

November 10, 2022

A Regular Meeting of the Piscataway Township Council was held on November 10, 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. Cahill, Rouse, Shah, Uhrin, & Lombardi.

Ms. Lombardi led the salute to the flag.

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 comments, this portion of the meeting was closed to the public.

The Clerk read for SECOND READING the following ORDINANCE:  
ORDINANCE TO PROVIDE FOR THE CONSTRUCTION OF LOCAL IMPROVEMENT HANDICAP RAMPS ON THE OLD NEW BRUNSWICK ROAD FRONTAGE OF BLOCK 2402, LOT 31.01, BLOCK 2201, LOTS 23.01 & 24 AND BLOCK 2201, LOT 23.02 ON THE TOWNSHIP OF PISCATAWAY TAX MAP, AS PERMITTED UNDER N.J.S.A. 40:65-1.

WHEREAS, the Township of Piscataway (the "Township") seeks to provide for the construction of handicap ramps within the municipality as permitted by N.J.S.A. 40:65-1 et seq.; and

WHEREAS, the Township is permitted to proceed with the installation of said improvements to be wholly paid by the owners of the real estate abutting or directly in front of which the improvement is made pursuant to N.J.S.A. 40:65-6; and

WHEREAS, the Township seeks to proceed with proposed improvements upon the frontage of Block 2402, Lot 31.01, Block 2201, Lots 23.01 & 24 and Block 2201, Lot 23.02, of the Township Piscataway, along the Old New Brunswick Road frontage from North Randolphville Road to Kossuth Street (the "Properties"), in order to install handicap ramps; and

WHEREAS, the Township shall perform the construction necessary to complete the installation of sidewalks on the Properties using a procedure set forth in the Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq., as permitted under N.J.S.A. 40:65-11; and

BE IT THEREFORE ORDAINED by the Township Council of the Township of Piscataway, County of Middlesex, State of New Jersey, that handicap ramps shall be constructed along the Old New Brunswick Road frontage on Block 2402, Lot 31.01, Block 2201, Lots 23.01 & 24 and Block 2201, Lot 23.02 from North Randolphville Road to Kossuth Street; and

BE IT FURTHER ORDAINED that upon adoption of this Ordinance, the Township Engineering Department shall be kept apprised of an accurate account of the costs undertaken thereof while making the local improvements upon the properties; and

BE IT FURTHER ORDAINED that upon completion of the installation of the sidewalks upon the Properties, the Township Engineering Department shall file a report under the seal of the Township Clerk to be examined and confirmed by the governing body, who shall then file this report with the Township Tax Assessor for proper recording of the special assessment against the Properties as required by N.J.S.A. 40:65-8.

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

RESOLUTION offered by Ms. Cahill seconded by Mr. Uhrin, BE IT RESOLVED, by the Township Council of Piscataway Township, New Jersey, that AN ORDINANCE ENTITLED: ORDINANCE TO PROVIDE FOR THE CONSTRUCTION OF LOCAL IMPROVEMENT HANDICAP RAMPS ON THE OLD NEW BRUNSWICK ROAD FRONTAGE OF BLOCK 2402, LOT 31.01, BLOCK 2201, LOTS 23.01 & 24 AND BLOCK 2201, LOT 23.02 ON THE TOWNSHIP OF PISCATAWAY TAX MAP, AS PERMITTED UNDER N.J.S.A. 40:65-1. was introduced on the 6<sup>th</sup> day of October, 2022 and had passed the first reading and was published on the 11<sup>th</sup> day of October, 2022.

NOW, THEREFORE, BE IT RESOLVED, that the aforesaid Ordinance, having had a second reading on November 10, 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. 2022-20.

On roll call vote: Messrs. Cahill, Rouse, Shah, Uhrin, & Lombardi answered yes.

The Clerk read for SECOND READING the following ORDINANCE:  
ORDINANCE TO PROVIDE FOR THE CONSTRUCTION OF LOCAL IMPROVEMENT MULTI-USE PATH ON THE ETHEL ROAD FRONTAGE OF BLOCK 8901, LOTS 1.05, 4.01 & 10.01 ON THE TOWNSHIP OF PISCATAWAY TAX MAP, AS PERMITTED UNDER N.J.S.A. 40:65-1.

WHEREAS, the Township of Piscataway (the "Township") seeks to provide for the construction of a multi-use path within the municipality as permitted by N.J.S.A. 40:65-1 et seq.; and

WHEREAS, the Township is permitted to proceed with the installation of said sidewalk improvements to be wholly paid by the owners of the real estate abutting or directly in front of which the improvement is made pursuant to N.J.S.A. 40:65-6; and

WHEREAS, the Township seeks to proceed with proposed sidewalk improvements upon the frontage of Block 8901, Lots 1.05, 4.01 & 10.01, of the Township of Piscataway, along the Ethel Road frontage (the "Properties"), in order to install a multi-use path; and

WHEREAS, the Township shall perform the construction necessary to complete the installation of sidewalks on the Properties using a procedure set forth in the Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq., as permitted under N.J.S.A. 40:65-11; and

BE IT THEFEFORE ORDAINED by the Township Council of the Township of Piscataway, County of Middlesex, State of New Jersey, that a multi-use path shall be constructed along the Ethel Road frontage of Block 8901, Lots 1.05, 4.01 & 10.01; and

BE IT FURTHER ORDAINED that upon adoption of this Ordinance, the Township Engineering Department shall be kept apprised of an accurate account of the costs undertaken thereof while making the local improvements upon the Properties; and

BE IT FURTHER ORDAINED that upon completion of the installation of the multi-use paths upon the Properties, the Township Engineering Department shall file reports under the seal of the Township Clerk to be examined and confirmed by the governing body, who shall then file said reports with the Township Tax Assessor for proper recording of the special assessment against the Properties as required by N.J.S.A. 40:65-8.

Ms. Lombardi opened the Meeting to the Public for Comments.

Dr. James Smock, 2008 Ethel Rd, explains that the Multi-Use Path will negatively impact Timothy Christian School & the area surrounding the school.

Mike Gottshall, 2008 Ethel Rd, expressed concerns regarding the effects of the Multi-Use Path on Timothy Christian School.

Township Attorney Rajvir Goomer responded to James & Mike.

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

RESOLUTION offered by Mr. Shah seconded by Mr. Uhrin, BE IT RESOLVED, by the Township Council of Piscataway Township, New Jersey, that AN ORDINANCE ENTITLED: ORDINANCE TO PROVIDE FOR THE CONSTRUCTION OF LOCAL IMPROVEMENT MULTI-USE PATH ON THE ETHEL ROAD FRONTAGE OF BLOCK 8901, LOTS 1.05, 4.01 & 10.01 ON THE TOWNSHIP OF PISCATAWAY TAX MAP, AS PERMITTED UNDER N.J.S.A. 40:65-1. was introduced on the 6<sup>th</sup> day of October, 2022 and had passed the first reading and was published on the 11<sup>th</sup> day of October, 2022.

