91

WHEREAS, M.S.P. Construction Corp., Flemington, NJ (“M.S.P.”) was to complete the Cedarwood Drive Sanitary Sewer Replacement Project (the "Project"), in the original amount of \$429,570.00 pursuant to a settlement agreement; and

WHEREAS, certain field adjustments and minor quantities changes to the Project resulted in a decrease in the total cost of the Project from \$429,570.00 to \$349,920.95, a decrease in the amount of \$79,649.05, or 18.54% of the total contract amount; and

WHEREAS, pursuant to a memorandum, dated January 24, 2022, from the Township Supervisor of Engineering, a copy of which is attached hereto and made a part hereof, all the work has been completed on said Project and said Supervisor of Engineering recommends that the retainage, in the amount of \$6,998.42, be released to M.S.P., upon M.S.P. posting a two (2) year maintenance bond in the amount of \$34,992.09; 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 Sanitary Sewer Replacement Project to M.S.P. Construction Corp., Flemington, NJ, in the amount of \$6,998.42, upon M.S.P. posting a two (2) year maintenance bond in the amount of \$34,992.09.

RESOLUTION 22-92

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:

GWL 11 Constitution LLC

Block 5901, Lot 3.04
11 Constitution Ave

	2020	2020 Proposed	2021	2021 Proposed
	<u>Assessment</u>	<u>Assessment</u>	<u>Assessment</u>	<u>Assessment</u>
Land	2,136,800	2,136,800	2,775,000	2,775,000
Improvements	<u>4,013,200</u>	<u>3,914,800</u>	<u>3,705,000</u>	<u>3,579,200</u>
Total	6,150,000	6,051,600	6,480,000	6,354,200

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 22-93

WHEREAS, the Township of Piscataway (the “Township”) Fire Marshal has recommended the appointment of Melissa Tobar as a Township Fire Inspector, and requested the advice and consent of the Township Council with respect to said appointment; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that the Township Council does hereby extend its advice and consent for the appointment of Melissa Tobar as a Township Fire Inspector and confirms same.

RESOLUTION 22-94

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

WHEREAS, it is beneficial to the Township to compute the CY 2022 Reserve for Uncollected Taxes appropriation under the three year average method; and

WHEREAS, the actual percentages of tax collection for 2019, 2020 and 2021 were 98.76%, 99.14% and 99.24%, respectively and the average tax collection percentage over those three years is 99.05%;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, County of Middlesex and State of New Jersey, that it approves the utilization of the three-year average method of 99.05% in computing the Township’s CY 2022 Reserve for Uncollected Taxes budget appropriation;

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

RESOLUTION 22-95

WHEREAS, the Governor’s Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey; and

WHEREAS, The Township Council of the Township of Piscataway, County of Middlesex, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious

problem in our society amongst persons of all ages; and therefore, has an established Municipal Alliance Committee; and

WHEREAS, the Township of Piscataway (the “Township”) now wishes to appoint a Municipal Alliance Coordinator (the “Coordinator”), who is to assume the duties associated with the filing of and receipt of funding from the Municipal Alliance Grant; and

WHEREAS, the Coordinator is in charge of organizing and coordinating efforts to reduce alcoholism and drug abuse in the local community; and

WHEREAS, the Coordinator shall also oversee, among other things, the development of procedures for the intervention and treatment of student abusing alcohol or drugs within the local school district; and

WHEREAS, the Township recommends the appointment of John Tierney, to serve as Municipal Alliance Coordinator; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that the Township Council does hereby appoint of John Tierney as the Municipal Alliance Coordinator; and

BE IT FURTHER RESOLVED that John Tierney is authorized to take any and all actions necessary to apply for and accept Municipal Alliance Grants and coordinate and implement programs to use said Municipal Alliance grant funds.