NOW, THEREFORE, BE IT RESOLVED, that the aforesaid Ordinance, having had a second reading on November 10, 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. 2022-21.

On roll call vote: Messrs. Rouse, Shah, Uhrin, & Lombardi answered yes. Ms. Cahill abstained.

The Clerk read for FIRST READING the following ORDINANCE: AN ORDINANCE APPROVING THE TRAFFIC SIGNAL IMPROVEMENTS FOR NEW BRUNSWICK AVENUE (COUNTY ROUTE 647) AND CARLTON AVENUE IN THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY

RESOLUTION offered by Ms. Cahill seconded by Mr. Shah, BE IT RESOLVED, by the Township Council of Piscataway Township, New Jersey that AN ORDINANCE ENTITLED: AN ORDINANCE APPROVING THE TRAFFIC SIGNAL IMPROVEMENTS FOR NEW BRUNSWICK AVENUE (COUNTY ROUTE 647) AND CARLTON AVENUE 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 remote meeting format on the 29<sup>th</sup> day of November, 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. Cahill, Rouse, Shah, Uhrin, & Lombardi answered yes.

The Clerk read for FIRST READING the following ORDINANCE: ORDINANCE APPROPRIATING \$2,500,000 FROM THE SEWER UTILITY BUDGET – CAPITAL OUTLAY FOR VARIOUS SEWER UTILITY IMPROVEMENTS IN AND BY THE TOWNSHIP OF PISCATAWAY, IN THE COUNTY OF MIDDLESEX, NEW JERSEY.

RESOLUTION offered by Ms. Cahill seconded by Mr. Shah, BE IT RESOLVED, by the Township Council of Piscataway Township, New Jersey that AN ORDINANCE ENTITLED: ORDINANCE APPROPRIATING \$2,500,000 FROM THE SEWER UTILITY BUDGET – CAPITAL OUTLAY FOR VARIOUS SEWER UTILITY IMPROVEMENTS IN AND BY THE TOWNSHIP OF PISCATAWAY, IN THE COUNTY OF MIDDLESEX, 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 remote meeting format on the 29<sup>th</sup> day of November, 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. Cahill, Rouse, Shah, Uhrin, & Lombardi answered yes.

The Clerk read for FIRST READING the following ORDINANCE: BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF A COMMUNICATION NETWORK IN AND BY THE TOWNSHIP OF PISCATAWAY, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$9,000,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,689,811 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

RESOLUTION offered by Mr. Rouse seconded by Mr. Uhrin, BE IT RESOLVED, by the Township Council of Piscataway Township, New Jersey that AN ORDINANCE ENTITLED: BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF A COMMUNICATION NETWORK IN AND BY THE TOWNSHIP OF PISCATAWAY, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$9,000,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,689,811 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF 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 29<sup>th</sup> day of November, 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. Cahill, Rouse, Shah, Uhrin, & Lombardi answered yes.

The Clerk read for FIRST READING the following ORDINANCE: AN ORDINANCE ADOPTING A REDEVELOPMENT PLAN FOR BLOCK 1701 LOT 2.03 (4100 NEW BRUNSWICK AVENUE), AS SHOWN ON THE TAX MAP OF THE TOWNSHIP OF PISCATAWAY AND SUPPLEMENTING AND AMENDING CHAPTER 21 ENTITLED “ZONING”, INCLUDING ZONING MAP

RESOLUTION offered by Mr. Shah seconded by Mr. Rouse, BE IT RESOLVED, by the Township Council of Piscataway Township, New Jersey that AN ORDINANCE ENTITLED: AN ORDINANCE ADOPTING A REDEVELOPMENT PLAN FOR BLOCK 1701 LOT 2.03 (4100 NEW BRUNSWICK AVENUE), AS SHOWN ON THE TAX MAP OF THE TOWNSHIP OF PISCATAWAY AND SUPPLEMENTING AND AMENDING CHAPTER 21 ENTITLED “ZONING”, INCLUDING ZONING MAP 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 13<sup>th</sup> day of December, 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. Cahill, Rouse, Shah, Uhrin, & Lombardi answered yes.

RESOLUTION #22-325

RESOLUTION offered by Mr. Uhrin, seconded by Mr. Rouse:

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 10, 2022 Regular Meeting appear to have the unanimous approval of all members of the Township Council:

- a. RESOLUTION – Authorizing Refund of Sterling Village Security Deposits - Apts. 402, 341 & 125.
- b. RESOLUTION – Authorizing Release of Cash Bonds for Off-Site Improvements and Safety & Stabilization Guarantee – Clune Construction Company LP - Block 4102, Lot 3.10 and Block 4202, Lot 6.02 – 10-1 Possumtown Road – 20-PB-08/09V.
- c. RESOLUTION – Authorizing Execution of Agreement with Rutgers Biomedical and Health Sciences - University Behavioral HealthCare - Employee Assistance Program – 1/1/2023 to 12/31/2023 – Not to Exceed \$10,049.20.
- d. RESOLUTION – Authorizing 2022 Peddlers License – Alba Granados-Diaz.
- e. RESOLUTION – Authorizing Refund of Late Fees – St. Moses & Anba Abraam Coptic Church.
- f. RESOLUTION – Authorizing Return of Escrow:
  - Block 1024, Lot 1.01 – 361 William Street – 18-ZB-38V.
- g. RESOLUTION – Authorizing Appointment of Alternate Deputy Registrar of Vital Statistics – Bunty Sood.
- h. RESOLUTION – Authorizing Discarding Items Not Sold at Public Auction.
- i. RESOLUTION – Authorizing Acceptance of Project and Release of Retainage – Netherwood Avenue Improvements – Concrete Construction Corp.
- j. RESOLUTION – Authorizing Contract Amendment No. 1 – 2022 Radio Network Consultant – SHI – Not to Exceed \$2,880.43.
- k. RESOLUTION – Authorizing Award of Bid – 2022 New Market Lake Park Area Improvements – Phase V (Part 1) – EZ Docks Unlimited – Not to Exceed \$432,760.00.
- l. RESOLUTION – Authorizing Return of Street Opening Bond:
  - Block 2805, Lot 12 – 165 Middlesex Avenue.
- m. RESOLUTION – Authorizing Chapter 159 – Drunk Driving Enforcement Grant - \$22,000.00.
- n. RESOLUTION – Authorizing Contract Renewal – Dearborn Life Insurance Company – Police Group Life Insurance – not to exceed \$25,000.00.
- o. RESOLUTION – Authorizing Budget Transfers.
- p. RESOLUTION – Authorizing Award of Contract for Gasoline Supply 87 Octane Through Somerset County Coop – National fuel Oil, Inc. – Not to Exceed \$100,000.00 Remainder of 2022 and \$450,000.00 for 2023.
- q. RESOLUTION – Authorizing Acceptance of Project and Release of Retainage – 2022 Special Assessment Sidewalk for 1303 Centennial Avenue Project.
- r. RESOLUTION – Authorizing Contract Amendment #2 – Levgar Street Road Improvements – T & M Associates – Not to Exceed \$12,400.00.
- s. RESOLUTION – Authorizing Award of Contract for Appraisal Services – 550 Hoes Lane – Sterling DiSanto & Associates – Not to Exceed \$4,500.00.
- t. RESOLUTION – Authorizing Award of Contract Through Hunterdon County Educational Services Commission Coop – Sterling Village Apartment Renovation Unit 402 – Northeastern Interiors, Inc. – Not to Exceed \$19,605.50.
- u. RESOLUTION – Authorizing Cancellation of Sewer Due to Sprinkler Credits – Block 5101, Lots 4.02 and 1.02.

- v. RESOLUTION – Authorizing Award of Contract Through Somerset County Coop – Red Dyed #2 Ultra Low Sulphur Diesel Supply - National Fuel Oil, Inc. – Not to Exceed \$50,000.00 Remainder of 2022 and \$250,000.00 for 2023.
- w. RESOLUTION – Authorizing Settlement of Litigation.
- x. RESOLUTION – Authorizing Contract Amendment #5 – Centennial Avenue Road Improvements from River Road to Knightsbridge Road – T & M Associates – Not to Exceed \$17,678.00.
- y. RESOLUTION – Authorizing Professional Engineering Services – Sanitary Sewer Extension-TWA Permit - Delaware-Raritan Engineering, Inc. – Not to Exceed \$15,550.00.
- z. RESOLUTION – Adopting a More Stringent Schedule for Tax Collector Surety Bonding Pursuant to NJAC 5:30-8.3(a)(4).
- aa. RESOLUTION – Adopting a More Stringent Schedule for Municipal Court Surety Bonding Pursuant to NJAC 5:30-8.4(b).
- bb. RESOLUTION – Authorizing Cancellation of Taxes – 100% Disabled Veteran:
  - Block 9001, Lot 44.14.
- cc. RESOLUTION – Designating Area in Need of Redevelopment – Block 6201, Lot 6.02, Block 7401, Lots 2.02 and 2.03.
- dd. MOTION – Accept Report of the Clerk’s Account for October 2022.
- ee. MOTION – Accept Report of the Division of Revenue – September 2022.
- ff. MOTION – Receive and Enter into Minutes Disbursements for the Month of September 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 November 10, 2022 Regular meeting and adopted by separate vote.

On roll call vote: Messrs. Cahill, Rouse, Shah, Uhrin, & Lombardi voted yes.

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

**RESOLUTION #22-326**

WHEREAS, the Township of Piscataway (the “Township”) is in possession of a Security Deposit being held on behalf of Anna Stanton, in the amount of \$995.50, posted with the Township for Apartment 125 at Sterling Village; and

WHEREAS, the Township Finance Department recommends the release of said Security Deposit, in the amount of \$995.50, to Anna Stanton; and

WHEREAS, the Township is in possession of a Security Deposit being held on behalf of Allan Canterbury, in the amount of \$955.66, posted with the Township for Apartment 341 at Sterling Village; and

WHEREAS, the Township Finance Department recommends the release of said Security Deposit, in the amount of \$955.66, to Allan Canterbury; and

WHEREAS, the Township is in possession of a Security Deposit being held on behalf of Garfield Brown, in the amount of \$957.39, posted with the Township for Apartment 402 at Sterling Village; and

WHEREAS, the Township Finance Department recommends the release of said Security Deposit, in the amount of \$957.39, to Garfield Brown; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that the appropriate municipal officials be and are hereby authorized to release said Security Deposit, in the amount of \$995.50 (including accrued interest) to Anna Stanton in regard to Apartment 125 at Sterling Village; and

BE IT FURTHER RESOLVED that the appropriate municipal officials be and are hereby authorized to release said Security Deposit in the amount of \$955.56 (including interest) to Allan Canterbury in regard to Apartment 341 at Sterling Village; and

BE IT FURTHER RESOLVED that the appropriate municipal officials be and are hereby authorized to release said Security Deposit in the amount of \$957.39 (including interest) to Garfield Brown in regard to Apartment 402 at Sterling Village.

**RESOLUTION #22-327**

WHEREAS, Clune Construction Company, L.P., Chicago, IL (“Clune”) requests

the release of an Off-Site Improvements Bond and a Safety & Stabilization Guarantee, in the original amounts of \$222,229.20 and \$12,294.73, respectively, both posted with the Township of Piscataway on March 30, 2021, for improvements on Block 4102, Lot 3.01 and Block 4202, Lot 6.02 (101 Possumtown Road), regarding Planning Board Application #20-PB-08/09V; and

WHEREAS, pursuant to a Request for Release of Funds dated September 30, 2022 and a letter from the Township Supervisor of Engineering dated September 30, 2022, copies of which are attached hereto and made a part hereof, the said Supervisor of Engineering advised that all improvements required and covered have been satisfactorily installed, and recommends the release of the Off-Site Improvements Bond and the Safety & Stabilization Guarantee to Clune, upon Clune posting a two (2) year Maintenance Bond in the amount of \$24,534.90; 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 an Off-Site Improvements Bond in the amount of \$222,229.20 and a Safety & Stabilization Guarantee in the amount of \$12,294.73, to Clune Construction Company, L.P., Chicago, IL, upon Clune posting a two (2) year Maintenance Bond in the amount of \$24,534.90, for improvements on Block 4102, Lot 3.01 and Block 4202, Lot 6.02 (101 Possumtown Road), regarding Planning Board Application #20-PB-08/09V.

RESOLUTION #22-328

WHEREAS, the Administration has recommended the renewal of a professional services contract for the Employee Assistance Program for the Township of Piscataway (the "Township") with RUTGERS BIOMEDICAL AND HEALTH SCIENCES – UNIVERSITY BEHAVIORAL HEALTH CARE ("RUTGERS"); and

WHEREAS, RUTGERS has agreed to perform such professional services for the period of January 1, 2023 to December 31, 2023 in an amount not to exceed \$10,049.20 pursuant to a contract proposal, a copy of which is attached hereto and made part hereof; and

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

WHEREAS, RUTGERS has submitted proof that it is not subject to N.J.S.A. 19:44A-20.4 et seq.; and

WHEREAS, there is funding available pursuant to certification # R-2022-0070;

WHEREAS, the New Jersey Local Public Contracts Law, specifically, N.J. S.A. 40A:11-1 et. seq., requires that a resolution authorizing the award of a contract for professional and/or extraordinary unspecifiable services without competitive bids must be publicly advertised, the within contract being one for generally recognized professional and/or extraordinary unspecifiable services, as defined by statute; and

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

1. The Mayor and other appropriate officials be the same and hereby authorized to enter into an agreement for services related to the Employee Assistance Program for the period of January 1, 2023 to December 31, 2023 with RUTGERS BIOMEDICAL AND HEALTH SCIENCES – UNIVERISTY BEHAVIORAL HEALTH CARE in a sum not to exceed \$10,049.20; and
2. This contract is being awarded without competitive bids as a professional service under the provisions of the Local Public Contracts Law, more specifically addressed in the body of this Resolution; and
3. The final form of said contract for these services shall be subject to the review and approval of the Township Director of Law; and
4. Notice of this Resolution shall be published as required by law.