RESOLUTION 22-96

WHEREAS, Health Resources of NJ, LLC (Formerly Burriss Post Acute Piscataway, LLC), Moorestown, NJ has completed their project on Block 10402 (F/Blk 756), Lot 2.04 (10 Sterling Drive); and

WHEREAS, pursuant to a Request for Release of Funds dated January 13, 2022 and a Memorandum from the Township Supervisor of Engineering dated January 13, 2022, copies of which are attached hereto and made a part hereof, said Supervisor of Engineering advised that all inspections and deductions for the project are complete and recommended that unexpended engineering and inspection fee funds in the amount of \$9,425.67 be returned to Health Resources of NJ, LLC (Formerly Burriss Post Acute Piscataway LLC), Moorestown, NJ; and

WHEREAS, Huatian Investment LLC, Piscataway, NJ has completed their project on Block 4302, Lot 11.01 (251 Circle Drive North); and

WHEREAS, pursuant to a Request for Release of Funds dated December 6, 2021 and a Memorandum from the Township Supervisor of Engineering dated January 13, 2022, copies of which are attached hereto and made a part hereof, said Supervisor of Engineering advised that all inspections and deductions for the project are complete and recommended that unexpended engineering and inspection fee funds in the amount of \$3,134.98 be returned to Huatian Investment LLC, Piscataway, NJ; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that the appropriate municipal officials be and are hereby authorized to return unexpended engineering and inspection fee funds to Health Resources of NJ, LLC (Formerly Burriss Post Acute Piscataway LLC), Moorestown, NJ in the amount of \$9,425.67, regarding Block 10402 (F/Blk 756), Lot 2.04 (10 Sterling Drive); and

BE IT FURTHER RESOLVED by the Township Council of the Township of Piscataway, that the appropriate municipal officials be and are hereby authorized to return unexpended engineering and inspection fee funds to Huatian Investment LLC, Piscataway, NJ, in the amount of \$3,134.98, regarding Block 4302, Lot 11.01 (251 Circle Drive North).

RESOLUTION 22-97

WHEREAS, on February 3, 2022, the Township of Piscataway (the “Township”) received two (2) bids in regard to the Sterling Village Fire Alarm System Upgrades (the “Project”); and

WHEREAS, T&M Associates, Red Bank, NJ and the Township Director of DPW reviewed the bids and recommend awarding a contract for the Project to Fire and Security Technologies, Lebanon, NJ, who is the lowest qualifying bidder, in the amount not to exceed \$98,250.00; and

WHEREAS, there is funding available pursuant to certification # R-2022-0018;

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 Sterling Village Fire Alarm System Upgrades to Fire and Security Technologies, Lebanon, NJ, who is the lowest qualifying bidder, in the amount not to exceed \$98,250.00,

subject to all bid specifications and contract documents.

RESOLUTION 22-98

WHEREAS, on November 22, 2021, the Township of Piscataway (the “Township”) received bids for the 2022 JFK Library HVAC Controls Upgrade (the “Project”); and

WHEREAS, the Township Assistant Director of Public Works reviewed the bids and recommends awarding a contract for the Project to Trane U.S., Inc., Pine Brook, NJ, who is the lowest qualifying bidder, in the amount not to exceed \$36,663.00; and

WHEREAS, there is funding available pursuant to Certification # R-2022-0019;

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 2022 JFK Library HVAC Controls Upgrade to Trane U.S., Inc., Pine Brook, NJ, who is the lowest qualifying bidder, in the amount not to exceed \$36,663.00, subject to all bid specifications and contract documents.

RESOLUTION 22-99

WHEREAS, the Township of Piscataway Police Department is in need of a Radio Network Consultant (the “Consultant”); and

WHEREAS, pursuant to a Recommendation to Award Contract, a copy of which is attached hereto and made a part hereof, the Chief of Police recommends awarding a contract for the Consultant through Bergen County Co-Op Pricing System Contract #CK04, Subcontract # 19-34 to SHI International Corp., Somerset, NJ, in the amount not to exceed \$206,914.66; 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, there is funding available pursuant to certification # R-2022-0020;

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 Consultant through Bergen County Co-Op Pricing System Contract #CK04, Subcontract # 19-34 to SHI International Corp., Somerset, NJ in the amount not to exceed \$206,914.66, subject to all bid specifications and contract documents.