RESOLUTION #22-329

WHEREAS, Alba Granados-Diaz has applied with the Township of Piscataway for a Peddlers License for 2022; and

WHEREAS, pursuant to a letter from the Piscataway Township Police Department, dated October 6, 2022, a copy of which is attached hereto and made a part hereof, the Piscataway Township Police Department recommends granting a Peddlers License to Alba Granados-Diaz; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the

Township of Piscataway, that the appropriate municipal officials be and are hereby authorized to issue a Peddlers License for 2022 to Alba Granados-Diaz.

RESOLUTION #22-330

WHEREAS, St. Moses and Anba Abraam Coptic Orthodox Church, Piscataway, NJ mistakenly forgot to obtain a Retail Food License, as required by Township Ordinance; and

WHEREAS, on September 14, 2022, St. Moses and Anba Abraam Coptic Orthodox Church, Piscataway, NJ made a payment in the amount of one thousand two hundred and ten dollars (\$1,210.00) for a Retail Food License and Late Fees, for which payment should have only been four hundred ninety dollars (\$490.00); 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 a portion of the above referenced payment, in the amount of seven hundred and twenty dollars (\$720.00), to St. Moses and Anba Abraam Coptic Orthodox Church.

RESOLUTION #22-331

WHEREAS, on August 10, 2018, October 1, 2018 and January 7, 2019, Amy Cichocki, Whitehouse Station, NJ, posted escrow checks with the Township of Piscataway in the amounts of \$1,000.00, \$1,500.00 and \$500.00, respectively, regarding Block 1024, Lot 1.01 (361 William Street); and

WHEREAS, pursuant to a Request for Release of Funds dated October 7, 2022 and a Memorandum from the Township Supervisor of Planning dated October 14, 2022, the Supervisor of Planning and the Finance Department approved the release of the unexpended escrow fees in the amount of \$205.74 to Amy Cichocki, Whitehouse Station, 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 Amy Cichocki, Piscataway, NJ in the amount of \$205.74 as it pertains to Block 1024, Lot 1.01 (361 William Street).

RESOLUTION #22-332

WHEREAS, Melissa A. Seader was reappointed to serve in the office of Local Registrar of Vital Statistics for the Township of Piscataway for a three (3) year term which expires on December 31, 2024; and

WHEREAS, the Local Registrar has recommended the appointment of Bunty Sood as the Alternate Deputy Registrar of Vital Statistics for a term commencing November 10, 2022 and expiring December 31, 2022; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway that Bunty Sood be and hereby is appointed Alternate Deputy Registrar of Vital Statistics for the Township of Piscataway, for a term commencing November 10, 2022 and expiring on December 31, 2022.

RESOLUTION #22-333

WHEREAS, the Township of Piscataway hosted an online public auction held between July 16, 2022 and July 20, 2022; and

WHEREAS, the following list of items did not receive any bids during the online public action that took place between July 16, 2022 and July 20, 2022:

- Lot #28 – (4) Chairs
- Lot #29 – (2) Desks
- Lot #31 – 42 Inch Round Table w/ Five Stools
- Lot #33 – 6 Foot Rec Table w/ 6 Chairs
- Lot #34 – 8 Inch x 32 Inch Roller Table
- Lot #37 – (2) Book Display Towners
- Lot #38 – Wood Cabinet & Cabinet Shelf
- Lot #45 – Small Folding Side Table
- Lot #48 – (4) Hi Back Wall Seats
- Lot #53 – Approx. 25 Panasonic Tough Book Car Computer Mounts

WHEREAS, by way of letter, dated October 25, 2022, the Township Director of Public Works has determined that these items are considered to be of no value and requests authorization from the Township to discard of the items; 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 dispose of the items listed in the letter, dated October 25, 2022, from the Township Director of Public Works, which did not receive any bids during the online public auction held between July 16, 2022 and July 20, 2022.

RESOLUTION #22-334

WHEREAS, Concrete Construction Corp., Hackensack, NJ entered into an agreement with the Township of Piscataway for the Netherwood Avenue Improvements (the "Project"), where Concrete Construction Corp. would complete certain improvements at cost, in the amount not to exceed \$2,980,789.00; and

WHEREAS, as specified in the Change Order Form signed by the Supervisor of Engineering of the Township of Piscataway dated October 24, 2022, a copy of which is attached hereto and made a part hereof, there is a decrease in the Contract Quantities needed by the Township of Piscataway ("Township") was less than the contracted for Netherwood Avenue Improvements; and

WHEREAS, the Township previously approved change orders in the amount of \$180,024.31, a 6.03% increase; and

WHEREAS, this change order would represent a \$274,619.28 decrease in the amount of the contract from the previous total for a final cost not to exceed \$2,886,194.03, a 9.51% decrease from the original contract amount; and

WHEREAS, N.J.A.C. 5:30-11.3 authorizes a municipality to approve change orders up to twenty (20) percent of the originally awarded contract; and

WHEREAS, pursuant to a Final Change Order Form, dated October 24, 2022, from the Township Supervisor of Engineering, said Township Supervisor of Engineering recommends that the Township approve the Final Change Order Request; and

WHEREAS, funds are available pursuant to certification # B-2021-016-02;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that the appropriate municipal officials be and are hereby authorized to amend the total contract amount for the Project with Concrete Construction Corp., Hackensack, NJ from \$3,160,813.00 to a final total not to exceed \$2,886,194.03 and execute the enclosed Final Change Order in the amount of \$274,619.28, subject to all bid specifications and contract documents.

RESOLUTION #22-335

WHEREAS, the Township of Piscataway (the "Township") awarded a contract to SHI, Piscataway, NJ for the 2022 Radio Network Consultant – NJ Co-op Purchasing Alliance (the "Project"), in the amount not to exceed \$ 206,914.66; and

WHEREAS, additional work was necessary for the Project that was not included in the original scope of work outlined by the Township and not anticipated in the proposal from SHI to the Township for the Project; and

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

WHEREAS, this change order would represent a \$2,880.43 increase in the total amount of the Project from the original contract amount for a final total not to exceed \$209,795.09, a 1.39% increase; and

WHEREAS, N.J.A.C. 5:30-11.3 authorizes a municipality to approve change orders up to twenty (20) percent of the originally awarded contract; and

WHEREAS, pursuant to a request from the Township Police Lieutenant, dated October 24, 2022, said Lieutenant recommends approving Change Order No. 1; and

WHEREAS, funds are available pursuant to certification # R-2022-0020-01;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that the appropriate municipal officials be and are hereby authorized to amend the total contract amount for the 2022 Radio Network Consultant – NJ Co-op Purchasing Alliance, from \$206,914.66, to a final total not to exceed \$209,795.09 and execute a Change Order in the amount of \$2,880.43, subject to all bid specifications and contract documents.

RESOLUTION #22-336

WHEREAS, on October 20, 2022, the Township of Piscataway (the "Township") received bids for the 2022 – New Market Lake Park Area Improvements – Phase V (Part I) Project (the "Project"); and

WHEREAS, the lowest bidder, Vulcan Construction Inc., withdrew their bid after

they determined there was an error in their bid proposal; and

WHEREAS, the Township Landscape Architect has reviewed the remaining bids and recommends awarding a contract to EZ Docks Unlimited, Belford, NJ, who is the lowest qualifying bidder, in the amount not to exceed \$432,760.00; and

WHEREAS, there is funding available pursuant to Certification # B-2022-025;

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 to EZ Docks Unlimited, Belford, NJ, for the 2022 – New Market Lake Park Area Improvements – Phase V (Part I), in the amount not to exceed \$432,760.00, subject to all bid specifications and contract documents.

RESOLUTION #22-337

WHEREAS, John Habib, Piscataway NJ, requests the return of a Street Opening Bond in the amount of \$500.00, posted with the Township of Piscataway on October 19, 2020, regarding repairs and inspections for Block 2805, Lot 12 (165 Middlesex Avenue); and

WHEREAS, pursuant to a Request for Release of Funds dated October 14, 2022 and a memorandum from the Supervisor of Engineering dated October 27, 2022, copies of which are attached hereto and made a part hereof, the said Supervisor of Engineering advised that the repairs and inspections have been made according to Township specifications, and therefore recommended the return of said Street Opening Bond to John Habib; 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 said Street Opening Bond to John Habib, Piscataway, NJ, in the amount of \$500.00, regarding Block 2805, Lot 12 (165 Middlesex Avenue).

RESOLUTION #22-338

WHEREAS, N.J.S.A 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount, and

WHEREAS, the Township of Piscataway has received notice of an award of \$22,000.00 from the State of New Jersey, Department of Law and Public Safety, Division of Highway Traffic Safety and wishes to amend its Calendar Year 2022 Budget to include this amount as revenue, and

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Piscataway in the County of Middlesex, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year Calendar Year 2022:

*Amount Received for*

Drunk Driving Enforcement Grant \$22,000.00

BE IT FURTHER RESOLVED that the like sum of \$22,000.00 is hereby appropriated under the caption of:

Drunk Driving Enforcement Grant \$22,000.00

BE IT FURTHER RESOLVED, that the Director of Finance forward a certified copy of this resolution electronically to the Director of Local Government Services.

RESOLUTION #22-339

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 13, 2022, 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-2022-0069;

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, 2024, 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 #22-340**

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:

<b>Fund Account No.</b>	<b>Description</b>	<b>S.W or Other Expenses.</b>	<b>Transfers In</b>	<b>Transfers Out</b>
01- 2022- 0200- 0100- 2	ADMINISTRATION	OTHER EXPENSES	\$ 7,500.00	
01- 2022- 0200- 0125- 1	COMPUTER CENTER	SALARIES AND WAGES	\$ 20,000.00	
01- 2022- 0200- 0125- 2	COMPUTER CENTER	OTHER EXPENSES	\$ 10,000.00	
01- 2022- 0200- 0145- 1	TAX COLLECTION	SALARIES AND WAGES	\$ 15,000.00	
01- 2022- 0200- 0150- 1	TAX ASSESSMENT	SALARIES AND WAGES		\$ (30,000.00)
01- 2022- 0200- 0150- 2	TAX ASSESSMENT	OTHER EXPENSES	\$ 30,000.00	
01- 2022- 0200- 0165- 1	ENGINEERING	SALARIES AND WAGES		\$ (7,500.00)
01- 2022- 0200- 0165- 2	ENGINEERING	OTHER EXPENSES	\$ -	\$ -
01- 2022- 0200- 0170- 1	ECONOMIC DEVELOPMENT	SALARIES AND WAGES		\$ (40,000.00)
01- 2022- 0200- 0170- 2	ECONOMIC DEVELOPMENT	OTHER EXPENSES		\$ (5,000.00)
01- 2022- 0200- 0175- 1	P.C.T.V.	SALARIES AND WAGES		\$ (75,000.00)
01- 2022- 0200- 0175- 2	P.C.T.V.	OTHER EXPENSES	\$ 75,000.00	
01- 2022- 0210- 0180- 2	PLANNING BOARD	OTHER EXPENSES		\$ (10,000.00)
01- 2022- 0210- 0185- 1	ZONING BOARD	SALARIES AND WAGES	\$ -	\$ -
01- 2022- 0210- 0185- 2	ZONING BOARD	OTHER EXPENSES		\$ (10,000.00)
01- 2022- 0210- 0320- 1	PLANNING	SALARIES AND WAGES	\$ 50,000.00	

Fund Account No.	Description	S.W or Other Expenses.	Transfers In	Transfers Out
01- 2022- 0210- 0320- 2	PLANNING	OTHER EXPENSES		\$ (5,000.00)
01- 2022- 0230- 0413- 2	HEALTH BENEFIT WAIVER	OTHER EXPENSES		\$ (20,000.00)
01- 2022- 0250- 0240- 1	POLICE DEPARTMENT	SALARIES AND WAGES		\$ (300,000.00)
01- 2022- 0250- 0240- 2	POLICE DEPARTMENT	OTHER EXPENSES	\$ 150,000.00	
01- 2022- 0250- 0260- 2	FIRST AID SQUAD	OTHER EXPENSES		\$ (150,000.00)
01- 2022- 0250- 0261- 2	EMERGENCY MEDICAL SERVICES (EMS)	OTHER EXPENSES	\$ 200,000.00	
01- 2022- 0260- 0310- 2	BUILDING & GROUNDS	OTHER EXPENSES		\$ (90,000.00)
01- 2022- 0280- 0365- 2	PARKS& MAINTENANCE	OTHER EXPENSES	\$ 208,672.16	
01- 2022- 0280- 0375- 1	OFFICE ON AGING	SALARIES AND WAGES	\$ 35,000.00	
01- 2022- 0280- 0375- 2	OFFICE ON AGING	OTHER EXPENSES		\$ (40,000.00)
01- 2022- 0300- 0415- 2	SEVERENCE LIABILITY	OTHER EXPENSES		\$ (15,000.00)
01- 2022- 0300- 0420- 2	CELEB. OF PUBLIC EVENT	OTHER EXPENSES		\$ (20,000.00)
01- 2022- 7250- 7250- 1	POLICE DISPATCH/911	SALARIES AND WAGES	\$ -	\$ (35,704.00)
01- 2022- 7250- 7250- 2	POLICE DISPATCH/911	OTHER EXPENSES	\$ -	\$ (95,844.00)
01- 2022- 7260- 7555- 2	MCUA CHARGES	OTHER EXPENSES	\$ -	\$ (80,000.00)
01- 2022- 7260- 7792- 2	RECYCLING: MCIA	OTHER EXPENSES	\$ -	\$ (100,000.00)
01- 2022- 7280- 7377- 2	UMDNJ AGREEMENTS	OTHER EXPENSES	\$ -	\$ (9,927.00)
01- 2022- 7410- 7701- 2	MATCHING FUNDS FOR GRANT	OTHER EXPENSES	\$ 50,000.00	
01- 2022- 7440- 0251- 2	POLICE: 911 MOTOROLA UPGRADE	OTHER EXPENSES	\$ -	\$ (138,000.00)
01- 2022- 7440- 0253- 2	POLICE EVIDENCE DATE MANAGEMENT/TASERS	OTHER EXPENSES	\$ -	\$ (99,197.16)
01- 2022- 7440- 7900- 2	CAPITAL IMPROVEMENT	OTHER EXPENSES	\$ 675,000.00	\$ -
01- 2022- 7440- 7910- 2	LAND ACQUISITION	OTHER EXPENSES	\$ -	\$ (150,000.00)
<b>Grand Total :</b>			<b>\$ 1,526,172.16</b>	<b>\$ (1,526,172.16)</b>