RESOLUTION 22-100

WHEREAS, The Township Council, by Resolution 21-376 adopted on November 4, 2021, approved a shared services agreement (the “Sewer Agreement”) for sewer services with the Borough of South Plainfield which allows certain properties located in South Plainfield, with in certain limited Geographic Areas of Service, to connect to the Piscataway sanitary sewer system, if approved by the Piscataway Township Council; and

WHEREAS, Block 473, Lots 1 & 2.01, in the Borough of South Plainfield located at the corner of Stelton Rd and Hamilton Blvd, more commonly known as 3251 Hamilton Boulevard, South Plainfield (the “Property”), falls within Geographic Area of Service B; and

WHEREAS, the owner of the Property is requesting the Township Council approve the connection of said lots to the Piscataway Sewer System; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that Block 473, Lots 1 & 2.01, in the Borough of South Plainfield shall be permitted to connect to the Piscataway sanitary sewer system, pursuant to the terms and conditions of the Sewer Agreement; and

BE IT FURTHER RESOLVED that said permission shall be subject to any and all applicable fee payments, requirements, conditions and permits of and from the Piscataway Township and its officials including, but not limited to, the Township Engineer, Sewer Utility and Construction Official.

RESOLUTION 22-101

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

WHEREAS, the Township Assistant Director of Public Works recommends awarding a contract for the Project to Rich Tree Service, Inc., South Plainfield, NJ, through New Jersey State Contract #T0465, #18-DPP-00645, in the amount not to exceed \$250,000.00; and

WHEREAS, funds are available pursuant to certification # R-2022-0022;

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 # T0465 #18-DPP-00645.

RESOLUTION 22-102

WHEREAS, the Township of Piscataway is in need of one (1) 2022 Ford Escape S 4WD (the “Vehicle”) for Senior Center Transportation; and

WHEREAS, the Township Assistant Director of Public Works recommends awarding a contract for the Vehicle to DFFLM, LLC, T/A Ditschman/Flemington Ford, Flemington, NJ through New Jersey State Contract T2007, 20-FLEET-01390, Bid# 19DPP00311 in the amount not to exceed \$28,541.55; and

WHEREAS, there is funding available pursuant to certification # R-2022-0021;

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 purchase one (1) 2022 Ford Escape S 4WD through New Jersey State Contract T2007, 20-FLEET-01390, Bid# 19DPP00311 from DFFLM, LLC, T/A Ditschman/Flemington Ford, Flemington, NJ in the amount not to exceed \$28,541.55.

RESOLUTION 22-103

WHEREAS, the Township of Piscataway (“Township”) is authorized pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (“Redevelopment Law”) to determine whether certain parcels of land within the Township constitute an area in need of redevelopment, to adopt and implement redevelopment plans, and to carry out redevelopment projects within the Township; and

WHEREAS, on July 24, 2018, the Township Council adopted Resolution 18-341, designating the property commonly known as the intersection of South Washington Avenue, Stelton Road, and Trent Place, designated as Block 5203, Lots 1.01, 5.01, 16.01, and 19.01 and the immediately adjacent, unimproved paper street known as Trent Place (the “Trent Place ROW”) (collectively, the “Redevelopment Area”) as a “non-condemnation area in need of redevelopment” pursuant to the criteria set forth in the Redevelopment Law; and

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

WHEREAS, SW Investors, LLC (along with affiliates and related entities (collectively, the “Redeveloper”) is the owner of the Redevelopment Area except for the Trent Place ROW; and

WHEREAS, the Township owns a portion of the Trent Place ROW, and will convey such portion to the Redeveloper pursuant to a separate agreement to be executed by the parties; and

WHEREAS, the Redeveloper proposes to construct on the Redevelopment Area a project consisting of a new approximately 5,051 square foot Wawa Convenience Store with five (5) fueling stations and service canopy (the “Project”) and seeks to be designated as the “redeveloper,” as that term is defined under the Redevelopment Law, for the Redevelopment Area; and

WHEREAS, on November 13, 2019, the Planning Board granted the Redeveloper preliminary and final major site plan approval for the Project; and