**RESOLUTION #22-341**

WHEREAS, the Township Director of Public Works has advised that the Township is in need of Gasoline Supply 87 Octane (the "Project"); 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 a contract for the Project through Somerset County Cooperative Purchasing Contract CC-0045-22, to National Fuel Oil, Inc, Newark, NJ in the amount not to exceed \$100,000 between November 10, 2022 and December 31, 2022 and \$450,000 between January 1, 2023 and December 31, 2023; and

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

WHEREAS, funds are available pursuant to certification # B-2022-026;

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 Gasoline Supply 87 Octane through Somerset County Cooperative Purchasing Contract CC-0045-22 to National Fuel Oil, Inc, Newark, NJ, in the amount not to exceed \$100,000 between November 10, 2022 and December 31, 2022 and \$450,000 between January 1, 2023 and December 31, 2023, subject to all bid specifications and contract documents.

RESOLUTION #22-342

WHEREAS, AA Berms LLC, Belleville, NJ entered into an agreement with the Township of Piscataway for the 2022 Special Assessment Sidewalk for 1303 Centennial Avenue (the "Project"), where AA Berms, LLC would complete certain improvements at cost, in the amount not to exceed \$147,014.54; and

WHEREAS, as specified in the Change Order Form signed by the Supervisor of Engineering of the Township of Piscataway dated November 2, 2022, a copy of which is attached hereto and made a part hereof, there is a decrease in the Contract Quantities needed by the Township of Piscataway ("Township") was less than the contracted for 2022 Special Assessment Sidewalk for 1303 Centennial Avenue; and

WHEREAS, this change order would represent a \$39,143.92 decrease in the amount of the contract from the previous total for a final cost not to exceed \$107,870.62, a 26.62% decrease from the original contract amount; and

WHEREAS, N.J.A.C. 5:30-11.3 authorizes a municipality to approve change orders up to twenty (20) percent increase of the originally awarded contract; and

WHEREAS, pursuant to a Final Change Order Form, dated November 2, 2022, from the Township Supervisor of Engineering, said Township Supervisor of Engineering recommends that the Township approve the Final Change Order Request; and

WHEREAS, funds are available pursuant to certification # B-2022-001-01;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that the appropriate municipal officials be and are hereby authorized to amend the total contract amount for the Project with AA Berms, LLC, Belleville, NJ from \$147,014.54 to a final total not to exceed \$107,870.62 and execute the enclosed Final Change Order in the amount of \$39,143.92, subject to all bid specifications and contract documents; and

BE IT FURTHER RESOLVED by the Township Council of the Township that the appropriate municipal officials be and are hereby authorized to accept the Project and return retainage funds to AA Berms LLC, Belleville, NJ, in the amount of \$2,157.41 upon AA Berms LLC posting a two (2) year maintenance bond in the amount of \$10,787.06 as it pertains to the 2022 Special Assessment Sidewalk for 1303 Centennial Avenue.

RESOLUTION #22-343

WHEREAS, T&M Associates, Middletown, NJ was awarded a contract for Engineering Services in regard to the Levgar Street Road Improvements (the "Project"); and

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

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

WHEREAS, the Township Supervisor of Engineering has reviewed the Contract Amendment Request No. 2 from T&M Associates dated November 3, 2022, a copy of which is attached hereto and made a part hereof, and recommends approval of same; and

WHEREAS, there is funding available pursuant to certification # R-2022-0126;

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 execute Contract Amendment No. 2 and amend the total contract amount with T&M Associates from \$268,750.00 to \$281,150.00, an increase of not to exceed \$12,400.00, due to unanticipated work required for the Levgar Street Road Improvements, subject to all bid specifications and contract documents.

RESOLUTION #22-344

WHEREAS, the Township of Piscataway requires Professional Appraisal Services in regard to Block 11319, Lot 9.01 (550 Hoes Lane) (the "Project"); and

WHEREAS, Sterling DiSanto & Associates, Somerville, NJ, has submitted a proposal dated October 25, 2022, for Professional Appraisal Services related to said Project, a copy of which is attached hereto and made a part hereof ("Proposal"), with a cost not to exceed \$4,500.00; and

WHEREAS, Sterling DiSanto & Associates was previously qualified under the Fair and Open Process to provide professional services for Professional Appraisal Services - Various Projects by the Township of Piscataway for 2022; and

WHEREAS, there is funding available pursuant to certification # R-2022-0068;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway that the Township Council does hereby authorize Sterling DiSanto & Associates, Somerville, NJ, to provide Professional Appraisal Services in regard to Block 11319, Lot 9.01 (550 Hoes Lane), at the rates set forth in said Proposal, with such services not to exceed \$4,500.00 in cost.

RESOLUTION #22-345

WHEREAS, the Township Assistant Director of Public Works has advised that the Township is in need of an Apartment Renovation for Unit 402 at Sterling Village (the "Renovation"); and

WHEREAS, pursuant to a Recommendation to Award Contract, a copy of which is attached hereto and made a part hereof, said Assistant Director of Public Works recommends awarding a contract for the Renovation through Hunterdon County Educational Services Commission #HCEC-SER-20F to Northeastern Interiors, Inc., Little Falls, NJ, in the amount not to exceed \$19,605.50; and

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

WHEREAS, funds are available pursuant to certification # R-2022-0067;

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 an Apartment Renovation for Unit 402 at Sterling Village through Hunterdon County Educational Services Commission #HCEC-SER-20F to Northeastern Interiors, Inc., Little Falls, NJ, in the amount not to exceed \$19,605.50, subject to all bid specifications and contract documents.

RESOLUTION #22-346

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

BLOCK	LOT	NAME	YEAR	AMOUNT	REASON
5101	4.02	5 ACCESS ROAD LLC	2022	\$1,899.82	SPRINKLER CREDIT
5101	1.02	6 CORPORATE PLACE	2022	\$5,317.79	SPRINKLER CREDIT
<b>TOTAL</b>				<b>\$7,217.61</b>	

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

RESOLUTION #22-347

WHEREAS, the Township Assistant Director of Public Works has advised that the Township is in need of Red Dyed #2 Ultra Low Sulphur Diesel 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 a contract for Red Dyed #2 Ultra Low Sulphur Diesel Supply through Somerset County COOP Contract #CC-0036-21B to National Fuel Oil Inc., Newark, NJ, in the amount not to exceed \$300,000.00; and

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

WHEREAS, funds are available pursuant to certification # R-2022-0071;

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 one (1) year contract from November 10, 2022 to November 9, 2023 for Red Dyed #2 Ultra Low Sulphur Diesel Supply through Somerset County

COOP Contract #CC-0036-21B to National Fuel Oil Inc., Newark, NJ, in the amount not to exceed \$300,000.00, subject to all bid specifications and contract documents.

RESOLUTION #22-348

WHEREAS, the Township of Piscataway is a party to a lawsuit captioned Kumar v. Township of Piscataway, et als (Dkt. No. MID-L-5017-21); and

WHEREAS, the Plaintiffs in the above referenced matter filed an action against the Township which resulted in a decision of the trial court in favor of the Plaintiffs, but denying the award of attorney's fees to Plaintiff; and

WHEREAS, the Township appealed the trial court's decision in favor of the Plaintiffs and the Plaintiffs filed a cross appeal challenging the denial of their attorney's fees; and

WHEREAS, the Appellate Division, by a split 2 to 1 vote, upheld the trial court's decision in favor of the Plaintiffs, but overruled the trial court's decision denying the Plaintiffs attorney's fees; and

WHEREAS, such a split decision allowed the Township an appeal, as of right, to the New Jersey Supreme Court; which appeal the Township filed; and

WHEREAS, the parties wish to avoid the uncertainty, legal fees and costs of the appeal to the Supreme Court now wish to amicably resolve this matter; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available in the self-insurance fund to pay for said settlement and has prepared a Certificate of Availability of Funds for such purpose, a copy of which shall be attached to the original of this resolution; and

NOW, THEREFORE, BE IT RESOLVED, that the Township Attorney for the Township of Piscataway is hereby authorized to execute the Settlement Agreement and Release annexed hereto as schedule A and to execute a stipulation of settlement to dismiss with prejudice any and all of the remaining claims of the Piscataway Township Council and/or Township of Piscataway, all of the individually named defendants and any other Piscataway defendants; and

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to execute, and the Township Clerk to attest to the Settlement Agreement and Release in substantially the form annexed hereto, and to finalize such settlement, copies of which are on file in the Office of the Township Clerk and are available for public inspection.

RESOLUTION #22-349

WHEREAS, T&M Associates, Middletown, NJ was awarded a contract for Engineering Services in regard to the Centennial Avenue Road Improvements (the "Project"); and

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

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

WHEREAS, the Township of Piscataway wishes to obtain a grant from 2023 LFIF Pavement Preservation Grant and T&M Associates will provide the services to obtain said grant; and

WHEREAS, the Township Supervisor of Engineering has reviewed the Contract Amendment Request No. 5 and Grant Proposal from T&M Associates dated November 4, 2022, a copy of which is attached hereto and made a part hereof, and recommends approval of same; and

WHEREAS, there is funding available pursuant to certification # R-2016-047-05;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway, that the appropriate municipal officials be and are hereby authorized to amend the total contract amount with T&M Associates from \$522,514.00 to \$540,192.00, an increase of not to exceed \$17,678.00, due to unanticipated work required for the Centennial Avenue Road Improvements; and

BE IT FURTHER RESOLVED that the appropriate municipal officials and Clerk are hereby authorized to sign the grant agreement and any other documentation on behalf of the Township of Piscataway in order to apply for and accept same.

RESOLUTION #22-350

WHEREAS, the Township of Piscataway requires Professional Engineering Services for the Sanitary Sewer Extension – TWA Permit for Block 11302, Lot 2.03 – Highland Avenue Project (the "Project"); and

WHEREAS, Delaware-Raritan Engineering, Inc., Freehold, NJ, has submitted a Proposal for Professional Engineering Services related to said Project, a copy of which is attached hereto and made a part hereof ("Proposal"), with a cost not to exceed \$15,500.00; and

WHEREAS, Delaware-Raritan Engineering, Inc., Freehold, NJ, was previously qualified under the Fair and Open Process to provide professional services for Professional Engineering Services – Township Engineer by the Township of Piscataway for 2022; and

WHEREAS, the Supervisor of Engineering recommends awarding a contract for the Project to Delaware-Raritan Engineering, Inc.; and

WHEREAS, there is funding available pursuant to certification # R-2022-0073;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway that the Township Council does hereby authorize Delaware-Raritan Engineering, Freehold, NJ, to provide Professional Engineering Services for the Sanitary Sewer Extension – TWA Permit for Block 11302, Lot 2.03 – Highland Avenue Project, at the rates set forth in said Proposal, with such services not to exceed \$15,500.00 in cost.

RESOLUTION #22-351

WHEREAS, the New Jersey regulations require that tax collectors and collectors of utility rents be bonded with a surety bond, pursuant to N.J.A.C. §50-8.3(a); and

WHEREAS, New Jersey regulations encourage local units to utilize more stringent minimum bond requirements in order to provide a higher level of security of public funds, pursuant to N.J.A.C. §50-8.3(a)(4); and

WHEREAS, N.J.A.C. §50-8.3(a)(4) recommends the following Minimum Surety Bond Coverage for tax collectors:

Tax Levy or Utility Charges	Minimum Bond Required
Up to \$ 200,000	25% of the Levy
\$ 200,000 to \$ 350,000	\$ 50,000 + 8% of all over \$ 200,000
\$ 350,000 to \$ 500,000	\$ 62,000 + 6% of all over \$ 350,000
\$ 500,000 to \$ 1,000,000	\$ 71,000 + 4% of all over \$ 500,000
\$ 1,000,000 to \$ 2,500,000	\$ 91,000 + 2% of all over \$ 1,000,000
\$ 2,500,000 to \$ 5,000,000	\$ 121,000 + 1% of all over \$ 2,500,000
\$ 5,000,000 and upwards	\$ 146,000 + 1/2 % of all over \$ 5,000,000

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway that the Township hereby adopts the Minimum Surety Bond Coverage for Tax Collectors pursuant to the schedule provided for by N.J.A.C. §5:30-8.3(a)(4); and

BE IT FURTHER RESOLVED, that the Township administration shall revise its policies to reflect the increased bond requirements and immediately obtain the necessary Surety Bonds to be compliant with said new requirements.