WHEREAS, pursuant to N.J.S.A. 40A:12A-8 of the Redevelopment Law, the Township is permitted to enter into contracts for planning, construction or undertaking of any redevelopment work in an area designated as an area in need of redevelopment; and

WHEREAS, on February 23, 2021, the Township Council adopted Resolution #21-94 designating the Redeveloper as Conditional Redeveloper of the Redevelopment Area and authorizing the execution of an escrow agreement to fund redevelopment efforts pursuant to the Redevelopment Law; and

WHEREAS, in order to implement the development, financing, construction, operation and management of the Project, the Township has now determined to enter into a redevelopment agreement with the Redeveloper (the “Redevelopment Agreement”), in substantially the same form as that on file with the Township Clerk, which agreement specifies the rights and responsibilities of the Township and Redeveloper with respect to the Project.

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

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

Section 2. The Mayor is hereby authorized to execute the Redevelopment Agreement, in substantially the same form as that on file with the Township Clerk, subject to such additions, deletions, modifications or amendments deemed necessary by the Mayor in his discretion in consultation with counsel, which additions, deletions, modifications or amendments do not alter the substantive rights and obligations of the parties thereto, and to take all other necessary and appropriate action to effectuate the Redevelopment Agreement.

Section 3. Upon execution of the Redevelopment Agreement, and so long as the Redevelopment Agreement remains in full force and effect, the Redeveloper is hereby designated as “redeveloper” (as defined in the Redevelopment Law) of the Redevelopment Area.

Section 4. This Resolution shall take effect immediately.

RESOLUTION 22-104

WHEREAS, the Mayor wishes to make the following appointments to the Housing and Community Development Advisory Committee for the term indicated, with confirmation of the Township Council; and Alex Adkins, as a Class IV member, for a term of three (3) years commencing January 1, 2022, and expiring December 31, 2024; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that the Township Council does hereby confirm the appointment of Alex Adkins (Class IV) to the Housing and Community Development Advisory Committee for the term specified above.

The following are the Disbursements for the month of January 2022.

ANNOUNCEMENTS & COMMENTS FROM OFFICIALS:

Jim Bullard says that he is happy to be a part of the Council “team” and that he wishes everyone well.

Gabrielle Cahill announced that they were able to get some help from Senator Smith with the tractor trailers that are not abiding by the laws on river road with some additional signage and assistance from the DOT.

Steven Cahn spoke about innovative approaches that has been discussed that can help reduce the truck traffic on River Rd. He also reports that he is proud of the success that Piscataway has had in helping reducing the spread of COVID-19 through their vaccination clinics.

Mayor Brian Wahler spoke about how Franklyn Leroy Gibson embodies what Piscataway is all about and wished him a very happy birthday.

Business Administrator Tim Dacey reminds the residents the PSEG is in the process of notifying anybody who has not paid there bill, that they will start turning off the electricity in about a month. He also said that there are programs through the BPU and the State that provide assistance for PSEG bills based on income.

Council President Lombardi wished Franklyn Leroy Gibson a happy birthday and spoke about the drive by parade that was being planned for him. She reminded residents about the upcoming Local Fire Commissioner Elections.

The Council considered the matters on the Agenda for March 2, 2022:

- ORDINANCE – SECOND READING – Exceed Municipal Budget Appropriation Limits and Establish a CAP Bank – OPEN TO PUBLIC - RESOLUTION Adopting Ordinance.
- ORDINANCE – SECOND READING – Vacating all the Right, Tittle and Interest of the Paper Street known as Trent Place – OPEN TO PUBLIC - RESOLUTION Adopting Ordinance.
- ORDINANCE – SECOND READING - Authorizing Acquisition of Certain Property Identified as Block 8002, Lot 1.02 (251 Metlars Lane) – OPEN TO PUBLIC - RESOLUTION Adopting Ordinance.
- RESOLUTION – Authorizing Adoption of the Middlesex County Hazard Mitigation Plan.

OPEN TO PUBLIC:

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 8:02pm. Motion by Mr. Bullard, seconded by Mr. Rouse, carried unanimously.

Respectfully submitted,

Kelly Mitch, Deputy Township Clerk

Accepted:

Michele Lombardi
Council President