RESOLUTION #22-352

WHEREAS, the New Jersey regulations require that municipal court judges and municipal court administrators be bonded with a surety bond, pursuant to N.J.A.C. §50-8.4(a); and

WHEREAS, New Jersey regulations encourage local units to utilize more stringent minimum bond requirements in order to provide a higher level of security of public funds, pursuant to N.J.A.C. §50-8.4(b); and

WHEREAS, N.J.A.C. §50-8.4(b) recommends the following Minimum Surety Bond Coverage for Municipal Courts:

Total Annual Receipts	Minimum Bond Required
\$ 1 to \$ 10,000	\$ 2,500
\$ 10,000 to \$ 25,000	\$ 2,500 + 30% of all over \$ 10,000
\$ 25,000 to \$ 50,000	\$ 5,500 + 25% of all over \$ 25,000



\$ 50,000 to \$ 100,000	\$ 11,750 + 15% of all over \$ 50,000
\$ 100,000 to \$ 200,000	\$ 19,250 + 12% of all over \$ 100,000
\$ 200,000 to \$ 500,000	\$ 31,250 + 8% of all over \$ 200,000
\$ 500,000 to \$ 1,000,000	\$ 47,250 + 5% of all over \$ 500,000
\$ 1,000,000 and up	\$ 72,250 + 2% of all over \$ 1,000,000

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway hereby adopts the Minimum Surety Bond Coverage for Municipal Courts pursuant to the schedule provided for by N.J.A.C. §5:30-8.4(b); and

BE IT FURTHER RESOLVED, that the Township administration shall revise its policies to reflect the increased bond requirements and immediately obtain the necessary Surety Bonds to be compliant with said new requirements.

RESOLUTION #22-353

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

BLOCK	LOT	QUAL	NAME	YEAR	AMOUNT	REASON
9001	44.14	C0534	Wing - Cheong Lam	2022	\$3,716.58	100% Disabled Veteran
9001	44.14	C0535	Wing - Cheong Lam	2023	\$3,704.91	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 #22-354

WHEREAS, the Township of Piscataway (the "Township") contains property designated as Block 6201, Lot 6.02, Block 7401, Lots 2.02 and 2.03 (50 Kingsbridge Road, 2 Skiles Avenue and 440 Hoes Lane, respectively) on the Piscataway Township Tax Map (the "Property"); and

WHEREAS, the Township authorized a Redevelopment Study to be completed for the Property by CME Associates and authorized the Township Planning Board (the "Planning Board") to undertake a preliminary investigation to determine whether the Property should comprise a Non-Condensation Area in Need of Redevelopment according to the criteria set forth in N.J.S.A. 40A:12A-5; and

WHEREAS, after completing the preliminary investigation, reviewing the report by CME Associates, and hearing testimony, the Planning Board recommended that the Property be found to be a Non-Condensation Area in Need of Redevelopment in accordance with Criteria C & H for Block 6201, Lot 6.02, Criteria B, D & H for Block 7401, Lot 2.02, and Criteria D & H for Block 7401, Lot 2.03 of N.J.S.A. 40A:12A-5, with said determination memorialized in a Resolution by the Planning Board on November 10, 2022; and

WHEREAS, the Township Council agrees with the recommendation of the Planning Board that the Property be designated as "an area in need of redevelopment" pursuant to N.J.S.A. 40A:12A-5 and wishes to designate the Property as a Non-Condensation Area in Need of Redevelopment; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Piscataway that the Township Council does hereby designate Block 6201, Lot 6.02, Block 7401, Lots 2.02 and 2.03 (50 Kingsbridge Road, 2 Skiles Avenue and 440 Hoes Lane, respectively) as a Non-Condensation Area in Need of Redevelopment pursuant to N.J.S.A. 40A:12A-1 et seq.; and

BE IT FURTHER RESOLVED that in accordance with N.J.S.A. 40A-12A-6b(5)(c) the Clerk of the Township of Piscataway shall forthwith transmit a copy of this Resolution to the Commissioner of the Department of Community Affairs; and

BE IT FURTHER RESOLVED that in accordance with N.J.S.A. 40A-12A-6b(5)(d), within ten (10) days of the Township Council's adoption of the within resolution, the Clerk of the Township of Piscataway shall serve notice of the Township

Council's determination and this Resolution upon the record owner of properties within the Non-Condernation Redevelopment Area, and upon each person who filed a written objection thereto and stated, in or upon the written submission, an address to which notice of the determination and Resolution may be sent.

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

CONTINUED ON NEXT PAGE

PROCLAMATION

Whereas, lung cancer is the leading cause of cancer death in the United States, greater than colon cancer, breast cancer and prostate cancer combined; and

Whereas, early detection of lung cancer can dramatically improve survival rates but only a small percentage of cases are diagnosed in the early stages; and

Whereas, public awareness is needed to help minimize the devastating affects lung cancer has on our community; and

Whereas, we commend the doctors, nurses, researchers and advocates who use their knowledge and determination to help those fighting this deadly disease; and

Whereas, additional funding is needed for research in early diagnosis, screening and treatment; and

Now therefore be it resolved, that I, Brian C. Wahler, Mayor of the Township of Piscataway, County of Middlesex, State of New Jersey, proclaim November 2022, LUNG CANCER AWARENESS MONTH, and encourage all residents of Piscataway to learn about lung cancer and early detection through lung cancer screening.

Business Administrator Tim Dacey led the discussion of the Best Practices Check list

ANNOUNCEMENTS & COMMENTS FROM OFFICIALS:

Mayor Brian Wahler offered his condolences to Raymond Lockhart's family. He also reminded residents that November 11<sup>th</sup> is Veterans Day.

Business Administrator Tim Dacey wished everyone a happy Veterans Day.

Council President Lombardi offered her condolences to the family of Donald Serpico. She also congratulated the council members for winning the election on November 8th

The Council considered the matters on the Agenda for November 22, 2022:

- RESOLUTION – Authorizing Award of Bid – 2 Year Contract - Management Services for Sterling Village Senior Housing Utility – Lutheran Social Ministries of New Jersey Inc. – Not to Exceed \$527,290.00 for 2023 and \$542,149.00 for 2024.
- RESOLUTION – Authorizing Release of Sterling Village Escrow – Apts. 332 and 226.

OPEN TO PUBLIC:

There being no 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 8:09 pm. Motion by Mr. Shah, seconded by Ms. Cahill, carried unanimously.

Respectfully submitted,

Melissa A. Seader, Township Clerk

Accepted:

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Michele Lombardi  
Council President